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(2) Date of repair 21.12.70
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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Judicial

DEPARTMENT

G.O. No.	150.	~~Press~~
B.P. No.		Mis.
Dated	30. 1 - 1890	196

Not to be folded or roughly handled



PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following paper:—

Petition from Parameswaren Pillai,
late pleader in the Munsiffs Court at
Cheriankul, Trevandrum Division, Travancore,
core, dated 27th December 1889.—

Order, dated 31st January 1890, No. 150.

Petitioner will be informed that the
Government of Madras declines to interfere.

(True Extract)

H. G. Curlew.

Under Secretary.

To Parameswaren Pillai, late pleader,
Chiyala house, Thambanor, Trevandrum,
Travancore.

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His Excellency, The Right Honourable Robert Bourke
 Baron Connemara G. C. I. C.
 Governor of Madras

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May it please your Lordship,

1. That, Petitioner most respectfully and humbly begs permission to approach your Lordship with the following his representations, which are as unvarnished as they are unassuming, as unpretentious as they are illegal, as severe as they are deserving of immediate redress.

2. That, your Lordship's humble Pet. was licensed to plead as a Vakul in the Munsiff's court at Pothanantotta, in the taluk of Changanur, Travancore, after creditably securing success in a preliminary and competitive law test instituted by the Travancore Government in the Malabar year 1045, corresponding to A. D. 1868, success in which was requisite to entitle candidates for Vakulship. While Pet. was pursuing his career honourably and conscientiously, without giving any cause for umbrage or disreputable remarks of any character, from

the presiding judges, he solicited transfer to the Munsiff court at Cherafunkel, another taluk north of Trivandrum, which was accordingly granted him by the Sadr court, by which designation, the present High court, was, then, called.

3. That, in the hi. E. - 1052, corresponding to A.D. 1876, the Sadr court of Travancore, instituted a competitive examination in law, and gave publicity, thereto, in the Govt. Gazette, no. 47, dated ^{Nov 21-1876 A.D.} ^{Kartigay-8-1052 hi. E.}, which, explicitly and briefly described the requisite qualifications of vakils desirous of professional connection with the judicial courts of Travancore, and prominently indicated the restrictions, conditions, binding on applicants for candidature. Section (III) of the "rules for the examination of vakils" reads as follows: "All those who have been appointed to practice as vakils, without having passed any examination in Law, must appear at the approaching examination, unless they have been practicing as vakils, in the courts for 7 years or upwards, prior to the date of the promulgation of these rules. Those failing to pass will forfeit their licence". But, to the utter astonishment and disappointment of Peto, he was suddenly informed in the year 1055 hi. E. i.e. 1877 A.D. that the pleader's licence granted him was dilapidated, and would not authorise him to plead as a vakil, and that the qualification he ought to have had, was success in the new examination.

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4- Upon this, Peta, appealed to the Sadr court, without much delay, for reinstatement and represented in his memorial, the flagrant illegality and arbitrary procedure of the High court, in the face of their own ruling to deeds and procedures of contrary character. But, they endorsed their disposition to non-interference with Peta's just solicitation. When the passage for redress in this direction was blocked up, Peta appealed his case to the Travancore Govt. The Govt. recognised Peta's claim for reinstatement, and demanded from the High court, a full report of the incidents in connection with the dismissal of Peta. The High court submitted, that the dismissal occurred during the regime of former judges, and tasked, along with the explanation, the antecedent proceedings regarding the qualifications of vakils. Not satisfied with this evasive and formulated answer, the Govt. demanded satisfactory answers on the two points below; Ist Whether Peta was licensed to plead after his success in the examination of 1045; IInd Whether there were vakils retained or such, who have not passed the examination of 1052. Whereupon the High court reported to say, that among the vakils authorized to plead in the Munsiff's Court of Pithamam strictly Peta stood first; that there were cases of retention of vakils who have not passed the examination of 1052; that, since, former judges have ruled in one way, they would not venture an abrogation of it; that the dismissal might have been encouraged by them, on their supposition of the comparatively less difficult character of the examination of 1045;

and that they could interfere in the case of Pet^r, ^{only} with an
utter disregard to the rules and proceedings dictated to them
by the Govt in the A.D. 1860, for the judicious and authorised
selection of Vakeels for the law courts of the State.

5. That, after the receipt and probably
the perusal of this report from the High Court, the Govt
seems to have not advanced a step further to alleviate
the torture of Pet^r, to vindicate the arrant procedure of
the High Court, or to rectify the latter if it has been, as
surely it is, misinformed of the real state of affairs. Repeated
submissions of multitudes of petitions, all couched in the
most convincing and unprovoking terms, were so successful
in securing to Pet^r, at least, a single glimpse of hope.
Repeated appeals to the palace, had a similar reception
accorded them.

6. That, wearied with this variable
disappointment, Pet^r resorted to your Lordships agent
the British Resident in the territory of Sironagar, &
for the compensation of his enormous loss. True to the
traditional instinct for justice characterising the
representatives of her Majesty the gracious Queen
Empress of India, His Honour the British Resident
assuaged the already-disturbed mind of Pet^r, with
an endorsement, a copy of which is subjoined for
your Lordships kind perusal.

" No. 268

Residency Office
20 June 1888

Read petition dated 31st Edavone 1863
from Paramaswaran Pillay Lake Vakkal Shyraganthal
Muniffi's court complaining of his having been taken
off the roll of Vakils and praying for an early disposal
to Sirkar on the subject.

Endorsement thereon.

Petitioner is informed that his petition
has been forwarded to the Dewan for disposal.

(Signed) G. C. Atkinson Lieut.
Asst for Resident.

1. That, encouraged by the statement
contained in the endorsement, Pet. awaited with deep
anxiety, the arrival of the Golden moment, which
he presumed, alas! fondly presumed would procure for
him instantaneous relief from the chronic pestilence
of the misery consequent on his unlawful dismissal
from his honoured and lucrative Pleadership. But
the wheel of fortune still rotates and the arc of Prosper
has still to come up.

2. That, undaunted and undaunted,
the unduly long period, and the unsuccessful results
Pet.'s attempt, he pressed on with righteousness, his
and confidence on his side and petitioned the British
Resident on the persistent reticence of the Govt.

even after the occasion ~~has~~ ^{is} honor presented to them to institute an impartial inquiry into Petre's case. But the incubus of silence pervaded the Residency also and Petre was at a loss where to appeal to thereafter on behalf a cause whose plainness genuineness and legality are as explicit as any thing can be.

9. That Petre contends that according to the requirements of the Travancore ~~Code~~ he passed the Law-test for enrolment as a vakil in the year 1845. The ~~Code~~ gazette alluded to above does not mean if the significance of the section he distorted in the most complex fashion warrant the dismissal of Petre from his vakildship. Vakils who stand on the same category with Petre were retained as such when Petre was taken off the list of pleaders. Petre has not given any shade of a cause for dismissal or even displeasure of any sort to his superiors while he was a vakil.

10. That Petre submits that he

not without hopes, although the tribunal in Travancore failed and in some degree refused to stretch out a protecting arm to our injured individual. Pet. has great confidence and sanguineness in the integrity, veracity, rectitude and promptitude of a still higher still nobler and still more sublime tribunal, which the Almighty in his infinite wisdom and serenity has providentially created, for the helpless, the afflicted and the wronged.

11- That, Pet. humbly submits, that the Govt. of Travancore have persistently refused to enquire into his undeserved lot. In flying to the benevolent and sympathetic arms of your Lordship, Pet. hopes, that he is not flying from the frying pan to the fire. Pet. is greatly injured, deeply injured, undeservedly injured, unjustly injured, Pet. is refused anywhere, except at the capacious gate of your Lordship's — sympathetic heart, which has, Pet. understands, melted itself into pity when afflicted souls but sobbed before your Lordship. Your Lordship's humanity, cosmopolitan sympathy and a multitude of other humane qualities, cannot be unimpressed to the influence of the plaintive and lamenting tone of an unfortunate individual awaiting one, his sad and iron doating from a darknook in the Presidency of Madras. But as the great

Omnipresent Being,
stretching on frail
universal sway,
and attend to the
millions of helpless
Cave: your Lords
which has dispo-
maintenance,
from a Govt. which
the sea to the
from a Govt. which
to the fountain
Good, gracious,
his ears for
and his eyes for
the dawning.

humbly craves;
pleased to adore
of one who is
neglected and

17th Decr.
L. Evans.

Right Honorable Robert Bow
Baron Conmemara G.C.
Governor of Madras
to

humble petition of Parameswaram
pleader in the Munsiff's Court
Cheriankeel Trevandram Div.
maucore now living in
ila house Thambanoor
Trevandram Travancore.

instation to the pleader
was dismissed for reason
is detailed in the
paras.

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Praying
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whose for
accompl

PETITION from *Paramciwaman*
Pillai

Dated *17th Decr* 188*9*.

Presented to the Government

TRANSFERRED to the Chief Secretary
Government for disposal.

(By Order.)

J. P. C.

Private Secretary

W. C. C.
GOVERNMENT HOUSE,
26th Decr 188*9*.

J. C. N. H. 12
Judicial (1890) DEPARTMENT.

From

THE PRIVATE SECRETARY

TO THE RIGHT HON. THE GOVERNOR,

To

THE CHIEF SECRETARY TO GOVERNMENT,

DEPARTMENT.

Order, 31st Jan 1890 No 150
18th Jan
etc. will be informed that the
Govt of Madras is liable to
interfere.

Alf
22 Jan.

JG
23/1

Dated 26th } December 1889.
Recd.



ENCLOSURE.

Petitioner

1890
1890
1890

Subject.

Transfers a petition from Parameswaran
Nairatpalethu, Kumbhari, County
Tiruvannamur Division, prayer
that he may be permitted to
practice as a pleader

FOURTH PAPER, No.

1714

4447 of 90

4444 of 90

787/91

ORDINARY, MS.

Judicial DEPARTMENT.
G.O., DATED 31-1-20
No. 150

When given for copying

[Despatch Abstract.]

*Declining to interfere
the petition from [unclear]
[unclear] [unclear] [unclear]
[unclear] Court, [unclear]
[unclear] Division, [unclear]
that he may be permitted
to practice as a [unclear]*