M.R.O. 1—80,000—18-10-49.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 336 Press Mis.

Dated 16-11-[illegible] 1852

Not to be folded or roughly handled

No. 17. Read the following papers:—

High Court Madras, In Equity. } Between Woodiagherry Gosayee Teekum Doss and Gunsham Doss, respectively, Soucars—*Plaintiffs*, and Prince Azeem Jah Bahadur, the only son and heir and the Administrator of the Goods and Chattels of Syed-un-Nissa Begum, deceased—*Defendants*.

From Messrs. RITCHIE and SHAW, Plaintiffs' Solicitors; to A. J. ARBUTHNOT, Esq., Chief Secretary to the Government of Fort Saint George, dated Madras, 21st October 1863.

With reference to our letter to you of the 12th May last, and the Order of Government thereon, dated 26th May 1863, No. 152, we have the honor to request that you will bring to the notice of the Honorable the Governor in Council that Prince Azeem Jah Bahadur has not yet paid into the Bank of Madras the sum of Rupees 6297-9, pursuant to the directions of the Decree made in this cause on the 28th February 1861.

We would beg to remind the Governor in Council of the fact stated in our letter to the late Chief Secretary to Government of the 22nd August 1862, and appearing in Minutes of Consultation, under date the 27th day of April 1858, that this suit was instituted against the Prince at his own request, and after the plaintiffs had obtained judgments against him in three several actions on the Plea side of the Court, and had applied to the Governor in Council for leave to issue writs of execution against His Highness, who had voluntarily taken upon himself the responsibility of administering his mother's estate by applying for and obtaining from the Supreme Court a grant of Letters of Administration to himself in lieu of the Letters of Administration previously granted to the Administrator General of Madras, which were revoked upon the Prince's application.

It is also to be borne in mind that in order to obtain the grant of Administration, the Prince had to enter into a Bond and take an oath faithfully to administer the estate.

Under all these circumstances we submit that this is a very different case from a debt incurred by His Highness himself and ought to be disposed of at once without reference to any arrangement which His Highness may be making for the settlement of his other liabilities.

The non-payment of this money alone prevents the estate being finally wound up, and the suit put an end to.

We have the honor therefore to request that the necessary order may be granted to enable the plaintiffs to issue process against the person and property of His Highness to enforce payment.

Referred to the Advocate General for his opinion.

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

4th November 1863.

No. 18. From JOHN ROBERT BOYSON, Esq., Government Solicitor, Madras, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Madras, dated Madras, 9th November 1863, No. 809.

1. I have the honor to acknowledge the Order of Government noted in the margin with its enclosures, on Messrs. Ritchie and Shaw's application on behalf of the plaintiffs in the suit hereafter-mentioned for permission to issue process for obtaining further satisfaction of the Decree against the defendant in "Woodiagherry Gosayee and others, *versus* Prince Azeem Jah Bahadur."

Dated 4th November 1863, and made upon Messrs. Ritchie and Shaw's letter to Government of the 21st ultimo.

2. I submitted the papers for the consideration of the Advocate General and have also conferred with him thereon; and

3. I now forward a copy of his opinion, and return the order and papers above acknowledged.

COPY—OPINION.

I have perused the papers sent herewith. The same course ought, I think, to be pursued as on former occasions. Leave to issue process against the person or property of the Prince should not be granted, but the money clearly ought to be paid for out of the sum at the credit of His Highness in the Government Treasury.

(Signed) JOHN BRUCE NORTON,
Advocate General.

MADRAS, *6th June* 1863.

(True Copy.)

(Signed) J. R. BOYSON,
Government Solicitor.

No. 19. ORDER THEREON, 16th November 1863, No. 336.

Resolved that the Secretary and Treasurer of the Bank of Madras be authorized to pay into the Government Treasury of the said Bank, to the credit of the suit noted in the margin, the sum of Rupees (6297-9,) six thousand two hundred and ninety-seven and Annas nine, being the taxed costs in the said suit; and to debit the amount against the undrawn arrears of His Highness Prince Azeem Jah's stipend.

W. G. Tockum Doss and Gunsham Doss, respectively, Sowcars—Plaintiffs.
versus.
Prince Azeem Jah Bahadur, the only son and heir and the Administrator of the Goods and Chattels of Syed-un-Nissa Begum.

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

Exd. T. McMoorty.

Political Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following papers:

From Messrs Ritchie & Shaw, (Dated 21st October 1863)

From Govt. Solicitor, Madras (— " — 9th November — " — No 809)

Order — 16th November 1863 No 336

Resolved that the Secretary & Treasurer of the Bank of Madras be authorized to pay into the Government Treasury of the said Bank, to the credit of the suit noted in the margin, the sum of Rupees 6297-9-, being

W. G. Tockum Doss & Gunsham Doss respectively Sowcars Plaintiffs.
Versus
Prince Azeem Jah Bahadur, the only son & heir & the Administrator of the Goods & Chattels of Syed-un-Nissa Begum

Pol. 1863. *Department.*

No. 336.

PROCEEDINGS OF GOVERNMENT,

Dated 16 November 186

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