M.R.O. 1—77,065—8-6-37.

(1) Number of pages 1 10

(2) Date of repair

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Public works DEPARTMENT.

G.O. No. 520 Press —Mis.—

451-52

Dated 16-2- 1869.

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, **16*th February*** **1869.**

No. 451. Read the following Proceedings of the Madras Government in the Judicial Department:—

Ordering the removal of the Cattle-shed lately built for the use of the Madras Small Cause Court, and its erection on another spot, indicated. } (Here enter 3rd February 1869, No. 163.)

No. 452. ORDER THEREON, 16th February 1869, No. 520..

CIVIL WORKS, No. 63.

Communicated to the Superintending Engineer of the 4th Division, who will take measures for carrying out the proposed arrangements as early as practicable.

(True Extract.)

Colonel, **R. E.,**
Secretary to Government.

To the Superintending Engineer, 4th Division.
" Controller of Public Works Accounts.
" Accountant General.
" Judicial Department.

Exd. S. T. Augustin,

Read the following papers :—

No. 12. From the Registrar of Her Majesty's High Court of Judicature at Madras, Original Side, to the Chief Secretary to Government, Fort Saint George ; dated Madras, 30th October 1868.

By direction of the Chief Justice I have the honor to transmit, herewith, copies of a letter of mine to the Chief Judge of the Madras Court of Small Causes and his reply thereto.

2. From this correspondence it will be seen that, without any communication having been made to the Judges of the High Court, a piece of ground that had previously been allotted to the High Court has been taken away from it ; that the old wall that divided the High Court from the Court of Small Causes has been pulled down, and a new one built further south ; and that this new wall entirely cuts off all access from the High Court premises to the record room of the Original Side.

3. This alteration to the High Court premises has already occasioned and is still causing the most serious inconvenience to the due conduct of the business of the High Court, Original Side, and if permitted to continue that business will be very greatly impeded.

4. I am directed, therefore, by the Chief Justice to request that you will be good enough to issue such instructions as will place matters in the position they were in previous to the Order of Government of 18th June 1868, referred to in Mr. Busteed's letter.

From the Registrar of Her Majesty's High Court of Judicature at Madras, Original Side, to the Chief Judge of the Madras Court of Small Causes ; dated Madras, 27th October 1868.

On my return from the vacation I found that the wall that previously existed at the north-west corner of the premises of the High Court, and which was the division wall between the yards of the High and Small Cause Courts, had been removed ; that another wall had been built further south, and that a shed had been erected over a part of the intervening space, and partly supported by the wall of the record room of the High Court, Original Side.

2. This alteration takes, from the premises of the High Court, a portion of ground that had previously been allotted to it by the Government ; cuts off all communication between the High Court, Original Side, and its record room ; renders the record room useless, and is causing and must continue to cause most serious inconvenience to the due conduct of the business of the High Court.

3. I have mentioned the matter to the Chief Justice, and it appears that no notice of the intended alteration to the premises of the High Court was made to the Judges of the High Court, and that the same has been carried out without their sanction. I am, therefore, directed by the Chief Justice to request that you will be good enough to let me know, for his information, under what circumstances, and by what authority, this alteration has been made.

From T. M. BUSTEED, Esq., Chief Judge of the Madras Court of Small Causes, to the Registrar of Her Majesty's High Court of Judicature at Madras, Original Side ; dated Madras, 27th October 1868, No. 59.

I have to acknowledge the receipt of your letter of this date, requesting, by direction of the Chief Justice, to be informed under what circumstances, and by what authority, a certain shed has been erected in the vicinity of this Court.

2. In reply I beg to state that, by letter dated 27th May 1868, the Judges of this Court requested the Government to order the erection of a tiled shed for the protection of cattle seized under this Court's warrants of execution ; and that, by an order of 18th June 1868, the Govern-

ment sanctioned the construction of a tiled shed for the purpose aforesaid. The erection of the shed was, I believe, entrusted by the Government to the Public Works Department, who submitted a plan of a shed to the Judges of this Court, which seemed quite satisfactory, and was accordingly approved of.

3. A building has since been commenced in the vicinity of this Court, which probably is intended for our use, and is, I believe, the one to which you refer in your letter.

Referred to the Public Works Department for report, and with a request that a plan of the site on which the alteration referred to in this letter has been made may be submitted to Government.

FORT SAINT GEORGE,
6th November 1868.

(Signed) R. S. ELLIS,
Chief Secretary.

Referred to the Superintending Engineer of the 4th Division, who will submit the report and plan called for.

FORT SAINT GEORGE,
7th November 1868.

(Signed) C. A. ORR, Colonel, R. E.,
Secy. to Govt., P. W. D.

No. 13. From the Superintending Engineer, 4th Division, to the Secretary to Government, Public Works Department, Fort Saint George; dated Madras, 17th November 1868, No. 4031.

In reply to your endorsement, dated 7th November 1868, referring for report, accompanied by a plan, a letter from the Registrar of the High Court to Government, complaining of the erection of a Cattle-shed on the premises of the Court of Small Causes, whereby an encroachment was made on the space allotted to the High Court, causing inconvenience from access to the High Court record room being shut off, I have the honor to enclose a plan of the site of the Cattle-shed, and to state that the Executive Engineer informs me that the site was pointed out by Mr. Shaw, the Chief Clerk, and the plan and site arranged and approved of in communication with the Third Judge, the former having been countersigned by the First Judge in token of approval.

1 Plan
8 Letters
Dated 30th October 1868.

2. The plan and estimate, amounting to Rupees 550, were called for in G. O., No. 2039, dated 20th June 1868, and sanctioned in G. O., No. 2601, dated 14th August 1868.

Transferred to the Judicial Department, with reference to the docket in that Department, under date the 6th November 1868.

19*th November* 1868.

(Signed) C. A. ORR, Colonel, R. E.,
Secy. to Govt., P. W. D.

No. 14. ORDER THEREON, 3rd February 1869, No. 163.

As it appears from the Report of the Superintending Engineer, 4th Division, above recorded, that the Cattle-shed for the use of the Small Cause Court was erected without any reference to the Judges of the High Court, His Excellency the Governor in Council directs that the portion of the shed between the points marked "A" "A," in red pencil, on the plan, which accompanied the Superintending Engineer's letters, be removed; and that the materials be utilized in the erection of a shed at "B."

2. The partition wall between the premises of the two Courts will be rebuilt at "C."

3. Orders will be issued in the Public Works Department for carrying out these arrangements, with as little loss of time as possible.

(True Extract).

Chief Secretary.

To the Honorable the Judges of Her Majesty's High Court.
" Judges of the Small Cause Court.
" Public Works Department, with plan.

Exd. J. Wright.

Public Works Department

(IX)

No 520 "29

Proceedings of the Madras Government

Under date the 16th July 1869

Read the following

Rep. of the Madras Govt Jud. & M.E. No 163 dated 3d Feby 1869
Dept

Communicated to the Superintending Engineer of the 4th Division who will take measures for carrying out the proposed arrangements as early as practicable.

To Supg Engr 4th Div. with plan ✓
" Collector, Vizagapatam ✓
" Accl. Genl. ✓
" Judicial Dept. ✓

37/5

Dept. 17/2/69

Order ng the removal of the Cattle-shed lately built for the use of the Madras Small Cause Court, and its erection on another spot indicated.

No 520 - 16th July 1869

SECRETARY.

Nos. 12–14.

Dated February, 3rd
Read " 8th "

G. O., 3rd February 1869 No 163.

To

THE HON'BLE THE JUDGES of
H. M.'s HIGH COURT.
&c., &c., &c.

Sent to Public Works Department
Copy to Judicial Department
JUDICIAL.

Cuc 487

Govt. of Madras.

PUBLIC WORKS.

To The Superintending Engr
4th Division

Dated

Read. Ans.

G. O 16th July 1869, No. 5-20-

Nos. 651-652

Cattle-shed Prs. Govt. regd ordering the removal and erection on another site of the Cattle-shed lately built for the use of the Madras Court of Small Causes. and thereto Prs. concerned.