

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 708

Press

~~Mis.~~

Dated

1-12-1860

Not to be folded or roughly handled

Handwritten signature and date

*Proceedings of the Madras Government, Political Department,
1st December 1860.*

Read the following papers:—

No. 1. To His EXCELLENCY THE HONORABLE THE GOVERNOR IN COUNCIL OF FORT SAINT
GEORGE.

The humble Petition of MOOLLAH MOHAMED
KHAN, a Merchant residing at Jaun Bazaar
Triplicane.

SHEWETH,

That your Excellency in Council on the 29th of October 1860, was pleased to grant to your
Petitioner your consent to your Petitioner issuing process of Court against His Highness Prince
Azeem Jah Bahadoor and Mohammed Buddee Oollah, styled Zaheer Ood Dowlah, for the recovery
of the debt due from them to him.

That your Petitioner on the 3rd of November instant, filed his Complaint in the Supreme Court
against His Highness Prince Azeem Jah Bahadoor and Mohammed Buddee Oollah, for the
recovery of Rupees 1,464-15-7, and costs of suit.

That on the 6th of November instant, the Sheriff of Madras forwarded to Dr. Balfour the
Summonses issued in the said action for service by Dr. Balfour on the above defendants.

That Dr. Balfour did not serve the Summonses on the defendants, but on the 7th November
instant, returned them to the Sheriff unserved.

That your Petitioner is informed and believes that Dr. Balfour has previously served other
Summonses not only on the above defendants but also on other members of the late Nabob's family.

That your Petitioner believes that unless Dr. Balfour or some other Officer of the Govern-
ment serves such Summonses on the defendants it will be impossible to effect service on them by
the Sheriff or any of his Officers as the defendants refuse to allow any person other than a
Government Officer to have access to them for the purpose of executing legal process, and your
Petitioner says that unless your Excellency orders the Government Agent at Chepauk or one of
his Officers to serve such Summonses on the defendants, he cannot proceed with his action and his
debt will therefore be wholly lost to your Petitioner.

Your Petitioner therefore humbly prays your Excellency in Council will be pleased to order
that Dr. Balfour or one of his Officers may be ordered to serve the above Summonses on the
defendants.

And your Petitioner will ever pray, &c.

MADRAS,
13th November 1860.

Referred to the Government Solicitor for report.

(Signed) T. PYCROFT,
Chief Secretary.

FORT SAINT GEORGE,
16th November 1860.

No. 2. From J. R. BOYSON, Esq., Government Solicitor, Madras, to T. PYCROFT, Esq.,
Chief Secretary to Government, Fort Saint George, dated 22nd October 1860,
No. 2,019.

*Moollah Mohamed Khan's Petition to Govern-
ment, dated 13th November 1860.
Order of Government endorsed thereon, dated
16th idem.*

1. I have the honor to return the Peti-
tion and Order noted in the margin, and to
advise that the Petitioner be informed that his
application cannot be granted.

2. The Petitioner's proper course is to
take the necessary steps for obtaining the issue from the Supreme Court of a Writ of Seques-
tration to compel an appearance.

Proceedings of the Madras Government, Political Department,
1st December 1860.

3. I think it very undesirable that Government should interfere (either through the Chepauk Agent or otherwise) with the service of the Supreme Court's process or do more than grant authority for the issue of process where the consent of Government is required and Government sees fit to grant it.
4. I would suggest that the reply to the Petitioner be confined to a mere intimation that his application cannot be granted.
5. I will communicate with the Petitioner's Attorney on the subject.

No. 3.

ORDER THEREON, 1st December 1860, No. 708.

Ordered that the Petitioner, Moollah Mohamed Khan, be informed that his application cannot be granted.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

No. 1775 of 1859

GOVERNMENT AGENT'S OFFICE.

23rd December 1859.

From Surgeon E. G. BALFOUR,

Asst Government Agent at Chepauk,

To

T. Pycroft Esq.

Chief Secretary to Government,

Fort Saint George.

SIR,

Requested to
be returned

I have the honor to request that you will submit for the favorable consideration of His Excellency the Governor in Council, the accompanying letter from the Dewan of the Durbar forwarding a Persian Petition / with translation from the family of the late Mahomed Qeen as Mahmood Khan with his endorsement thereon.

The Petitioner solicit that their shares may be continued to them after deducting the portion of the late Mahomed Habesh Collah, the eldest son of the deceased Mahomed Qeen Mahmood Khan.

In submitting the above, I have the honor to transmit translations of

Documents

Documents alluded to, in the Demand Letter can be found in the Secret Records, and to state that the Dewan has agreed to the order of Government conveyed in para 4 of Extract Minutes of Consultation N^o 462, dated 17th November 1855, and para 3 of Extract Minutes of Consultation N^o 18 dated 17th January 1856, discontinued the whole amount from 10th August 1856, the date of Mahomed Habeeb-Allah's death.

In conclusion I would observe that from the appearance of the Two elder Brothers there is little hope of their ever being in a position to enable them to gain their own livelihood, from want of intellectuality, and evident bodily infirmity, and as they are destitute, I would recommend their case as deserving of the favorable consideration of the Government.

Govt. Agents Office,
23rd December 1859

I have the honor to be,

Sir,

Your most Obedient Servant

P. I. S. M. M. M. M.

Asst. Government Agent

To J. Bycroft Esquire
Chief Secretary to Govt.
Fort Saint George.

23rd Dec 1859

To Hoallah Mahomed Khan
 Khan Bazaar, Kiplikane } dept. 1st
 " Gond Solicitor. dept. 6th

Madras:—Printed at the Government Press.