

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	1038	Press
		Mis.
57. Dated	11.7.1870	19

Not to be folded or roughly handled

REVENUE DEPARTMENT,
OOTACAMUND,
11th July 1870.

No. 1,038.

No. 57.

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FINANCIAL DEPARTMENT.

Separate Revenue, No. 6.

Customs.

Proceedings of Government, 30th June 1870,
Nos. 360—362.

SIR,—With reference to your letter, dated 19th August 1869, No. 2,689, I am directed to forward, for the information of the Government of India, the accompanying papers relative to the Suit instituted in the Madras High

Court by Messrs. Orr and Sons in regard to the confiscation, by the Collector of Sea Customs, of certain parcels of jewellery imported by them through the Post.

2.—I am desired at the same time to explain that this Government permitted the Suit to proceed, as they deemed it advisable that the question involved therein should be brought to an issue.

3. Though the High Court have upheld the right of the Collector of Sea Customs to examine the Mails, it is held that he has no power of confiscation when dutiable articles are imported through the Post. The only object of such examination is to prevent the Post being taken advantage of for the purpose of defrauding the revenue, and the mere levy of duty would certainly fail of such effect; the Government have accordingly desired the Board of Revenue to instruct the Collector to desist from further interference, and to await the orders of the Home Government to whom, as intimated in your letter of 19th August 1869, the whole question has been submitted for decision.

I have the honour to be,

Sir,

Your most obedient Servant,

(Signed) R. A. DALYELL,

Acting Secretary to Government.

Exd. F. R. Bantleman.

Financial 1870 Department.

From Government of

Fort St. George.

Dated 11th July.

R.

No. 1,038.
Enclosures.
6 spare copies.

D. No.

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D.

No.

FORWARDING for information papers relative to the Suit instituted in the Madras High Court by Messrs. Orr and Sons regarding the confiscation by the Collector of Sea Customs of certain parcels of jewellery imported by them through the Post Office.

30
7th June 1870
Office of the Secretary to the Government of India



To

No. 1038

Recd. Department
11 July 1870

The Secretary to the Govt. of India
Financial Department

Sir,

With reference to your letter dated 19th August 1869 No. 2689, I am directed to forward for the information of the Government of India the accompanying papers relative to the Suit instituted in the Madras High Court by Messrs. Orr and Sons ⁱⁿ ~~re~~ ~~case~~ of the confiscation by the Collector of Sea Customs of certain parcels of jewellery imported by them through the Post Office.

Pro. of Govt. 30 June 1870
No. 360 e 362.

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taken advantage of for the purpose of defrauding the Revenue, and as the mere lay of duty will certainly fail of such effect, the Government have desired the Board of Revenue to instruct the Collector to desist from further interference, and to await the orders of the Home Government to whom, as intimated in your letter of 19th August 1869, the whole question has been submitted by the Government of India.

Lt. Col.
J. M. M.
J. M. M.

J. M. M.

Ed. M. M.

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