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17/61

MADRAS RECORD OFFICE

Government of Madras

Judicial DEPARTMENT

G.O. No. 958

B.P. No. (Bach. Mrs 89-90)

Press

Mis.

Dated

15.7.1871

195-

Not to be folded or roughly handled

15th July 1871.

No. 89. Read the following letter from the Registrar-General of Assurances to the Acting Chief Secretary to Government, Fort St. George, Madras, 20th June 1871, No. 60 :—

I have the honour to submit, for the consideration of Government, the expediency of discontinuing the present practice of gazetetting appointments of Registrars and Sub-Registrars under Sections 10, 11, and 12 of Act XX. of 1866 which correspond with Sections 10, 11, and 12 of Act VIII. of 1871, and which under Section 13 of both Acts need only be reported to Government.

2. At present all the Registrars, except at Madras and Tanjore, hold their appointments *ex-officio*, and the Rules provide that in cases of vacancies the officer who succeeds to the charge shall take charge of the Registration Office without waiting for any special order.

3. There are forty-one Special Sub-Registrars. At all the other stations the Tahsildars and Sub-Magistrates, and, in some cases, Taluk Sheristadars, are *ex-officio* Sub-Registrars. The Rules provide that whenever a vacancy occurs the successor or *locum tenens* shall take charge of the Registration Office. In the event of a Tahsildar being absent from his station on duty the Taluk Sheristadar is directed to take charge, and, in the event of a Sub-Magistrate being absent on duty, the charge devolves on a person provisionally appointed by the Registrar to act in all such cases, and who is usually the Registration Clerk or some other Goomastah in the cutcherry. In the event of a vacancy occurring and no successor being appointed, the Registrar is authorized to appoint any competent person temporarily. He is similarly authorized to fill up a temporary vacancy in a Special Sub-Registrar's Office, but the Tahsildar or Sub-Magistrate is always appointed if possible.

4. In Bengal all appointments of Special Registrars under Section 10 are specially reported to Government. All other appointments under Sections 10, 11, and 12 are included in a monthly report to Government. In the North-West Prov. each Registrar furnishes the Registrar-General with a quarterly return of appointments under Sections 10, 11, and 12, from which I presume a general quarterly statement is compiled and submitted to Government.

5. In the event of the Government approving of a monthly or quarterly report being submitted of appointments under Sections 10, 11, and 12 of Act VIII. of 1871, the only appointments which need to be reported in the Gazette will be appointments of Special Registrars and Special Sub-Registrars made by Government under Sections 6 and 13.

No. 90. ORDER THEREON, 15th July 1871, No. 958.

The Government observe that Sections 10, 11, and 12 of "The Indian Registration Act, 1871," refer only to appointments to be made whenever a Registrar or Sub-Registrar is absent from his district or sub-district, or whenever either office becomes otherwise temporarily vacant, and provide for the filling up of the vacancy by Government; and as these temporary appointments are to be made, not by Government, but by the Inspector-General of Registrars, or the Judge of a District Court in the case of appointments under Section 10, and by a Registrar in the case of appointments under Sections 11 and 12, the Government are of opinion that they

Proceedings of the Madras Government, Judicial Department,
15th July 1871.

need not be gazetted, whether the appointment be that of a *Special Registrar* or *Sub-Registrar*, or that of an *ex-officio* officer.

2. They resolve accordingly to direct that the present practice of notifying appointments in the *Fort St. George Gazette* be discontinued. In future, all appointments made by a Registrar under Sections 11 and 12 of the Act, or by the Judge of a District Court under Section 10, shall be forthwith reported to the Inspector-General, and shall be included, together with appointments made by the latter officer under Section 10, in a monthly report to be submitted to Government.

3. But appointments under Sections 6 and 13 are those which are to be made by Government in cases in which either a new Registrarship or Sub-Registrarship is established, or in which a full vacancy occurs in any of these offices. Government, therefore, consider it necessary that every such appointment—whether it be of a *Special* or of an *Ex-officio* Registrar or Sub-Registrar—should be gazetted, as is done in respect of all appointments made by Government.

4. With this view the Government direct that, whenever it may be necessary to make an appointment under Section 6 or Section 13, the Inspector-General shall submit to Government, in the case of an office to which a public officer should be appointed *ex-officio*, the name of such officer, and, in the case of an office to which a person should be specially appointed, a report of the fact, accompanied by any suggestion which he may deem it proper to make as to the person to be so appointed.

(True Extract.)

Acting Chief Secretary.

To the Inspector-General of Registration.
Civil Judge of
Commissioner of the Neilgherry Hills.

Enl. A. S. R.

14/4
Chicago Post Collectors Office
Chicago July 13th 1870

No. 352

From

W. J. Blair Esq
Acting Collector

To

Lieutenant Col. R. H. Mendenhall
Registrar General of Arkansas

Sir

I have the honor to draw
your attention to the letter from
this office to your address dated 12th July
1869 No. 316, on which no action
appears to have yet been taken.

I consider it desirable that steps
should be taken at once to appoint
a Special Sub-Registrar for Arkansas
as the duties of the State Registrar
are too onerous to admit
of his undertaking the duties of Registrar.

Cont. of 118713 30 J. J. J. J. J.

JUDICIAL.

To THE INSPECTOR-GENERAL OF
REGISTRATION,
&c., &c., &c.

Dated July, 1870.

Recd.

G. O., 15th July 1871, No. 958.

JULY.
Nos. 83-90.

Passing orders, seeing the appointments under
the Indian Registration Act, 1871, "that should
be executed."

The average annual receipts for the
last 3 years amount to Rs. 58, ...
and for this sum I think that the
services of an efficient Special Officer
could be procured. I would not dis-
turb the existing arrangement with
regard to the Sub-Registrarships
of the Sub-Division of Superintendence.

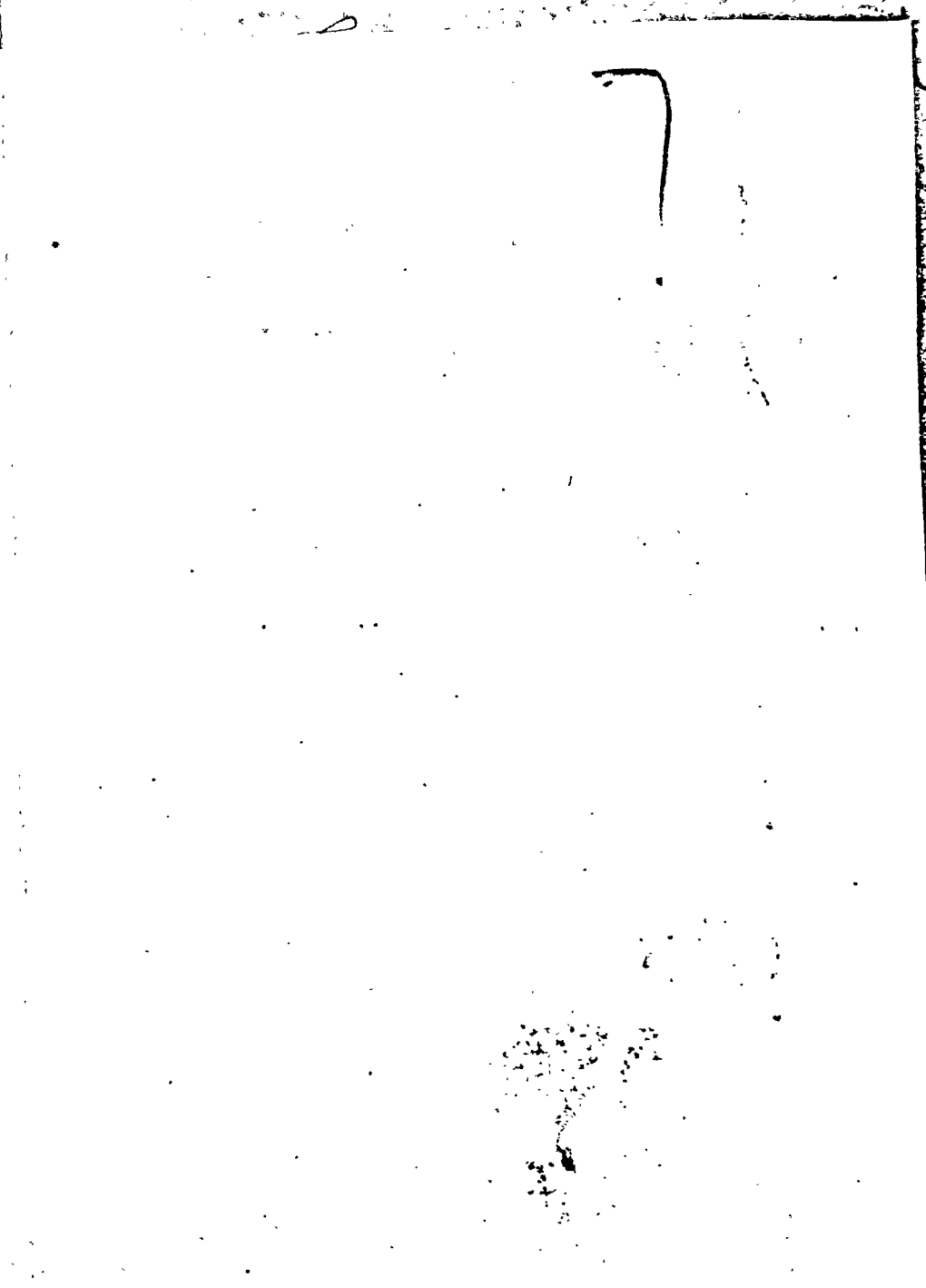
I have the honor to be,
Sir,
Your most obedient servant

W. Morris
Acting Collector

W. Morris



No 60
From
The Registrar General



It is
sent for
the expediency
of ge-
and
and 12
bond
VIII of 1871
the acts
ment.

2. I present all the Registrars
and Sub-Registrars hold their
appointments as officers under Rule
that in cases of vacancies the

No. 1.

In a letter from the Registrar
General of Assurances Madras
dated 18 July 1870 No. 71.

From

The Dy. Secy of the Govt. of Madras

Dated 12 July 1870
No. 352

Referring to appointment

a special sub-

Registrar for

any one person

Trans. 5. 1870 L. 1224

In Ld. L. 1469/70

No. 60

From

The Registrar

To

The Chief Secretary

to Government

In

I have the honor to submit for
the consideration of Government the expediency
of discontinuing the present practice of ap-
pointing Registrars and
Sub Registrars under Sections 10, 11 and 12
of Act II of 1855 which correspond
with Sections 10, 11 and 12 of Act VIII of 1871
and which under Section 13 of both acts
need not be reported to Government.

2. I present all the Registrars and
Sub Registrars and request that they
be appointed as Registrars and Sub Registrars
under the new Act and that in cases of vacancies the

the officer who succeeds to the charge shall take charge of the Registration Office without waiting for any special order.

There are 41 special Sub Registrars. At all the other stations the Subildars and Sub Magistrates and in some cases Taluk Sheristadars are ex officio Sub Registrars. It is provided that whenever a vacancy occurs the successor or locum tenens shall take charge of the Registration Office. In the event of a Subildar being absent from his station on duty, the Taluk Sheristadar is directed to take charge and in the event of a Sub Magistrate being absent on duty, the charge devolves on a person provisionally appointed by the Registrar to act in all such cases and who is usually the Registrar's Clerk or some other person attached to the Office. In the event of a vacancy occurring and no successor being appointed, the Registrar is authorized to appoint any

competent person temporarily. He is not authorized to fill up a temporary vacancy in a Special Sub Registrar's Office, but the Subildar or Sub Magistrate is always appointed if possible.

This is under the Act of 1871. It is not the case in the North West Provinces.

4. In Bengal all appointments of special Registrars under Section 10 are specially reported to Government. All other appointments under Sections 10, 11 and 12 are included in a monthly report to Government. In the North West Provinces each Registrar furnishes the Registrar General with a quarterly return of appointments under Sections 10, 11 and 12 from which I presume a general quarterly statement is compiled and submitted to Government.

5. In the event of the Government approving of a monthly or quarterly report being submitted of appointments under Sections 10, 11 and 12 of Act VIII of 1871, the only appointments which need in future appear in the Gazette will be.

of the said Office of the Registrar and
 of the said Office of the Registrar and
 of the said Office of the Registrar and

I have the honor to

be

Your most Obedient Servant

R. M. Macdonald

Registrar General

PROCEEDINGS of the MARDAS GOVERNMENT.

Read the f

The Register
Assurances
(New York, 205 June 1871)

Order 1858 9/5/19

The Government desire
that Section 10, II and III
of the Indian Regulation
Act, 1857, regarding
appointments to be in
reference a Regular
Sub-Registrar is a person
from his district or
sub-district, or who has
been previously been
employed as a Registrar,
Deputy Registrar or
Assistant Registrar.

BA

21.12-12 ✓
24-XX 71866
24-XX 71271

1871 24th

Diary of John

Handred

to Government

dated 20 June 1871

Enclosure

Recommending that applicant
be made a regular and was

Deposited under Section 1711

120 of Act III of 1871 re reforms

to Government but not of access

189

Temporary appointments
are to be made, not by
Govt. but by the District
Registrar or Registrar
General of a District
Court in the case of appoint-
ments under Section 10, &
by a Registrar, in the case
of appointments under
Section 11 & 12. The Govern-
ment are of opinion that
they need not be gazetted,
whether the appointment
be that of a Special
Registrar or Sub-Registrar,
or that of an Ex-officio
officer.

2. They resolve accord-
ingly to direct that the
present provisions of notice
of my appointment must
be gazetted or otherwise
in accordance with the
provisions of the Act
under Section 11 & 12

Rules of
the Government of India
in relation to the
appointment of 7 June 1871.

of the Act, or by the Judge
of a District Court under
Section 10, shall be sent
with reported to the Registrar
General, and shall be
included together with
appointments made by
the latter officer under
Section 10 in a monthly
report to be submitted
to Govt.

3. But appointments under
Section 6 and 13 are those
which are to be made by
Government in cases in which
either a new Registrarship or
Sub-Registrarship ^{is re-established,} or
in which ^{full} vacancy occurs
in any of the offices. The
Government ^{therefore} consider
necessary that every such
appointment should be
that of a Special, or an
Ex-officio Registrar or
Sub-Registrar - should be

regulated, it is done in
respect of all appointments
made by Govt.

In view of this view, the
Inspector General directs that, whenever
it may be necessary to
make an appointment
under section 6 or section
13, the Inspector General
shall submit to Govt, in
the case of an officer to
which a public officer
should be appointed
in office, the name of
such officer, and, in the
case of an officer to which
a person should be
specially appointed, a
report of the person
named by the Govt, in
which he may deem it
proper to make his
recommendation to be so
appointed.

LD

1880-1881

4th 110

The Inspector General of Regis-
tration
The Civil Judge of the District
The Commissioner of the
Newberry Mills.

*Wm. H. ...
...*

Cont. of 1871 Minutes.

To General
The Sup. Court of Registration
see

Dated July 15. } 1871, No. 958.
Recd.

Nos. 89-90.

Referring to the subject, the
Applicant to make the
Indian Registration Act,
1871, that should be by that.

21.12.1871
182-131
1/5-1/17

Soon