

MADRAS RECORD OFFICE.

Block No. 111

Paper taken out of the Records from the charge of the Referencer,
Dept. P.W. G. Press No. 1615, dated 20.6.89 Rack No. 191, Range,

Date taken out.	FOR WHAT PURPOSE.			Initials of Referencer.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			
<u>10/2/11</u>	<u>M.R. 565/11</u>	<u>P.W. 1569/11</u>	<u>11</u>	<u>P.W. 23/11/11</u>		

Govt. of {1889} Madras.

JUDICIAL.

Issued

Recd.

Encl.

G.O., 28th May 1889, No. 918.

MAY.

Government Suits.

Passing orders regarding procedure to be observed when suits brought against Government have to be defended or when suits have to be instituted on behalf of Government.

So. No 1615. Wdy 20.6.89

Recorded in continuation
of G.O. No 1507. Wdy 15 June 1889

Sd/ W. L. C. Baddley
Capt. R. 29

Under Secy to Govt.
D.W.

To All Supergrs

21/5/89
1557
1/6/89

28TH MAY 1889, No. 918, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper:—

From H. FARRER, Esq., Postmaster-General, Madras, to the Chief Secretary to Government, dated Bangalore, 18th May 1889, No. C—742.

I have the honor to inquire whether any instructions have been issued by Government for the guidance of heads of departments as to the procedure to be observed when suits brought against Government have to be defended, or when suits have to be instituted on behalf of Government. When the suit is to be heard in the High Court, it is well known that the Government Solicitor may be consulted and that he will do all that is required: but, if the case is to come before a Mofussil Court, the Government Solicitor cannot act in the matter.

2. Assuming that a case of the latter kind would be conducted by the local Government Pleader, I further beg the favor of being informed whether the head of a department should communicate with him direct or through Government. As regards departments under the Local Government, there may perhaps be no particular difficulty; but it does not seem quite clear what course should be taken when other departments are concerned.

ORDER—dated 28th May 1889, No. 918, Judicial.

The conduct and defence of suits in which Government is concerned in Mofussil Courts ordinarily falls on the Government Pleader of the district, appointed under G.O., 18th May 1886, No. 1309, of which copy will be communicated to the Postmaster-General. No rules have been laid down regulating the manner in which heads of departments should obtain the District Government Pleader's services, but the Government is of opinion that the most convenient course would be for the head of the department to address the Collector of the district in the first instance, and, having thus secured the Government Pleader's services, to correspond direct with him.

(True Extract.)

A. G. CARDEW,
Under Secy. to Govt.

To the Postmaster-General, Madras,
with copy of G.O., 18th May 1889, No. 1309.

- „ Inspector-General of Jails.
- „ „ of Registration.
- „ „ of Police.
- „ Sanitary Commissioner for Madras.
- „ Surgeon-General with the Government of Madras.
- „ Director of Public Instruction.
- „ Collectors of Districts.

Copy to Departments of the Secretariat.

Exd. A. Raitt.