

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	575	Press <u>Mis</u>
Dated	27. 3.	1867

334-335

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
27th March 1867.*

No. 331. Read the following letter from the Deputy Registrar of the High Court of Judicature at Madras, Appellate Side, to the Chief Secretary to Government, Fort Saint George; dated Madras, 23rd March 1867, No. 23.

In their Proceedings of the 27th April 1866, No. 638, the Government sanctioned the opening of a Principal Sudder Ameen's Court at Bellary on the 1st June, but they requested that a report on its operations might be submitted at the end of the year. Since that time, the Session Judge has been exclusively occupied with Criminal work, and what Civil business has been got through has been done by the Principal Sudder Ameen.

2. The operations of the Principal Sudder Ameen in the seven months, from 1st June to 31st December, are stated as follows by the Acting Civil Judge:—

	Received.			Dis- posed of.	Pend- ing.	Remarks.
	Referred by the Civil Court.	Filed in Principal Sudder Ameen's Court.	Total.			
Original Suits.	57	50	107	64	43	* The usual Schedules and applications to Government are being prepared, in order that such of the unclaimed property as was advertised more than one year ago may be sold, and the proceeds credited to Government.
Appeals.	505		505	401	104	
Applications for execution of decrees.	3	20	23	6	17	
Miscellaneous Petitions.		15	15	11	4	
Unclaimed property cases.	417	130	577	2	575*	

3. The extent to which the joint files of the Civil and Principal Sudder Ameen's Courts have been placed will be seen from the following comparison:—

There were pending 31st March 1866, 69 Original suits and 476 Appeals.

Do.	30th June	„	61	„	397	„
Do.	28th Jan.	„	51	„	114	„
Do.	28th Feby.	„	47	„	79	„

Of the last mentioned numbers, 5 Original Suits and a few of the Appeals were pending in the Civil Court, not being cognizable by the Principal Sudder Ameen. All the others seem to have been instituted quite recently, at all events within the last 5 or 6 months.

4. The Civil Judge reports that he will be clear of Criminal work about the 20th of this month; that he will adjourn his Court about the 20th of April; and that he wishes to retain the Principal Sudder Ameen till a month after the recess. If this is allowed, the Principal Sudder Ameen's Court may be closed at the end of July.

5. It appears, however, to the High Court that, if the Principal Sudder Ameen's Court is not to be finally dispensed with, but only removed to another Zillah, advantage should be taken of its adjournment next month to carry out the transfer. The Judges are further of opinion that the Civil and Session Judge is not entitled to any further relief.

Proceedings of the Madras Government, Judicial Department,
27th March 1867.

6. The increasing files of the Vizagapatam Court have recently attracted the attention of the High Court, and it is obvious to them that some assistance to the Civil Judge is now urgently required, and they apprehend that a permanent Principal Sudder Ameen may soon become necessary.

7. In the Civil Court of Vizagapatam there were pending at the end of the

	Original Suits.			Appeals.		
	More than a year.	More than six months.	Total.	More than a year.	More than six months.	Total.
1st Quarter of 1866.....	22	12	70	8	69	267
2nd do.	23	31	74	10	139	300
3rd do.	35	32	84	71	191	346
4th do.	53	16	85	100	163	472

8. The High Court consider it unfair to the public to leave in their present state the heavy arrears on the file of the Civil Court to the sole exertion of the Civil Judge, and they direct me to propose that a Principal Sudder Ameen be temporarily sent to his assistance.

9. The Vizagapatam Courts will adjourn in April. If the Government approve of the Judges' proposal, the most convenient plan will probably be to direct the Principal Sudder Ameen of Bellary to close his Court when the Civil Court adjourns, and to re-open it at Vizagapatam on the 1st of July. The Principal Sudder Ameen and his Establishment are entitled to an adjournment of two months, and between the 20th of April and 1st of July they may be allowed to draw their full pay.

10. I am desired to add that the original and appeal files of the Court of Chingleput are also heavy, but the present Acting Judge has not been there long, and the Judges hope that his exertions may lead to some improvement.

No. 335. ORDER THEREON, 27th March 1867, No. 505.

Under the circumstances stated in the foregoing letter, the Governor in Council sanctions the transfer of the temporary Principal Sudder Ameen's Court from Bellary to Vizagapatam, under the terms proposed by the Honorable the Judges of the High Court.

(True Extract).

Chief Secretary.

To the Honorable the Judges of the High Court.
,, Accountant General.

Exd. J. H. Burns.

PROCEEDINGS of the MADRAS GOVERNMENT.

Recd letter from the
Sdnty Registrar of the High Court.

Dated 23rd March 1823.

Order thereon N^o 505 of 27 March/23.

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of
W.M.

To the Hon. the Judges of the High Court
Act General
Gazette 5/4

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Medical 1854. Department.

No. 5785.

PROCEEDINGS OF GOVERNMENT.

Office 1129-1479 -
1721/68.
Dated 27 March 1867.

7. 10. 1867