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[Despatch Abstract.]

Legation Government.
Visitation Rules

Directing addition to
clause 5- of the —
regarding an appeal
against decision of
a court of law in
a native state in
relations with
British India.

Govt. of {1892} Madras.
PUBLIC.

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Encl.

G.O., 30th March 1892, No. 215.

MARCH.

Madras Government Petition Rules.

Directing an addition to clause 5 of the —
regarding an appeal against the decision of a
Court of Law in a Native State in political rela-
tions with Government.

N.B.—

- A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.
R = Print, but not for monthly volume.

30TH MARCH 1892, No. 215, PUBLIC.

GOVERNMENT OF MADRAS.
PUBLIC DEPARTMENT.

READ—the following paper :—

G.O., dated 6th January 1890, No. 2, Public.

ABSTRACT.—Notifying in the *Fort St. George Gazette*, and communicating to all Heads of Departments, revised rules respecting petitions addressed to the Madras Government.

ORDER—dated 30th March 1892, No. 215, Public.

The following addition will be made to clause 5 of the “ Madras Government Petition Rules ”:—

(10) When a petition is an appeal against the decision of a duly constituted Court of Law in a Native State in political relations with Government.

(True Extract.)

Chief Secretary.

To the Political Department.

Exd. A. Raitt.

6TH JANUARY 1890, No. 2, PUBLIC.

GOVERNMENT OF MADRAS.
PUBLIC DEPARTMENT.

ORDER—dated 6th January 1890, No. 2, Public.

The following revised rules respecting petitions addressed to His Excellency the Governor in Council are issued, for general information and guidance. They will be communicated to all Heads of Departments, and published in three successive issues of the *Fort St. George Gazette* :—

MADRAS GOVERNMENT PETITION RULES.

RULES for the submission and receipt of Petitions and other papers of the same class addressed to the Government of Fort St. George.

Persons having cause of complaint against any servant of Government, civil or military, shall, in the first instance, seek redress from the officer in whom the local authority is vested, who, if unable to grant the redress sought, shall pass an order in writing to that effect. If dissatisfied with this decision, the petitioner shall be at liberty to address the Board of Revenue or Court, or superior civil or military authority, by which the local authority is controlled; or he may address the Government, in cases wherein there is no intermediate authority.

2. The Government will not receive a petition on any matter, unless it shall appear that the petitioner has first applied to the local authority, and also to the Board of Revenue or other controlling authority, where such exists. The petitions addressed to such local and controlling authorities, or copies of them, and the answers or orders of those authorities respectively, if any shall have been passed, must be annexed to the petition addressed to Government.

3. In order to enable Government to maintain the foregoing rule, without injustice or hardship to complaining parties, all heads of offices will understand that a party affected by an order is entitled to have, on application, a copy of the order, which should contain full details of the grounds of the decision. This is to be furnished to him, on plain paper, and without payment.

4. Government will receive petitions only from principals; addressees running in the name of a vakeel or agent will receive no attention. Anonymous petitions will be totally disregarded.

5. Petitions addressed to Government will be liable to summary rejection in the following cases :—

- (1) when a petition is illegible or unintelligible :
- (2) when a petition contains language which, in the opinion of Government, is disloyal, disrespectful or improper :
- (3) when a previous petition has been disposed of by the Madras Government, the Governor-General in Council, or the Secretary of State and the petition discloses no new facts or circumstances which afford grounds for a reconsideration of the case :
- (4) when a petition is an application for pecuniary assistance by a person manifestly possessing no claim :
- (5) when a petition is an appeal from a judicial decision, with which the executive has no legal power of interference :
- (6) when a petition is an appeal against a decision which by any law, or rule having the force of law, is declared to be final :
- (7) when a petition is an appeal in a case for which the law provides a different or specific remedy, or in regard to which the time limited by law for appeal has been exceeded :
- (8) when a petition is addressed by an officer still in the public service, and has reference to his prospective claim for pension, except as provided in article 995 of the Civil Service Regulations :
- (9) when a petition is an appeal against the non-exercise by Government of a discretionary discretion vested in it by law or rule.

6. As the Right Honorable the Governor in Council never interferes with the distribution of subordinate appointments, applications for situations in the gift of heads of departments will also remain unnoticed.

Military Department.

7. The mode and channels through which all ranks of effective military officers and men should make known any complaint or grievance to superior authority are clearly laid down by the regulations of the service.

8. The foregoing general regulations for petitions are applicable in the Military Department to the following classes :—

- 1st.—Persons, not in the public service, residing within the limits of military bazaars ; camp followers.
- 2nd.—Contractors for military supplies ; abkâri contractors.
- 3rd.—Military pensioners.
- 4th.—Persons having claims on Government in any Military department either on their own account or on account of services rendered to the State by deceased relatives.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To Departments of the Secretariat.
„ all Heads of Departments.

Exd. A. Raitt.

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Gobt. of 1890 Madras.
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G.O., 6th January 1890, No. 2.

JANUARY.

Petition Rules.

Notifying in the Fort St. George Gazette, and communicating to all Heads of Departments, revised rules respecting petitions addressed to the Madras Government.

Coll. Dept.

Note.

For orders.

Appeals from subjects
of the Princes
States against
of the Courts of
are not infrequent
At present it is necessary
to circulate these (that
is to say, send them to
Mr. the Secy. & the Hon.
Mr. Stokes) with a draft
of an order rejecting
them, & a brief note
stating that the pet
is an appeal against
the ~~adverse~~ decisions of
such & such Courts.

2. It is submitted that it
is waste of time to
go into the merits of
such appeals & that
Members of Govt. should
not see them: the
pet^r should be re-
jected under a fixed
rule. If this were
done, it is probable
that it would become
understood that appeals
of this kind would
be ~~rejected~~ ~~not~~

11. 1. 1891

Public
Lett. Dept.

Recd go. No. 2 Public.

6 January, 1890.
Order: 30 March 92 No. 215

The following addition
will be made to clause
5 of the "Madras Govt.
Petition Rules": -

(10)

When a petition is an
appeal against the
decision of a duly con-
stituted Court of Law
in a Native State in
political relations with
Govt.

same orders.

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28/3.
28/3.

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with copy of this note } Depd 43/4/82
(1) The Resident in Mysore }
J.P. & Co. }
(2) The Pall Dept for }
Pudukottai }