

MADRAS RECORD OFFICE.

Government of Madras.

Rubie DEPARTMENT.

G.O. No.	<i>434</i>	Press Mis.
Dated	<i>4-4-1968</i>	

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Department,
4th April 1868.*

No. 32. Read the following letter from the President of the Municipal Commission, Kurnool, to the Chief Secretary to Government, Fort Saint George; dated Kurnool, 11th March 1868, No. 26.

I have the honor to forward a bye-law for the confirmation of His Excellency the Governor of Fort Saint George, under Section 144 of the Towns' Improvement Act.

2. The noise of tom-toms and Native music at night in Kurnool has become a terrible nuisance, depriving nearly all the population of sleep.

3. The only way of dealing with the nuisance at present is for the Magistrate to promulgate an order, prohibiting in the town music between certain hours, and if the order is disobeyed to punish the offenders for disobedience under Section 188 of the Indian Penal Code, which is only triable by a Magistrate or a 1st Class Sub-Magistrate.

4. It is not possible always to have a Magistrate of these powers present, as was the case when Mr. Turner and I were absent during the Jamabundy.

5. The Commissioners, therefore, at a meeting held on the 9th instant, considered that the procedure was indirect, and if a Sub-Magistrate might try nearly every case coming under the Towns' Improvement Act as a nuisance, it was an anomaly that an infringement of an order, prohibiting music at night, should not be tried by a Sub-Magistrate, who is the only Magisterial authority invariably present.

6. The bye-law was accordingly prepared, and it is hoped it will be the means of freeing the town from what is at present an almost unbearable nuisance.

Proposed Bye-law.

No person or persons shall beat or cause to be beaten tom-toms, or play upon Native musical instruments, or cause others to play upon musical instruments in any public street or thoroughfare in the town of Kurnool between the times of 10 p. m. and 6 a. m., unless a written permission be granted by the President or Vice-President, or in their absence by the person acting for them. Any breach of this bye-law will render the offender or offenders liable to a fine not exceeding 20 Rupees.

(Signed) T. A. N. CHASE,
President.

No. 33. ORDER THEREON, 4th April 1868, No. 434.

The Governor in Council is not prepared to sanction a bye-law entirely prohibiting the use of musical instruments after 10 p. m., considering that it would not but be felt as a hardship in a Native town.

2. A copy of the Proceedings of the 22nd February 1868, No. 238, will be furnished to the President, who will observe how the difficulty has been met in Tanjore.

3. The President has not conformed to the directions of the Notification in the *Fort Saint George Gazette* of the 23rd July 1867, page 172, relative to the mode of submission of proposed bye-laws.

(True Extract).

Chief Secretary.
To the President of the Municipal Commission, Kurnool, with No. 233.

Erd. J. Tulloch,

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter

from the
President of the Municipal Commⁿ Surur.
Recd letter 11th March 1868 No 26.
Order thereon No 134 J. 1st April 68.

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Gazette of the 23rd July
1867, page 172, relative
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W. J. W.

I think I will cancel the
article forbidding music
altogether. If they afterwards
play at a Yangire or
any other place I will accept it.

delinequency of a harsh
instruments

Memo for orders.

The entire prohibition of musical
instruments after 10. p. m.

would I think be considered
a hardship in a Native
town like Kurnool.

I would suggest that the
Bye Law sanctioned for
Yangire. should be sent
to the Mem: Com: of Kurnool
for their adoption.

Yours
W. J. W.

but - Mr. W. J. W. is required to conform to the
order of Govt. 23 July 1867, is blameable, as causing
a stoppage of business in the Secretariat & should
be reprimanded W. J. W.

To the Presd^t of the Mem: Com:
Kurnool.
No. 238

Edw. J. G. 1/2

hint of 21 April

10th 1860. Department

No. 134

PROCEEDINGS OF GOVERNMENT T.

Dated 4 April 1860.

7th 9 of 1860