

Official Department,
MADRAS RECORD OFFICE

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 198-199	Press <u>Mis.</u>
<i>338-140</i> <i>(38-40)</i>	
Dated 7. 2. 1986	

9/9

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
7th February 1867.

No. 38. Read the following letter from C. BHOGAPPAH, late Pleader, Zillah Court of Bellary, to the Chief Secretary to Government, Fort Saint George; dated Madras, 19th January 1867.

I respectfully beg to enclose the endorsement given by the Honorable C. Pelly, Commissioner for the Uncovenanted Civil Service Examination, on my petition presented to him on the 7th instant. I have served under him ten years as a Revenue Goomastah, during the time he was Collector of Bellary.

2. I humbly trust that you will be pleased, under the circumstances therein stated, to obtain the sanction of Government for restoring me to the office of Pleader in the Zillah Court of Bellary, as I was confirmed in the appointment of Pleader by Mr. H. E. Sullivan, the present Acting Judge of Bellary, while he was officiating for Mr. Ratliff in the year 1863, in accordance with the Order of Government, dated 17th January 1862, copy of which I beg to enclose for your kind perusal.

3. Mr. Sullivan, the present Acting Judge of Bellary, on applying to him, expressed his willingness to restore me to my former place, provided Government see no objection to it, so that, when I appear for the Special Test to qualify myself to hold a Moonsiff's place, I may be exempted from passing the General Test Examination, in consideration of my former service.

From C. BHOGAPPAH, late Pleader, Civil Court, Bellary, to the Commissioner for the Uncovenanted Civil Service Examination, Madras; dated Madras, 7th January 1867.

I was appointed an Officiating Pleader of the Civil Court of Bellary in 1862 by Mr. Ratliff, late Judge of that District, after perusing my Testimonials.

By an Order of Government, dated 17th January 1862, it was ruled that persons appointed to practice conditionally as Pleaders might be confirmed without subjecting themselves to the Examination before 1st May 1863.

During Mr. Ratliff's absence in England in 1863, Mr. H. E. Sullivan was appointed in March of that year to act as Civil and Session Judge of Bellary, who kindly confirmed me in the office of Pleader by a Diary Order, dated 15th April 1863, copy of which is enclosed.

While Mr. Sullivan acted in Bellary, I was appointed to conduct criminal prosecutions, and acted for some time as Government Pleader, to the entire satisfaction of the Judge, whose written opinion is herewith submitted.

On Mr. Ratliff's return from England in July 1863, I was directed to cease discharging these duties, on the ground that Mr. Sullivan had no power to confirm me without passing an Examination.

Mr. H. E. Sullivan is now appointed again Acting Civil and Session Judge of Bellary, and he wishes to have your opinion, whether or not he was right in confirming me. I, therefore, request you will kindly favor me with an endorsement on the subject.

I further request you will be good enough to inform me, whether I am to pass the Uncovenanted Civil Service Examination before appearing for the Special Test, which, I think, will not be necessary, having held a Pleader's appointment before the 1st May 1863, from which date the Order of Government, dated 17th January 1862, prohibiting the appointment of unpassed Candidates to those places, took effect. List of former service is annexed.

P. S.—I respectfully beg that you will favor me with an early reply, as I will have to send a copy of the endorsement to the Civil Judge of Bellary.

*Proceedings of the Madras Government, Judicial Department,
7th February 1867.*

Memorandum of C. Bhogappah's Service.

	Years.	Months.	
Appointed Taluq Goomastah in the Taluq of Bellary, February 9th, 1846, up to 9th May 1856, for which post resigned on the same date	10	3	
Interpreter in the Military Court of Requests from 1st June 1857 up to 1st June 1860	4	0	
Appointed as an Officiating Pleader in the year 1862, and was confirmed 15th April 1863, conducted the duties up to 15th September 1864	2	0	I have a doubt whether this service will be reckoned as Government service.

ENDORSEMENT.

The Commissioner must decline to give an opinion as to whether Mr. Ratliff's decision was right or wrong. The appeal lies to Government.

2. Petitioner not having been in the continuous service of Government, since the 1st May 1859, must pass the General Test before appearing for the Special Test, unless exempted by Government, to whom application should be made by petitioner. It is probable that, under the circumstances of petitioner's case, Government will give a favorable consideration to his request.

OFFICE OF THE COMMISSIONER FOR THE
UNCOVENANTED CIVIL SERVICE EXAMINATIONS,
16th January 1867.

(Signed) J. GROSE,
Secretary.

APPENDIX.

COPIES OF C. BHOGAPPAH'S TESTIMONIALS.

The services of a Pleader acquainted with English being requisite to conduct prosecutions in criminal cases on behalf of Government, and C. Bhogappah, who now practices conditionally, possessing a knowledge of that language, and testimonials of good character and qualifications, the Court resolves to permit him to practice permanently.

(Signed) H. E. SULLIVAN,
Acting Session Judge.

I have known Bhogappah, Moolkee Goomastah in the Taluq of Bellary, for two years. He has been employed for the last eight years in Revenue line, and is well acquainted with the business in all the departments; as regards my personal acquaintance with him, I believe him to be an honest hard working servant, and worthy of promotion.

(A true Copy).

BELLARY, 9th February 1855.

(Signed) J. W. BREEKS,
Assistant Collector.

I have known Bhogappah during my residence one and half a year in Bellary. He was at one time employed as a Goomastah in the Bellary Taluq Cutcherry, and performed his duties with zeal and ability, but that situation he voluntarily resigned, and is now studying to pass the prescribed examination for the office of Moonsiff. I shall be very glad of his attaining a Judicial situation, as I believe him to be a conscientious and hard working man.

(A true Copy).

BELLARY, 9th May 1856.

(Signed) M. C. CHASE,
Acting Sub-Judge.

C. Bhogappah, a Pleader of the Civil Court, was recommended by me, when Acting Judge, to the Magistrate of Bellary, as a fitting person to conduct criminal prosecutions before the Court. He understands his work well, is very assiduous in getting up the cases entrusted to him, and, in

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my opinion, is one of the best Vakeels in the Court. He is thoroughly respectable, reads, writes, and speaks English fluently.

(A true Copy).

(Signed) H. E. SULLIVAN,
Acting Civil Judge.

BELLARY, 12th July 1863.

I have much pleasure in bearing testimony to the moral worth and high respectability of character of C. Bhogappah, Sowcar of Bellary.

During my acquaintance with him, of now upwards of a year and a half, I have had many opportunities of observing in him a liberality of mind and feelings, and a freedom from the small prejudices of Natives in general, which render him, in my opinion, well calculated for a post of responsibility under Government.

His superior intelligence, and his practical knowledge of Revenue matters, tend further to qualify him for any such situation.

(Signed) W. H. SIDDONS, Major.

BELLARY, 25th November 1854.

I have much pleasure in stating that I have known C. Bhogappah for a year and five months; he is a very intelligent, young and obliging man, belonging to a respectable Bramin family in Bellary. I have found him very honest in supplying me with Hoondees; they were always paid without any difficulty. I shall be glad to hear of his continued prosperity.

(Signed) A. H. ALCOCK,
Chaplain.

BELLARY, 31st August 1850.

Mr. C. Bhogappah, Sowcar of this place, transacted all my pay and remittance business during my stay at Bellary. I found him very correct, obliging and attentive, and I have every confidence in his integrity, and recommend him for support.

(Signed) B. DAVENEY, Colonel.

BELLARY, 7th July 1859.

I do hereby certify that C. Bhogappah, Sowcar, has been employed by me as an agent for the time of my command, and I have found him a man of the greatest integrity, and at all times most useful and obliging.

(Signed) D. MACLEOD, Major-General,
Commanding Ceded Districts.

BELLARY, 28th February 1859.

C. Bhogappah, Sowcar of Bellary, has been my agent for business for the last two years. He is an excellent man of business and I believe him to be a highly respectable and honorable man. He is a man of considerable knowledge and attainments, and is, in my opinion, far in advance of the educated class of his countrymen, generally, in intelligence and good sense.

(Signed) E. ARMSTRONG, Major-General.

BELLARY, 15th March 1864.

CALCUTTA, 12th October 1855.

SIR,

In the absence of Major Ramsay, who is in England, I have received your letter to his address of the 10th ultimo.

I have submitted it to the Governor General, and now return its enclosure from Major Wilkinson to yourself.

Lord Dalhousie regrets that your application for an appointment to Nagpore has arrived just too late for him to comply with your wishes. There were only two appointments in the new territory; they were both filled before your letter was received. A note shall, however, be made of your wishes, and on any future occurrence of a vacancy, I shall be happy to bring them again to His Lordship's notice.

*Proceedings of the Madras Government, Judicial Department,
7th February 1867.*

I shall be obliged by your reminding me by a note on any occasion that may come to your knowledge of an opportunity such as you desire.

Your's faithfully,
(Signed) F. F. COURTNEY,
Private Secretary.

To
C. BHOGAPPAH, Esq., Sowcar,
Bellary.

No. 39. ORDER THEREON, 7th February 1867, No. 198.

Referring to the qualifications of the petitioner as shown by his testimonials, and the offices he has already held, the Governor in Council is pleased to exempt C. Bhogappa from passing the General Test Examination.

2. The opinion of the Honorable the Judges of the High Court will be requested as to the expediency of permitting petitioner's re-appointment as a Pleader in the Civil Court.

(True Extract).

Chief Secretary.

To the Commissioner for the Uncovenanted Civil Service Examinations.
To C. Bhogappa, late Pleader Zillah Court, Bellary.

Exd. J. Tulloch.

JUDICIAL DEPARTMENT.

No. 199.

To

THE HONORABLE SIR ADAM BITTLESTON, Kt.,
Actg. Chief Justice of Her Majesty's High Court of Judicature,
Madras.

HONORABLE SIR,

In forwarding the annexed copy of a petition and of its enclosures from C. Bhogappa, late Pleader in the Zillah Court at Bellary, I am directed to request that you will be so good as to favor the Governor in Council with the opinion of the Honorable the Judges of the High Court as to the expediency of permitting petitioner's re-appointment as a Pleader of the Civil Court of that District.

I have the honor to be,
Honorable Sir,
Your most obedient Servant,

FORT SAINT GEORGE,
7th February 1867.

Chief Secretary.

From C. BHOGAPPAH, late Pleader, Zillah Court of Bellary, to the Chief Secretary to Government, Fort Saint George; dated Madras, 19th January 1867.

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Judicial Department

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I shall be obliged by your reminding me by a note on any occasion that may come to your knowledge of an opportunity such as you desire.

Your's faithfully,
(Signed) F. F. COURTNEY,
Private Secretary.

To

C. BHOGAPPAH, Esq., Sowcar,
Bellary.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following
letter from C. Bhogappa, late
Member in the Zillah Court
Bellary.

Here, under 19th January 1867

Order 7th February 1867 No 190.

Referring to the qualifi-
cations of the petitioner as
shown by his testimonials
and the Offices he has
already held, the Governor
in Council is pleased to
exempt C. Bhogappa from
passing the General Test
Examination.

2 The opinion of the
Honorable the Judges of the
High Court will be requested
as to the expediency of permitting
petitioner's re-appointment
as a Pleader in the Civil
Court.

I enclose the signed
draft with a note to
the provision of Sect. 4. Art. 1.
46.

This seems to me a
doubtful course. The High
Court have nothing to do with
the appointment of Pleaders to a
Civil Court. If you choose to
exempt C. Bhogappa from the
usual examination, the appointment
to a Pleader ship would I think
rest with the Civil Judge. See
Section III Reg. of 1816.

To the Commr. U. P. S. Ex.
C. Bhogappa, late Pleader
Zillah Court Bellary

Exd. J. Tulloch.

Judicial 1864. Department.

No. 128

PROCEEDINGS OF GOVERNMENT.

Dated 4th February 1867.

No. 412. 895-

32c 40.

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Judicial Department

N^o 799

The Honorable Sir A. Pittleson Kt
Acting Chief Justice of the High Court
of Judicature.

Honble Sir,

In forwarding the
annexed copy of a Petition and
of its enclosures from C. Bhagp.
pali, late Pleader in the
Mistake Court at Bellary,
I am directed to request
that you will be so good
as to favor the Governor in
Council with the opinion
of the Honble the Judges
of the High Court as to
the expediency of permitting
Petitioner's reappointment
as a Pleader of the Civil
Court of that District.

N.
JP

Fort Saint George
7th February 1867

[Signature]

Judicial 1867 Deparitt
1867
N^o 199.

To
The Honorable
The Ag. Chief Justice of the
High Court of Judicature
Madras.

Dated 4th February 1857.
F.N^o 412-895-