

# MADRAS RECORD OFFICE.

Government of Madras.

*Judicial* DEPARTMENT.

|                    |                          |
|--------------------|--------------------------|
| G.O. No. 421       | Press<br><del>Mis.</del> |
| Dated 13-3-19 1867 |                          |

Not to be folded or roughly handled

No. 182. Read the following letter from the Registrar of the High Court of Judicature at Madras, Appellate Side, to the Chief Secretary to Government, Fort Saint George; dated Madras, 22nd February 1867, No. 13.

I am directed by the Acting Chief Justice and the Judges of the High Court to acknowledge the receipt of your letter of the 23rd ultimo, No. 138, requesting their opinion on a proposal to extend the jurisdiction of the Small Cause Court at Negapatam to Rupees 1000.

2. The Judges, with the exception of the Acting Chief Justice, are strongly averse to the proposed measure. It appears to them that the summary proceedings of a Court of Small Causes are only suited to petty claims, and that the present limit, viz., Rupees 500, is the very utmost to which they should be made applicable. It is undeniable that a cleverly concocted suit would be more likely to succeed in a Court of Small Causes than in one where the more tedious but safer course of the regular procedure is observed, and the Judges are quite unable to admit that the power of reference, adverted to by Mr. Cross, affords the same protection as a right of appeal. The consequences of an erroneous decision will, of course, be more mischievous the greater the amount at stake; many a family would be irretrievably ruined by a decree for 1000 Rupees.

No. 183. ORDER THEREON, 13th March 1867, No. 421.

Under the opinion expressed by the Honorable the Judges of the High Court, the Governor in Council must decline to sanction any extension of the jurisdiction of the Court of Small Causes at Negapatam.

(True Extract.)

*Chief Secretary.*

To the Honorable the Judges of the High Court.  
„ Judge of the Court of Small Causes, Negapatam.

Q. No. 245-47  
23/1/67

- 210 - 211  
22/6/65

- 212 - 213  
21/5/65

13<sup>th</sup> March 1867 N<sup>o</sup> 431.

Under the opinion ex-  
pressed by the Honorable the  
Judges of the High Court the  
Governor in Council must decline  
to sanction any extension of  
the jurisdiction of the Court of  
Small Causes at Nagapatam.

To the Hon. the Judges of the High Court }  
or Judges of the Court of Small Causes } decided 18/3  
Nagapatam }