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MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.	667	Press Mis.
Dated	19-5	19 1871

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Department,
19th May 1871.*

Read the following :—

No. 77. To HIS EXCY. THE RIGHT HON. THE GOVERNOR IN COUNCIL,
Fort St. George.

The humble petition of R. A. PHILLIPS,
Pleader in the Civil and Sessions Court
of Tinnevely.

MAY IT PLEASE YOUR EXCELLENCY.

With reference to the Notification, No. 423, of His Excellency the Governor-General in Council, dated 20th January 1871, and published in page 179 of the *Fort St. George Gazette* of the current year, resolving that, "as a general rule, no person should be appointed to the Uncovenanted Service of Government after he has attained the age of twenty-five," the petitioner most submissively begs to submit, to your Excellency's consideration, whether Pleaders duly authorized and admitted to practise in the Civil and Sessions Courts, but not drawing any salary from the Government, are, or are not, to be considered as public servants already in the employ of Government, for the purposes of the said Notification, and, therefore, eligible to such of the salaried offices in the Judicial Department, as District Moonsiffs, &c., for which the examination they have passed has declared them competent.

2. The petitioner has been led to submit this question to the consideration of your Excellency in Council, because he finds that, in the Notification dated 18th November 1862, containing the schedule of subjects for the Special Test Examination, and published by way of Supplement to *Fort St. George Gazette* of 21st November 1862, the following words are entered in the Remark Column as No. 1, viz., "Practice as a Pleader is accepted as equivalent to employment in the Public Service;" and, such being the footing in which the body of Pleaders had been placed by that Notification, the Accountant-General of Madras has, of late, expressed his opinion that Pleaders are not to be accounted as public servants as they are not in the salaried service of Government. As this opinion of that Officer goes directly to negative the status given to Pleaders by that Notification, and as, in the event of his opinion being upheld by the Government as a proper one, all the prospects that have been hitherto open to them by the test they have passed would be totally blasted, the petitioner most respectfully begs to submit that question to the favourable consideration of your Excellency in Council, that your Excellency may be pleased to pass an authoritative ruling on the subject, declaring if Pleaders are not to be considered eligible to salaried offices in the Judicial Service of Government, if not otherwise incompetent, although they might have passed the age of twenty-five before they are appointed to such posts.

For which act of justice, your Excellency's humble petitioner shall, as in duty bound, ever pray.

PALAMCOTTAH,
May 11th, 1871.

(Signed) R. A. PHILLIPS,
Pleader.

Proceedings of the Madras Government, Public Department,
19th May 1871.

No. 78. ORDER THEREON, 19th May 1871, No. 669.

The question of the application of the rule to the case of Pleaders on the roll of the Courts, and candidates for Judicial employment, will be referred for the consideration of the Supreme Government.

(True Extract.)

W. HUDLESTON,
Acting Chief Secretary.

Resolv^d of the Govt of India
20 Jan 1871 No 1423

Public 1871 Sept 7
From
W R A Phillips
Pleader, Chs County
Tennissell

My dear Mr Phillips
I have the honor to acknowledge the receipt of your letter of the 20th inst. in relation to the case of the State of Tennessee vs. the Tennessee & Georgia Railroad Co. & the Tennessee & Georgia Railroad Co. vs. the State of Tennessee. I am sorry to hear that you are unable to attend to the case. I will endeavor to do the best I can for you. I am, Sir, very respectfully,
Yours truly,
W R A Phillips

11/15/88
To doq
Asks for a public note
whether or not a practicing
Pleader is to be considered
in the same off. & ap.
as a public officer
though he has passed 15
years of age, if otherwise
qualified
Lk on