

Legislative (1899) Department.

ORDINARY PRINTED.

G.O., No. 14

DATED 18. 2. 99

W/H

[Despatch Abstract.]

Court of Wards Regulation V of 1804.

Communicating to the Legislative Council
Proceedings, Revenue Dept. on letter from
the Registrar, High Court of Judicature, Madras
forwarding a transcript of the minute recorded
by the Honble Mr. Justice Shephard on the Bill to
Amend the —.

1899

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Government {1899} of Madras. LEGISLATIVE.

Recd.

Regd.

} 1899.

Enclosures

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G.O., No. 14, 18th February 1899.

FEBRUARY.

Court of Wards Regulation V of 1804.

Communicating to the Legislative Council Proceedings, Revenue Department, on letter from the Registrar, High Court of Judicature, Madras, forwarding a transcript of the minute recorded by the Hon'ble Mr. Justice Shephard on the Bill to amend the —.

GOVERNMENT OF MADRAS.

LEGISLATIVE DEPARTMENT.

READ—the following paper:—

G.O., Mis. No. 641, Revenue, dated 11th February 1899.

Read—the following letter from A. L. HANNAY, Esq., Registrar of the High Court of Judicature, to the Chief Secretary to Government, dated Madras, 31st January 1899, Dis. No. 161:—

With reference to G.O., R. No. 1598, Judicial, dated 2nd December 1898, communicating G.O., No. 707, Revenue, dated 23rd November 1898, and requesting the remarks of the High Court on a Bill to amend the Madras Court of Wards Regulation V of 1804, I am directed to forward a transcript of the minute recorded by the Hon'ble Mr. Justice Shephard, concurred in by the Hon'ble Mr. Justice Benson; the Hon'ble Mr. Justice Subrahmanya Aiyar sees no objection to the Bill; the Hon'ble the Chief Justice and the Hon'ble the other Judges have no remarks to make.

ENCLOSURE.

Minute.

Provided that this measure is restricted in its application to cases in which political expediency requires that the estate shall be kept together, I see no objection to it.

The cases in which in this Presidency it would be necessary on such grounds to bring cases under management would be so rare that I should have thought clause 39 unnecessary. The zamindar who has pursued the career of a prodigal to the point of declaring himself incapacitated is not likely to change his habits and become a desirable landlord. At any rate I would suggest that clause 39 might well be simplified by vesting in the Government only the power of rehabilitating a dispossessed zamindar.

Clause 40 needs the addition of some words to make it clear that the incumbrancer's claim for principal and agreed interest is to be paid off.

Endorsement No. 336, Judicial.

Transferred to the Revenue Department.

(Signed) A. R. KNAPP,
Ag. Under Secretary to Government.

3rd February 1899.

To the Revenue Department.

Order—Mis. No. 641, Revenue, dated 11th February 1899.
Communicated to the Legislative Department.

(True Extract.)

(Signed) G. S. FORBES,
Secretary to Government.

To the Legislative Department.

ORDER—No. 14, Legislative, dated 18th February 1899.
Communicated to the Legislative Council.

(True Extract.)

H. TREMENHEERE,
Secretary to Government.

To the Honourable Members of the Legislative Council.

Legislative (1897) Department.

CURRENT No. 39

From

The Revenue Dept

Order No. 147 (18.2.99)

Communicated to the Legislative Council.

No. 641 Mis

Dated 11th February 1899.

Received

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SUBJECT.

Commg. to the Legislative Dept letter from the Registrar, High Court forwarding a transcript of the Minute recorded by the Hon. Mr Justice Shepherd on the Bill to amend the Court of Wards Regulation.

The Honble members of the Legislative Council

PH 16/2/99 also 7/2/99

Note. There is no objection to furnishing the members of the Legislative Council with copies of this paper.

Office copy of the Bill 16/2/99 PH 16/2/99

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