M.R.O. 14—13,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1486 Press ~~This.~~

107-108.

Dated 12-8-~~19~~1863

Not to be folded or roughly handlec

Proceedings of the Madras Government, Revenue Department,
12th August 1863.

No. 107. Read the following letter from G. R. SHARPE, Esq., Acting Registrar of the High Court of Judicature at Madras, to J. D. SIM, Esq., Secretary to Government, dated Madras, 9th July 1863, No. 75.

SIR,

1. I am directed by the Chief Justice and Judges to acknowledge receipt of Proceedings of Government, Judicial Department, dated 13th ultimo, No. 936, and to state, with reference to paragraph 7 of the accompanying Proceedings in the Revenue Department, that it is not competent for the High Court to direct the course of proceeding requested by the Government.

2. The Judges cannot on grounds merely of convenience or inconvenience enter upon the consideration of the advisability of allowing such a course. They can properly do no more than refer to the Civil Procedure Code as containing express provisions relating to the sale of property paying revenue to Government and alone governing all applications to the Civil Courts on behalf of Government as well as of private suitors. The ruling of the late Sudder Court is merely directory, and was meant to be in accordance with the then existing law relative to Civil Procedure.

Transferred to the Revenue Department.

(Signed) W. H. KERR,
Deputy Secretary to Government.

14th July 1863.

No. 108. ORDER THEREON, 12th August 1863, No. 1,486.

The Board of Revenue will consult the Government Pleader on the subject, and meanwhile the course proposed in paragraph 1 of their Proceedings, dated 19th March last, is sanctioned for the Godavery District.

(True Extract.)

(Signed) C. G. MASTER,
Deputy Secretary to Government.

To the Board of Revenue.

Exd. S. T. Augustin.

Judl Dept 138-139

2-5th June—1863—82-83.

Transferred to the Revenue Depart.

W. H. Allen
Dy Secretary to Govt.

11th July 1863.

From Bd of Revn 11th Decr 63
Cr No 3043 in 65—22 June—1397

No 107 & 108

C 15th Augt 63 R 18th

Revenue.
Judicial 186 Depart
Pros. of Govt for Cheques &c.
No 1660.

From
The Asst Registrar of the
High Court of Judica-
ture at Madras
To
The Secretary to
Government
Judicial Depart.

Dated 9th July 1863.

Received 13 July
15th.

No 975

No 1486. 12th Augt

Stating with reference
to the Pros. of Government
dated 13th ultimo that the
Judges can do no more than
refer to the Civil Procedure
Code as containing express
provisions relating to the sale
of property paying Revenue
to Govt and alone governing
all applications to the Civil
Courts on behalf of Govt as
well as of private Suitors.
with an Order

No. 1486.

The Bd of Revn will
call the Govt Records
on the subject and
meanwhile the cases
listed in para 1 of their
Proc: of 6th Novr last
is sanctioned for the
following Dist

W. H. A.

Fort St. George
12th Augt 1863

14 Cases To the Bd of Revn Cert 15th Augt