M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 375 Press ~~Mis~~

Dated 12—8—1857

Not to be folded or roughly handled

№ 249.

Tanjore
6th. May 1857.

From
H. D. Phillips Esq
Acting Resident of Tanjore

To
F. Pycroft Esq
Chief Secretary to Governme
Fort St. George.

Sir,

1. In a communication which I had the honor to address to you
№ 243. on the 4th. instant, I have submitted for consideration by Government, a Statement of circumstances calculated to show that some interpretation is necessary of the intent and appli: cation of the injunction issued by the Supreme Court in the Suit of Ramatchee bhoyee.

2. Yesterday, an affair occurred within the limits of the Palace,

which

which I deem it proper to report, as placing in a still stronger light, the want either of a relaxation of the injunction, or of such special authority as will enable me to discharge my Magisterial duties without the prospect of a reminder from "John Shaw" that I am liable to arrest for contempt of Her Majesty's Court.

3. The dissolution of the Horizon Pamlohe Establishment took effect from the 1st instant, since when the Subordinate of the "Cotyum Mahal" or provision store depart: :ment, have been reduced to the number required for the daily dis: :tribution of grain, Condiments &c. to the diminished body of retainers hitherto employed about the different departments of the Palace and Fort.

4. The business of the servants retained for duty in the Mahal, is to apportion to the Establishments

from

of the Ladies of the late Rajahs' family, such quantity of provisions as may in each case be required. This however, they yesterday declined to do, on the plea that as their number had been lessened, they were unwilling to per: :form the work belonging to them and which of course is now much lighter than it formerly was from numerous recipients of provisions having been placed on the pension or gratuity lists.

5. Two of the principal officers of the late Rajahs' Establishments were disposed to secure the services of substitutes, rather than subject to inconvenience, the Members of the Palace, whose daily food depends on the supply from the Cotyum Mahal But this was objected to by the recusant servants, who being, as usual, in possession of the Keys of the Stores, refused to give them up. Doubtless

from

from what I learn, this refusal
had previously been planned and
settled in communication either
with Ranatchee Khojee or the Avoo
Sahib, or both, from whom, at this
juncture, messages arrived com-
plaining that the provisions of
the day had not been forwarded
to their Apartments and that domes-
tic sufferings were the result.

5. The attachment and
loyalty of the principal Servants
to whom I have above adverted, is
most marked, altho' they are also
faithful Servants of the Government
They were therefore willing, at the
expense of their own feelings of right,
to yield a point, rather than cause
embarrassments in the Apartments
of their late Master's ladies, and with
that object, condescended to per-
suasion and expostulation, by
which they secured the surrender

of

of the Keys, and the work of the day,
although at a late hour in the afternoon,
was duly performed.

7. It is now my duty to lay before
Government the probable consequence
of a different result of the well-
judged endeavours of these principal
Servants. If, after due expostulation,
they had not succeeded in obtaining
possession of the Keys, it would
have become my bounden duty to cause
the door to be forced and that
done, to distribute the provisions
of which the ladies and their
domestic attendants were in want
for their daily meal.

8. I must then have closed
the door, and undoubtedly I should
have fastened it with padlock and
Key, and perhaps with seal. But
referring to the intent of H. M's
Judges' injunction, as perverted
by Mr. Attorney Shaw, I should,
when forcing and when closing

a

a door of which, for obvious reasons,
I must hold the control, have com-
: mitted a Contempt of Court and
have been liable to arrest and
imprisonment.

The posture of affairs as
deducible from the circumstances
now stated, appears to me urgently
to call for some remedy and I there-
fore beg to solicit orders for my
guidance.

I have the honor &c &c

Sir
Your most obedient servant.

R Dale Owen
Acting President.

Jamaica
6th May 1857

To
The Chief Secretary
to Government
Fort de Geese.

Political Department.

Received 30th May 1857

Answered 1st June 1857

Dated 6th May 1857

Con: Dacca.

I have the honor to inform
you that I intend to proceed
to Dacca on the 8th instant
for the purpose of inquiring
into certain charges preferred
against the Nawab Nazim by
a certain Hossein Ali Khan
of Moorshedabad.

I have &c.

(Signed) J. Grant

Resident at Tanjore.

Political 1857 Sept C

From
The Resident
Tanjore

To
The Chief Secretary
to Government

Dated 6th May 1857
Rec'd 8th May 1857

Mis: Cons: 12th May 57
No 249.

No 398.

Reporting circumstances calculated further to show the necessity of a retraction or explanation of the intent of the injunction issued by the Sudr:

Encl:-

Pol. Letter to Engd. 11th Augt
No 13 of 1857 Para 105

27

C. 11th May
R. 12th May
C. 12th May
R 13th "

finds any legal objection or that he may be otherwise disqualified by the law.

H.

Just turn out the Contumacious Officer of the Prov. Court & Plan. then by Mess. or show the Rest. Can depend

I should very much question whether the Cotyam Mahal or the Provision Store, came at all within the Injunction -

The Injunction I conceive applies only to Property left by the Rajah at his death, and claimed, as I am informed, by Kunnakelan Bagee -

The Provision at present in Store cannot have been there eighteen months ago, and I do not think that in any way, they can be considered as Kunnakelan Bagee Property.

I do not speak with absolute certainty, but I believe that the provisions are all furnished on account, and at the end of each month, a proportion of their allowance is deducted from each member of the family who has been supplied, and from the aggregate, the provision merchants are paid.

Grain is supplied, under the treaty, by the collectors of each district, but certainly no part of that supplied in 1855, in which year the Rajah died, can have been raised now.

We have no evidence of all described ~~not~~ received in the Ladies Palace, placed in the Lodies Palace, and a map on which for this - it on which is marked either that the ground that has been the stones, now a report owned stones, now a report owned has been circulated, made by Mr. Denton - that the by Mr. Denton - that the supply of food should be supply of food should be stopped from the Stores, now stopped from the Stores, now a cry that has been raised a cry that has been raised by the people against the by the people against the Ladies, and has been carried Ladies, and has been carried. such that we cannot ac-

- connexion in the Rajah's life time, and have been frequent since his death

E Dorfee

Sirs,

I send a press cutting from this morning's Straits Times containing Mr Forbes' views on his appointment by the Sultan of Johore. You may see fit to bring the matter to the notice of the Johore Govt. with the view to their taking such steps as may make the Govt. withdraw the injunction.

I am informed that Mr. F. has the management of the Pasir Panjang Stone Quarries, but that the Palace can have no connection with the Supreme Court's injunction, & that if the Commissioners' letter requires notice from the Govt. it is to you & not those in the Sultan's service that such notice should be given.

I also enclose a letter from Mr. F. to the Solicitor, for his opinion as a previous one has been, containing a threatening notice from Kematchee Bhagee's Attorney regarding an alleged breach of the Court

Dayton. 7 May 1857.

My dear Lyndol.

I have casually heard down here that Gorton Cherry shot the injunction reached Dayton in the first mail, that it would be back for four weeks. If he made an admission of that character, I see no doubt whether the injunction is legally maintained at the present time. I heard of

Dayton.

I also received a letter from Phillips & Justice referring to Mr. Bryan's that though the Supreme Court can, I presume, issue an Injunction if it is prayed for a fresh time in the Commencement.

Yours truly

Thackeray

May 5

Mem^m

This L. M. of C. was drawn
out & despatched, after
consultation with the Surgeon
according to the instructions
given in Council

E. Matthey

12 May/57

as he as well to most
the point? Can C. R. cannot
be aware of the absurdity
of the position of the march
as seen from its effects here.
also can be done to relieve
to doubt the interest of
the Post Office who has
charge of all the valuables
and rubbish that matters
to his injunction the rebel
acts prat are I conclude
honour of feature in
Law Secretary Voice
E. Matthey

Pol. Dept.

No 375.

Extract Mins. Cons.
Dated 12th May 1857.

~~Acting Resident~~
~~Tanjore~~

Read letter from acting
Resident of Tanjore No 249
dated 6 May 1857

In this letter Mr Phillips
reports for the information
of Govt the obstacles he
met with in the 1st task
in distributing provisions
from the Cotymee Mahal
for provision dept for
the inmates of the Palace
& the manner in which
the difficulty was finally
overcome. - Mr Phillips
brings the case before Govt
as a new instance of the
embarrassing position in
which he is placed by

the injunction issued by the Supreme Court. -

2- The Rt. Hon the Gen C approves Mr. Phillips' proceedings & observes with satisfaction the prudence manner in which two of the late Rajahs Officers to whom he refers in P 5 of his letter Establishment assisted him in carrying out the duties of the day in the Palace & preventing violence being caused to the ladies of the late Rajahs family by the misconduct of the servants retained for duty in the Cutcherry Mahal. - But opening as the Govt are led to do that the Mahal forms a portion of the Palace & that the provisions in it have been purchased since the late Rajahs death, it is clear that

neither the Mahal nor the provisions in it come under the injunction of the Supreme Court & are in any way affected by it.

3- On this supposition Mr Phillips will retain charge of the Mahal & proceed as before with the distribution of the provisions. - allowing no ~~interference~~ persons to interfere with or interrupt his ~~duties~~ performance of this duty. He is also authorised to exercise his discretion in dispensing any of the present servants of the Dept who exhibit contumacy & to supply their place by others on whom he can depend.

Yrs

Copy to the Comr of Coorg — Dept 13th

Pol. Lr. to Engd. 11th. Augt.
No. 13 of 1857 / Pages 105

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Wt. to Govt. 12th May 1857
Political 1857 / Departt.

No. 315.

Extract: Mins: of Govt.

dd 12th May 1857.

Noticing the obstacles which the Resident had to encounter when distributing provisions from the Cotyanum Khalsa and the mode in which those obstacles were overcome - & issuing certain instructions in connection therewith.

C. 12th June
12/13