

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 297

Press
~~Mis.~~

Dated 18. 4. 1918

Not to be folded or roughly handled

To

THE HONORABLE

THE LEGISLATIVE COUNCIL.

WE, the Select Committee on the Bill "for repealing Act I of 1844," have the honor to report as follows.

Petition of Govindar Doss, Soucar and Merchant of Madras, dated 26th December 1856.

Petition of Soojun Mool Lalah, Soucar of Madras, dated 27th idem.

From Government of Fort Saint George, dated 18th February 1857, and enclosures.

From Ditto, dated 24th idem, and enclosures.

We have had under consideration the Petitions and papers noted in the margin.

We find that, since the publication of this Bill, the Supreme Court of Judicature at Madras has decided that Act I of 1844 was a personal Statute, which upon the death of the late Nawaub of the Carnatic ceased to have any operation. It having thus been pronounced judicially that the said Act is already extinct, it appears unnecessary to repeal it formally.

On the supposition that a law was necessary to repeal the Act, it was intended by the Bill for that purpose, to make an exception as to all contracts made, liabilities incurred, and acts done, prior to the repeal, by persons privileged under the provisions of the Act, in accordance with the opinion of the Government of India that great injustice would be done if the family of the Nawaub were now made liable for debts contracted under the law. But as, by the decision of the Supreme Court, it appears that the protection of the persons referred to was confined by the law to the life-time of the Nawaub, it would be virtually to give them a new privilege *ex-post-facto* to repeal the Act with an express provision to the same effect as the intended reservation.

D. ELIOTT,

C. ALLEN,

P. W. LEGEYT.

The 4th April 1857.

There are things to be taken for acts done during the currency of the Act. I conclude so - However this is for the Supreme Court to settle.

Legislative Council.

Nawaub of the Carnatic.

Report of the Select Committee on the Bill for
repealing Act I of 1844.

Presented to the Council on the 4th April 1857.

Price 1 Anna.

P. b. Dr. L. Eng. 8/22. July
No. 11 of 1857. P. ar. 28 & 26.

Copy sent to the Lib. Comptroller
Scholar. 18. April 1857. 297.

P. 1857. D.
M. 40. 311.

at Eng
Chief Secretary to Govt
T. H. G. G.

to be known & transmitted to the
of the Right Honble the Governor
the report of the Select Committee
to repeal Act I of 1844.

he moved at the first meeting of
the Council that the Report of
Committee be adopted by
it: if the motion be agreed to,
the of Council drop.

Then he moved that
for most obed. Servt
D. H. G. G.

Report of the Sel
repea

Presented to the

Pol. L. L. Eng. 8722^o July
No. 11 of 1857 Paris 28424.

J. P. Gault Esq
Chief Secretary to Gov^t
Fort St George

his Share in the same & has not to give forth
information of the Right Honble the Governor
in Council the report of the Select Committee
on the Bill to repeal Act 1 of 1844.

It will be moved at the first meeting of
Council after Easter that the Report of
the Select Committee be adopted by
the Council; if the motion be agreed to,
B. be made of course Drap.

Then he comes to the
for most, the Lovers

Chas A

Calcutta
8th April 1857

SP. 297

Ordered that copy of the above
letter and its enclosure be
furnished to the Hon. Solicitor

for his information

to the Senate
18 April 1857

Copy to Hon. Solicitor. Dispt. 18

Journal of the Senate
February 1857. Report

from the Member of the
Legislative Council of
China for masters.

SP. 297
15-57 No. 311

Transmits the report of
the Select Committee on the
Bill to repeal Act of 1844.
States that it will be introduced
at the first meeting of the
Senate that the report be
adopted in which case the
Bill will pass.

He is now
SP

Journal of the Senate
No. 11 of 1857.

Page 23 & 24.

3/432-

15 April
1857

Journal of the Senate
No. 11 of 1857. Page 23 & 24.