

2. *21/6/1895*
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Judicial (1895) Department.

ORDINARY PRINTED.

G.O., No. 8/7

DATED *20th Apr: 1895*

INDEXED.

[Despatch Abstract.]

REGISTRATION.

Authorizing Registering officers to attest powers of attorney
executed in this presidency for registering documents in the
Registration offices of Native States.

Encl

BACK PAPERS.

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

FURTHER PAPERS.

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

20TH APRIL 1895, No. 817, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper:—

From the Hon'ble S. SRINIVASA RAGHAVAIYANGAR, Diwan Bahadur, C.I.E., Inspector-General of Registration, Madras, to the Chief Secretary to Government, dated Madras, 12th March 1895, G. No. 1174.

Section 33 of the Indian Registration Act III of 1877 provides for the attestation of powers of attorney granted for the purpose of registering documents in *British India*, and Government in its order, dated 23rd April 1892, No. 778, Judicial, refused to sanction my proposal to empower registering officers to attest powers of attorney granted for purposes other than that mentioned above.

2. Powers of attorney granted for the purpose of registering documents in the Native States of Travancore, Pudukkottai, Cochin, Mysore, Hyderabad, &c., are rather frequently produced for attestation before the Registrar of Madras and the other registering officers of this Presidency, and their refusal to attest them in the absence of authorization from Government is causing a good deal of inconvenience, delay and disappointment to the parties concerned, more especially as registration laws in force in some of the Native States, *e.g.*, Travancore, require that the powers of attorney granted in British India for the registration of documents in such States should be attested by British registration officers.

3. In the matter of the petition of Sardarilal, 13, B.L.R., App., page 40, the High Court of Calcutta has ruled that a registering officer is a "Court" within the meaning of the Evidence Act and is consequently included among the officers referred to in section 85 of the Indian Evidence Act. If, therefore, Government is pleased by an executive order to authorize registering officers to attest powers at least of the descriptions referred to in paragraph 2 *ante* in the same manner as Magistrates have been empowered in G.O., dated 3rd June 1871, No. 743, Judicial Department, to attest powers granted for purposes other than registration of documents, it will conduce greatly to the convenience of the public as registration offices have been established at easy distances from their homes. The fees for attesting these powers and for the registering officers' attendances at private residences, if any, in connection with the attestation, may be levied as prescribed in the registration table of fees.

4. I have, accordingly, the honour to recommend that registering officers be authorized by executive orders to attest powers of attorney executed in this Presidency for registering documents in the registration offices of Native States.

ORDER—dated 20th April 1895, No. 817, Judicial.

Registering officers in this Presidency will accordingly be authorized to attest powers of attorney executed in this Presidency for registering documents in the registration offices of Native States.

(True Extract.)

Chief Secretary.

To the Inspector-General of Registration.

Exd. J. Henricus.

Govt. of {1895} Madras.
JUDICIAL.

Issued

Recd.

Encl.

G.O., 20th April 1895, No. 817.

APRIL.

Registration.

Authorizing registering officers to attest powers of attorney executed in this Presidency for registering documents in the registration offices of Native States.

200-27-7-94.

CURRENT NO. 1298
REGISTRATION DEPARTMENT.

By No. 1174

From

THE HON'BLE S. SRINIVASA RAGHAVAIYANGAR,

DEWAN BAHADUR, C.I.E.,

INSPECTOR-GENERAL OF REGISTRATION,

Madras,

To

The Hon'ble J. F. Price, C.S.I.,

CHIEF SECRETARY TO GOVERNMENT,

Fort St. George.

Dated Madras, 12th March 1895.

SIR,

Section 33 of the Indian Registration Act III of 1877, provides for the attestation of powers of attorney granted for the purpose of registering documents in British India, and Government in its order dated 23rd April 1892, No. 778, judicial refused to sanction my proposal to empower registering officers to attest powers of attorney granted for purposes other than that mentioned above.

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4. I have, accordingly, the honor to recommend that registering officers be authorized by

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by executive orders to attest powers of attorney executed in this Presidency for registering documents in the Registration offices of Native States.

I have the honor to be,
Sir,

your most obedient servant,
S. S. M. N. Raghavaiyengar
Inspector-General of Registrations.

S. M.

JUDICIAL (1895) DEPARTMENT.

"REGISTRATION."

From

THE INSPECTOR-GENERAL OF

REGISTRATION,

Madras,

To

THE CHIEF SECRETARY

TO GOVERNMENT,

Fort St. George.

Dated 12th

Despatched 14th

Received 15th

March 1895.

No. 1174.

CHIEF SECRETARY
15 MAR. 1895
GOVERNMENT OF MADRAS

ENCLOSURE. ml

Recommending that Registering officers may be authorized to attest powers of attorney executed in this Presidency for registering documents in the registration offices of Native States.

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778-23-292 papers
128-18-1-93 mis

Attestation of
attorney.

For orders.

Please see the notes under cover of 29 April 92 no. 778 Jnd L mis; It is the case that the enactment in force in Hyderabad require attestation by a British Registration officer in certain cases. In Travancore & Cochin the rules having the force of law require attestation "by a Civil Judge, Magistrate or Registrar" - For this reason it is submitted that the proposal in para 4 of this current may be sanctioned

3-4-95
1874/95

I can't see the smallest objection

1874/95

Order 20 April 1895, No 817.

Registering officers in this Presidency will accordingly be authorized to attest powers of attorney executed in this Presidency for registering documents in the registration offices of native states

19-4-95
25/4/95

The 7.2 of Reg. 19/4
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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 C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

PAPER NOT FILED UP, BEING MEANT FOR DEBATE IN ORIGINAL.

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