

Local & Munl. (1898) Department.

PRINTED.

G.O., No. 1506 m

DATED 24-8-98.

INDEXED.

[Despatch Abstract.]

Inspection of the Records of Criminal Courts by
Munl. Prosecutors

Comms. to all Munl. Councils, C.D.J.S.
Stating, with remarks, that the Govt. is not
prepared to accept the proposal of the
Munl. Council, Bangalore, that Munl.
Prosecutors should be permitted to inspect
the original records of criminal Courts.

BACK PAPERS.

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

FURTHER PAPERS.

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

Government {1898} of Madras. LOCAL AND MUNICIPAL.

Recd.

Regd.

1898.

Enclosures

Spare copies

G.O., No. 1506 M., 24th August 1898.

AUGUST.

Inspection of the Records of Criminal Courts by Municipal Prosecutors.

Communicating to all Municipal Councils, Government Order, Judicial Department, stating, with remarks, that the Government is not prepared to accept the proposal of the Municipal Council, Cannanore, that municipal prosecutors should be permitted to inspect the original records of criminal courts.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—the following paper :—

G.O., No. 1178, Judicial, dated 26th July 1898.

Read—the following letter from M.R.Ry. E. COONJAMBOO, Chairman, Municipal Council, Cannanore, to the Secretary to Government, Local and Municipal Department, dated 9th June 1898, No. 473.

I have the honour to submit the following for the consideration of Government and for such orders as may be deemed fit under the circumstances.

2. Government is no doubt aware by this time of the various irregularities and mismanagement of this office by the former establishment. To bring it into a fairly satisfactory state, the council had to institute several prosecutions.

3. The Town Magistrate before whom these cases had to be taken has dismissed an unusually large number of cases.

4. It is impossible for Divisional Magistrates to exercise a wholesome check over the decisions of the magistracy in municipal, and thrown-out, cases as only the calendar of such cases is sent up, unless any one interested brings the facts in detail before Divisional Magistrates.

5. It is also impossible to pronounce an opinion as to the correctness or otherwise of a decision in a thrown-out case, unless the records are gone through. It becomes therefore necessary to peruse the records of cases in which the finding is thought to be opposed to law and fact and, as cases discharged are not a few, the obtaining of copies of all records will entail unnecessary expenditure on the council.

6. I had therefore requested the Joint Magistrate, Tellicherry, to permit the municipal prosecutor to take down copies of such records from the Magistrate's Court and he refused on the ground that permission cannot be granted without a Government order to that effect.

7. I therefore respectfully request that Government may be pleased to extend that concession to the municipality which has been granted to the police and certain other departments.

Endt. No. 743.

Transferred to the Judicial Department.

(Signed) A. EDGINGTON,
Acting Assistant Secretary.

30th June 1898.

Order—No. 1178, Judicial, dated 26th July 1898.

The Government is not prepared to accept the Chairman's proposal. It will, however, be pointed out that, in cases where he considers it necessary that further enquiry should be made, he is at liberty to move the Divisional Magistrate, who will no doubt examine the records, to see whether there has been any irregularity or miscarriage of justice.

(True Extract.)

(Signed) G. STOKES,
Chief Secretary.

To the Local and Municipal Department.

„ District Magistrate, Malabar.

Copy to other District Magistrates.

ORDER—No. 1506 M., dated 24th August 1898.

Communicated to all Municipal Councils.

(True Extract.)

H. TREMENHEERE,
Secretary to Government.

To all Chairmen of Municipal Councils.

„ Collectors.

Edt. C. M. Thumbuswamy.

Government (1898) of Madras.
LOCAL AND MUNICIPAL.

Proof for approval.

7/17/98

Pass
Stockhoff 18/2/98

Recd.

Enclosures

1898.

Regd.

Spare copies

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AUGUST.

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No. 1506 M., 24TH AUGUST 1898.

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To the Local and Municipal Department.
" District Magistrate, Malabar.
Copy to other District Magistrates.

ORDER—No. 1506 M., dated 24th August 1898.

Communicated to all Municipal Councils.

(True Extract.)

for Secretary to Government

To all Chairmen of Municipal Councils.

" Collectors.

Exd. C. M. Thambuswamy.

Government (1898) of Madras.
JUDICIAL.

LOCAL & MUNICIPAL DEPT.
CURRENT No. 2620 M

Recd. 5 - AUG. 1898

1898.

Enclosures

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G.O., No. 1178, 26th July 1898.

N
P.S. order No. 1506 M 24/8/98

Communicated to all municipal

JULY. Councils.

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22/8/98

To All Chairmen of Municipal Councils

" Collectors

copy 6/9/98

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No. 1178, JUDICIAL, 26TH JULY 1898.

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JUDICIAL DEPARTMENT.

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(True Extract.)

To the Local and Municipal Department.
" District Magistrate, Malabar.
Copy to other District Magistrates.

Exd. A. F. Eccleston.

First copy sent to Press.

25-8-98

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8-9-98

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6-9-98

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LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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