

Public (1897) Department.

ORDINARY M.S.

G.O., No. 573

Dated 6-5-98

INDEXED.

[Despatch Abstract.]

Requesting Mr. H. G. Singh
S.C.S., Dist Sessions Judge, Trichinopoly,
to explain at an early date the
circumstances under which he
left India without the permission
of Court.

T
9/6/98

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

$\frac{4.}{75}$ 1
 (100)-11-8-98

NOTE FOR THE E.S.

With refer to the attached doc
from the P.S.B. it is noted
there is no objection to affix-
ing the Colls of Trincompty.
as additional depositions just
as proposed by Mr Joseph.
Such an appointment however
will be unnecessary if the
the 'referred' cases in question
are not disposed of by the High
Court. It is therefore proper
sufficient if Mr Joseph tells
the Colls to move the Court
in the event of any warrant
requiring signature. ~~nothing~~
~~more to be done~~

71/4/55 C.S.
There appears to be no
objection to the proposal in the
note above. Attention is directed
to the note in B.O. 682 d
23/4/55. That was a case
however in which the post of
Judge was actually vacant.
No precedent for appointing a
Joint Services Judge merely
for the purpose of...

I think this is a most
 audacious & improper
 proposal and shows a want
 of appreciation on Mr.
 Joseph's part of his duty.
 I will tell him that if it
 is necessary to put the matter
 off into Trinity week
 transferring that such office
 will stay there and Mr.
 Joseph will when Thursday
 is known. I believe Lewis
 Moore & H. J. Stokes were
 very severely ~~harmed~~
 upbraided by Mr. because
 they went away under
 similar circumstances
 but which they could not
 have foreseen. I think
 Joseph's request should be
 very cordially refused. He is
 only going away to amuse
 himself.

1894.

No 525 317-12-95

302 317-4-91.

July 781-12-3-87

1054 18-5-82-

1591-21-7-87-

1428-5-7-82-

Note for the C.A.

It is submitted that
 there is no entry whatever in
 the C.S. Register against the
 name of Mr L. Moore. Mr.
 H. J. Stokes's name is ^{in Series} not in
 that Register. The papers
 about the latter officer leaving
 India during Court recess
 have been traced and a telegram
 has been sent to the Madras
 office for them. They are of
 1887. I have not been able
 to trace the case of Mr. Moore

C.A.

I find it was Mr.
 Wilkinson not Mr.
 Mason who got into
 trouble about leaving
 his Court during the
 recess. Get his papers
 please.

1894.

19-4-99 Subd. to the C.S. The
 Prichy Court recess commences
 today (20th).

C.W.S.
 20.4.98

Re-submitted with papers

22/4/99

124

22-4-9

But Mr. Joseph cannot leave
India without the permission of
Gov^{rs} which he has not obtained

but for the

from the new way before this

These papers were written by
to the

Judicial

22. 4. 99

My dear Sam,

With reference to your
d.o. of the 9th April,
enclosed is a letter from Joseph
on the subject of his absence
from India during his recess.
I can find no precedent for
Joseph's proposal that an
Officiary should be appointed
temporarily to do his work.
The proposal seems to me
to itself an improper one
and to show a want of
appreciation by Joseph of
his duty. ~~It is a proposal~~ ^{It is a proposal} ~~which~~ ^{which}
~~James & H. B. Stokes were~~ ^{James & H. B. Stokes were}
~~very severely reprimanded~~ ^{very severely reprimanded}
by Gait ~~because~~ ^{because} they went
away under similar
circumstances, though in this
case the difficulty could not
have been foreseen. I think
therefore that Joseph's
request should be refused.
He is going away to

18 31-51 3 28 08
10 0 11 8 208
10 0 11 8 208

to Director
Annuce himself. He has either been notified by telegraph
"Return from the office" or transferred permanently to
Kandoor (by), or some other
place.

Yours
with filial affection
22/4/99



GOVERNMENT HOUSE
CHIEF SECRETARY
24 APR 1899
GOVERNMENT OF MADRAS

My dear Stokes,
Many thanks for
your O.O. of the 22nd about Joseph
& his redress. I telegraphed the
Substance got to him, but have
had a reply from the Telegraph
Office to say that he has al-
ready gone. So, for the present,
we may let matters rest. Possibly
there are no death-warrants to
be signed; & in any case, if
there are, I suppose the High
Court will report the matter.
Yours truly
H. S. S. S.

P.S. I returned from the file of prece-
dents with many thanks.

Subordinate
Judicial (1899) Department.

CURRENT No. 1260

CS

Submitted for orders
with reference to the D.O.
to the P.S. G. 22-499



24/4/99 Mr. Joseph has not
yet applied to get to be
Order permitted to leave
India
Cund
26/4/99

From

12/4/99
The District & Sessions Judge
Tiruchinopoly

Dated 19-4-1899

Received 21.

Registered 22.

Enclosures -

Spare copies -

For files

The file is resubmitted
with Mr Joseph's Covenant
and with a D.O. from the
P.L. dated the 24th instant

24/4/99 Please see the 8th clause
of the Covenant.

Cund
18/4/99

SUBJECT.

Submitting for the
information of the
Government, his address
during the annual recess
and during his stay out
India.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT NO. 7277

Trichinopoly. Dist. & Sess. Judge

19th April 1899

N^o. 1260

From,

A. G. Joseph Esquire

District & Sessⁿ Judge

Trichinopoly

To,

The Hon^{ble} Mr. A. J. Arundel

Chief Secretary

to Government
with the Governor
Stonehouse Hill

Sir,

I have the honor to submit, for
the information of the Government
that my address during the annual
recess and during my stay out of
India is

Care of Mess^{rs} Arbuthnot & Co
Madras.

I have the honor to be,

Sir,

Your most obed^t Servant

H. G. Joseph
Dist^{ct} & Sessⁿ Judge

Papers to be read in proceedings:—

Again G.O., No.	dated	189 .
Again G.O., No.	dated	189 .
Current No.	1219. of 1897, dated	, from
" "	" 189 , "	" "
" "	" 189 , "	" "

ORDER.

H. L. & Co.

Submitted for order.
By the 8th clause of his contract
Mr. Joseph can not return to
Europe or leave the Presidency
without the ^{previous} permission of
the Governor in Council in writing.
I understood that there are
hundreds come from Turkey before
the High Court which may be
disposed of during Mr. Joseph's
absence. In that case there
will be no one to sign the
death warrant. Arrived on the
case of Mr. Wilkin & Mr. H.
Miles who went away under
circumstances less satisfactory. The
view which the then Gov. took

of their conduct can be gathered
from the papers Mr. Joseph
conduct in this matter seems
to me very reprehensible and
such as to merit some
mark of the strong disapproval
of Govt.

29-4-99

I concur

2-5-99

5/5/99

Of course Mr. Joseph
should have obtained the
permission of Govt before
leaving India for the recess,
and such permission
is never given except on the
assurance that there is
no work requiring the Judge's
presence during the recess.

I think Mr. Joseph should in
any case be reprimanded for
leaving India without the
His exple musty course be first called for
permission of Govt. If there
is a death warrant to be
signed in a murder case
the matter will be more
serious as a substitute
will have to be appointed.

MS 3.5.99

Extract clause 8 of Covenant dated 13th August 1877:-

8th. That he shall not nor will at any time return
to Europe, nor remove from or leave the said Presidency,
without leave, and to satisfy all debts to Her Majesty without the previous permission of the Governor in
Council of the said Presidency in writing; and previously
to any such return or removal he shall pay, satisfy, and
perform all such debts, sums of money, duties, and engage-
ments as he shall owe or be liable to perform to Her
Majesty or to the Government of India, or any branch or
departments of the same.

C. No. 1219 From the Mr H. J. Joseph L.C.S. St. Henry No. 1260, dated 19-4-1899.

189

.. 189

189

Order No. 513 dated 6.5.99.
Ins

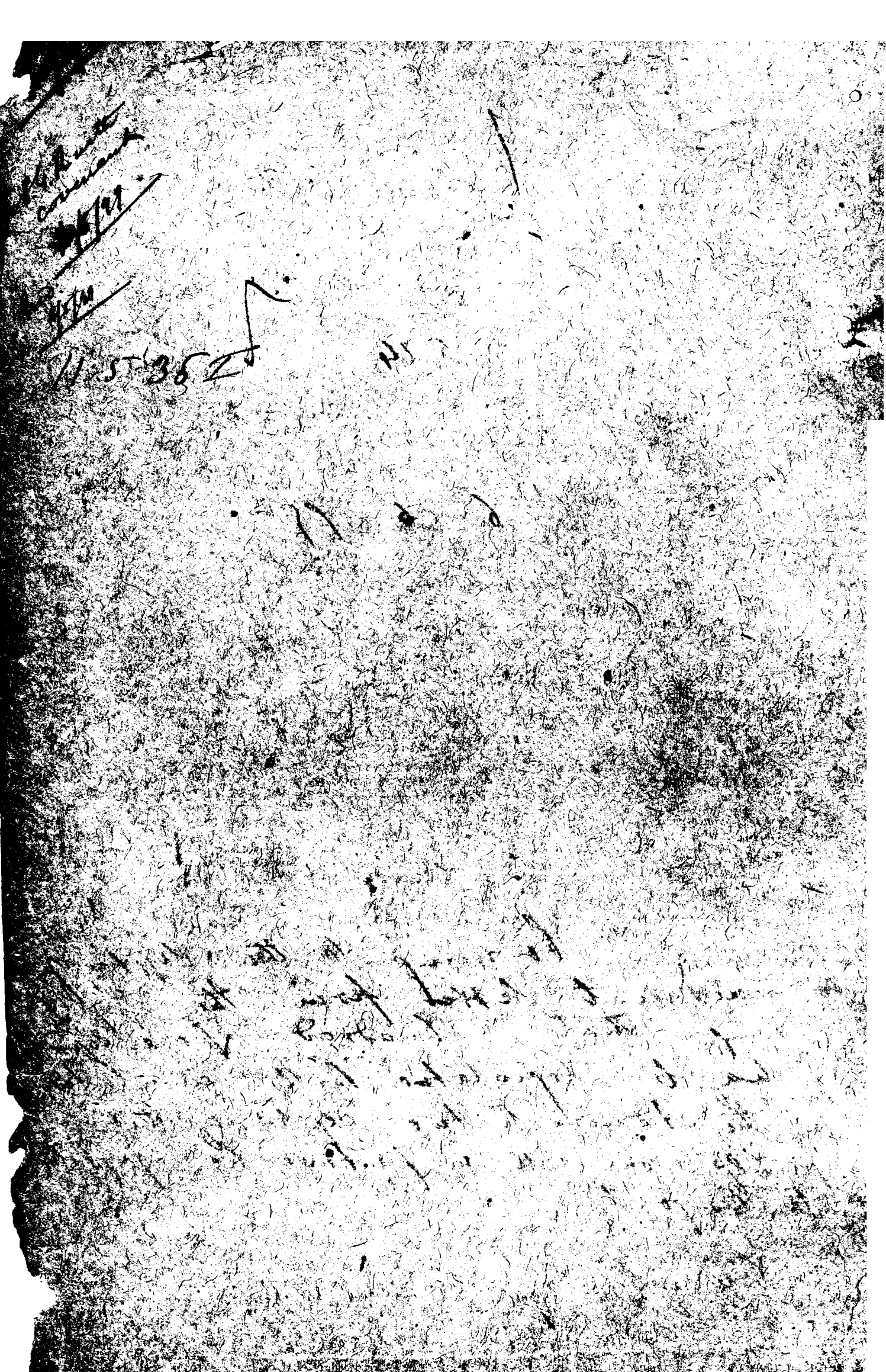
With reference to the
8th clause of his covenant
(extract enclosed), Mr Joseph
will be requested to explain
at an early date the
circumstances under which
he left India without
the permission of Govt.
(From orders)

$\frac{Vol}{5-599} \text{ cm}^3 / 615792$

To H. G. Joseph Esq Esr
District and Sessions
Judge, Trichinopoly
c/o Messrs Arbuthnot & Co
Madras

(P 40 with extract clauses
8 of Covenant)

4/5/99
 Relativ. convenant to
 54 R. 1. but had kept
 copy of letter Chambers
 Recd cur
 4/5/99



NOTE FOR THE CHIEF SECRETARY.

I. For order whether this
should circulate to the
whether a d.o. to the
P.S. should be drafted
in the terms of the C.S.'s
note.

19/4/99
19/4/99
19/4/99

When given for copying _____
When copied _____
When examined _____
When signed _____

189

READ AGAIN G O, No. _____, DATED
189 .

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILLED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

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