

Judicial (1895) Department.

ORDINARY PRINTED.

G.O., No. 661.

Dated 28th Mar. 1895.

INDEXED.

[Despatch Abstract.]

INSPECTION OF RECORDS.

Requesting, with remarks, the Honourable the Judges of the High Court to extend the privilege of inspecting records to gazetted officers of the Salt, Abkari and Forest Departments in so far as concerns the Salt and Abkari or Forest cases, respectively.

Wick

orig. Judl Dept 66/2728-3-1895
14.2.44 MRO 576-A P.J.P. 22 3/4
13/4
24.1.49 MRO 90/49 21/4
25/4/49
9.8.90/1558/RH/90 21/4
26.11.90

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
C	5118		(no year given, presumably 1895)				
	2746/58						

Govt. of {1895} Madras. JUDICIAL.

Issued

Recd.

Encl.

G.O., 28th March 1895, No. 661.

MARCH.

Inspecting Records.

Requesting, with remarks, the Honourable the Judges of the High Court to extend the privilege of — to gazetted officers of the Salt and Abkari and Forest Departments in so far as concerns the Salt and Abkari or Forest cases respectively.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—again the following paper :—

G.O., dated 24th October 1894, Mis. No. 2546, Judicial.

Read—the following letter from F. D'A. O. WOLFE-MURRAY, Esq., Acting Magistrate, Vizagapatam District, to the Chief Secretary to Government, dated Vizagapatam, 13th September 1894, No. R.C.-4207 :—

I have the honour to state that the Salt Sub-Inspector of Sálúru requested the Sálúru Sub-Magistrate to allow his petty officer to take copies of depositions in a certain Abkári case disposed of by the Sub-Magistrate. Hitherto such copies are being granted on copy stamps at the requisition of the Assistant Commissioner or the Inspector of the Salt and Abkári Revenue, debiting the charge to contingencies. The practice of granting copies on copy stamps is highly expensive and is quite useless. I therefore beg to enquire whether High Court's circular, No. 3386, dated 20th December 1893, allowing Police Inspectors to inspect records of magisterial cases, may not be extended so as to include Inspectors and Assistant Inspectors of the Salt and Abkári Revenue also. As far as I can see, there can be no objection to such an extension. These officers are not now authorised by the High Court's circular referred to above and the High Court might be addressed on the subject. The High Court's circular in question only authorises Police Inspectors to inspect records within the precincts of a Court but not to take extracts from them, though Government has held in its order, No. 48, dated 11th January 1894, that an officer inspecting records under the rules can take extracts therefrom if he considers it necessary to do so. I therefore think it necessary that the fact should be expressly stated in the High Court's circular, if one is issued.

Order—dated 24th October 1894, Mis. No. 2546, Judicial.

The District Magistrate's letter will be communicated to the Honourable the Judges of the High Court, with the request that they will be good enough to inform Government whether they are prepared to so amend circular, No. 3386, dated 20th December 1893, as to empower Inspectors and Sub-Inspectors of the Salt and Abkári Department to inspect the records in Salt and Abkári cases in Magisterial Courts only. It seems to Government that this power might with advantage be given and also that a similar power might be conferred upon Deputy, Assistant and Extra Deputy and Assistant Conservators of Forests and even upon Forest Rangers in respect of Forest cases.

2. If the High Court concurs, the opportunity might be taken to make the rules clear on the point referred to in G.O., dated 11th January 1894, No. 48, Judicial.

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

To the Honourable the Chief Justice, with C.L.
„ District Magistrate, Vizagapatam.

READ—also the following paper:—

From D. W. G. COWIE, Esq., Acting Registrar of the High Court of Judicature, Appellate Side, to the Chief Secretary to Government, dated Madras, 6th March 1895, No. 627.

With reference to G.O., 24th October last, No. 2546, Judicial, I am directed to state that the Honourable the Judges are averse to giving the right of inspection of records in Criminal Courts indiscriminately. They, however, have no objection to extend the privilege to gazetted officers of the Salt and Abkari and Forest Departments in Salt and Abkari and Forest cases respectively.

ORDER—dated 28th March 1895, No. 661, Judicial.

The Honourable the Judges will be requested to extend the privilege of inspecting records to gazetted officers of the Salt and Abkari and Forest Departments, in so far as concerns "Salt and Abkari," and Forest cases, respectively.

2. It will, however, be observed that Assistant Inspectors in the Salt and Abkari Department, though not actually gazetted officers, are frequently placed in charge of Inspectors' circles and thus perform the duties of gazetted officers; and the Honourable the Judges will be requested to consider whether the same privilege might not be extended to these officers also.

(True Extract.)

Chief Secretary.

To the Honourable the Chief Justice, with C.L.
 " District Magistrate, Vizagapatam.
 " Board of Revenue (Land Revenue).
 " Board of Revenue (Separate Revenue).

Judicial {1895.} Department.

No.

FROM

The Registrar of the High Court
 of Judicature, Appellate Side,
 Madras.

Dated 6. March 1895.
 Received

No. 627.

Enc

Stating that the High Court has no objection to extend the privilege of inspection of records to gazetted officers of the Salt & Abkari and Forest Departments.

2546: 24.10.94 k
 48: 4 Jan 94
 1839: 9 Feb 94
 2271: 6.4.93
 1152: 22 Jan 92
 274/93 SC

A.M.

For orders

Remedy 90. 2546
 of the officers mentioned
 90. 2546 to Salt & Abkari
 24-10-94
 Sub-Inspector & the Forest Ranger
 are not gazetted. - May the
 High Court be asked to draft
 rules in the sense of this letter
 in modification of those enactments
 90. 76 Nov. 1892 No 2271?

18. 3. 95
 22/3/95

But add that Asst
 Insps (salaries 125, 150 & 175)
 are often in charge of ^{instead of higher} ^{assts} ^{of} ^{the H.C.} ^{as these are doing the duty of} ^{gazetted officers,} to empower them
 also, though not actually gazetted

25/3/95

223/3
 223/3

Recd. also the 11/16 High Court of Judicature
Madras, 6th March 1895.

No 627.

From

D. W. G. Cowie Esquire,
Ag. Registrar of the High Court
of Judicature, Appellate Side,
Madras.

To

The Honorable J. F. Price, C. S. S.,
Chief Secretary to Government,
Fort St. George

Honorable Sir,

With reference to G. O. dated 24th
October last, No. 2546, Judicial, I am
directed to state that the Honorable the
Judges are averse to giving the right of
inspection of records in Criminal Courts
indiscriminately. They, however, have
no objection to extend the privilege to
Gazetted Officers of the Salt & Abkari
and Forest Departments in Salt and
Abkari and Forest cases respectively.

I have the honor to be,
Honorable Sir,
Your most obedient servant,

D. W. G.

Ag. Registrar.

Every letter, whether printed or in manuscript, should be docketed and abstracted on the back; and the abstract should state clearly the purport of the letter and not merely its title subject.

Enclosures and statements also, whether sent with letters, or merely under cover, should be numbered, docketed and abstracted. The headings of statements should be written in full to prevent mistakes. (G. O., 8th April 1893, No. 239, Public.)

Papers to be read in Proceedings:—

Again G.O., dated

18 , No.

Again G.O., dated 24 — October 1894, No. 2546

Current No. 1116 of 1895, dated 6 March from the Reg^t, High Court

Current No.

of 18 , dated

from

Order of 28-3-95, No 661

The Hon^{ble} the Judge will accordingly be requested to extend the privilege of inspecting records to gazetted officers of the Salt & Abkari & Forest Department, in so far as concerns 'Salt & Abkari', and Forest cases, respectively.

It will however be observed that Inspectors in the S. & A. Dept., though not actually gazetted officers are frequently placed in charge of Inspectors' circles & thus perform the duties of gazetted officers; & the Hon^{ble} the Judge will be requested to consider whether the same privilege might not be extended to these officers also.

(Promoted)

26-3-95

The Hon^{ble} the C.J. with C.L. (2/95)The Dist Mag^r Vizagapatam dispo

Boundary Rev: Land Rev: VI 1/4/95

Boundary Rev: Separate Rev: VI

Inspection of
Criminal Records

Cs.
(from order)

201

Proof-please see margin p. 2

28TH MARCH 1895, No. 661, JUDICIAL.

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JUDICIAL DEPARTMENT.

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(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

To the Honourable the Chief Justice, with C.L.
„ District Magistrate, Vizagapatam.

Proof for US

4/14

2

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(True Extract.)

Chief Secretary.

To the Honourable the Chief Justice, with C.L.
" District Magistrate, Vizagapatam.
" Board of Revenue (Land Revenue).
" Board of Revenue (Separate Revenue).

End. A. Raiff.

Gobt. of {1895} Madras.
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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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B = Not to be printed.

P = Print abstract only.

Q = Print heading only.

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