

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	533	Press ~~Mis.~~
Dated	2-4-1918	

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
2nd April 1867.*

No. 9. Read the following letter from the Acting Government Solicitor, Madras, to the Chief Secretary to Government, Fort Saint George ; dated Madras, 26th March 1867, No. 172.

I have the honor to acknowledge the Proceedings of Government noted in the margin, requesting the Advocate General's advice as to the course to be pursued for obtaining the decision of the High Court as to whether or not the Criminal Courts of Bellary have jurisdiction over the Ramandroog plateau.

2. I have submitted the matter with all the information which accompanied the Proceedings above noted, and which the Acting Advocate General required, for his consideration.

3. And he advises that a letter in the form herewith sent should be addressed by the Magistrate of Bellary to the Registrar of the High Court at Madras, with a view to the consideration of the matter by the Judges of that Court. This letter by the Magistrate of Bellary should be accompanied by copies of the papers therein referred to.

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From the Magistrate of Bellary, to the Registrar of the High Court, Appellate Side, Madras, dated

I have the honor, under Section 404 of the Criminal Procedure Code, and by order of the Madras Government, to report the result of a case which was recently committed by the Head Assistant Magistrate of Bellary to the Sessions Judge, and dismissed by the latter Officer, on the ground that he had no jurisdiction to dispose of the complaint.

2. Certified copies of the record of committal by the Assistant Magistrate, and of the Calendar of the Case No. 185 of 1866, before the Sessions Judge, are herewith forwarded. I also forward copies of the two Sunnuds of the 12th January 1841, and 6th November 1863, and of the Tahanamah referred to by the Sessions Judge, as also a translation of the last named document. The Notification in the *Fort Saint George Gazette* of the 24th October 1848 was issued by the late Sudder Court in pursuance of, and for the purpose of carrying out the Tahanamah.

3. Since the decision of the Sessions Judge the Sub-Magistrate, appointed by the Jaghiredar of Sundoor, has claimed the right to take cognizance of offences committed on the plateau of Ramandroog, which have hitherto been disposed of by the Sub-Magistrate of the Bellary District. The latter Officer has also been warned by the Agent of the Jaghiredar not to exercise his functions on Ramandroog. It is, therefore, most important that an authoritative ruling should be obtained as to the national character of the Ramandroog plateau, and as to the jurisdiction over offences committed in that place.

4. I have, therefore, the honor to request that you will submit the accompanying papers for the consideration of the Judges of the High Court, with a view to their determining—

1st.—Whether the plateau of Ramandroog is a part of British India, within the meaning of Section 15 of the Indian Penal Code.

2nd.—If it is not, then whether the Judicial authorities in Bellary have jurisdiction over any, and what classes of persons who may appear to have committed offences on that plateau; and,

3rd.—Whether such persons should be tried under the provisions of the Penal Code, or if it should be inapplicable, then under what law they should be tried.

5. I have, in conclusion, to request that their Lordships would be pleased to allow the Acting Advocate General to appear and argue the case on behalf of the Crown, and that for that purpose they would direct notice to be given to him of the day on which they propose to take the matter into consideration.

*Proceedings of the Madras Government, Judicial Department,
2nd April 1867.*

No. 10.

ORDER THEREON, 2nd April 1867, No. 533.

The foregoing letter, together with the proposed draft of letter which should be addressed to the Registrar of the High Court, will be forwarded to the Magistrate of Bellary, with reference to paragraph 1 of G. O. dated the 8th ultimo, No. 378.

(True Extract).

Chief Secretary.

To the Magistrate of Bellary.

„ Acting Government Solicitor.

Exd. J. Tulloch.

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2^d April 1867. N^o 533.

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N.
gp
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W. A.

to the Magistrate of
Bellary {disp 5/4/67.
By Mr. Roberts