

Public (1896) Department.

ORDINARY MS.

G.O., No. 583

Dated 3rd June 1896.

INDEXED

[Despatch Abstract.]

MR. F. H. HAMMETT, I.C.S.

Directing --- to begin the fresh inquiry into the conduct of the District Magistrate of Tanuku sufficiently early to admit of his joining Tanjore by the 6th July.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2641		21-12-95				

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
R	725		29-6-96				
	2743	Im Godavari	1896				

DO. 246.8.11.5.96
2641.8.21.12.95

Current No. 2363

DEPARTMENT.

Telegram

From

J. H. Hammett Esq. 1CS

Telegram to J. H. Hammett
Esq., High Court
Kodaikanal

Your telegram 23rd.

Please ~~intimate~~ ^{write} result your
application High Court appo
another commissioner for
enquiry regarding Tanakur
Munsif

No.

Dated 23
Received 23
Registered 23
Enclosures

SUBJECT.

Stating that he has requested
the High Court to appoint
another commissioner to enquire
into the charges against
the D. C. Munsiff of Tanakur

Note for C.A.

The High Court appointed Mr Hammett
as Commr & Govt. had nothing to do with it.
This telegram is ^{probably} forwarded merely
for information - Perhaps Mr Hammett
has written a letter on the 20th inst.
His receipt may be awaited.

C.S.
29.5.96

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CHARTER NO. 360

DEPARTMENT.

Code Class. 1
INDIAN TELEGRAPHS. Monthly Number. 4
To (Office) Patna
From (Office) Lucknow
Words. 54 Day. 23 Hour. 9 Minute. 15 Official Instructions. 1

To (Person) The Chief Secy. to Govt.
From (Person) J. H. Hammett
22/5/96.

3-Word Form.
The letter from the Hon. Secy. to Govt. regarding the appointment of a Commission to inquire into the circumstances of the death of the late Mr. J. H. Hammett, is received. The Commission is to be appointed as soon as possible. The Commission is to be appointed as soon as possible. The Commission is to be appointed as soon as possible.

Recd. from LN. Sent to LN.
At Hrs. Mts. by At Hrs. Mts. by
C. P. No. 63 T-28 & 28-2900000
CUTTACK MUND 23 5-96
Telegraph Master.

From

J. H. Hammett Esq. & Co.
D.C.S.
Kodakana

No.

Dated 21st May 1896.
Received 25th " " "
Registered 27th " " "
Enclosures

SUBJECT:

Requesting to instruct Mr. C. P. to go on with the sessions or to ask the High Court to appoint another Commission to complete the enquiry into the Tanaka Tansiff Case.

Note for C.A.

The telegram from Mr. Hammett has not yet come down.

No. 1903.

PROCEEDINGS OF THE HIGH COURT OF JUDICATURE AT MADRAS.

Dated 19th May 1896.

Read the following:-

1. Proceedings of this Court dated 17th December 1895, No. 3635, appointing Mr. F. H. Hamnett, I. C. S., a Commissioner under Act XXXVII of 1850 to enquire into certain charges against Y. Krishna Row, District Munsif of Tanuku in the Godavari District.
2. Report of the said Commissioner, dated the 3rd February 1896.
3. Explanation of the District Munsif thereon, dated the 2nd April 1896.
4. Explanation of the Commissioner, dated the 25th April 1896.

-----X-----

Order;- Upon consideration of the above Report and the Explanations thereon of the District Munsif and of the Commissioner, the High Court is of opinion that there is ground for making further enquiry into the behaviour of the District Munsif, and therefore, directs under section 22 of the Act (XXXVII of 1850) that the two additional articles of charge framed against him and set out hereunder be tried by the Commissioner in the same manner as the Act directs with respect to the original charges.

The enquiry should be held at Rajahmundry as before on a date to be fixed by Mr. Hamnett which should be some time previous to the re-opening of his Court after the recess so as to allow of his resuming his ordinary duties at the termination of the vacation.

Mr. Hamnett will take care to supply the District Munsif with the copy of the charges and other documents required to be delivered to the accused person by section 10 of the Act. Under section 8 of the Act, the Commissioner will exercise his own discretion as to the necessity or otherwise of recalling and re-examining the witnesses he has already examined, and as to the summoning of additional witnesses for the prosecution, but he will of course summon and examine all witnesses required for the defence.

21
GOVERNMENT OF
25 MAY

Dear Mr. Price,
I am very much obliged to you for your note of the 16th May, informing me that it has now been finally settled that I am to go to Surpore. This will enable me to make arrangements to get down my furniture horses and carriages.

He may call upon the Public Prosecutor, Rajahmundry, to continue the prosecution under the orders of Government already obtained.

Articles of Charge.

1. That you Y. Krishna Row being District Munsif of Tanuku, on or about the 12th day of May 1895 allowed one Bulusu Lakshmayya to solicit a bribe of Rs. 200 on your behalf, from Dasari Chinna Venkataswami, the 7th Defendant in suit No. 272 of 1893 then pending before your Court.
2. That you being District Munsif of Tanuku, on or about the 27th August 1895 admitted, by your remarks and conduct in conversations held with retired Delta Superintendent Ranga Chari and Pleaders D. Venkataratnam and Y. Venkatachalam, that you had been in the habit of receiving bribes through Bulusu Lakshmayya and Pleader Koppaka Venkataramiah.

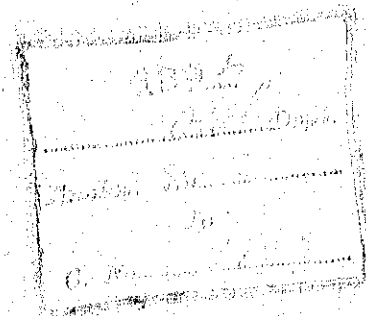
(True Extract.)

(signed) C. G. Todhunter,
Ag. Registrar,
Appellate side.

(True Copy.)

C. G. Todhunter
Ag. Registrar,
29.5. Appellate side.

Enclosure No. *I* to letter from the
High Court of Judicature, Appellate Side, Madras,
dated 29th May 1896, No. 1983.



*Proceedings of the High Court,
dated 29th May 1896, No. 1903.*

No. B.

High Clere Hotel, Kodaikanal,

22nd May 1896.

From

F. H. Hamnett,

District Judge of Kistna.

(absent from District during recess.)

To

The Ag. Registrar of the High Court,

Madras.

Sir,

In reply to your letter No. 1904, dated 19th May 1896, I have the honor to report that I have been informed demi-officially by the Chief Secretary to Government that I have been appointed to act as District Judge of Tanjore from the 6th July 1896, and, under these circumstances, I respectfully request that the Honourable Judges of the High Court will be pleased to appoint some one else as Commissioner to enquire into the additional charges framed against the District Munsif of Tanuku, as I shall probably have to forfeit nearly half of my recess, if I am to go to Rajahmundry from here and complete the fresh enquiry now ordered and then join my new station by the 6th July.

2. I would also respectfully submit that the District Moonsif may possibly be prejudiced by my trying these additional charges, as I have already formed an opinion, on the evidence recorded by me, that he is guilty of the second charge and I think it highly probable that he is also guilty of the first charge.

I have &c.

(sd) F. H. Hamnett,

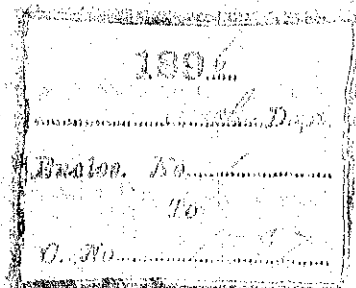
District Judge of Kistna.

(True Copy.)

C. T. Hunter
Ag. Registrar,

29.5. Appellate side.

Enclosure No. *II* —, to letter from the
High Court of Judicature, Appellate Side, Madras,
dated *29 May* 1896, No. 1983.



Copy of Commissioner's
letter dated 22nd May 1896
No B.

3.4.05.

No. 1983.

High Court of Judicature, Madras.

29th May 1896.

From

C. G. Jodhunder, Esq.,
Acting Registrar of the High Court of Judicature, Madras,
Appellate Side,

To

THE HON'BLE MR. *J. F. Prier*, C.S.I.,
Chief Secretary to the Government of Madras.

HON'BLE SIR,

I am directed
to lay before Government the enclosed
copy of the Proceedings of this Court,
No. 1905, dated 19th May 1896, in the
matter of the Commission issued
to Mr. F. H. Hammett, District Judge
of Krishna, to enquire into certain
charges of bribery against M. R. Ry.
G. Krishna Rao Avargal, District
Munsif of Tanjore.

2. This Commission was issued to Mr. Hammett in accordance with section 20 of Act III of 1873 on 17th December 1895, and his enquiry was completed and report submitted on 12th February 1896. The District Munsif was then called upon for his defence, which was forwarded to Mr. Hammett, who submitted an explanation under section 22 of Act XXXVII of 1850 on 27th April 1896.

The Honourable the Judges had considered that an enquiry into certain further articles of charge was necessary and accordingly the above-mentioned proceedings was issued detailing these articles of charge and requiring Mr. Hammett to forego a latter part of his vacation to enquire into them.

3. It now appears from his letter No. B, dated 22nd May 1896 (copy of which is enclosed) that Mr. Hammett is to be transferred to the Tanjore District

District Court, and on this ground he requests that he may be relieved of the further enquiry. Apart, however, from its being the most expedient course, it would seem imperative under the procedure prescribed by section 22 of Act XXXVII of 1850 that Mr. Hammett, as the original Commissioner, should complete the further enquiry ordered. I am therefore to request that Government, if they concur in this view, will be pleased to direct Mr. Hammett to finish the enquiry and submit his final report before he assumes charge at Tanjore.

I have the honour to be,
Hon'ble Sir,

Your most obedient servant,

G. J. Hunter
Acting Registrar.
29.5.

From

The REGISTRAR,
High Court of Judicature,
Appellate Side, MADRAS.

To

THE CHIEF SECRETARY TO THE
GOVERNMENT OF MADRAS.

Dated

29 May 1896

Sent

Received 31-5-96

Regd 1-6-96

No. 1983.

Enclosures: Two.

Subject.

Requesting that Mr. F. H. Hammett
be directed to finish
the further enquiry ordered
into the conduct of the District
Magistrate of Tanjore, before
he assumes charge of the
District Court of Tanjore.

C. No. 2363 Tanj

ND. 360. 4C 1797 Pub

FOR ORDERS.

The arrangement ^{already} approved as
regards Mr. Hammett ^{is} that he
is to act as Dist Judge, Tanjore, from
the 6th July, Mr. Aylmer acting as
Dist Judge from the re-opening
of the Court (29th June) until
relieved by him. Mr. E. A. Elwin
has been appointed to act as
Dist. Judge, Kistna, from the
6th July when the Court re-opens.
Apparently Mr. Hammett must
finish the enquiry into the conduct
of the Dist. Magistrate of Tanjore
He would have lost portion of
his vacation even had he remained
on as Dist. Judge, Kistna, since
the pres. of the High Court directed
that ^{the enquiry} should be finished before
the re-opening of the Kistna Court.
Smt. that Mr. Hammett be
informed by word that the High

Court's order must be carried out & that he must begin the fresh enquiry sufficiently early to admit of joining Tanjore by the 6th July.

C.S. 1.6.96 This seems the only course to follow. If the case runs on beyond the 6th July his Highness must be submitted remain on acting at Tanjore & his Highness will have the placed on special duty.
1/6/96

FOR ORDERS.

1.6.96 J.E.
2/6/96 J.E.
H. E. THE GOVERNOR. ①

THE HON'BLE MR. H. W. BLISS, C.I.E.
THE HON'BLE MR. J. GROSE, C.I.E.

2/1/6

[G.]
24.
800-12-12-06.

Public
JUDICIAL DEPARTMENT.

Papers to be read in proceedings:—

Again G.O., dated 189 , No.
Again G.O., dated 189 , No.
Current No. 2363 of 1896, dated 23/5, from J.H. Hammett Esq
" " 360 " 1896, " 21/5, " — do —
" " 1797 " 1896, " 29/5, " High Court

ORDER No 583. D 3 June 1896

The following ^{concern in} Govt. ~~order~~ ^{view expressed in the letter from the High Court and the} following telegram will be despatched to

J. H. Hammett Esq, 2nd
High Court Hotel
Kodaikanal

29/5 Your telegram 23rd - High Courts order regarding enquiry Tanaku Bunsif must be carried out. Begin fresh enquiry sufficiently early to admit your joining Tanjore by sixth July. ~~Please write progress enquiry first July.~~

C.S. 2.6.96 (From orders).
2/6/96

The Hon'ble the CJ. with C.L. (C.S.)
J.H. Hammett Esq (no 1797 A. Res)

on given for copying _____
 as copied _____
 as signed _____
 189

AGAIN G.O., No. _____
 189

AGAIN No. _____

ENCLOSURES TO G. No. _____

Return again to 0017
12/1
8/6/96

ORDER OF GOVERNMENT

ORDER OF GOVERNMENT

STATEMENT WITH DITTO

STATES NOT FILLED UP, BEING MEANT FOR DISPATCH
 IN ORIGINAL

A - Copy in full.
 B - Not to be copied.
 C - Copy abstract only.
 D - Copy heading only.

A A A A A A A