

Political (1895) Department.

ORDINARY MS.

G.O., No. 323

Dated 15th May 1895

INDEXED.

[Despatch Abstract.]

OFFICIAL DOCUMENTS.

Passing orders on letter from the Paymaster, Carnatic Stipends, forwarding summons received by him from the Egmore Police Court for the production of certain -- in connection with the complaint of defamation filed by the manager of his office.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	250		94				
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	476		~~8-5-96~~				
	1524						
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FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
28	752						
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CURRENT No. 614
Political (1895) Reports.

From
The Paymaster
Yamatic Shpendo
Cherak.

To
The Chief Secretary
to Government
Fort St. George.

Dated 6th May 1895
 Recd by 2nd May 1895
 CHIEF SECRETARY
 GOVERNMENT OF INDIA

No. 188 of 1895
21. Enclosures

Requesting the sanction of Govt.
to produce some confidential
documents to the Police Court.

No. 1887/1895

Office P.C.S. ^{6/14} ~~Thompson~~
3rd April 1895

From ^{Colonel} H. S. Stewart
Pay. L. Supp.
To The Chief Secretary to Gov.
Fort St. George
Cochin

Sir I have the honor to state
that I have received a summons
to produce the enclosed ~~to~~ =
evidence in the Police Court for
the offence ^{in defamatory case} vide Sub Poena
also forwarded for your information
in the list of documents attached
which have marked (A) I have
produced in Police Court, but
the same are forwarded I
consider it necessary to request
that I may be instructed if Govt.
desire to produce them as in the
case disposed of by G.O. No. 54 of 26th
Jan. 1881 Pol. enclosed for ready
reference -
2. I have the honor to point out that I
have given my reasons for not pro-
ducing documents marked C. & D.
being confidential -
I have the honor to be

Sir
Guns most dutiful servant
J. H. Thirwall Mowat
Paymaster, Carnatic Stipends

[G.
No. 1
600-8-3-95.

Police DEPARTMENT.

C. No. 614

FOR ORDERS.

Of the eight documents which the Paymaster, Carnatic Stipends, has been summoned to produce, he has produced four and a portion of another, viz. (L) in the List appended to the Police Court sub poena. Those which he has not produced and as to which he requests orders are:-

- (1) Letter from the Chief Secretary to the Paymaster regarding the enquiry directed to be held by the Commissioner of Police. The paper is not available at present Copy of it and as far as can be remembered it was a D.O. 135 already been refused to Ahmad Muhi-ud-din Khan Bahadur in G.O. dated 23rd April 1895, No. 280. Submitted that permission for the production of this document be refused under Section 133 of the Evidence Act.

Taken out of the file
12/5

1. Refused
under Sec. 123

to

(2) Papers relating to the removal of
Ahmad Mubt-ud-din's name from the
Government House List. There is a
reference to this in C.M. No. 37
1894

(marked with slip). The paper is not on
record in the Secretariat but its pro-
duction can apparently be withheld under
Sec. 123 of the Evidence Act.

(3) Petitions of complaint against the
Manager from members of Amin-ud-din

and the Paymaster's replies thereto
Copies of
petition have recently been furnished
to the Manager and there seems no objec-
tion to the production in Court.

(4) Papers relating to the commutation of
Amin-ud-din's stipend. Please see G.O.
dated 31st October 1894, No. 754. The
documents relating to this in the current
have been marked. X There does not
seem to be the slightest objection to
the Paymaster producing
the papers in his possession

C.S.
9.5.95
Ld
9/5/95

The letters of the D. C. Plaintiffs were
received here on the evening of
the 7th the day after the date
mentioned in the summons.
The Court will no doubt
wait for the orders of the

Ld
9/5/95

The Court I see has adjourned
for a fortnight in order to get
(some of) these papers.

PRODUCTION OF DOCUMENTS
IN A COMPLAINT.

2. FOR ORDERS.
Refused
as no 1. is

3. & 4. May be given
by
10 May

[G
24]
200-6-8-94.

Pol. DEPARTMENT.

Papers to be read in Proceedings: -

Again G. O., dated
Again G. O., dated
Current No. 614

189 , No.
189 , No.

of 1895, dated 6 May from the Paymaster, Carnatic
Shipends

Current No. of 189 , dated from

ORDER of 15th May 1895 No. 323

Under Section 123 of the Indian
Evidence Act the Government declines
to permit the production of the
following documents or evidence of
their contents to be given:

(1) Letter from the Chief Secretary
to the Paymaster regarding the in-
quiry directed to be held by the
Commissioners of Police in 1894

(2) Papers relating to the removal
of the name of Ahmad Mubt-ud-
din Khan Bahadur from the Govern-
ment House List in 1893.

1. The Paymaster will arrange
for sending the above documents under
a sealed cover to the Presidency Magis-
trates Court together with this order.

3. There is no objection to the pro-
duction of the petitions of complaint
from members of the family of
Amin-ud-din Husain against the
Manager together with the Paymaster's
replies thereto, or of any of the

papers relating to the commutation
of Rahnim-un-nias stipend as are
in the Paymaster's possession.

Production of documents
in a complaint.

CS.
10.5.95

14/5/95

P.C.S. (4)

with Encls. ret'd

10/5

(To: Orders)

When given for copying _____
When copied _____ } 189.
When examined _____
When signed _____

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO G. No

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH BITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only