

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No.	263	Press ~~Mis.~~
Dated	28. 5. 1861	

Not to be folded or roughly handled

25th May 1861.

Read the following papers:—

No. 59. From P. B. GORDON, Esq., Solicitor for Teekum Doss and Gunsham Doss;
to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated
10th May 1861.

I have the honor of enclosing herewith, a petition of my Clients Teekum Doss and Gunsham Doss of Madras Sowcars, which I request you will be pleased to lay before His Excellency the Governor in Council.

TO HIS EXCELLENCY THE GOVERNOR IN COUNCIL AT MADRAS,

The humble petition of TEEKUM DOSS, and
GUNSHAM DOSS respectively of Madras
Sowcars.

SHEWETH,

That your Petitioners by and with the sanction and authority of the Governor in Council at Madras as appears by the Minutes of Consultation bearing date the twenty-seventh day of April one thousand eight hundred and fifty-eight, filed a bill in the Supreme Court of Judicature at Madras against his Highness Prince Azeem Jah Bahadoor as the administrator of Syed Oon Nissa Begum his deceased mother, praying on behalf of themselves and all the other creditors of Her Highness the said Syed Oon Nissa Begum deceased for the due administration of her Estate.

That your Petitioners have on the security of the said sanction of the Governor in Council at considerable expense to themselves prosecuted the said suit and did on the twenty-eighth day of February one thousand eight hundred and sixty-one obtain in the said suit a Decree, a copy of which is herewith submitted, from which it will be seen that His Highness is ordered to pay into the Treasury to the credit of this suit, the full sum of Rupees thirty-five thousand and ninety-seven, Annas thirteen and Pice nine, being the aggregate amount chargeable against his said Highness as by the said Decree appears.

That your Petitioners' Solicitor has served a copy of the said Decree on the Solicitor of His Highness, but has hitherto been unable to serve a copy upon His Highness.

That should default be made in the payment of the said sum of Rupees thirty-five thousand and ninety-seven, Annas thirteen and Pice nine, your Petitioners are advised that under the sanction of the Governor in Council bearing date the twenty-seventh day of April one thousand eight hundred and fifty-eight before mentioned, His Highness would be liable to be arrested and imprisoned until the money was paid.

That your Petitioners are anxious if possible to avoid the necessity of arresting His Highness, and as they are informed and believe it to be true that there is now a considerable arrear of stipend undrawn by His Highness, they are induced to lay the whole case before your Excellency in Council in the hope that the above sum may be paid under the Order of your Excellency in Council into the Treasury to the credit of this cause on His Highness' account from and out of his arrears of stipend.

That your Petitioners and the other creditors of the deceased Begum have incurred great expense in prosecuting this suit which they have done wholly on the faith of the sanction of the Governor in Council above referred to, and their sole object is to recover in part payment of their just debts the Estate left by their creditor the deceased Begum and possessed by His Highness as her administrator. But in doing so your Petitioners have no wish, if it can be possibly avoided, to take any steps against His Highness except with the full knowledge and sanction of your Excellency in Council, and have therefore instructed their Solicitor to stay all proceedings against His Highness under this Decree until your Excellency's answer to this Petition is received.

That your Petitioners would respectfully refer your Excellency in Council to the Proceedings on which the Minutes of Consultation of the twenty-seventh day of April one thousand eight

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hundred and fifty-eight had their origin and particularly to His Highness' letter to the then Governor in Council wherein he suggests that a bill should be filed against him on behalf of all his mother's creditors which has been done.

Your Petitioners therefore humbly pray your Excellency in Council to order that the said sum of Rupees thirty-five thousand and ninety-seven, Annas thirteen and Pice nine may be paid from the arrears of stipend undrawn by His Highness Prince Azeem Jah Bahadoor on his account, into the said Treasury to the credit of this suit, or otherwise that your Excellency in Council will be pleased in continuation of the sanction to sue His Highness dated the twenty-seventh day of April one thousand eight hundred and fifty-eight, to favor your Petitioners with the necessary certificate authorizing the issuing of a Writ against the person of His Highness in case default shall be made by him in the payment directed to be made by him in and by the said Decree, and your Petitioners will ever pray, &c.

(Signed) TEEKUM DOSS.
(") GUNSHAM DOSS.

MADRAS,
10th May 1861.

No. 1,361 of 1861.

In the Supreme Court of Judicature at Madras.

In Equity.

Vacation after the First Term one thousand
eight hundred and sixty-one.

Present.

The Honorable Sir ADAM BITTLESTON, Knight, Officiating Chief Justice.

Thursday the twenty-eighth day of February
one thousand eight hundred and sixty-one,
and in the twenty-fourth year of the Reign
of Her Majesty Queen Victoria.

Between Woodiagherry Gosayee Teekum Doss,
and Gunsham Doss, respectively Soucars,
Plaintiffs.

and

Prince Azeem Jah Bahadoor the only son and
heir and the Administrator of the goods and
chattels of Syed Oon Nissa Begum deceased,
Defendant.

(Signed) A. Bittleston.

L.S.

This Court did (amongst other things) order that it should be referred back to the Master of this Honorable Court to sell the landed property belonging to the Estate of Syed Oon Nissa Begum the intestate in the pleadings named and in the Schedules No. 1 and No. 3, to the report of the said Master bearing date the sixteenth day of July one thousand eight hundred and fifty-nine respectively mentioned to the best purchaser or purchasers that could be got for the same wherein all proper parties were to join as the said Master should direct and in order to such sale the parties were to produce before the said Master upon oath all Deeds, Papers, Cadjans, or other muniments of title in their custody or power relating thereto and that the said

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Master should settle the conveyances or assignments of the said landed property, in case the parties differed about the same. And whereby it was further ordered that the proceeds arising from and out of such sale or sales as aforesaid should be paid into the Treasury of Fort Saint George, with the privity of the Accountant General to the credit of this cause until the further order of this Court. And whereby it was further ordered that it should be referred to the said Master to ascertain and report whether the said Defendant had sold or mortgaged any and which of the houses or landed property of the said intestate Syed Oon Nissa Begum in the said Schedules Nos. 1 and 3 annexed to the said report of the said Master respectively mentioned and that he should ascertain and report the value of such houses or landed property so sold or mortgaged. And whereby it was further ordered that it should be referred to the said Master to ascertain and report the amount of rents issues and profits of the houses or landed property of the said intestate (in the said Schedules Nos. 1 and 3, annexed to the said report of the said Master respectively mentioned) received by the said Defendant since the thirtieth day of June one thousand eight hundred and fifty-nine and for the better taking of such accounts and discovery of the matters aforesaid the parties were to produce before the said Master upon oath all Deeds, Books, Papers, Cadjans, accounts and other writings in their custody or power relating thereto and were to be examined upon interrogatories or *viva voce* or both as the said Master should direct who in taking the said accounts was to make unto the parties all just allowances. And whereby it was further ordered that it should be referred to the said Master to ascertain and report the amount chargeable and due to and by the said Defendant for the use and occupation of the Shady Mahaul in the said report of the said Master mentioned from the thirtieth day of June one thousand eight hundred and fifty-nine up to the day of sale or of his quitting the same. And whereby it was further ordered that it should be referred to the said Master to tax the costs of the said Plaintiffs as between Solicitor and Client. And whereby it was further ordered that it should be referred to the said Master to calculate interest as against the said Defendant on all sums of money in the hands of the said Defendant from the date of the receipt of the same respectively to the date of payment thereof at the rate of 6 per cent. per annum. And whereby it was further ordered that it should be referred to the said Master to ascertain and report whether any other and what property belonging to the Estate of the said intestate Syed Oon Nissa Begum still remained outstanding and the nature and value thereof. And whereby it was further ordered that it should be referred to the said Master to take an account of the jewels and other properties forming a portion of the Estate of the said intestate remaining outstanding on mortgage and to whom the same have been so mortgaged and for what sums and on what securities and the value of such jewels and other properties respectively. And it was ordered that the said Master should be at liberty to report any special circumstances and make his report on the matters above referred to him within three months from the date of the said Decree with power to the said Master for special cause to enlarge the time so specified as aforesaid. And this Court did thereby reserve the consideration of all further directions and subsequent costs of this suit until after the said Master should have made his report and any of the parties were to be at liberty to apply to this Court as occasion should require. And whereas by an order made in this cause by the Honorable Sir Adam Bittleston, Knight, bearing date the sixteenth day of January one thousand eight hundred and sixty. It was ordered that the said Master should enlarge the time for making his report in this cause. And whereas the said Master in pursuance of the said Decree on further direction of the said thirtieth day of August one thousand eight hundred and fifty-nine and the said Judges order of the said sixteenth day of January one thousand eight hundred and sixty made his report bearing date the thirty-first day of May one thousand eight hundred and sixty. And thereby certified that Charles Martin Teed, Esq., the former Master of this Honorable Court and himself had been attended by Mr. Ritchie the Solicitor for the said Plaintiffs and that Messieurs Wilkins and Shaw the Solicitors for the said Defendant gave notice to the said Charles Martin Teed and himself that they would not attend before us on the reference so made by the said Decree and he further certified that in the presence of the Solicitor for the said Plaintiffs he did proceed to sell such portions of the landed property belonging to the Estate of the said intestate Syed Oon Nissa Begum in the Schedules Nos. 1 and 3 annexed to the said report of the said Master

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respectively mentioned as had not been previously sold or mortgaged by the said Defendant as thereinafter mentioned and on the eighteenth day of November one thousand eight hundred and fifty-nine he put up such portions in thirteen lots and did sell the same to the best purchasers that could be got for the same respectively and he further certified that such portions of the said property as were so put up for sale were sold for various sums amounting in the whole to the sum of one lac eight thousand and one hundred Rupees and he further certified that the proceeds arising from such sale were paid by Mr. Ritchie the Solicitor for the said Plaintiffs into the Treasury of Fort Saint George with the privity of the said Accountant General to the credit of this cause as appeared by the certificate of the Accountant General dated the twelfth day of December one thousand eight hundred and fifty-nine produced before him and he further certified that the said Charles Martin Teed proceeded *ex parte* to ascertain whether the said Defendant had sold or mortgaged any and which of the houses or landed property of the said intestate that were mentioned in the said Schedules Nos. 1 and 3, and the value thereof as by the said Decree he was directed and he certified that a state of facts and charge of the Plaintiffs as to such landed property so sold or mortgaged was left with the said Master by the Solicitor for the said Plaintiffs on the seventeenth day of October one thousand eight hundred and fifty-nine in support and proof whereof certain papers were produced and the several portions thereof in the said report next thereinafter mentioned were read and also the account of the said Defendant left with the said Master on the fifteenth day of September one thousand eight hundred and fifty-eight wherefrom a portion (in the said report mentioned) was read and which said state of facts and charge the said Charles Martin Teed allowed and such his allowance was marked in the margin of the first page thereof, and he certified that the said Master found that subsequent to the death of the said Syed Oon Nissa Begum, and prior to the report of the said Master bearing date the sixteenth day of July one thousand eight hundred and fifty, the said Defendant did sell the three houses or buildings with the ground next thereinafter described that is to say first, the house and ground called and known as "Moocoondoo Row's house" situate in Vurdah Mooteapen Street in Peddoo Naick's Pettah in the Black Town of Madras belonging to the Estate of the said Syed Oon Nissa Begum deceased and in the said Schedules numbered 1 and 3 mentioned and that the said house and ground was of the full value of three thousand and five hundred Rupees, secondly, the piece of ground with an old house thereon situated at Mooteal Pettah in Ungappen Naick's Street in the Black Town of Madras belonging to the Estate of the said Syed Oon Nissa Begum deceased and in the said Schedules numbered 1 and 3 mentioned and that the said last mentioned piece of ground with the said old house thereon was of the full value of five thousand eight hundred and forty-eight Rupees and thirdly, the piece of ground with some buildings thereon, called and known as the "Hoossain Raug" situate in bazar street at Mylapore also belonging to the Estate of the said Syed Oon Nissa Begum deceased and in the said Schedules numbered 1 and 3 annexed likewise mentioned and that the said piece of ground with the buildings thereon were of the full value of two thousand Rupees. And he further certified that the said Charles Martin Teed also found that subsequent to the death of the said Syed Oon Nissa Begum and prior to the report of the said Master bearing date the sixteenth day of July one thousand eight hundred and fifty-nine the said Defendant had mortgaged the piece of ground with some buildings thereon called and known as the "Nawaub Begum Bazar" likewise situated at Mylapore also belonging to the Estate of the said Syed Oon Nissa Begum and in the said Schedules numbered 1 and 3 mentioned and that the said last mentioned piece of ground with the buildings thereon were of the full value of twenty-two thousand and five hundred Rupees and he certified that the said Charles Martin Teed further found that the said Defendant had parted with the title deeds of the said several houses buildings and pieces of ground and had received the proceeds arising from such sales and mortgage respectively and had applied the same for his own use and benefit—and he further certified that the said Charles Martin Teed also proceeded to ascertain the amount of rents issues and profits of the houses or landed property of the said intestate (in the said Schedules numbered 1 and 3 respectively mentioned) received by the said Defendant since the thirtieth day of June one thousand eight hundred and fifty-nine as by the said Decree he was also directed—and he certified that a state of facts and charge of the Plaintiffs as to the amount of such rents issues and profits of the houses and landed property belonging to the Estate of the said intestate received by the

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said Defendant between the thirtieth day of June one thousand eight hundred and fifty-nine, and the eighteenth day of November one thousand eight hundred and fifty-nine, was left with the said Master by the Solicitor for the said Plaintiffs on the fourth day of February one thousand eight hundred and sixty, in support and proof whereof certain papers were produced and the several portions thereof were read in evidence as in the said report recited and which said state of facts and charge the said Charles Martin Teed allowed and such his allowance was marked in the margin of the first page thereof, and he certified that the said Charles Martin Teed found that the said Defendant had received the rents, issues and profits of the houses or landed property of the said intestate Syed Oon Nissa Begum deceased from the thirtieth day of June one thousand eight hundred and fifty-nine up to the day of the date of the sale thereof namely the eighteenth day of November one thousand eight hundred and fifty-nine and that such rents, issues and profits so received by the said Defendant amounted in the whole to the sum of two hundred and twenty-five Rupees per mensem, which for four months and eighteen days amounted to the sum of one thousand and thirty-five Rupees, and he further certified that the said Charles Martin Teed also proceeded as by the said Decree he was directed to ascertain the amount chargeable to and due by the said Defendant for the use and occupation of the Shady Mahaul (in the said report of the said Master mentioned,) from the thirtieth day of June one thousand eight hundred and fifty-nine, up to the day of the sale thereof, and he certified that a charge of the Plaintiffs for the use and occupation of such premises called the Shady Mahaul was left with the said Master by the Solicitor for the said Plaintiffs on the fourth day of February one thousand eight hundred and sixty in support and proof whereof was read a portion of the examination of Pethumber Doss, who had been examined *vidé voce* before the said Master on the eleventh day of March one thousand eight hundred and fifty-nine, and which said charge the said Master allowed and such his allowance was marked in the margin of the first page thereof and he certified that the said Charles Martin Teed found that the said Defendant had used and occupied the said premises called the Shady Mahaul (part of the Estate of the said Syed Oon Nissa Begum deceased,) from the thirtieth day of June, one thousand eight hundred and fifty-nine to the eighteenth day of November, one thousand eight hundred and fifty-nine the day of the sale thereof and was up to that date in the possession and occupation of the same and that the said premises were of the monthly value of three hundred Rupees which from the thirtieth June, one thousand eight hundred and fifty-nine to the eighteenth day of November one thousand eight hundred and fifty-nine being four months and eighteen days amounted to the sum of one thousand and three hundred and eighty Rupees, and he further certified that the said Charles Martin Teed taxed the costs of the said Plaintiffs as between Solicitor and Client as by the said Decree he was directed at the sum of eight thousand six hundred and sixty-two Rupees and fifteen Annas. And he further certified that he had proceeded to calculate interest as against the said Defendant on all sums of money in the hands of him the said Defendant from the date of the receipt of the same respectively to the thirty-first day of May one thousand eight hundred and sixty at the rate of six per cent. per annum. And he certified that a charge of the Plaintiffs and calculation of interest on all sums in the hands of the said Defendant was left with him the said Master by the Solicitor for the said Plaintiffs on the thirtieth day of March one thousand eight hundred and sixty, which said charge was subsequently amended on the third and fifth days of April, one thousand eight hundred and sixty, and that in support and proofs of such charge certain papers were produced and the several portions thereof in the said report mentioned were read in evidence and which said charge he the said Master had allowed to the extent marked by him in the margin thereof and that he had in a Schedule numbered 1 thereunto annexed set forth the particulars of the calculation of interest on all such sums in the hands of the said Defendant and from the date of the receipt of the same respectively to the thirty-first day of May one thousand eight hundred and sixty, at the rate of six per cent. per annum. And he further certified that no Proceedings had been taken before the said Charles Martin Teed or himself, as to that part of the said Decree whereby it was ordered that it should be referred to the said Master to ascertain and report whether any other and what property belonging to the Estate of the said intestate Syed Oon Nissa Begum, still remained outstanding and the nature and value thereof, and to take an account of the jewels and other properties forming a portion of

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the Estate of the said intestate remaining outstanding on mortgage, and to whom the same have been so mortgaged and for what sums and on what securities and the value of such jewels and other properties respectively. The Solicitor for the said Plaintiffs not having left any state of facts or charge before the said Charles Martin Teed or himself, to enable them to report the same, and he certified that the said Charles Martin Teed and himself had enlarged the time for making the said report as by the said Decree and order they were empowered. And this cause coming on this present day before this Honorable Court to be heard for further directions and subsequent costs of this suit reserved by the said Decree bearing date the said thirtieth day of August one thousand eight hundred and fifty-nine, in the presence of Counsel learned on behalf of the said Plaintiffs and Defendant and on behalf of Cock Iyaloo Naidoo, and Cock Jauliah Naidoo, and Pondicherry Poonasawmy Chetty, respectively purchasers of property sold by the said Master under the directions of this Honorable Court in this suit. Whereupon and upon hearing read the Decree bearing date the said thirtieth day of August one thousand eight hundred and thirty-nine, and the Judges order bearing date the sixteenth day of January one thousand eight hundred and sixty, and the said report of the said Master bearing date the said thirty-first day of May one thousand eight hundred and sixty, and the two several orders of this Honorable Court made in this cause on the part of the said Cock Iyaloo Naidoo, and Cock Jauliah Naidoo, and the said Pondicherry Poonasawmy Chetty, bearing dates respectively the eighth day of February one thousand eight hundred and sixty-one, and also the certificate of the said Accountant General of this Honorable Court in the words and figures following that is to say:—

SUPREME COURT,—*Equity side.*

No. 42.
Between WOODIAGHERRY GOSAYEE, TEE-
KUM DOSS, and GUNSHAM DOSS, respec-
tively Soucars, Plaintiffs, and Prince AZEEM
JAH BAHADOOR, the only son and heir and
the Administrator of the goods and chattels of
SYED OON NISSA BEGUM, deceased,
Defendant.

I hereby certify that according to the books of the Supreme Court the funds standing at the credit of the above cause are as follows, viz.:—

In sixty-two Promissory Notes of the 5½ per cent. Loan of 31st May 1859.

No. 7,890 dated 31st May 1859, bearing interest from 30th Nov. 1860, for Co.s' Rs. 2,000 0 0			
" 7,898	do	do	1,000 0 0
" 7,899	do	do	1,000 0 0
" 7,900	do	do	1,000 0 0
" 7,901	do	do	1,000 0 0
" 7,902	do	do	1,000 0 0
" 7,903	do	do	1,000 0 0
" 7,904	do	do	1,000 0 0
" 7,905	do	do	1,000 0 0
" 7,906	do	do	1,000 0 0
" 7,907	do	do	1,000 0 0
" 7,908	do	do	1,000 0 0
" 6,888	do	do	1,000 0 0
" 6,889	do	do	500 0 0
" 1,976	do	do	1,000 0 0
" 1,975	do	do	1,000 0 0
" 1,974	do	do	1,000 0 0
" 8,315	do	do	2,000 0 0
" 8,316	do	do	2,000 0 0
" 8,318	do	do	2,000 0 0
" 8,319	do	do	2,000 0 0
" 4,157	do	do	500 0 0
" 14,721	do	do	2,000 0 0
" 14,722	do	do	2,000 0 0
" 14,723	do	do	2,000 0 0
" 14,724	do	do	1,000 0 0
" 14,725	do	do	1,000 0 0
" 14,726	do	do	1,000 0 0
" 14,727	do	do	1,000 0 0

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No. 14,728 dated 31st May 1859, bearing interest from 30th Nov. 1860, for Co.s' Rs. 1,000 0 0			
" 16,556	do	do	2,000 0 0
" 16,557	do	do	2,000 0 0
" 16,558	do	do	5,000 0 0
" 16,559	do	do	5,000 0 0
" 16,560	do	do	5,000 0 0
" 16,561	do	do	500 0 0
" 16,562	do	do	500 0 0
" 16,563	do	do	500 0 0
" 18,821	do	do	500 0 0
" 18,822	do	do	500 0 0
" 18,823	do	do	500 0 0
" 18,824	do	do	500 0 0
" 18,825	do	do	500 0 0
" 18,826	do	do	500 0 0
" 18,827	do	do	500 0 0
" 18,828	do	do	500 0 0
" 18,829	do	do	500 0 0
" 18,830	do	do	500 0 0
" 18,831	do	do	500 0 0
" 18,832	do	do	500 0 0
" 18,833	do	do	2,000 0 0
" 18,834	do	do	2,000 0 0
" 18,835	do	do	3,000 0 0
" 18,836	do	do	5,000 0 0
" 18,837	do	do	3,000 0 0
" 28,704	do	do	2,000 0 0
" 28,705	do	do	3,000 0 0
" 28,706	do	do	1,000 0 0
" 28,707	do	do	1,000 0 0
" 28,708	do	do	5,000 0 0
" 28,709	do	do	
" 29,106	do	do	97,500 0 0

In cash not bearing interest.....Co.s' Rupees...25,480 5 2
In do. being interest drawn and credited to this cause. " 2,088 11 3 27,569 0 5

Company's Rupees...1,25,069 0 5

This certificate is granted as per application from Mr. P. B. Gordon, Plaintiffs' Solicitor, dated 4th April 1861.

FORT SAINT GEORGE,
ACCOUNTANT GENERAL'S OFFICE,
9th April 1861.

(Signed) R. P. HARRISON,
Accountant General, Supreme Court.

And upon hearing what was alleged by the Counsel for the said Plaintiffs and Defendant and for the said Cock Iyaloo Naidoo, and Cock Jauliah Naidoo, and the said Pondicherry Poonasawmy Chetty, this Court doth order that the Sub-Treasurer of Fort Saint George, with the privity of the Accountant General of this Honorable Court, do set apart one or more security or securities for the aggregate sum of Rupees five thousand (5,000) from and out of the funds standing to the credit of this cause and in the certificate of the said Accountant General mentioned and set forth, and carry such sum of Rupees five thousand (5,000) to an account to be entitled "amount reserved in respect of Cock Iyaloo Naidoo, and Cock Jauliah Naidoo," subject to the further order of this Honorable Court. And this Court doth further order that the said Sub-Treasurer with the like privity of the said Accountant General do also set apart one or more security or securities aggregating the sum of Rupees one thousand and three hundred (1,300) from and out of the said fund standing to the credit of this cause and in the said certificate of the said Accountant General mentioned and set forth, and that the same be carried to an account to be entitled "amount reserved in respect of Pondicherry Poonasawmy Chetty" subject to the further order of this

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Honorable Court. And this Court doth order that for the purpose of setting apart such two sums aforesaid the said Sub-Treasurer with the like privity of the said Accountant General be at liberty to sub-divide any of the security or securities in the said certificate of the said Accountant General mentioned and set forth. And this Court doth order that after setting apart such two sums aforesaid the said Sub-Treasurer with the like privity of the Accountant General do sell and convert into cash all the residue of the Government Securities in the said certificate of the said Accountant General mentioned and set forth. And this Court doth order that it be referred to the Master of this Honorable Court to tax the costs of Cock Iyaloo Naidoo, and Cock Jauliah Naidoo, respectively purchasers of property sold by the said Master under the directions of this Honorable Court in this suit of and incident to the order made in this cause and dated the eighth day of February one thousand eight hundred and sixty-one, and also of and incident to their appearance this day as between Solicitor and Client and also to tax the costs of Pondicherry Poonasawmy Chetty, a purchaser of property sold by the said Master under the direction of this Honorable Court of and incident to his appearance this day as between Solicitor and Client and that such costs when so taxed as aforesaid and certified at the foot of this Decree under the signature of one of the Judges of this Honorable Court be paid by the Sub-Treasurer of Fort Saint George, with the privity of the said Accountant General of this Honorable Court to Messieurs Boyson and Miller, the Solicitor for the said Cock Iyaloo Naidoo, and Cock Jauliah Naidoo, and Pondicherry Poonasawmy Chetty, respectively from and out of the funds standing to the credit of this cause and in the said certificate of the said Accountant General mentioned and set forth. And this Court doth further order that it be referred to the said Master to tax the costs of the said Plaintiff of this suit subsequent to the last taxation thereof under the Decree on further directions bearing date the said thirtieth day of August one thousand eight hundred and fifty-nine, as between Solicitor and Client and that such costs when so taxed as aforesaid and certified at the foot of this Decree under the signature of one of the Judges of this Honorable Court be paid by the said Sub-Treasurer with the like privity of the said Accountant General to Mr. Philip Brodie Gordon the Solicitor for the said Plaintiffs from and out of the funds standing to the credit of this cause and in the said certificate of the said Accountant General mentioned and set forth. And this Court doth order that it be referred to the said Master to ascertain the clear residue of the said funds standing to the credit of this cause after payment of such costs aforesaid and after setting apart the said two several sums of Rupees five thousand (5,000) and Rupees one thousand and three hundred (1,300) as aforesaid and to apportion such clear residue amongst the creditors of the said Syed Oon Nissa Begum the intestate in the pleading named who have proved their said claims before the said Master according to the sums reported due to them and he is to make a separate report of the matters aforesaid. And this Court doth order that the several sums so to be apportioned to such creditors when certified at the foot of this Decree under the signature of one of the Judges of this Honorable Court be by the said Sub-Treasurer with the like privity of the said Accountant General paid to them respectively or to their duly constituted Attorney or Attornys or to the legal personal representatives of such of them as may be dead from and out of the funds standing to the credit of this cause. And this Court doth order that it be referred to the said Master to tax the costs of the said Plaintiffs of this suit as between party and party and that such costs be paid by the said Defendant into the Treasury of Fort Saint George, with the privity of the said Accountant General to the credit of this suit. And this Court doth order and Decree that the said Defendant do also pay into the Treasury of Fort Saint George, with the privity of the said Accountant General the sum of Rupees thirty-five thousand and ninety-seven, Annas thirteen, and Pice nine, (35,097-13-9), being the aggregate amount chargeable against the said Defendant and in the said report of the said Master bearing date the said thirty-first day of May one thousand eight hundred and sixty mentioned and set forth. And this Court doth order that the said Sub-Treasurer with the like privity of the said Accountant General do invest the said monies so to be paid in by the said Defendant for costs as aforesaid and also the said sum of Rupees thirty-five thousand and ninety-seven, Annas thirteen, and Pice nine, (35,097-13-9) when so paid in by the said Defendant as aforesaid in one or more security or securities of the Government of India, and carry such security or securities to the credit of this cause there to abide the further order of this

*Proceedings of the Madras Government, Political Department,
25th May 1861.*

Honorable Court. And this Court doth order that it be referred to the said Master to continue his enquiries as to any further outstanding Estate of the said intestate Syed Oon Nissa Begum with liberty to the said Master to report any special circumstances. And this Court doth order that the said Master do make his report on the matters above referred to him within three months from the date of the service of this Decree on him with power to the said Master for special cause to enlarge the time so specified as aforesaid. And this Court doth reserve all further directions and subsequent costs of this suit until after the said Master shall have made his further report, and any of the parties are to be at liberty to apply to this Court as occasion shall require.

(By the Court.)

(Signed) B. BROOKS,
Registrar.

(Signed) P. B. GORDON,
Plaintiffs' Solicitor.

Ordered that the foregoing letter and its enclosures be forwarded to the Government Solicitor for any remarks he may have to offer on the application therein made.

(Signed) T. PYCROFT,
Chief Secretary.

11th May 1861.

No. 60. From J. R. BOYSON, Esq., Government Solicitor, Madras; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 15th May 1861, No. 448.

Dated 11th May 1861, and endorsed on letter from Mr. Gordon, to Government of the 10th idem.

1. I have the honor to acknowledge the Order of Government noted in the margin, with the papers that accompanied it and are herewith returned.

2. The opinion of the Advocate General, copy whereof was submitted to Government with my letter of the 13th October 1859, No. 1,661, applies equally and with as much force to the matter now under consideration as to that which was the immediate occasion of it; the payment of the Rupees 35,097-13-9 which Government now has to deal with, being in fact a payment of a further sum found by the Master of the Supreme Court to be due from Prince Azeem Jah Bahadoor, in the very same suit that was specially referred to in my letter, No. 1,661.

3. I have only therefore to suggest that the papers herewith returned (or copies of them,) be forwarded to the Prince with an intimation that, unless he pays the amount in question, to the credit of the suit as required by the Decree of the Supreme Court, dated the 28th of February 1861, within a reasonable period, I would say Fourteen days, Government will direct the Sub-Treasurer to pay over that sum to the credit of the suit and debit it against the arrears of His Highness' stipend remaining undrawn.

ORDER THEREON, 25th May 1861, No. 263.

No. 61.

Resolved, accordingly, that His Highness Prince Azim Jah be furnished, through the Government Agent at Chepauk, with a copy of the letter from Mr. Gordon and its enclosures, with an intimation that unless His Highness pays the amount awarded by the Decree of the Supreme Court, dated 28th February 1861, by the 10th proximo, the Sub-Treasurer will be authorized to disburse the amount to the credit of the suit and debit it against the undrawn arrears of the Prince's stipend.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. T. O'Connor.

Order thereon

Ordered that the foregoing letter & its enclosures be forwarded to the Hon^{ble} Solicitor for any remarks he may have to offer on the application therein made

11 May
1861

[Signature]
Chapman

To the Hon^{ble} Solicitor

with 2 original Papers Disposed

Received 13th Entered and
Returned 15th May 1861.

[Signature]
Gould

[Initials]

From Mr P B Gordon ————— 10 Mar 1861
" for Solicitor ————— 15 2 448

Order thereon 25 May 1861. No 263.

Resolved, accordingly, that
His Highness Prince Azim Sah be fur-
nished, through the Govt Agent at Che-
pauk, with a copy of the letter from
Mr Gordon & its enclosures, with an intima-
tion that unless His Highness is ^{ready} prepared
to pay the amount awarded by the Decree
of the Supreme Court, dated 28 February
1861, ^{by the 10th Decree} ~~within a reasonable period~~, the Sub-
Treasurer will be authorised to disburse
the amount to the credit of the Suit
& debit it against the undrawn arrears
of the Prince's stipend

MD

W. J. M.

J. J.

To the Govt Agent
at Chepauk } 25/5
" Govt Solicitor }

RAH