M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 359	Press ~~Mis.~~
Dated 15-2-1861.	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
15th February 1861.

No. 201. Read the following letter from E. B. THOMAS, Esq., Collector of Coimbatore, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Coimbatore, 15th January 1861, No. 4:—

SIR,

1. I beg to forward a letter from Captain Brine, Assistant Conservator in charge of Ánamalai forests, and to recommend that his application be complied with.

Vide Government Orders dated 29th June 1852, No. 616, 13th November 1855, No. 1,244.

2. His predecessors (several of them) held such an appointment, and exercised it beneficially and judiciously, and I have no doubt Captain Brine would do the same.

From Captain J. J. BRINE, Assistant Conservator of Forests, to E. B. THOMAS, Esq., Collector of Coimbatore, dated Coimbatore, 14th January 1861, No. 263.

SIR,

1. I have the honor to request that you will do me the favor to address the Government on the subject of my desire to be appointed a Joint Magistrate in the Ánamalai Forests.

2. I desire this appointment on the following grounds:—

(1.) That it will enable me to act promptly and effectively in recovering sums advanced to cart and other Contractors, as well as punishing them for their breach of contract. This matter is at present a constant source of annoyance and also of loss to the State.

(2.) That it would enable me to act at once in all cases of timber robbery. This is a crime of frequent occurrence; and with my limited establishment of Peons, it is impossible for me to have the large tract of forest, both above and below ghat, simultaneously watched. I consider that the mere fact of its being known that I was a Magistrate, would of itself go far towards the prevention of theft; and illegal felling of timber, especially after one or two parties had been convicted and punished.

(3.) That I might be enabled to exercise my authority beneficially on behalf of the tribes of Malsars and Kaders residing in my vicinity.

The former are a troublesome and lawless set; and they are not improved by the free indulgence in Arrack, which is illegally brought into the forest, and sold by persons having no license or authority to do so.

(4.) In conclusion, I have the honor to inform you that I was Joint Magistrate and Justice of the Peace for nearly two years at Paumben, and am therefore not unacquainted with the duties pertaining to the appointment I solicit.

(True Copy.)

(Signed) E. B. THOMAS, *Collector.*

No. 202. ORDER THEREON, 15th February 1861, No. 359.

1. The Collector of Coimbatore sends up with his support an application from Captain Brine, Assistant Conservator in charge of the Ánamalai forests, to be vested with the powers of a Joint Magistrate in that locality.

2. The Government decline to comply with this application. They consider it objectionable to invest men with Magisterial powers for the very purpose of enabling them to be Judge in cases in which they are themselves officially interested; they see nothing in Captain Brine's arguments to countervail the impropriety universally allowed to attend such a union of the functions of accuser and judge.

3. With respect to the second reason given, Captain Brine appears not to be aware, that the duty of apprehending thieves and preventing theft does not now belong to the Magistracy.

(Signed) J. D. BOURDILLON,

Secretary to Government.

ch Pcumulen; and am therefore not unacquaint
:ed with the duties pertaining to the appointment
I solicit -

I have &c.

"Signed" I. I. Brine Captain

Apt.d Conservator of Forests -

(True Copy)

I. D. T.

Collector -

Exd. 14th Clerk

not - I think this application
ought not to be complied with - I
consider it very objectionable a meas
ure with magisterial power for the
very purpose of enabling them to be
judges in their own case. I see
nothing in Capt. Brine's arguments,
to counterwail the importunity neces
-sarily accrued to attend such a mini
-ster the function of accuser & judge -

As to his second reason, he
is unaware apparently, that the

Powers

duty of catching Thieves & Receiving
Theft does not now belong to the
Magistracy.

Lieut. Michael & Capt. Hamilton
were appointed months; but it does not appear
from the Records of this Office, whether
or they have been renewed, the Rs
Heads[illegible] were so.

Jany 28.

Revenue Depart.

No. 359

Proceedings of the Madras Government

Under date the 15 February 1861

Read the following letter from the Collector of Coimbatore

Forwards Copy of letter from Capt. Brine and recommends that his application to be appointed as Joint Magistrate be complied with

(Here enter 18th Jany 61 No. 1.)

The Coll. of Coimbatore sends up with his (support) an application from Capt. Brine Asst Conservator in charge of the Anamalai Forests to be vested with the powers of a Joint Magistrate in that locality -

2 The Govt. decline to comply with the application. They consider it objectionable to invest men with the magisterial powers

Ltr a letter from the Collector of Coimbatore No 15th January 1861 No 34. from the Asst Conservator of Forests.

Requesting to obtain the sanction of Govt for his appointment as Joint Magistrate.

Recd 17/2/61

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purpose of enabling
them to be judges in
cases in which they are themselves
officially interested; it is
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Capt Brine's ar-
gument to counter-
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to attend such a
union of the functions
of accuser & judge.

3 With respect to the second
reason giving Capt. Brine
appears not to be aware,
that the duty of ap-
prehending thieves
and preventing theft
does not now belong
to the Magistracy

Copy

To The Coll.r of Customs Dist.t 16
4 " Com.rs of Forests 5
3 " Bd. of Rev.e for Ing.d 80 10
6

R 20 21
21-0 52-
48-49
14-11-55

Ap 20 v 202.

Capt. Barnes request
the made a J. Magistrate

Return of Deserters
from Post for February
1861.

No 359

Post of Little Rock Ark.
15th February 1861

Declining to send
the Citizens Committee
of Vigilance with the Negro Servant
known.

Lieut Colonel
Commanding