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(3) Initials of the Referencer JH

MADRAS RECORD OFFICE

Government of Madras

Judicial DEPARTMENT

G.O. No.	1398	Press
B.P. No.		Mis.
Dated	8.6.1894	195

Not to be folded or roughly handled

8TH JUNE 1894, No. 1398, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper:—

From J. THOMSON, Esq., Collector of the Chingleput District, to the Chief Secretary to Government, dated Saidapet, 28th. May 1894, Ref. on No. 1639-Eng.

On proposals made by this office with reference to paragraph 2 of G.O., No. 2388, Judicial, dated 21st November 1891, Government sanctioned the extension of clauses 2 to 8 of section 9 of the Village Courts Act (I of 1889) to the villages and groups of villages constituting the Local Fund unions and to the municipal town of Conjeeveram, as per annexed list, in the orders noted against each, and ordered the issue of notifications in the District Gazette. I have the honour respectfully to enquire whether these notifications are equivalent to notifications under clause 1 of section 6 grouping the several villages constituting Nos. 1, 2, 5 to 7, 9 to 13, 15 and 16 and establishing one village court for them in lieu of the several village courts previously existing therein. If not, the following questions arise for decision and I solicit orders thereon:—

(1) Is there to be a Bench for each village in the group or only one Bench for all the villages constituting it?

From the wording of the last line of rule 1 published in G.O., No. 2388, Judicial, dated 21st November 1891, I presume that there is to be only one Bench for the group.

(2) If there is to be only one Bench, do the several village courts already existing in each group continue to exist?

(3) If they continue to exist, is each Village Munsif to be the President of the Bench in respect of the suits relating to his village, or should a particular one of the Village Munsifs in the group be the President?

ENCLOSURE.

List of villages and groups of villages for which the provisions of clauses 2 to 8 of section 9 of Act I of 1889 have been extended.

Name of the Union or group.	Villages comprised in it.	Authority.
1. Chingleput	1. Chingleput 2. Gundur 3. Natham 4. Melamaryne 5. Hanumanthapuram	G.O. No. 1224, dated 11th July 1892
2. Tiruppur	1. Tiruppur 2. Pannakiratta 3. Kelavakkam	Do
3. Walajabad	1. Walajabad	Do
4. Sripetambadur	1. Sripetambadur (with 6. Cham- lets)	Do
5. Madurantakam	1. Madurantakam 2. Shrotriam Kadaveri	Do
6. Uttaramerur	1. Uttaramerur 2. Kakkalallur 3. Mallankarasi	Do

List of villages and groups of villages for which the provisions of clauses 2 to 8 of section 9 of Act I of 1889 have been extended—*cont.*

Name of the Union or group.	Villages comprised in it.	Authority.
7. Karunguzhi	1. Karunguzhi 2. Melavaram	G.O., No. 1231, dated 4th July 1892.
8. Cheyur	1. Zemin Cheyur	Do.
9. Saidapet	1. Saidapet 2. Government Farm 3. Zemin Mambalam	Do.
10. Tiruvottiyur	1. Tiruvottiyur 2. Sethangadu	Do.
11. Kunnathur	1. Kunnathur 2. Thirunagewaram 3. Mananjeri 4. Venkatasaram	Do.
12. Sembiam	1. Sembiam 2. Siruvallur 3. Chinnasentaramlakham 4. Peruvallur 5. Kolathur 6. Ayanavaram	Do.
13. Ponnéri	1. Zemin Tiruvoyypadi 2. Zemin Ponnéri 3. Kammaralam 4. Chinnakavanam 5. Periyakavanam	G.O., No. 1231, dated 4th July 1892, and G.O., No. 2017, dated 29th September 1893.
14. Pulicat	1. Pulicat	G.O., No. 1231, dated 4th July 1892.
15. Tiruvallūr	1. Shrotriam Tiruvallūr 2. Perumbakkam 3. Zemin Ivaliagaram 4. Periyakuppam 5. Pangathur	G.O., No. 1231, dated 4th July 1892, and G.O., No. 474, dated 22nd February 1894.
16. Villages comprised in the municipal town of Conjeevaram.		G.O., No. 1231, dated 4th July 1892.

ORDER—dated 8th June 1894, No. 1398, Judicial.

Section 6 of Madras Act I of 1889 gives Government the power to group two or more villages and establish one village court for them. In the instances quoted the Government has not issued any notification under section 6 (1) and therefore there is a separate court in each individual village. By definition the term "village court" includes a Bench constituted under section 9; each of the villages concerned therefore possesses a separate Bench. If the Collector considers the arrangement unsatisfactory, he should move Government to exercise the powers conferred by section 6 (1) of the Act.

(True Extract.)

To the Collector of Chingleput.
" all other Collectors.
" the Revenue Department.

Exl. C.A. Muniswamy

Gobt. of {1894} Madras.
JUDICIAL.

Issued

Recd.

Encl.

G.O., 8th June 1894, No. 1398.

JUNE

Village Courts. Act, I of 1889.

Stating that in certain groups of villages in Chingleput district to which clauses 2 to section 9 of the — have been extended, each of the villages possesses a separate court and a separate Bench, and that if this arrangement is unsatisfactory, the Collector should move Government to exercise the powers conferred by section 6 (1) of the Act.

1398 of 1894

No.

From

To

SIR,

Chingleput District Collector's Office,

Saidaput, 28 May 1894

DESPATCHED

28 MAY. 94

Collector of the

Chingleput District,

Chief
The Secretary to Government,

Judicial Department,

Madras.

On proposals made by this office, with reference to para 2 of Government Order, No. 2388, Judicial, dated 21st November 91, Government sanctioned the extension of clauses 2 to 8 of section 9 of the Village Courts' Act (I of 1889) to the villages and groups of villages constituting the Local Fund Unions and to the Municipal Town of Compuerum, as per annexed list, in the orders noted against each, and ordered the issue of notifications in the District Gazette. I am, Sir, in honour respectfully to enquire whether these notifications are equivalent to notifications under the Act.

clause 1 of section 6. grouping the several villages constituting nos. 1, 2, 5 to 7, 9 to 13, 15 and 16^{and} establishing one village court for them in lieu of the several village courts previously existing therein. If not, the following questions arise for decision, and I solicit orders thereon.

(1) Is there to be a Bench for each village in the group or only one Bench for all the villages constituting it?

From the wording of the last line of rule 1 published in Government Order, No. 2388, Judicial, dated 21st November 91, I presume that there is to be only one Bench for the group.

(2) If there is to be only one Bench, do the several village courts already existing in each group continue to exist?

(3) If they continue to exist, is each village himself to be the President of the Bench in respect of the suits relating to his village, or should a particular one of the village himself be the President?

See the President.

24

I have the honour to be,

Sir,

your most obedient servant,

Rammakrishnan

for Collector,

28 May 96.

21-4-91-2389 Sub. Papers submitted
 22-7-93-247 Sub.
 23-2-94-472 Sub.

From

The Collector of
 Chingleput
 To
 Chief
 The Secy. to Govt.,
 Judicial Dept.,
 Madras.

For order.

Dated 28.

Received 30.

Regd 30.

May 1894.

Copy No. 1639
 of 1894

Enclosure /

DESPATCHED

28 MAY. 94

SUBJECT.

Requesting orders on
 certain questions which
 arise for decision with
 regard to Village Courts.

List of villages and groups of villages for
 which the provisions of clauses 2 to 8 of Section
 2 of Act I of 1889 have been extended.

Name of the Union or group.	Villages comprised in it.	Authority.
1. Chingleput	1. Chingleput 2. Gundur 3. Natham 4. Kulamayyur 5. Hannamantla- pethuri.	Government Order No. 1231, dated 4 th July 92.
2. Tiruppur	1. Tiruppur 2. Kannakapattu 3. Kalavakkam	Do.
3. Wallajahabad	1. Wallajahabad	Do.
4. Sriperumbudur	1. Sriperumbudur (with 5 hamlets)	Do.
5. Madurantakam	1. Madurantakam 2. Shrothium Kadaperi	Do.
6. Ettaramanur	1. Ettaramanur 2. Kakkannallur 3. Kakkannallur	Do.
7. Karunguzhi	1. Karunguzhi 2. Nilavaram	Do.
8. Cheyur	1. Cheyur	Do.
9. Pailapet	1. Pailapet 2. Government Pura 3. Tamin Mambalam	Do.
10. Tamin	1. Tamin 2. Tamin	Do.

11. Kunnathur
 1. Kunnathur
 2. Thirunageswaram
 3. Mananjery
 4. Venkataswaram
 Government Order
 No. 1234 of 4th
 July 82.

12. Sembiam
 1. Sembiam
 2. Tiruvallur
 3. Chinnasambaram
 4. Peravallur
 5. Kolathur
 6. Aganaimaram
 D.

13. Pomeri
 1. Tenu Tiruvipadi
 2. Pomeri
 3. Kunnathalam
 4. Chinnakavaram
 5. Periyakavaram
 D. and
 Government
 Order No. 2017
 of 29th September
 93.

14. Pulicat
 1. Pulicat
 Government Order
 No. 1231 of 4th July 82.

15. Tiruvallur
 1. Thiruvallur
 2. Perumbathur
 3. Tenu Tiruvipadi
 4. Periyakavaram
 5. Pungathur
 D. & Govern-
 ment Order
 No. 472 of 23rd
 February 84.

16. Villages comprised in the Municipal
 Town of Conjeevaram
 Government
 Order No. 1231
 of 4th July 82.

Enclosure No. /

In a letter

FROM

THE COLLECTOR OF CHINGLEPUT,

TO *Chief Government*
THE SECY. TO THE COMMISSIONERS OF,
Judicial Dept.
Madras

Dated 28. May 1894.

Repon No. 1639
Eg 794

Subject.

List of villages

{ 8 }

Papers to be read in Proceedings:—

' Again G.O., dated

18 , No.

Again G.O., dated

18 , No.

Current No. 2720 of 1894, dated 25 May from the Collector of Chingleput.

Current No.

of 18 , dated

from

1
from
Order 8th June 1894. N^o 1398
P.S.

~~Department of Agriculture~~
Cantonment at Madras
~~of the Government of India~~
Madras
Section 6 of the Act^{hadn't I of 1897} gives
Govt. the power to group two
or more villages & establish
one Village Court for them.
In the instances quoted the
Govt. has not issued any
notification under section
6(1) & therefore there is a
separate Court in each
individual village. By
definition the term "Village
Court" includes a Bench
constituted under section 9;
each of the villages con-
cerned therefore possesses
a separate Bench. If the
Collector considers the
arrangement unsatisfactory,
he should move Govt. to
increase the powers conferred
by sec. 6(1) of the Act.

Lottery Collector of the 2^d drawing 60
 " all other Collectors 65
 " the Rev. Board 7 Sept 1821

Constable
Village K. P. S.

Ind. No. 138
87 June 1944

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. 2
Nellore. 8
Salem. 8
Tanjore. 8
Tinnevely. 8
Trichinopoly. 8
Zagapatam. 8

ORDINARY, PRINTED.

Ind. DEPARTMENT.
G.O., DATED 8th June 1894
No. 1398.

INDEXED.

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Returned for signature.

Despatched in print.

[Despatch Abstract.]

Village Courts Act, I of 1889.

Stating that in certain
groups of villages in the
Chungking District to which
clauses 2 to 8 of Sec. 9 of
the — have been applied.
Each of the villages
possesses a separate
and a separate Bench
and that if this arrange-
ment is unsatisfactory
the Collector should not
be empowered to exercise the
powers conferred by
Sec 6(1) of the Act.

5-5-05 ✓
9.6.05 ✓
8-1-10 ✓
20-4-10 ✓
20-4-11 ✓
14-7-16 ✓
23-3-46 ✓