

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No.	651	Press
		Mis.
Dated	6-10-1838	

Not to be folded or roughly handled

651

Fort Saint George, Political Consultation, 12th October 1858.

No. 1. From CLEMENT DALE, Esq., Receiver of the Carnatic Property ; to THOMAS PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 22nd September 1858, No. 1.

SIR,

Para: 1. I have the honor to acknowledge receipt of an Extract from the Minutes of Consultation noted in the margin, and to report, for the information of the Right Honorable the Governor in Council, that I have taken the necessary steps for the discharge of the duties of that Office.

Minutes of Consultation, 21st September 1858, No. 627, Political Department.

2. I would however respectfully solicit the reconsideration by Government of the Para: numbered 2, where it is provided that the rate of Commission shall be "determined by Government hereafter." No time is specified as that at which the Government propose to take that matter into consideration; nor are any reasons assigned, why His Lordship in Council has deferred appointing the rate of Commission as contemplated by the Act; I therefore do myself the honor of addressing you, and submitting for the consideration of His Lordship in Council that the rate of Commission, by which I am to be remunerated, should be determined at once. Because,

1stly. As I submit such was clearly contemplated by the Act, see Section 2.

2ndly. His Lordship in Council will observe that the Commission is payable upon the amount or value collected under the provisions of the Act, the amount of the Debts will not affect the question; I do not at present know the particulars of the property of which the Nabob died possessed; It is, however, notorious that large portions of such property have been sold; and I have been given to understand by parties well enable to judge, that the most valuable portions of such property have been sold under Judgments or Decrees of the Supreme Court, since the Act was originally prepared; and that consequently the amount of remuneration will be most materially reduced from what was contemplated when the Draft Act was prepared. But,

3rdly. If there should be any portion of property (such as is referred to in the Act) recovered, the Receiver's Commission would be at the most only Rupees 5 for every 95 Rupees, by which the Government would be benefited; then

4thly. It has been intimated to me, and as I conceive correctly, that the Establishment which I shall require, is to be defrayed by me out of my Commission; now until the rate is fixed, I am not entitled to any Commission; consequently, I shall have no funds wherefrom, I can defray the expences of my Establishment. An Establishment I must entertain to enable me to discharge the duties which must necessarily (and irrespective of the question alluded to by Mr. Advocate General) devolve upon me, and Books (although no great number) have been ordered by me, and must be paid for; It has been suggested that I may draw money from time to time in anticipation of my Commission, for the purpose of meeting these expences; I have no hesitation in saying, that were I to do so before the rate is fixed, and a Suit for the Administration of the Estate were instituted, and I had to render my Accounts to the Supreme Court, I should render myself open to very severe animadversion from the Judges; moreover, if such a principle were allowable, I might wish to draw for sums to make up my Income, which in all probability will be lessened from loss in my professional Fees, during the time that the Estate is being wound up; I feel so strongly that such a course would be objectionable, that I should most decidedly object to adopt it

No. 2. ORDER THEREON, No. 651; dated 6th October 1858.

The Government resolve to fix the Commission to be drawn by the Receiver of Carnatic Property under Act XXX, 1858, at five per centum upon the amount or value of the property collected by and distributed under the provisions of that Act.

(Signed) T. PYCROFT,

Chief Secretary.

Exd. J. A. Wilson.

Political Dep

No. 157.

Extract from the Minutes of Consultation
of 11 October 1858.

From the Recien of the
Carnatic Property under
Act XXX-1858- 22^d
Sept 1858 -

[Signature]

[Signature]

The for. resolve to
fix the Commission to
be drawn by the Recien
of Carnatic Property
under Act XXX-1858
at five per centum
upon the amount or
value of the property
collected by and dis-
tributed under the
provisions of that

To the Receiver of the Carnatic Property
at Calicut.

At
Calicut
11th Oct 58

[Signature]

Philad. Aug 25th Nov. 1894
1858 Penn 809
Philadelphia
March 1898
Dec. 1904/59

in 1894 to Penn. 12 October

Attest 1858 Sept 14

No. 657

Michael M. M. M.

of 10 October 1898