M.R.O. 14—13,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 213 Press ~~MHs.~~

361-342

Dated 25. 11— ~~19~~ 1863

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 25th November 1863.

No. 341. Read the following Proceedings of the Board of Revenue, dated 11th November 1863, No. 7,183:—

Read the following letter from C. DALE, Esq., Government Pleader, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated 10th November 1863, No. 134.

SIR,

Proceedings of the Board of Revenue, 9th November 1863, No.—.

1. I have the honor to acknowledge the receipt of the Proceedings of the Board of Revenue under the date and number noted in the margin, and to advise that no application should be made on behalf of Government for "their inclusion as Defendant in the Suit" referred to.

2. It might have been very desirable that the Government should have been parties, but I think the decision of the late Sudder Court made on Mr. J. B. Norton's motion for a similar object to that suggested by Mr. Levinge should guide the Civil Judge in this Suit if any application were made *by Government*. That Order has been acquiesced in by Government, as no attempt to appeal was made.

3. The Order to which I refer in paragraph 2 is not before me. I have no copy of it amongst my papers; I therefore speak of it merely from what I have heard. It was made in O. S. No. 3 of 1853.

4. Under Section 73 of the Code for Civil Procedure, the Court has the power, if it thinks fit, to make the Government Defendants.

5. I return the translation of plaint.

Ordered to be communicated to the Collector of Madura, and that the following Telegram be despatched:—

"Government Pleader thinks it *not* necessary to apply for inclusion in Original Suit No. 13 of 1863."

No. 342. ORDER THEREON, 25th November 1863, No. 2,131.

Ordered to be recorded.

(True Extract.)

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

To the Board of Revenue.

Exd. S. T. Augustin.

No. 7,183.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 11th November 1863.

Read the following letter from C. DALE, Esq., Government Pleader, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated 10th November 1863, No. 131:—

Proceedings of the Board of Revenue, 9th November 1863, No. —.

1. I have the honor to acknowledge the receipt of the Proceedings of the Board of Revenue under the date and number noted in the margin, and to advise that no application should be made on behalf of Government for "their inclusion as Defendant in the suit" referred to.

2. It might have been very desirable that the Government should have been parties, but I think the decision of the late Sudder Court made on Mr. J. B. Norton's Motion for a similar object to that suggested by Mr. Levinge should guide the Civil Judge in this suit if any application were made *by Government*. That Order has been acquiesced in by Government, as no attempt to appeal was made.

3. The Order to which I refer in paragraph 2 is not before me. I have no copy of it amongst my papers; I therefore speak of it merely from what I have heard. It was made in O. S. No. 3 of 1853.

4. Under Section 73 of the Code for Civil Procedure, the Court has the power, if it thinks fit, to make the Government Defendants.

5. I return the translation of plaint.

Ordered to be communicated to the Collector of Madura, and that the following Telegram be despatched:—

"Government Pleader thinks it *not* necessary to apply for inclusion in Original Suit No. 13 of 1863."

(A true Copy and Extract.)

Secretary.

To V. H. Levinge, Esq., Collector of Madura.
Copy to J. D. Sim, Esq., Secretary to Government, R. D.
" to C. Dale, Esq., Government Pleader.

Exd. J. Wright.

Rev= 1863. Department.
Pro: of Govt for Nov.

No. 2792.

PROCEEDINGS OF THE BOARD OF REVENUE,

Dated 11*th November* 1863.
Despatched 17-Do——
Received 18th ——
Pro Prof Rev dy 1st December 63
Vol. 2953 in Pro.

No. 7,183.

Communicating a letter from the Government Pleader, stating why it is not necessary that Government should be included as Defendants in O. S. No. 13 of 1863. No. 2131

RECORDED.

25th November 63.

14 Copies sent to Govt Pleader & Solr

No 341 & 342.

21 Nov 63 R24