

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 1907-10.

Dated 10th Sept. 1895

[Despatch Abstract.]

M.R.RY.A.V. NARASINGA ROW'S REQUEST.

Requesting the Government of India to arrange for the transmission to this Government of certain letters from the late M.R.RY. A.V.Narasinga Row, which are required in connection with the Testamentary Suit No. 9 of 1895 on the file of the Madras High Court.

BACK PAPERS.

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

FURTHER PAPERS.

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

3 600-1-1-95.

ORDINARY, MS.

Judicial DEPARTMENT.

G.O., DATED 10-5-55

No. 1909-10

INDEXED.

When given for copying. 13/5

[Despatch Abstract.]

Requesting the East of India
to arrange for the transmission
to the East of certain
letters from Mr. H. K. A. V. N. S.
Singha Row deceased, which
are required in connection
with the testamentary
suit No. 9 of 1895 on the
file of the Macrao High
Court.

920/5

see blank 13/5

READ AGAIN ORDER OF GOVERNMENT, DATED
189 , No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT A A

LETTER OF GOVERNMENT. A

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not paged).

N.B.—

- A — Copy in full.
- B — Not to be copied.
- P — Copy abstract only.
- Q — Copy heading only.

BACK PAPER, No. 1718 & 16. 8. 95 of 189

FURTHER PAPER, No. of 189

5525/95

402557
11-12-95

BARCLAY, MORGAN & ORR,
MADRAS,
SOLICITORS & NOTARIES.

Partners:

ERNEST BARCLAY,
WILLIAM MORGAN,
SUTHERLAND ORR.

Telegraphic Code Address:
"CLANOR"—MADRAS.

CHIEF SECRETARY
21 AUG 1895
GOVERNMENT OF MADRAS

In your reply please give
reference to No.....

High Court,

MADRAS 19th Aug 1895

From Messrs Barclay Morgan & Orr
Solicitors

To The Chief Secretary to
the Government of Madras
Sir

We have the honor to
acknowledge receipt of the order
of Government dated the 16th inst.
No. 1718 and with reference thereto
to ask that Government may be
pleased to address the Government
of India with reference to the
production of the documents referred
to in our letter of the 6th inst.

We would point out that
the Government of India is scarcely
likely to comply with any request
of yours that the documents may

of laws that the documents may
likely to comply with any request
the Government of India is entirely
willing to point out that
to in our letter of the 6th inst.
production of the documents referred
of India with reference to the
reference to address the Government
to ask that Government may be
of 1917 and with reference thereto
of Government dated the 10th inst.
acknowledged receipt of the order
to have the same to

Under these circumstances
we hope that Government will
be pleased to address the Governor.

is presented to us for production
in Court: that authentic copies
of such documents would probably
not be admitted in evidence
the documents being coming within
the definition of public documents
and that in the event of the
Government of India not supplying
with such papers the only course
open to our client would be to go to
the expense of issuing a commission
to the Calcutta High Court to obtain
production of the documents from
the Bank and Mr. Elliot or possibly
great inconvenience to these
parties.

Under these circumstances
we take that Government will
be obliged to address the Government

of India on the question of the
production of these letters.

One further reason why
authenticated copies would
hardly meet the purpose is that
the documents were written in the
deceased Testator's own hand-
writing about the time he executed
his last will to which they refer
and are required to be produced
as corroborative evidence of the
execution by him of the Will of
which formal proof is now called
for. Authenticated copies
will therefore be of no assistance
to the executors.

We have the honor to be
Sir
Your obedient servants
Barclay Morgan & Co

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Current No. 3991
Judicial DEPARTMENT.

From Messrs Barclay, Morgan & Co.
Solicitors, Madras.

No. .
Dated 19th } August 1895
Received 21st }
Repd. 22nd }
Enclosures "

SUBJECT.

Requesting to address the Govt.
of India with reference to the
production of the documents
referred to in their letter of the 6th inst.

1718 D. 16.8.95
+ paper marked
init.

H.M.
For orders.

Messrs. Barclay, Morgan &
Co. ask Govt. to address
the Govt. of India for the originals
of certain letters addressed by
the late A.V. Narasimha Rao
to Sir E.C. Mack & the Meteorological
Reporter to the Govt. of India,
which are required in order to
assist A.V. Jaggia Rao in
proving the validity of will
read in G.O. of 12 Sept. 1892 No.
643. The course proposed is an
unusual one, but Govt. has
an interest in proving the will
to S.S.S.

I know of no precedents in support
of Mr. B. in above request but
there seems no objection as Govt.
has an interest in the matter
of the will to a compliance
with the 2nd 3/9/95.

the position as regards the interest
of Govt. in the matter must be
pointed out to India.

W
4/9/95

Papers to be read in proceedings:—
Judicial DEPARTMENT.

Again G.O., dated 16th August 1895, No. 1718

Again G.O., dated 189 , No.

Current No. 3991 of 1895, dated 19.8.95 from Messrs Barclay Morgan & Co.

Current No. of 189 , dated from

ORDER. of 10th September 1895, No. 1909.

The Govt. of India will be
addressed.

(From orders)

Messrs Barclay Morgan & Co. depd 20/9/95

Letter No. 1910.

The Secretary to the Govt. of India

Home Dept.
Ch. 3756 & 3991
P.O. 643/92
Depd 20/9/95

Sir,

In transmitting copies of
two letters dated 6th and 19th August,
addressed to this Govt. by Messrs
Barclay Morgan & Co., Solicitors
on behalf of S.A. Venkata Jaggia
Rao, Plaintiff in Testamentary
Suit No. 9 of 1895 on the file
of the Madras High Court, I am

directed

Link to 20/9/95
pro. for
proceeding
23/8

Conf. for Govt. up.
Ans

419
57

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. of 189 , dated from

ORDER.

in question from which it will be seen that the testator has bequeathed Rs 1,15,000 to the care of Govt. for the purpose of establishing a College in the town of Vizagapatam.

Probate of the will was taken out in the High Court a few months since, but was subsequently recalled on the objection of the testator's widow. The Plaintiff has thus been put to the necessity of establishing the validity of the will. The documents for which Messrs Barclay Morgan & Co apply are required for this purpose and the Plaintiff has been taking action in this matter with the approval of Govt, having appointed as his Legal Advisers a

directed to request that the Govt. of India may be moved to arrange for the transmission of the documents specified below:—

16th May 1892. Letter from Mr. A. V.

Narasingha Rao, deceased,

to Sir E. C. Buck, Secy.

to Govt. Rev. & Agri. Dept.

19th May 1892. — do —

16th May 1892. Letter from Mr. A. V.

Narasingha Rao, deceased,

to Mr. J. Elliot,

Meteorological Reporter

to the Govt. of India.

19th May 1892. — do —

3rd June 1892 — do —

2. I am directed to explain that the unusual course which has been adopted in making this reference is due to the fact that the Govt. is interested in the result of the testamentary suit in question and is desirous of giving the Plaintiff all possible assistance in establishing the validity of his father's will. A copy of G. O. & 12th September 1892, No 643, Public is enclosed. This contains a copy of the will

Printed

to firm of which the Govt.
Director is a member.

I have to
(from orders)

12
9/7/95

M^r. A.V. Mursinga Rao's Request

Q
(From Orders)

mis

DECEMBER 1905

When sent for copying _____
When copied _____
When examined _____
When signed _____

189

READ AGAIN G.O., No. _____
189 _____

DATED

CURRENT No.

ENCLOSURES TO C. No

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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