M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 4 Press ~~Mis.~~

Dated 4-1-~~19~~ 1860

Not to be folded or roughly handled

No. 8. Read the following letter from Major P. T. SNOW, Assistant Government Agent at Chepauk; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 23rd December 1859, No. 1774.

I have the honor to enclose an original Petition from one Shah Boodeen Khan Caboolie, one of the parties alluded to in Colonel Colbeck's letter to Government, dated 18th, No. 14, and referred to in Orders of Government, No. 677, dated 21st ultimo, with reference to which Orders, I have the honor to report to His Excellency the Governor in Council, that the period allowed by Government for the settlement of these claims by His Highness Prince Azeem Jah Bahadoor expired on the 21st instant.

To His Excellency the Right Honorable Sir C. E. TREVELYAN, K. C. B., Governor in Council of Fort Saint George, Madras.

The humble petition of SHAW BODEEN KHAN KABOOLY, inhabitant of Peeshen, a horse dealer, residing in the Street of Jam Baazar, at Triplicane.

SHEWETH,

That in consequence of your Petitioner having been a new traveller four years ago, and sent for by the Prince Azeem Jah Bahadoor, who got a loan of Rupees eleven thousand and four hundred (11,400) from Petitioner and granted him a Persian Promissory Note of hand, payable three months after date, but said Prince never paid this amount up to this day, though Petitioner repeatedly waited on him for. Ultimately Petitioner and a few of his colleagues took their seat at said Prince's gate from October last to 4th November, on which date, a petition was submitted to the address of E. Balfour, Esq., who, the latter forwarded it to said Prince, who returned it to the Commissioner of Police Court, this Court sent for Petitioner, took his deposition, and sent him back to Colonel Colbeck, where said Prince sent his son and his brother, from whom Colonel Colbeck took their depositions, which Petitioner questioned the two latter persons on the subject of his legal claim, they made no reply whatever, afterwards Petitioner was imprisoned in Police Jail for 8 days, when Petitioner was in a sickly state at the time, and was not even allowed any medical aid, by which Petitioner's indisposition became worse and worse every day, the Doctor Mr. Porteous is of opinion that Petitioner should change the climate for recovery. Colonel Colbeck had written to Government forwarding Petitioner's legal claim and the aforesaid depositions; to which, the Government was pleased to pass an Order for Petitioner's release, on condition that Petitioner should wait for one month's time for the payment of his money, which time expired on the 21st instant.

Petitioner having thus been shamely exposed without any cause (which he is extremely sorry for) Petitioner at least trusts that your Excellency in Council will inquire into this unjust treatment, and see his money paid to enable him to return to his native country, for recovery of his health as the Doctor recommended him. To say the least, your Excellency in Council must be aware that said Prince has sufficient money in the Government Treasury to pay this just sum he has borrowed from Petitioner without cheating him, together with interest as agreed upon. Moreover, your Excellency in Council perhaps are aware that said Prince has already made over all his estate, &c., in the name of his wife and children, with no other view perhaps to deprive the rights of the public as is apparently the case with Petitioner's money.

In doing this act of justice, Petitioner shall, as in duty bound, ever pray.

P. S.—Petitioner, in justice to his character, expects that your Excellency in Council will adopt such measures as will exempt Petitioner from this detraction, nay defamation of his character(!)

Proceedings of the Madras Government, Political Department, for the month of January 1860.

No. 9. ORDER THEREON, 4th January 1860, No. 4.

The period of one month allowed by Government in their Order of the 21st November 1859, No. 677, having expired without any settlement having been made by His Highness Prince Azím Jah Bahádur with the Petitioner Shah Boodeen Khan Caboolie, the Government now resolve under Section I, Act XXXVII of 1858 to grant their consent to the said Petitioner suing His Highness in the Courts of Law for the recovery of the money said to have been borrowed of him.

2. The Assistant Agent will inform His Highness of this Order. It is to be hoped that when the Prince finds that the Government are in earnest, he may see fit to come to a settlement not only with the Petitioner, but with the other persons having claims upon him.

3. If Shah Boodeen Khan Caboolie should sue His Highness in the Supreme Court, under the permission now given, the Government Solicitor will watch the proceedings and report to Government any order that may be passed by the Court.

(Signed) T. PYCROFT.
Chief Secretary.

This is to certify that the Governor in Council of Fort Saint George, under the authority vested in him by Section I, Act XXXVII of 1858, consents to process of Court being sued forth by Shah Boodeen Khan Caboolie against His Highness Prince Azím Jah Bahádur for the recovery of the debt alleged to be due to him by the Prince.

FORT SAINT GEORGE,
4th January 1860.

By order,

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Political Depart.t

Proceedings of the Madras Government

Read the following
Letter from the Assistant
Gen.l Agent at Chepauk

Dated 23.d Dec.r 1859 No 1774)
Order thereon 4 January 1859 No 4

The period of one
month allowed by Govern-
-ment in their Order of the
21.st November 1859 No 677
having expired without
any Settlement having
been made by His High-
-ness Prince Azim Jah Ba-
-hádur with the Peti-
tioner Shah Boodeen
Khan Caboolie, the Govt
now resolve under Sec.
I, Act XXXVII of 1858 to
grant their Consent to
the said Petitioner suing
His Highness in the
Courts of Law for the
Recovery of the money
said

said to have been bor-
rowed of him.

2. The Assistant Agent
will inform His Highness
of this Order. It is to be
hoped that when the
Prince finds that the Govt
are in earnest, he may be
put to come to a settle-
ment not only with the
Petitioner, but with the
other persons having
claims upon him.

This is to certify
that the Governor in Coun-
cil of Fort St. George, under
the authority vested in
him by Sec. I, Act XXXVII
of 1858, consents to proceed
of Court being issued forth
by Shah Roodeen Khan
Caboolee against His
Highness Prince Azim Jah
Bahádur

Bahádur for the recovery
of the debt alleged to be
due to him by the
Prince.

Byrden

3. If SAKC thinks fit
His Highness is to submit
under the provision
now given, to such
rule under the proceedings
and expect Govt
that may be pursued
Court.

3-1-60

To the Asst Govt Agent
at Chepauk
with Certificate to be
delivered to the Petitioner
" Govt Solicitor with
copy of Certificate

Desp'd

Pol. Dept. to Govt. 30 Jan. 80 Secy. of State 1880

Replied to by the Secy of State for India Judicial Dept. 8 Feb. Secy of State 1880

Political 1860 Dept.

No 4

Proceedings of Govt

of 4th Jany 80

Nos. 31 - Feb. 493 of 1860 - 659

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