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Judicial (1895) Department.

ORDINARY PRINTED.

G.O., No. 4-5.

DATED 2 Jan. 1895.

INDEXED.

[Despatch Abstract.]

INDIAN ARMS ACT, 1878

Approving the suggestion of the Government of India regarding the grant of licenses to go armed on a journey in Form IX of the forms prescribed by the rules issued under the -- and communicating the above to all officers concerned.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

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Govt. of {1895} Madras. JUDICIAL.

Issued

Recd.

Encl.

G.O., 2nd January 1895, No. 4.

JANUARY.

Indian Arms Act, 1878.

Approving the suggestions of the Government of India regarding the grant of licenses to go armed on a journey in Form IX of the forms prescribed by the rules issued under the —, and communicating the above to all officers concerned.

1402
2ND JANUARY 1895, No. 4, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper:—

From L. M. THORNTON, Esq., Deputy Secretary to the Government of India, Home Department (Public), to the Chief Secretary to the Government of Madras, dated Calcutta, the 28th November 1894, No. 24-Pub.—1938.

Some instances have recently been brought to the notice of the Government of India in which licenses to go armed on a journey in Form IX of the forms prescribed in the rules issued under the Indian Arms Act have been given to Pathans living on, or beyond, the external frontier of the Punjab by magistrates in other provinces, under cover of which breech-loading and repeating rifles could easily have been smuggled across the frontier. It has been represented, in view of these occurrences, that, now that railways have so largely superseded the old method of travelling long distances by road, it is unnecessary and inexpedient to give licenses to go armed on a journey as freely as hitherto, and that some restrictions might be placed on the grant of such licenses.

2. It appears that the requirements of the existing rules are not always carefully observed. The license form requires a description of the arms covered by the license to be given in its third column. In Rule VI (22) of the Rules under the Act it is provided that licenses granted in a Presidency town or for use beyond the district where they are issued shall be in English, and may be in the vernacular as well. The cases brought to notice show that both the above directions are often neglected, and I am to request that, with the permission of His Excellency the Governor in Council, instructions may be issued enjoining on District Magistrates to follow strictly the rules regarding the preparation of licenses in Form IX. The description of the weapon licensed should be recorded in the license with reasonable fulness, so that there may be no doubt that the license was intended for a weapon such as the traveller has in his possession. It should also be impressed on District Magistrates that licenses in Form IX to cover rifles should be very sparingly, if at all, granted.

3. As a further precaution it has been suggested that, when a District officer receives an application for a license in Form IX from a person who is not a resident of his district and is not personally known to him, he should, before granting the license, ascertain from the magistrate of the district in which the applicant resides, or, if the applicant is a resident of foreign territory, from the Political officer for that territory, whether there is any objection to the grant of the license; and that particular care should be taken in regard to the grant of such a license when the place to which the applicant wishes to travel is on, or near, the frontier.

Before taking any action on this suggestion, the Government of India would be glad to be favoured with an expression of the views of His Excellency the Governor in Council on it.

ORDER—dated 2nd January 1895, No. 4, Judicial.

The foregoing letter from the Government of India will be communicated to all District Magistrates, the Inspector-General of Police and the Commissioner of Police, Madras, for information and guidance.

2. The Government of India will be informed that this Government approves of the suggestions appearing in paragraph 3 of the letter.

[Here enter No. 5, dated 2nd January 1895.]

(True Extract.)

Chief Secretary.

To all District Magistrates.
 „ the Inspector-General of Police.
 „ the Commissioner of Police, Madras.
 „ the Political Department.
 Copy to the Revenue Department.

JUDICIAL DEPARTMENT.

LETTER—from

THE CHIEF SECRETARY TO THE GOVERNMENT OF

FORT ST. GEORGE,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,

HOME DEPARTMENT (PUBLIC).

SIR,

I am directed to acknowledge the receipt of Mr. Thornton's letter, dated the 28th November 1894, No. 24-Pub.—1938, relating to the grant of licenses to go armed on a journey in Form IX of the forms prescribed in the rules issued under the Indian Arms Act, 1878, and to state, with reference to paragraph 3 thereof, that the precautions therein suggested have the approval of His Excellency the Governor in Council. The officers concerned have been directed to observe them in anticipation of any formal orders to this effect which the Government of India may see fit to issue.

I have the honour to be,

Sir,

Your most obedient servant,

FORT ST. GEORGE,
 2nd January 1895.

Chief Secretary.

Regr. No.

HOME 1895 DEPT.

[]

From the Government of
Fort St. George.

Issued

Recd.

Encl.

Letter, 2nd January 1895, No. 5.

JANUARY.

Indian Arms Act, 1878.

Expressing approval of the suggestions made in connexion with the grant of licenses to go armed on a journey in Form IX of the forms prescribed in the rules issued under the Indian Arms Act, 1878, and stating that the officers concerned have been directed to observe them in anticipation of any formal orders to this effect which the Government of India may see fit to issue.

From

The Govt of India

Home Dept.

(Public)

No 24 Pub.
1938

Dated 28/4
Recd 3/12
Reg 4/12 } 1894

Subject

Requesting to be favoured

with the views of H.E.

the Governor in Council

on its suggestion regarding %

the preparation of licenses

in Form IX of the forms

prescribed in the rules

issued under the Indian

Arms Act

MR 8/12
WS 8/12.

6422

Govt Dept.

Order

PS

The foregoing letter from the Govt of India will be communicated to all S.D. magistrates, the Dy. of Police & the Comr. of Police, Madras, for information & guidance.

2. These officers will also be requested to favor Govt. with their views on the suggestion contained in para. 3. of the G.O.'s letter.

h
10/12

All S.D. magistrates

The Dy. of Police

... Comr. of Police, Madras.

Copy to the arms act file

(wo)

6422

CHIEF SECRETARY
-3 DEC. 1894
GOVERNMENT OF MADRAS

No. 24 *Pub.*
1938

FROM

L. M. THORNTON, Esq.,
Deputy Secretary to the Government of India.

TO

The Chief Secy to the Govt. of Madras.

Home Department.
Public.

Calcutta, the 28 November 1894.

SIR,

SOME instances have recently been brought to the notice of the Government of India in which licenses to go armed on a journey in Form IX of the forms prescribed in the rules issued under the Indian Arms Act have been given to Pathans living on, or beyond, the external frontier of the Punjab by Magistrates in other Provinces, under cover of which breech-loading and repeating rifles could easily have been smuggled across the frontier. It has been represented, in view of these occurrences, that, now that railways have so largely superseded the old method of travelling long distances by road, it is unnecessary and inexpedient to give licenses to go armed on a journey as freely as hitherto, and that some restrictions might be placed on the grant of such licenses.

2. It appears that the requirements of the existing rules are not always carefully observed. The license Form requires a description of the arms covered by the license to be given in its third column. In Rule VI (22) of the Rules under the Act it is provided that licenses granted in a Presidency town or for use beyond the district where they are issued shall be in English, and may be in the vernacular as well. The cases brought to notice show that both the above directions are often neglected, and I am to request that, *with the permission of His Excellency the Governor in Council,* instructions may be issued enjoining on District Magistrates to follow strictly the rules regarding the preparation of licenses in Form IX. The description of the weapon licensed should be recorded in the license with reasonable fulness, so that there may be no doubt that the license was intended for a weapon such as the traveller has in his possession. It should also be impressed on District Magistrates that licenses in Form IX to cover rifles should be very sparingly, if at all, granted.

3. As a further precaution it has been suggested that, when a District Officer receives an application for a license in Form IX from a person who is not a resident of his district and is not personally known to him, he should, before granting the license, ascertain from the Magistrate of the district in which the applicant resides, or, if the applicant is a resident of foreign territory, from the Political Officer for that territory, whether there is any objection to the grant of the license; and that particular care should be taken in regard to the grant of such a license when the place to which the applicant wishes to travel is on, or near, the frontier.

Before taking any action on this suggestion, the Government of India would be glad to be favoured with an expression of *the views* of *His Excellency the Governor in Council* on it.

I have the honour to be,

SIR,

Your most obedient Servant,

L. H. Thornton

Deputy Secretary to the Govt. of India.

[G.]
24.
200-6-8-94.

Judicial DEPARTMENT.

Papers to be read in Proceedings:—

Again G. O., dated

189 , No.

Again G. O., dated

189 , No.

Current No.

of 189 , dated

from

Current No. 6422 of 1894, dated 28th Dec^r *Nov* from the Govt. of India.

ORDER.

P.S.

dated 2-1-95 No 4

The foregoing letter from the Govt. of India will be communicated to all District Magistrates, the Dy. of Police & the Commissioner of Police, Madras, for information & guidance.
2. The Govt. of India will be informed by this Govt. approves of the suggestions appearing in para. 3 of the letter.

MS
22/12/94

20 Dec

To

All District Magistrates }
The Dy. of Police }
" Comm. of Police, Madras }
" Political Dept. }
Copy to the Rev. Dept. }
[" arms act file.]

dispo
13/1/95

Letter

31 copies
Dispo
13/1/95

The Secretary to the Govt. Home Dept.

I am directed to acknowledge

MS

the receipt of Mr. Thornton's letter of the 28th
November 1894, No. 24 Pub, relating to the
grant of licenses to go armed on a journey in
Form D of the forms prescribed in the rules issued
under the Indian Arms Act, 1878, and to state,
with reference to para. 3 thereof, that the
precautions therein suggested have the approval
of H.E. the Govr. in Council. The

20/12
21/12/94

Officers concerned have
been directed to observe
them in anticipation of
any formal orders to this
effect which the G.O. may
see fit to issue

22/12/94

(For approval)

Ind 90-4 of 2nd January 1895.

Anantapur.	8
North Arcot, Chittoor.	8
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South Canara, Mangalore.	8
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Coimbatore.	8
Cuddapah.	8
Ganjam, Chatrapur.	8
Godavari, Cocanada.	8
Kistna, Masulipatam.	8
Kurnool.	8
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Nellore.	8
Salem.	8
Tanjore.	9
Tinnevely.	8
Trichinopoly.	8
Vizagapatam.	8

The Collectors of
The District Magistrates of

13/1/95

GOVERNMENT OF MADRAS.

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(True Extract.)

Chief Secretary.

To all District Magistrates.
" the Inspector-General of Police.
" the Commissioner of Police, Madras.
" the Political Department.
Copy to the Revenue Department.

Govt. of {1895} Madras.
JUDICIAL.

Issued

Recd.

Encl.

G.O., 2nd January 1895, No. 4.

JANUARY.

Indian Arms Act, 1878.

Approving the suggestions of the Government of India regarding the grant of licenses to go armed on a journey in Form IX of the forms prescribed by the rules issued under the —, and communicating the above to all officers concerned.

First copy sent to Press:

Returned for signature.

Despatched in print.

Read again G.O. No.
189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BRING MEANT FOR DESPATCH
IN ORIGINAL.

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P = Print abstract only.
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