

# Public (1897) Department.

ORDINARY M.S.

G.O., No. 573

Dated 6-5-98

INDEXED.

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[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. |
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## FURTHER PAPERS.

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
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000-11-8-98.

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  
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. ~~under~~  
~~as before~~

W. C.S.  
7/4/55 IK

59 There appears to be no objection to the proposal in the rules above. Attention is directed to the rules in G.O. 682 of 23/4/95. That was a case however in which the post of Judge was actually vacant. No precedent for appointing a Joint Sessions Judge merely for the purpose of presiding

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 remain in the  
 in Kansas. 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 <sup>in Series</sup> 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.

John  
 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

Resubmitted with papers

John  
 22/4/99

C.A.  
 I find it was Mr.  
 Wilkinson not Mr.  
 Mason who got into  
 trouble about leaving  
 his Court during the  
 recess. Got his papers  
 back.

1894.

Judicial

22. 4. 99

My Dear Sir,

With reference to your  
d.o. of the 9<sup>th</sup> 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  
officer should be appointed  
temporarily to do his work.  
The proposal seems to me  
to be an improper one  
and to show a want of  
appreciation by Joseph of  
his duty. I believe Messrs  
Hume & H. B. S. have  
been severely reprimanded  
by Govt. because they went  
away under similar  
circumstances, though in their  
case the difficulty could not  
have been foreseen. I think  
therefore that Joseph's  
request should be refused.  
He is by going away to

1894

22. 4. 99

It is my firm belief that  
that Mr. Joseph cannot leave  
India without the permission of  
Govt. which he has not obtained

W. B. B. B.

from the Government. I am sure that

These papers will be sent to you  
to be dealt with as you see fit.

18 31-51 5 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 from other his  
place.

Yours  
with file of papers  
22/4/99



GOVERNMENT HOUSE  
CHIEF SECRETARY  
24 APR 1899  
GOVERNMENT OF MADRAS

My dear Stokes,  
Many thanks for  
your O.O. of the 22<sup>nd</sup> 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.

*Sub*  
**Judicial (1899) Department.**

**CURRENT No.** 1260

CS

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



~~He~~ Mr. Joseph has not  
yet applied to get to be  
Order permitted to leave  
India  
Cwd  
26/4/99

From

*Verghese*  
The District & Sessions Judge  
Tiruchinopoly

Dated 19-4-1899

Received 21.

Registered 22.

Enclosures -

Spare copies -

For Recd

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

Order Please see the 8<sup>th</sup> clause  
26/4/99 of the Covenant.

Cwd  
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. |
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FURTHER PAPERS.

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CURRENT NO. 7277

Trichinopoly. Dist. & Sess. Judge

19<sup>th</sup> April 1899

No. 1260

From,

A. G. Joseph Esquire

District & Sess<sup>n</sup> Judge

Trichinopoly

To,

The Hon<sup>ble</sup> 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<sup>rs</sup> Arbuthnot & Co  
Madras.

I have the honor to be,

Sir,

Your most obed<sup>t</sup> Servant

H. G. Joseph  
Dist<sup>ct</sup> & Sess<sup>n</sup> 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 <sup>previous</sup> permission of  
the Governor in Council in writing.  
I understood that there are  
hundred cases 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.

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..189

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Order No. 513 dated 6.5.99.  
Ins

With reference to the  
8<sup>th</sup> 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

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

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.  
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