(1)
5

B/

Revenue Department

Minutes of Consultations

14th July 1857

Back Numbers 45-46

Order No 708 dated 14th July 1857

பாதுகாப்பு பிரிவு - 1

செப்பனிடுபவர் பெயர்

செப்பனிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள் 7/1/07.

செப்பனிட்டு முடித்த நாள்

சரிபார்க்கும் முதல் மு. நி. பா. எ. கையொப்பம்

ஆராய்ந்து பார்க்கும் அலு. நி. பா. எ. கையொப்பம்.

ஆராய்ந்தவர் உதவியாளர் கையொப்பம்

Fort Saint George, Revenue Consultation of 14th July 1857.

No. 45. Read the following letter from CLEMENT DALE, Esq., Government; Pleader Sudr Udalut; to HENRY FORBES, Esq., Acting Secretary to Government dated Madras 3d July 1857, No. 64.

SIR,

Para. 1. With reference to the *Mins. Cons. 26th June 1857, No. 647, Revenue Department.* Extract from Minutes of Consultation noted in the margin, para. 4, I have the honor to report for the information of the Right Honorable the Governor in Council, that I have placed myself in communication with the Court of Sudr Udalut; but was informed that the Judges felt themselves to be precluded from issuing a Circular Order for the purpose suggested, unless the case came before them judicially, in consequence of the Honorable Court of Directors having expressed their disapprobation of the course heretofore pursued by them in respect to the issuing of Circular Orders.

2. On the 1st instant I filed an appeal, under instructions from the Court of Wards, in which one of the grounds of appeal is, a lower Court having issued an Istyarnamah in the nature of an injuction, by which my client is affected, although declared to be, not a necessary party to the suit; when that case comes on for argument, I shall avail myself of opportunity of drawing the attention of the Court to this (as I believe novel) practice of the lower Courts, and the objectionable mode in which it is carried on; the result I shall have the honor to report to Government.

No. 46. ORDER THEREON, No. 708; dated 14th July 1857.

Ordered that the foregoing letter be recorded.

(Signed) H. FORBES,
Acting Secretary to Government.

No 45 Revd the 6th Feb 54

From Clement Dale Esquire Government Pleader Sudr Udalut

To Henry Forbes Esquire Acting Secretary to Government

Madras 3d July 1854

Sir,

Para 1 With reference to the Extract from Minute of Consultation noted in the Margin, Para 4, I have the honor to report for the information of the Right Honorable the Governor in Council, that I have placed myself in communication with the Court of Sudr Udalut, but was informed that their Judges felt themselves to be precluded from issuing a Circular Order for the purpose suggested, until the Case came before them judicially in consequence of the Honorable Court of Directors having expressed their disapprobation of the Course heretofore pursued by them in respect to the issuing of Circular Orders

Jud Dept 26th June 1854 No 647
Revd Department

2. On the 1st instant I filed an Appeal under instructions from the Court of Wards, in which one of the Grounds of Appeal is, a lower Court having issued an Injunction in the Nature of an injunction, by which my Client is affected, although declared to be, not a necessary party to the Suit; when that Case comes on for Argument, I shall avail myself of the opportunity of drawing the attention of the Court to this (as I believe novel) practice of the lower Courts, and the objectionable mode in which it is carried on; the Result I shall have the honor to Report to Government.

I

I have the honor to be
Sir,
Your most Obedient Servant
Mark Bate
Gent. in Pleader

Revenue 1832 Hyde
Cause
Mr Bate
Pleader
Dated 3rd July 1832
Rec'd 4th July 1832
Mr Bate
Pleading Master
Requests Warrant to summon
Commissioners under the Stamp
Act to tax Bill of Costs due
to him by Defendant
Entered Bill of Costs for
taxation
Bill taxed & allowed
Warrant issued
Returned
Paid Warrant & Allowance
from Defendant
Certificate of Taxation
Bill of Costs
Affidavit
Order
Case
Notice
Affidavit
Order
Case
Notice
Affidavit
Order
Case
Notice