M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 778 Press ~~Mis.~~

Dated 25. 11. ~~19~~ 1838

Not to be folded or roughly handled

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No. 3. From CLEMENT DALE, Esq., Government Pleader, Sudr Udalut; to W. H. BAYLEY, Esq., Acting Secretary to Government, Fort Saint George, dated 16th November 1858, No. 144.

SIR,

Para: 1. I have the honor to acknowledge the receipt of an Extract from the Minutes of Consultation, noted in the margin, and in reply to state that I do not consider it necessary that any steps should be taken in the matter of the Appeal there referred to.

Minutes of Consultation, 12th November 1858, No. 739, Political Department.

2. But had it not been for the decided opinion expressed by the Commissioner of Tanjore I should have recommended that the application should be opposed, on the ground that as a General Rule it is desirable to do so because frequently on hearing both sides a Judge is induced to take a view of the case different from that presented to him by the applicant, and because it is preferrable that Officers of Government should be relieved from having to defend Suits as far as practicable. Doubtless however Mr. Phillips has good reason for the course he proposes. I should therefore advise that he be left free to act as he may on further consideration deem to be the most desirable.

3. I do not imagine the Civil Judge will comply with the application, or if he does, I do not entertain any doubt as to what the result of the Suit will be so far as Mr. Phillips is concerned.

4. If, however, Mr. Phillips should ultimately decide on opposing the application and should be unsuccessful, I would recommend that the Appeal be further pursued to the Sudr Udalut.

No. 4. ORDER THEREON, No. 778; dated 25th November 1858.

Ordered to be communicated to the Commissioner of Tanjore with reference to his letter of the 4th Instant, No. 332.

(Signed) W. H. BAYLEY,
Acting Secretary to Government.

Exd. J. A. Wilson.

No 778.

Ordered to be communicated to the Commissioners of Tanjore with reference to his letter of the 4th Instant No 882.

Fort St George,
25th November 1858.

W. H. B

Pc. No. 739 E
16/11/58

Poll Lr to Engd No. 8
26/3/59
Para 22

To the Commissioners
of Tanjore.
Post Master at the S. Arcot

Dispd 29th