

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 374

Dated 19th Feb. 1895

INDEXED.

[Despatch Abstract.]

CANTONMENT MAGISTRATES

Communicating, with remarks, to the District Magistrates of Malabar and Vizagapatam, memorandum, Military Department, regarding the appointment of -- at Malappuram and Vizianagaram.

BACK PAPERS.

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

FURTHER PAPERS.

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

250-20-11-94.

No. 682

529

Government of Madras.

MILITARY DEPARTMENT,

Fort Saint George 6th February 1895.

Memorandum.

It is observed that the rules framed under Madras Act I of 1866 have never had any force in the Cantonments of Malapuram and Vizianagram in as much as the Act was never formally extended to them under Section 40. Though these two stations have been regarded as Cantonments under the decision conveyed in the Government of India

x No: 1473 C. dated 9th July 1894 recorded } Military Department
in P. G. No: 4970 dated 10th August 1894 Military. } letter marginally

noted, they are apparently not now subject to any Cantonment regulations in regard to several of the matters detailed in Section 26 of the Cantonments Act 1889; for, no rules have yet been issued under that section beyond those published on page 498 of the Fort Saint George Gazette of the 15th July

July 1890, while those framed under the Madras Act of 1866 cannot be considered to be in force in them under Section 2, Clause (2), of the India Act of 1889. Further, it will be noted that Madras Regulation VII of 1832 and India Act XVIII of 1853, which might be considered to have been in force in the Cantonments in question even after the passing of Madras Act I of 1866, have been repealed by India Acts XVI of 1874 and XIII of 1889, respectively. In these circumstances it is thought that Judicial P.G. no: 2510 dated 17th October 1894, requires reconsideration and it is accordingly suggested that instructions may be issued to the District Magistrates concerned to defer taking action on the order in question except so far as regards the grant of additional powers to enable the Cantonment

Magistrates to take cognizance of offences coming under Government of India notification, Judicial no: 617, dated 4th July 1890, until rules are issued under section 26 of the Cantonments Act 1889 providing for the matters specified in clauses (b) and (12 to 31) of that section.

D. H. Woodcock Colonel
Offg: Secretary to Government.

To

The Judicial Department
.. Quarter Master General for information with
reference to P.G. no: 6727 dated 31st October 1894
initials
P.G.

529
Judicial (1895) Department.

Go 2510: 17-10-94 ~~his~~ ac
705: 3-4-95
I send for

When given for copying _____
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189

From
The Military Department

CHIEF SECRETARY
6 FEB. 1895
GOVERNMENT OF MADRAS
No: 682

Dated 6
Received 6
Registered 6
February 1895

Order 19 Feb 1895 No 374
The Military Dept. memorandum will be com? to the Dt. Mag. of Malabar & Vizagapatam. The Cant. Mag. at Malapuram & Vignagaram should be warned that the Rules framed under Madras Act I of 1866 are not in force in those two stations. There is no necessity to modify G.O. of 17 Oct 1894, No. 2510, hdt., in any way, as it does not purport to empower the Cant. Mag. to try breaches of Rules which are not in force in the Cantonments in question.

To await the return of the original of G.O. 17-10-94 & 2510 & connected papers from a/c?

12/2/95
Regarding Appointment of Cantonment Magistrates at Malapuram and Vignagaram.

16 Feb
18/2/95
To the mil Dept. (2 to)
— Dt. Malabar (1 to)
— Vizag (1 to)
Copied 19/2

READ AGAIN G.O., No. 189

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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