

ORDINARY, MS.

Public	DEPARTMENT
G.O., DATED	26-3-91
No.	240-

INDEXED.*When given for copying**356*

[Despatch Abstract.]

*Exempting Daniel
 Anthony Sheraton
 from the Gaugain
 Dist. Court from the
 rules regarding hold-
 ing of land by pub-
 lic servants -*

BACK PAPER, No.

OF 18

FURTHER PAPER, No.

OF 18

READ AGAIN ORDER OF GOVERNMENT, DATED
18, No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not paged).

N.B.—

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

12/6/90 EO 426/7 Prod.
2/11/91 No 454/5 in
4/11/90 No 736/7 in
10/12/90 EO 859 Prod.

For Orders.

C.S.
21.3.91

Order 26 March 1991
Sanctioned.

C.S.
24.3

The Sheriff
with statement.

FROM

THE — REGISTRAR OF THE HIGH COURT
OF JUDICATURE AT MADRAS,
APPELLATE SIDE.

No.

Dated 16th March } 1891.
Received 17 "

No. 764
Enc. — one.

Forwarding copy of a
letter from the A.D. District
Judge, Gajjam, and re-
questing that sanction
may be granted for the ex-
emption of the Sheristadar
of his Court from the operation
of the rules regarding the
holding of lands by public
servants.

District, it would be impossible to supply his place in the Ganjam Court from amongst the Sheristadars of other District Courts. The difficulty cannot therefore be solved by the expedient of a transfer, and it appears to the High Court that it would be unfair to compel this officer to dispose of his interest in lands, which the rules hitherto in force have led him to believe he was at liberty to acquire and hold.

3. In my letter No. 2236, dated 19th September 1890, the High Court's opinion that there is no reasonable objection to the acquisition and holding of lands in his District by the Sheristadar of a District Court has already been communicated to the Government, and as it is impossible to secure conformity with the new rule in this particular case without causing especial inconvenience to the public service, I am to request that His Excellency the Governor in Council will be pleased to sanction the exemption asked for by the District Judge.

I have the honor to be,

Your most obedient servant,
S. P. [Signature]

No.
From

^{No 796}
High Court of Judicature,
Madras, 16th March 1891.

H. W. Foster Esquire,
Registrar of the High Court of Judicature,
Appellate Side, Madras.

To

The Honorable J. F. Price,
Chief Secretary to Government,
Fort Saint George.

Sir,

I am directed to forward for the consideration of Government the enclosed copy of letter dated the 23rd ultimo, No. 609, from the Ag. District Judge of Ganjam, requesting that Daniel Mahanti, the Sheristadar of his Court who owns land in Ganjam District, may be exempted from the operation of the rules recently issued regarding the holding of lands by public servants.

2. I am to point out that it is indispensably necessary that the chief ministerial officer of the Ganjam District Court should be well acquainted with Urija, and that while Daniel Mahanti's intimate knowledge of that language

Enclosure/One to the
High Court's letter dated
16th March 1891, No. 796.

Publ. 796
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on the 14th September 1865. He was appointed
as Probationary Sheristadar on 15th October 1869,
and as permanent Sheristadar on 15th January
1870. He has always borne and still bears
the highest possible character for honesty
and general efficiency. He is an Oriya by
birth and his thorough knowledge of that
language is a great assistance to the
work of this Court.

I trust that, in the circumstances,
the Honorable the Judges will be pleased
to recommend the exemption now prayed
for to the favorable consideration of
Government.

I have &c.,
(Signed) A.W.B. Higgins
Ag. District Judge.

(True Copy.)

High Court of Judicature,
Appellate Side,
Madras, 16th March 1891.



Registrar

No. 609.
From

Gaujam District Court
23rd February 1891

A. W. B. Higgins Esquire,
Ag. District Judge of Gaujam
Berhampore.

To

The Registrar of the High Court of Judicature
Appellate Side, Madras.

Sir,

In reference to G.O. 12th June 1890, Nos 426 and 427
and G.O. dated 21st January 1891, Nos 54 and 55 (Public),
I have the honor to request you to be so good as to
bring the case of the Sheristadar of this Court Daniel
Mahanty to the notice of the Honorable the Judges, in
view to exemption being obtained as a special case for
him from the operation of the Rules which prohibit
his holding land within the District of Gaujam.

2. I enclose a copy of the Statement of lands
held by Daniel Mahanty. It will be seen that
the lands were all purchased between 1880 and
1886 and money lent on the simple mortgage
of one land in 1889, at which time the rules
printed on pp. 168-170 of Weir's Digest were in
force, under which the District Court Sheris-
tadar was not prohibited from acquiring
lands.

3. Daniel Mahanty was born on the 25th
November 1841. He entered Government service
in 1860. His connection with this Court began