M.R.O. I—77,006—3-6-37.

(1) Number of pages 4

(2) Date of repair 1-11-38

(3) Initials of the Referencer

1

MADRAS RECORD OFFICE.

Government of Madras.

Tabulation book, Gen — 9/1862

DEPARTMENT.

G.O. No. 379 Press
Mis.

Go. Gl.

Dated 28 — 2 — 1862

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, for the month of February 1860.

No. 40. Read the following Proceedings of the Madras Government in the Judicial Department, dated 11th February 1860, No. 164.

Communicating a letter from the Court of Faujdári Adálat regarding the non-detention, under custody, of the cash chest in the case of Mr. Ross of the Department of Public Works. } (Vide Judicial Proceedings from 11th to 20th February 1860, Nos. 9-10.)

No. 41. ORDER THEREON, 23rd February 1860, No. 399.

Ordered to be recorded.

(Signed) T. PYCROFT,
Chief Secretary.

JUDICIAL DEPARTMENT.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from G. F. FULLERTON, Esq., Deputy Register to the Court of Faujdári Adálat ; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 3rd February 1860, No. 5.

1. With reference to Extract from Proceedings of Government of the 25th November 1859, and the Order thereon dated 2nd December, requesting the Judges of the Faujdári Adálat to call for an explanation as to why, in the case of Mr. Ross of the Department of Public Works, lately tried for defalcation in his accounts and acquitted on the strength of certain receipts found in his cash chest which were not forthcoming when it was first searched by the Magistrate and Subordinate Judge, this cash chest had not been properly secured by these officers at the preliminary examinations, I have the honor by direction of the Judges to state that the Session Judge reports that the cash chest was not detained under custody of these officers, as all the papers considered requisite for the prosecution of the criminal charge were taken out by the Magistrate (Mr. Forbes) in presence of Captain Syme, the prosecutor. The box itself it was not considered necessary to send up to the Court, and was given back to the officer in charge of the department.

2. This statement is corroborated by Mr. Forbes, who further adds that having taken out all the papers necessary for the prosecution, he asked Mr. Ross if there were any other papers he would wish to be secured as evidence for himself, to which the prisoner answered that there were none. Mr. Forbes states that he himself carefully examined every document and voucher in the chest, and that he is perfectly certain that the two receipts afterwards produced were not among them. He also adds that Mr. Ross' accounts were contained in several boxes and baskets, and that having carefully searched them all, he considered it quite unnecessary to forward them all to Court, which might have been the cause of some inconvenience. He also represents that those forged receipts could have easily been deposited by Mr. Ross in some other place, where, when found, they would have been entitled to quite as much credit as should have been attached to them under the circumstances in which they were produced.

3. The Judges consider this explanation satisfactory.

ORDER THEREON, 11th February 1860, No. 164.

Communicated to the Public Works Department.

(True Extract.)

Chief Secretary.

To the Public Works Department.

Exd. F. Cartledge.

Cons: 10th December 59 & 92 93

P. M. 1860 Disposn
Pros: of Govt 29th February
No 408.

Proceedings of the
Madras Govt in
the Judicial Dept

Dated 11th
Received 12th } July 7/60

No 164.

Communicating a
letter from the Court
of Faujdarie Adalat
regarding the non-de-
tention, under Custody,
of the Cash Chest in
the Case of Wm Ross
of the Dept of Public
Works.

No 399.
To be recorded

Fort St George
23d July
1860

No 399

No 40 & 41.

C 20th July