M.R.O. 1—30,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Political **DEPARTMENT.**

G.O. No. 469. Press ~~Mis.~~

Dated 18.6. ~~19~~ 1887

Not to be folded or roughly handled

No. 469.

From

E. MALTBY, Esq.,

Acting Chief Secretary to Government, Fort Saint George;

To

THE SECRETARY TO THE GOVERNMENT OF INDIA.

SIR,

Letter to Government of India,		14*th Novr.*	1856.
From	*Ditto.*	25*th*	,,	,,
	Ditto.	23*rd Decr.*	,,
Telegram to Ditto.			*Jany.*	1857.
From	*Ditto.*	12*th*	,,	,,

In the communications noted marginally, a requisition was made by this Government for legal aid to defend the Suit brought against the Honorable Company in the Supreme Court by Kamatchee Bhoyee, widow of the late Rajah of Tanjore, and a promise of aid was given on due information being sent of the time when the Suit would be brought on to a hearing.

2. I am now instructed to state that the Suit is expected to come before the Court during the approaching term, which commences on the 18th Proximo; measures will be taken to postpone its hearing until after the arrival of the second Mail Steamer from Calcutta, and as the absence of the Advocate General, and other causes detailed in my predecessor's letter of the 14th November last, still render assistance necessary from the Calcutta Bar, the Right Honorable the Governor in Council requests that timely arrangements may be made for its being supplied.

3. The great importance of the principle involved in the case respecting the Supreme Court's jurisdiction, makes His Lordship in Council extremely desirous to have the benefit of the Advocate General, Mr. Ritchie's, aid on the occasion. That gentleman's perfect acquaintance with the details of the Suit, on which he has hitherto advised the Government, added to his great experience and talents, would be of most essential service, and the case is one which on political as well as legal grounds requires that the proceedings and rights of Government should be efficiently defended.

4. The Suit, in fact, is one of imperial interests, and affects the Honorable Company's Government, as respects this Presidency, only in a subordinate degree. Endeavours will doubtlessly be made during its hearing to attach the course of public policy recently pursued in the annexation of native states when their Sovereigns died without leaving direct heirs, and on account of the influence which this may have on public feeling both here and in England, it is of the utmost importance that the Company should be well and ably represented. The legal point involved in the Suit as to the power of the Supreme Court to interfere in matters connected with the political acts of Government, is also of serious gravity, and the Supreme Government would be exposed to inconvenience and embarrassment from even the temporary establishment of any precedent giving jurisdiction to the Supreme Court on such occasions, as the example of successful litigation here would, it must be anticipated, lead to imitation elsewhere.

5. On these grounds, the Right Honorable the Governor in Council earnestly hopes that Mr. Ritchie's services will be granted, and believes, from information given by Mr. Boyson, the Honorable Company's Solicitor, that his stay at Madras would not have to extend beyond a fortnight.

FORT ST. GEORGE,
18*th June* 1857.

I have the honor to be,
Sir,
Your most obedient Servant

Acting Chief Secretary.

P. S.—Should the Plaintiffs finally decide not to bring the suit on for hearing in the approaching term, information will be sent as soon as the point is ascertained.

Exd. H. Morgan.

Madras

Dear P. N.

I am to Mabby

Jaigire. Lud

I return the papers you
sent me yesterday
with many thanks for the
perusal of them. I am
very anxious to learn the
further news. Will you
kindly send me copies of
the papers as soon as
practicable: also copies of
all documents & papers
referred to in Ritchie of
which I have not already

been furnished with copies
& as soon as I receive copies
of the papers referred to
I will arrange to your Office
& arrangement. I would be
obliged if you would
I just might that the Petition
would be sent to
Mr Thomas Thompson
for the Company at the hearing
this great ability & knowledge of the whole case
would be most invaluable
The questions involved in the
suit are of the greatest
importance both legally and
politically and to the interests of
the present state of public
affairs in India and the

energetic, & thought that
Mr Perry made by interested
parties to influence Public
feeling both in India and
at home / against recent
annexations I think it
of the utmost importance
on grounds of public policy
that the Company should be
well and ably represented
& the hearing & that
their claims be pressed on
the attention of the Govt
of India. I have no doubt
that I could arrange for the
suit coming on to be heard
a day or two after the arrival
of the Mail from Calcutta

[illegible] Case to Rochdale
and that the defendant [illegible]
[illegible] expenses of Mr Ashworth
[illegible] Lord
[illegible] costs in the cause. That
[illegible] may be reserved.

Yours truly
Attorney
Edward Thackeray Esq

Memo

This is a reply to a note from me asking for information about the trial time when the jury would come on

Manchester 5th Nov 1832

My dear Mr Thackeray

The Jury List was
re-entered for Tuesday &
I spoke with the Deputy
Clerk and he informed me
I should further know
I shall have no objection
to any thing you may
do after the arrival of the
second Steam in July and
I incline to think that if it
were a point of very great
importance I could even get
the Hearing delayed until

After the arrival of the
first steamer in August
but I cannot yet to certain us,
to [illegible]
therefore to say as they
arrive at present, we shall
be able to give you
by the first steamer in July
of this. Our friends
here certainly would not
like that the second steamer
should take all the
Government office at [illegible]
take any interest of coming
you

[illegible]

Pol. Dept

No 269.

To

Secretary to Govt of India

Sir,

In the communication
ested marginally a requi-
sition was made by this Govt
for legal aid to defend the
suit brought against the Rulia
Company in the Supreme Court
by Ramchunder Bhagee Vakil
of the late Rajah of Tanjore
and a promise of aid
due information being
was given on ~~the subject~~
~~that~~ dent of the time when
the suit would be brought
on to a hearing. -

I am now instructed
2.- to state that the suit
is expected to
~~will~~ come before the Court
during the approaching
term which commences
on the 10th Proxo. - Mea-
sures will be taken to post-
-pone its hearing until after the
arrival of the second
Steam Steamer from Cal-
-cutta, and as the absence

letter to Govt of India 14 Nov 1856
From do — 25 Nov —"—
do — 25 Dec —"—
Telegram to do — Jany — 1857
from do. — 12th do — "—

of the Advocate General
detailed in my predecessor's letter of the 15th ult. last
& other causes, state under
assistance necessary from
the Calcutta Bar, the
Govt & the Govr in C. requests
that timely arrangements may be
made for it being supplied

3- The great importance of
the principle involved in
the case respecting the Supreme
Court jurisdiction makes
his Lordship in Council
extremely desirous to have
the benefit of the Advocate
General Mr Ritchie's aid
on the occasion. - That
gentleman's perfect acquaint-
ance with the details of the
suit, as should be hitherto
advised the Govt added
to his great experience & talents
would be of most essential
service, and the case is
one which on political
as well as legal grounds
requires that the proceedings

& result of Govt should be
efficiently defended

4- The suit in fact is one
of imperial interests affec-
-ting the Honble Company's
Govt, as respects their Presi-
dency only in a subordi-
-nate degree. - Endeavours
will doubtlessly be made
during its hearing to at-
tack the course of public
policy recently pursued
in the annexation of native
States when their Sovereigns
died without direct heirs
and on account of the in-
fluence which this may
have on public feeling
both here & in England
it is of the utmost import-
-ance that the Company
should be well & ably
represented. - The legal
point involved in the suit
as to the power of the Supreme
Court to interfere in matters
connected with the politi-
-cal acts of Govt is also
of serious gravity, & the
Supreme Govt would

be exposed to inconvenience & embarrassment from the ~~temporary~~ establishment of any precedent giving jurisdiction to the Supreme Court on such occasions as the example of successful litigation here would it must be anticipated, lead to ~~imitation~~ elsewhere.

5 — On these grounds the Rt Hon the G in C earnestly hopes that the Petitioners will be granted ~~refused~~ & believes from information given by the Agent for the Hon Company & Solicitor to the Hon Company at Madras would not have to attend England a fortnight.

Fort St. George
18 June 1857

P.S.
Should the Plaintiffs not be ready for the hearing of the suit on the forthcoming term it will be struck out as soon as the

Inward to come 23 June 1859

Political 1859 Despatch

No 169

To

The Secy to the Govt

of India

Dated 18 June 1859