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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.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	4859		95				

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 1X 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 It has been represented, in view of these occurrences, that, now that railways have so largely superseded the old method of travelling long distances by road, it is unnecessary and inexpedient to give licenses to go armed on a journey as freely as hitherto, and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.

15
10/1/95

I have see docket 9/1/95
 10/1/95
 CP 107/1

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 28/1
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

MS 8/12.

6422

Ind. Dept.

Order

P.S.

The foregoing letter from the Govt. of India will be communicated to all S.D. magistrates, the Sg. of Police & the Com. 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 Sg. of Police
... Com. of Police, Madras.

8/12

Copy to the arms act file

(100)

6422
CHIEF SECRETARY
-3 DEC. 1894
GOVERNMENT OF MADRAS

No. 24th 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. M. Thos. J. S.

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 28 Dec^r 1894 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 Sg. of Police & the Commissioner of Police, Madras, for information & guidance.
2. The Govt. of India will be informed that this Govt. approves of the suggestions appearing in para. 3 of the letter.

MS
22/12/94

20 Dec

To

All District Magistrates 175
The Sg. of Police 6
" Comm. of Police, Madras 1
" Political Dept. 1
Copy to the Rev. Dept. 1

[- arms act file.] - *done - final*

Letter

*31 copies to
Desks
13/1/95*

The Secretary to the Govt. Home Dept.

I am directed to acknowledge

the receipt of Mr. Thornton's letter of the 28th
 November 1894, i.e. 24 Pub, relating to the
1938
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 with reference to para. 3 thereof, that the
 precautions therein suggested have the approval
 of H.E. the Govr. in Council. The

the
 20/12
 21/12/94

Copies concerned have
 been directed to observe
 them in anticipation of
 any formal orders to this
 effect which the S. of I. may
 see fit to issue

22/12/94

Ind 90-4 of 2nd January 1895.

The Collectors of
 The District Magistrates of

Anantapur.	8
North Arcot, Chittoor.	8
South Arcot, Cuddalore.	8
Bellary.	8
South Canara, Mangalore.	8
Chingleput, Saidapet.	8
Coimbatore.	8
Cuddapah.	8
Ganjam, Chatrapur.	8
Godavari, Cocanada.	8
Kistna, Masulipatam.	8
Kurnool.	8
Madras (when necessary).	
Madura.	8
Malabar, Calicut.	12
Nilgiris, Ootacamund.	8
Nellore.	8
Salem.	8
Tanjore.	9
Tinnevely.	8
Trichinopoly.	8
Vizagapatam.	8

done 13/1/95

GOVERNMENT OF MADRAS.
JUDICIAL DEPARTMENT.

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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.

Gobt. 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 N3.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DTTD.

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

N.B. —

A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.

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Letter only.

Order complete with Letter.