M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 192 Press

Dated 16 - 5 - 1862

Not to be folded or roughly handled

Proceedings of the Madras Government, Political Department, 16th May 1862.

Read the following papers :—

No. 37. From CLEMENT DALE, Esq., Receiver of the Carnatic Property ; to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, dated Madras, 12th May 1862, No. 120.

Letter from the Receiver, to Chief Secretary to Government, 22nd November 1860, No. 223.
Proceedings of Government, 23rd November 1860, No. 689, Political Department.
Letter from the Receiver, to Chief Secretary to Government, 26th November 1860, No. 233.
Proceedings of Government, 28th November 1860, No. 699, Political Department.

With reference to my letters and the Orders of Government noted in the margin, I do myself the honor of enclosing for the information of the Honorable the Governor-in-Council a copy of the letter from the Registrar of the Privy Council to the Registrar of the Supreme Court of Madras under date the 22nd March last, which has been handed to me by Mr. Alexander M. Ritchie, Solicitor for the Claimant Damoodra Doss and others, he at the same time calling on me for the immediate payment to the Claimants of the sum of *Rupees* 1,10,664-5-3 which by the Order issued by the Supreme Court on the 19th November 1860, No. 4,861 of 1860, I was directed to pay within 10 days after service of that Order on me.

2. The operation of that Order was subsequently suspended by another Order made by the Supreme Court on the motion of Mr. Advocate General pending the decision of the Appeal preferred on behalf of the Right Honorable the Secretary of State for India in Council.

3. I have the honor to inform you that I have not sufficient funds realised from the Estate of the late Nabob to pay the amount.

4. I therefore do myself the honor of requesting that His Excellency in Council will be pleased to issue the necessary Orders for payment to me out of the Treasury of the sum of *Rupees* 1,10,600 (one lac and ten thousand six hundred) to enable me to comply with the terms of that Order, and of soliciting that the Order may be passed without delay, as I ought to comply with the terms of the Order forthwith.

From HENRY KEENE, Esq., Registrar, P. C.; to the Registrar of the Supreme Court of Madras, dated Whitehall, 22nd March 1862.

I have the honor to inform you that no effectual steps have been taken for the prosecution of the Appeal of the Secretary of State for India in Council *vers.* Damoodra Doss and others in the matter of the Estate of the Nabob of the Carnatic from a Decree of the Supreme Court of Madras of the 19th November 1860, although more than 6 months have now elapsed since the arrival of the transcript and the Registration thereof in this Office, and I hereby certify that in pursuance of Rule 5 of Her Majesty's Order in Council of the 13th June 1853, the said Appeal doth stand dismissed without further order.

I am therefore to request you to bring this communication before the Judges of the said Supreme Court of Madras in order that the necessary steps may be taken to terminate the proceedings.

No. 37 A. From JOHN MILLER, Esq., Acting Government Solicitor, Madras; to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 12th May 1862, No. 234.

Dated 10th May 1861, No 244, Political Department.

With reference to Mr. Boyson's letter to Government of the 4th of May 1861, No. 424, and the Proceedings of Government noted in the margin, I have the honor to forward herewith a copy of a letter just received from the Receiver of the Carnatic Property, and shall be glad to hear from you thereon as fully and early as practicable to enable me to reply to it.

From CLEMENT DALE, Esq., Receiver of the Carnatic Property; to JOHN MILLER, Esq., Acting Government Solicitor, Madras, dated 12th May 1862, No. 121.

Paragraph 1. With reference to the claim of Damoodra Doss and others, I do myself the honor of informing you that Mr. Alexander M. Ritchie Solicitor for the claimants, has handed to

me a copy of a letter addressed by the Registrar of the Privy Council to the Registrar of the Supreme Court, under date the 22nd March last, and has called on me for the immediate payment to the claimants of the sum of Rupees 1,10,664-5-3 which under the Order issued by the Supreme Court on the 19th November 1860, No. 4,861 of 1860, I was directed to pay within 10 days after service of that Order on me.

2. The operation of that Order was subsequently suspended by another Order made by the Supreme Court on the motion of Mr. Advocate General, pending the decision of the Appeal preferred on behalf of the Honorable the Secretary of State for India in Council.

3. Not having sufficient funds realized from the Estate of the late Nabob in my hands to pay the amount, I have applied to Government to issue the necessary Orders for the immediate payment to me out of the Treasury of the necessary funds to enable me to comply with the terms of that Order.

4. I am not aware there is any objection to my paying the amount in compliance with Mr. Ritchie's request but, with reference to the concluding paragraph of the Registrar's letter, I have the honor to request you will apprize me in the course of the afternoon if any objection exists of which I am not aware.

(True Copy.)
(Signed) JOHN MILLER,
Ag. Government Solicitor.

No. 38. ORDER THEREON, 16th May 1862, No. 192.

Resolved, that the Secretary and Treasurer of the Bank of Madras be authorized to disburse to the Receiver of the Carnatic Property the sum of Rupees (1,10,600) one lakh, ten thousand and six hundred applied for, to enable him to satisfy the Judgment of the Supreme Court in the case of Damoodra Doss and others.

(Signed) A. J. ARBUTHNOT,
Acting Chief Secretary

Exd. F. Cartledge.

Memorandum

Under the circumstances there seems to be no alternative but to order payment of the money, the appeal having been dismissed and the decree of the Supreme Court thereon being thereby final.

No despatch on the subject has been received from the Secretary of State.

16th May 62 A. J. A.

Exd. F. Cartledge.

Political Depart.

Proceedings of the Madras Govt

Read the following letters from the Receiver of the Carnatic Property & Ag. Govt Solicitor (Dated 12th May 1862 Nos 129 & 234)

Ordered

Resolved, that the Secretary and Treasurer of the Madras Bank be authorised to disburse to the Receiver of the Carnatic Property the sum of Rupees (1,10,600) One lakh ten thousand & six hundred applied for, to enable him to discharge the remainder to satisfy the judgment of the Supreme Court in the case of Damoodra Doss and others.

Secy & Treasurer of the Madras Bank.
Receiver of the Carnatic Property.
Govt & Advocate General
Civil Paymaster.

Ordered that the following letter be despatched.

Sd/ H.

Political Depart.

Proceedings of the Madras Govt.

Read the following
Letter from the Receiver
of the Carnatic Property.
& Govt. Solicitor
(Dated 12th May, 1862. No 120) No 134

Order thereon 16 May 1862. No 192

Resolved that the
Secretary & Treasurer of the
Bank of Madras be au-
thorized to disburse to
the Receiver of the Carnatic
Property the sum of Ru-
pees (10,000) One Lakh, ten
thousand and six hundred
applied for, to enable him
to satisfy the judgment
of the Supreme Court in
the case of Ramasamy Doss
and others.

Ordered that the fol-
lowing letter be des-
patched.

To the R.K the Secy of State
for India

To the Receiver of the Carnatic
Property.

" Secy & Treasurer of the Madras Bank 3
" Dy Accd & Auditor General 3
" Chief Paymaster 3
" Govt Solicitor 3

Despd 16th "

c: 17th ellay
R 59 "

Pol. Lr to Engr 23d May 29
of 1862.
Replied to Judicial 17th Augt
No 26 of 162

Judicial. 1862 Dept.

No 192.

Proceedings of Govt.

Dated 9th May.

F No 35 of 162

Secretary and Treasurer
Bank of Madras —
authorized to disburse
to the receiver of the
Carnatic Property the
sum of Rs 110,800 to
enable him to satisfy
the judgment of the
Supreme Court in the
Case of Damodra Dass
and others.

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