

M.

DEPARTMENT.

[L. & M.
3,000-28-10-97.]

Local & Munl. (1897) Department.

Paper taken out of the Records from the charge of the Referencer.

Ordinary No. 2855 1/2 dated 24-12-97 19

Routine

Date taken out.	FOR WHAT PURPOSE.			Initials of clerk taking the paper or of attender.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			
28/1/1901	h	342	1901	<i>RS</i>		
8/4/01	h	824	01			
8/5/01	h	1091	1901			
24/6/01	h	1568	1901			
17/6/02	h	1681	1902		25/6/02	

MISCELLANEOUS.

G.O., No. 2855 1/2.DATED 24-12-97INDEXED. *ca*

DESPATCHED

[Despatch Abstract.]

Obstruction in Public street

Requesting the Govt. Pleader to prefer
an appeal to the High Court against the
order of acquittal by the Magistrate
in certain case of — in the Taluk m...

BACK PAPERS.

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

FURTHER PAPERS.

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

Local & Munl. (1897) Department.

CURRENT No. 434 JM

Again G.O. no 2439 No 8th November 1897
and C.O. 4347 11/3/97

From

The Chairman
Municipal Council
Palani
The Collector & District
Magistrate, Madras
No. 23

Order. no. 2833 M. M. 7 24-12-97.

The Govt. Pleader is requested
to prefer an appeal to the High Court
against the order of acquittal passed by
the second class magistrate in the case
referred to:

1/11
21/11/97

J. I.
23 12 97

Dated 13 December 1897
Received 18-12-1897 DEC. 1897
Registered 18-12-1897
Enclosures 4
Spare copies

SUBJECT.

Requesting to instruct the
Public Prosecutor to prefer an
appeal to the High Court against
the acquittal of a person who
obstructed the public street
at Adwaim by exposing things
for sale.

To
The Govt. Pleader, Madras
with Enclosures & copy of G.O. 2439 M. M. 7 24-12-97
to that order - Dated 11/12/97.

BACK PAPERS.

G.O.	No.	Department.	Date.
10	2439	h	7-1-97
10	498	h	5-11-97
10	12	h	12-3-97
10	1160	h	6-1-97
10	244	h	9-7-96
10	1078	h	7-2-90

FURTHER PAPERS.

G.O.	No.	Department.	Date.

no 23

1563
14-12-97 from

1563 of 97 of 16-12-97
Submitted.

W. W. W.
Magistrate.

Municipal office. Palni.
13 December 1897

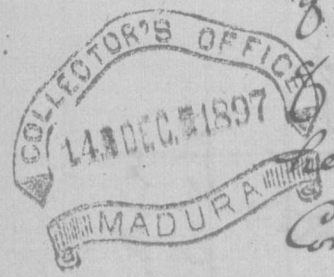
LOCAL & MUNICIPAL DEPT.

The Chairman, Municipal Council
Palni.

The Secretary to Government
Local and Municipal Department
Madras
Through the Collector & District Magistrate
Madura

Sir,

Referring to G.O. no 2439 of 11-11-97 dated 5 November 1897, I have the honor to inform you that a fresh case against the same person for having caused obstruction in the public street at Adivaram by exposing things for sale on 22 November 97, was instituted before the Sub. Magistrate of this place, who relying on the decision of the Joint Magistrate, has acquitted the person of Complaint, deposition of Complainant and judgment are enclosed.

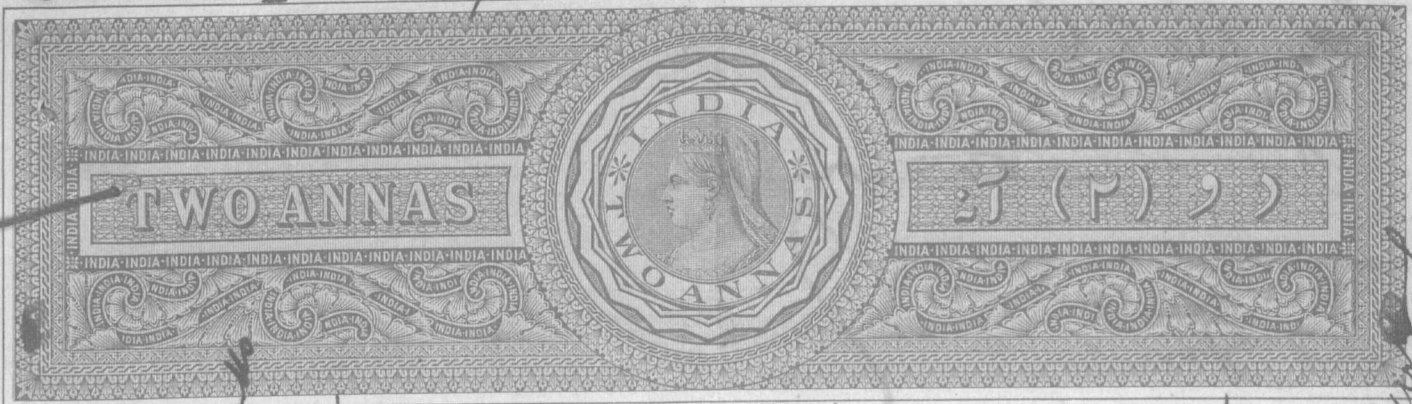


I request that the Public Prosecutor may be instructed to bring up an appeal soon before the High Court.

I have the honor to be,
Sir,

Your most obedient servant
R. Vasu Pillai
Chairman Deputee

Enclose no. 15 letter no 23 ^{27/12-71} FOR COPIES ONLY



Dec 20 1897
 Q. V. Prosser
 92-11-97
 965
 Collected by the
 Sanitary Inspector
 Municipality

[illegible][illegible]

P = Copy abstract only.
Q = Copy heading only.

3646

Handwritten notes and signatures

Application 640

4-12-97

4-12-97

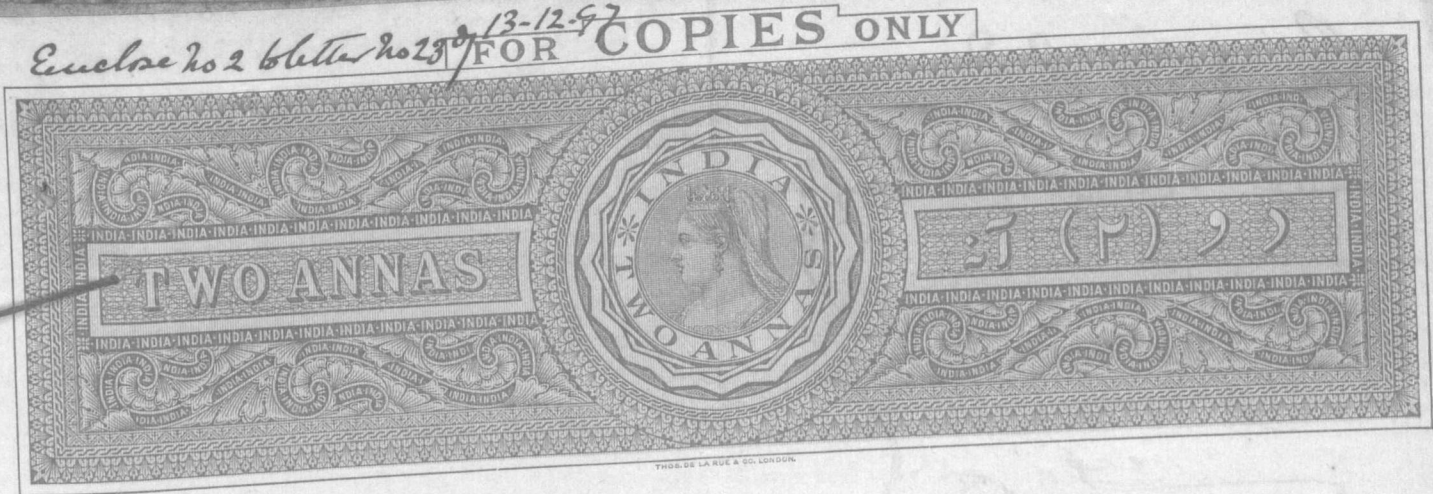
10-12-97

10-12-97

10-12-97



4347



In the Court of Stationary 20 Blue Maple Palmi Sabala
 Calendar No 1236 of 1897 Deposition of 1st Witness for Prosecution
 (Memo) Name Doraswami Sundari Village Palmi
 levelling Sanitary Inspector Date 4-12-1897 solemnly affirmed
 in accordance with the provisions of Act 8 of 1873 on 4-12-1897
 On 22-11-97 the accused Pournamal was exposing
 things for sale in the public street at the foot of the
 Palmi Temple rock so as to cause obstruction
 & Examination. The Palmi Devasthanam authorities
 claim the street in question as their private
 street. They have been levying fees from those who
 expose goods for sale in the street in question
 for the past one year. The street in question
 however has not been excluded from the
 operation of section 23 of the District
 Municipalities Act

(Signed) J Ganapati
 Lohmala

Copy of Sanction (True copy)
 Copyist.

Handwritten signature

Handwritten initials

(Corrected & re)
 copy under 49

No 35-29
 G. V. S. Reddy
 4-12-97

640 4-12-97
 4-12-97
 43-12-97
 10-12-97
 10-12-97

846
 6c



Form I Calendar Judgment
 (For use in cases where there is only one accused person) District of Madurai
 Calendar of cases tried by the District Magistrate of Palani Taluk

Date of			Explanation of delay & remarks	
Offence	Report of Complaint	Commencing trial	Sentence or order	
22 11-97 Palani	25 11-97	4-12-97	4-12-97	

Judgment in Calendar Case No 1236 of 1897
on the file of the District Magistrate of Palani

Complainant: — Municipal Sanitary Inspector

name of Accused	Age	Father's name	
Ponnammal	"	not examined	
Caste or Religion	Calling	Residence	Taluk
"	"	"	"

Offence: Exposing things for sale in the public street so as to cause obstruction under section 3 clause 6 Act III of 1889

Finding: Not guilty
 Order: Acquitted under section 245 CPC
 Signed J. G. V. S. Reddy
 District Magistrate, Palani

2/4347 Nov 1897



Dorasaanni Mudali Sanitary Inspector Palni states that on 22-11-97 the accused Ponnammal was exposing goods for sale in the public street at the foot of the Palni Temple rock so as to cause obstruction

2— The Sanitary Inspector admits that the street in question is claimed by the Palni Devasthanam authorities as their private street and that they have for the past one year been levying fees from those who expose things for sale in the street; although the street has not been excluded from the operation of section 23 of the District Municipalities' Act.

3— I find from the copy of the Joint Magistrates' Judgment (Exhibit I) in Criminal Appeal No. 2 of 97 that he reversed a conviction by this Court in a case of the same nature as this case, with the concluding remarks that the claims of the Devasthanam authorities should either be admitted by the Municipality (or at least acquiesced in)

(2nd Sheet) *[Signature]* (Comdnt) or

19-5%



& else they should be contested before
 a civil court" I think I am bound
 by the views of the Appellate authority
 and acquit the accused of causing
 obstruction in a public street under
 section 3 (b) of Act ~~III~~ of 1889 and
 direct her to be set at liberty
 4-12-97 (Signed) J. Ganapati
 2nd Class Magistrate

Copied by
S. G. S. S. S.

Copy is
comparative
selected

(True copy)

John D. f
Head Clerk

connected & mil

32d + last sheet

255

P = Copy abstract only.
Q = Copy heading only.

Co 3528

gross rates in
is given
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4-29

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4-12-97
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42-12-97
103-12-97
10-12-97
10-12-97

In cont. Apr 12/98.



gll
ac



for copying
189

O., No. DATED

REFERENCES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

A A A A A A A

N.B.—

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