[L. & M.
9,000-8-8-96.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1290 M
& 1291 M

DATED 9th August 1895

[Despatch Abstract.]

Tramways.

Requesting the Government of Bombay to furnish this Government with further information regarding lotteries in connection with-----.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cr.	2883	M/95					

[L.&M.]

[illegible] & Municipal Dept.
CURRENT No. 2206 M

No. 2762 of 1895.

General Department.

Bombay Castle, 5th July 1895.

From

The SECRETARY to GOVERNMENT,

To

The Chief Secretary to the Government of Madras,
Fort St George

CHIEF SECRETARY
8 JUL 1895
GOVERNMENT OF MADRAS

Sir,

I am directed to acknowledge the receipt of your letter No. 889-M-Mis, dated the 27th May 1895, on the subject of the introduction of a system of "monthly money prizes" on the Electric Tramways at Madras, and with reference to para: 2 thereof, to forward a copy of Government Resolution No. 1888, dated 7th July 1874, and of the correspondence noted in the margin* which supplies the inform= 1/.

*Letter from Mr. G. A. Kittredge, Managing Director, Bombay Tramway Company, Limited dated 25th June 1874.

Report by the Solicitor to Govern=ment No. [illegible] by you.

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

J. DeC [illegible]

Junior Secretary to Government.

rga

Bombay Tramway Company Limited

3 Bombay 25th June 1874.

To

J. Nugent, Esquire,
Secretary to Government,
Judicial Department.

Sir,

I have the honor to request that you will lay before His Excellency the Governor in Council my respectful request that they will authorize my drawing lots for premiums to be given to passengers using the Tramway.

A month's experience in working the Tramway has proved the necessity of a graduated system of fares; it is however impossible to work a graduated system without detriment to the interests of the Company unless the cooperation of the travelling public is secured; and this cooperation can only be secured by paying for it.

The plan I propose adopting in case it meets with the approval of Government, is the following:-

The conductors will be furnished

margins, consecutively numbered: each passenger, on paying his fare will receive from the Conductor one of the numbered tickets of the denomination of the fare paid; at the end of each month, from the numbers issued in that month two or three numbers will be drawn, and the holder of the tickets numbered correspondingly to those drawn will receive small premiums, say Rs 20 @ 30 — each on the tickets of larger fare, and say Rs 10 @ 20 on those of the smaller fare.

by

By this plan the public will have — an interest in seeing that they receive tickets of the denomination of the fare paid, and an interest too in keeping the tickets so that they cannot be used twice; while the Conductors' books will show — how many tickets have been issued, and consequently how many and what fares paid.

I beg to remind His Excellency in Council that the passenger in every case will receive a full equivalent for the — money paid in getting his ride, the premiums being simply an additional inducement to the passenger to assist in the protection of the company's interests.

I would beg further to remind His Excellency in Council that Sec. 10 of — Act XXVII of 1870 reading ×× "for the — "purpose of drawing any lottery not — "authorized by Government," implies that under some circumstances such drawings by lot may receive the sanction of Government.

I beg therefore that Government may be willing to authorize the drawing of lots in the manner and for the purpose above mentioned.

I have the honor to be,
Sir,
Your obedient servant,
Sd/ G. A. Kittredge,
Managing Director &c &c.

R/Jan

No. 704 of 1874.
General Department.
Bombay 1st July 1874.

Act V of 1844 declared all lotteries not authorized by Government to be common and public nuisances and against law and punished those promoting them with heavy penalties.

2. That Act was repealed by Act 27 of 1870, but the latter Act introduced into the Indian Penal Code a Section under which whoever keeps any office or place for the purpose of drawing any lottery not authorised by Government is liable to six months imprisonment and fine, and under the same Section the publisher of any proposal to organise such a lottery is liable to a fine of Rupees 1000.—

3. It is clear therefore that the arrangement proposed by Mr. Kittredge is illegal unless authorized by Government. It would also seem clear that Government have power, if they please, to authorise the arrangement.

Sd/ R. V. Hearn,

2
2206 M of 75

L. & M.

Tramways.

No. 1888.

General Department.
Bombay Castle, 7th July 1874.

Letter from Mr. G. A. Kittredge, Managing Director, Bombay Tramway Company, Limited, dated the 25th June 1874 — Soliciting authority for drawing lots for premiums to be given to passengers using the Tramway.

Report by the Solicitor to Government, No. 704, dated the 1st July 1874.

Resolution. — The authority solicited may be given.

Sd/ J. Monteath,
For Chief Secretary to Governt.

To,

G. A. Kittredge, Esqr. (by letter)
The Solicitor to Government.

True copies.
J. M. Antill
Superintendent,

11.

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22 Feb 45

L. & M.

Ows. 3
5522/55

LOCAL AND MUNICIPAL DEPARTMENT
~~Loc. & Municipal Dept.~~
~~CURRENT No. 2206 M~~

P. W. CURRENT No. 5522

Encls 3 with their origl
E. C.
Ans: 18.7.95

From

The Secretary to Govt. Bombay

DAR

No. 2762

Dated 5-7-95

Received 10-7-95

Enclosures 3

SUBJECT.

Forwarding a copy of Govt. Resolution No. 1888 dated 7th July 1874 and correspondence which supplies the information regarding the introduction of a system of "monthly money prizes" on the Electric Tramways at Madras.

No. 964

Transferred to the Public Works (Railway) Department.

C G Todhunter
Ag Assistant Secretary.

14 · VII · 95.

V.R.
12/7/95

Fort St George
17th July 1895

To,

The Public Works (Rail) Department.
with P.O. dt 27.5.95 No 885 M.

15

B. Form No. 14.

No. 2375 C.

Gobernment of Madras.

PUBLIC WORKS DEPARTMENT.

RAILWAY BRANCH.

MEMORANDUM.

Local & Municipal Dept.
CURRENT No. ~~2068 L~~ 2396 M

Dated Madras, 24 July 1895.

Endorsement from the Local and Municipal Department No. 964. dated 17th July 1895.

Retransferred to the Local and Municipal Department for disposal.

Under Secretary to Government
P. W. D. Railway Branch

To

The Local and Municipal Department
with papers in original.

~~E~~ 1895.

Public Works Department.

Local & Municipal Dept.
CURRENT No. 2396 M

f.o

No. 2375 C.
Dated 24 } July 1895.
Despatched
Received 26 JUL. 95

C.R. 2206 M & G.O 889 of 95 retd

SUBJECT.

Retransferring for disposal Govt: of Bombay's correspondence regarding the introduction of a system of monthly money prizes on the Electric Tramways in Madras.

L. & M.

[G/25]
600—23-7-95,

19

L. & M. DEPARTMENT.

C. No.s 1474. 2206. & 2396 M.

FOR ORDERS.

The proposal is no doubt against the law. Equally there is no doubt that Govt. can sanction & thereby validate the scheme. But though technically a lottery, I cannot see that the scheme is likely to be injurious to the public morals — I therefore see no harm in sanctioning it. A previous ref. shd. however be made to India — but first, perhaps, ask Bombay how it gets over India's orders & whether the scheme is still working in Bombay/.

[illegible]
5/8/95

Please see notes & orders on the first of the three currents above.

From the second current, which is a reply to the reference to the Bombay Govt., it appears that in 1874 a lottery very similar to that now proposed by Messrs. Arbuthnot & Co. was allowed on the Bombay trams.

Bombay Govt., however, though specially asked about this point do not say if it is still in existence.

1874 is previous to the very clear orders of India in G.Os 273 E/20.11.77 and 463/14.6.82 Judicial.

Orders are solicited

W 2.8.95

I consider that what is proposed would be a distinct infringement of the law

[illegible]
2/8/95

Lotteries in Connection
with Madras Tramways

FOR ORDERS.

H.M.

23/8
6/8

[G. / 24.]
500—21-5-95.

21

DEPARTMENT.

Papers to be read in proceedings:—

Again G.O., dated 189 , No.
Again G.O., dated 189 , No.
Current No. 2286 M. of 1895, dated 5.7.95 from Govt. of Bombay
" " " 189 , " , ,
" " " 189 , " , "

ORDER. 9. 8. 1895 No. 1290 Misc.

The following letter will be despatched to the Govt. of Bombay :—

Letter d/ 9. 8. 1895 No. 1291 Misc.

To the Sec. to Govt. of Bombay
Genl. Dept.

Sir,

I am directed to acknowledge the receipt of your letter No. 2762 dated 5th. July last forwarding, in answer to a request from this Govt. for information on the point, copies of certain correspondence relating to the authorization by the Govt. of Bombay of lotteries in connection with the tramways in Bombay City.

2. In reply I am to draw attention to the fact that the correspondence in question, though it shows that the lotteries were sanctioned in the year 1874, does not

it clear whether they are still carried on. I am accordingly to request that, with the permission of H.E. the G. in C. Bombay, this Govt. may be furnished with information on this point, & if the ~~lotty is in~~ lotteries are still in existence, may be informed whether the Govt. of India has consented to what apparently constitutes an exception to the principles laid down in its resolution in the Home Dept. No. dated 1st Nov. 1877. No. 329.

W.C. 6.8.95 (pram orders)

7/8/95

Note.

It is not easy to ask whether they have obeyed orders without running the risk of giving offence.

W.C.

Depd 12/8/95

PR

Lotteries in Connection with 'Madras Tramways',

O/ (pram orders) —

1290 - 1291

L. & M.

When given for copying When copied When examined When signed } 189							
READ AGAIN G.O., No. 189, DATED							
CURRENT No.							
ENCLOSURES TO C. No.							
ORDER OF GOVERNMENT	A	A	A	A	A	A	A
LETTER OF GOVERNMENT.							
STATEMENT WITH DITTO.							
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.							

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.