M.R.O. 14—10,000—21-4-32.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1063	Press Mis.
266. 267	
Dated 14 — 8. 1862.	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 14th May 1862.

No. 266. Read the following Proceedings of the Madras Government in the Judicial Department, dated 10th May 1862, No. 771:—

Furnishing copy of Sudder Court's Proceedings containing the opinion of the Judges as to the appointment of servants of Government as Receivers of Estates belonging to private individuals. } (Vide Judicial Proceedings, 10th May 1862, Nos. 80—82.)

No. 267. ORDER THEREON, 14th May 1862, No. 1,063.

Communicated to the Board of Revenue, with reference to paragraph 2 of Government Order 12th April 1862, No. 822.

(Signed) P. P. HUTCHINS,
Acting Deputy Secretary to Government.

JUDICIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:—

Proceedings of Government in the Revenue Department.

Communicating for disposal paragraphs 3 to 6 of a letter from the Government Pleader, objecting to the appointment of servants of Government as Receivers of Estates belonging to private individuals, and recommending the appointment of private individuals as Receivers. (Dated 12th April 1862, No. 822.)

Referred for the remarks of the Sudder Court.

FORT SAINT GEORGE,
17*th April* 1862.

(Signed) T. PYCROFT,
Chief Secretary.

Proceedings of the Sudder Court, dated 30th April 1862, No. 63.

Read Order of Government referring for the remarks of the Sudder Court, paragraphs 3 to 6 of a letter from the Government Pleader, dated 3rd April 1862, No. 53, urging objections against the appointment of servants of Government as Receivers of Estates belonging to private individuals, and recommending the appointment of private individuals as Receivers.

1. The opinion of the Judges coincides with that of the Government Pleader so far as that it appears to them most unadvisable to appoint to the office of Receiver any subordinate official personally responsible to the head of his Department for the application of his services for the purposes of the Department.

2. The Judges thus on a recent occasion objected to the appointment of a Nazir as Receiver.

3. The case of a Collector however, who is an Officer at the head of a Department, is different. He has those under him who can relieve him from the labour of details, and he can supervise their services generally in this one branch of duty as he can in any other branch. The question is whether the Collector may not be already surcharged with work, and therefore the Judges think each case of nominating a Collector as Receiver should be judged of according to his individual circumstances. They think in this country there may be occasions when it would be the best arrangement that can be made to appoint the Collector as Receiver, and therefore that it would be inexpedient by a general order to exclude the nomination of this class of Officers.

(True Extract.)

(Signed) C. F. CHAMIER,
Registrar.

To the Chief Secretary to Government.

ORDER THEREON, 10th May 1862, No. 771.

A copy of the Sudder Court's Proceedings will be furnished to the Revenue Department.

(True Extract.)

Acting Chief Secretary.

To the Revenue Department.
„ Government Pleader.

Exd. T, O'Connor.

20 Spare Copies

Pm 12 April/62. No 207-208.

c No 266 + 267.

Revenue 1862 Do No
Pro: of Govt for May.
No 1370.

Proceedings of the
Madras Govt in the
Judl. Depart.

Dated 10th } May /62.
Received 12th }

No 771.

Furnishing
copy of Sudder Courts
Proceedings containing
the opinion of the Judges
as to the appointment
of Servants of Govt
as Receivers of Es-
-tates belonging to
private individuals
No 1063 - 14 May
With an order

No 1063

Communicated to the Board
of Revenue with reference to para
2 of G. O. 12th April 1862 No 823.

JDS

Fort St. George
14th May /62

14 Copies to the Bd of Rev Paras 15
with Pro. of Do No 771.