

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	1140-A	Press Mis.
<i>10-A</i> Dated	1-8-1870	19

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
1st August 1870.*

No. 10-A.

Dated 1st August 1870, No. 1,140-A.

Read again Proceedings of Government, Revenue Department, No. 1,122, dated
27th July 1870.

Miscellaneous.

As the Right Honourable the
Governor in Council understands that
the Advocate-General has taken part

In all the consultations which have been held on the subject of the Nellumbur Suit
since the issue of the G. O. authorizing the retention of Mr. Mayne's services
on behalf of Government, he resolves, in modification of the Order above recorded,
to accede to the recommendation of the Board of Revenue that Mr. Norton be
authorized to appear in behalf of Government at the final hearing, as well as
Mr. Mayne.

2. The Government Solicitor will accordingly be instructed to forward the
brief to the Advocate-General marked, as proposed, with the fee of Rupees 6,500,
and a Treasury Order for this amount will be transmitted to Mr. Prichard.

(True Extract.)

(Signed) H. E. STOKES,
Under-Secretary to Government.

To the Board of Revenue.
,, the Government Solicitor, with Treasury Order for Rupees 6,500.
the Accountant General.

Exd. E. C. Shunker.

Mr. Norton is
 from Rome - in
 conversation nearly - that
 Norton represented the
 probability of his ab-
 sence at the final
 hearing in such strong
 terms that in Com-
 mon Prudence Mayne

Govt. of 1870. ~~SEIVERS~~

REVENUE.

To

THE BOARD OF REVENUE.

Secy. Secy. Asst.

Dated August, 1st.

Recd.

G. O., 1st August 1870, No. 1,140A.

AUGUST.
No. 10A.

Nellumbur Suit in Civil Court of Calicut,
 Malabar District.—Mr. Norton authorized to
 appear in behalf of Government at the final hearing
 of the case, as well as Mr. Mayne. Government
 Solicitor instructed to furnish the brief to the Advo-
 cate-General marked with the fee of Rupees 6,500,
 and a Treasury Order for the amount transmitted to
 Mr. Pritchard.

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REVENUE.

THE BOARD OF REVENUE.

	Secy.	Asst.
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 and a Treasury Order for the amount transmitted to
 Mr. Pritchard.

retention became a
necessity. So important
was the case could not
be nicely left to the
chances of a suitable
advocate being found
at the last moment.

Norton certainly
took part in the last
consultation - as to
the advisability of

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effecting a compro-
mise - and I suppose
was referred by
Mr. Pritchard as a
retained Counsel.
Otherwise he would
have received a fee
for his attention &
advice.

As matters stand
I suppose he
must accept Norton

as Senior Counsel.

Mayne's retention
must I presume have
been sanctioned by
J.P. & it should then
have been intimated
to Norton that he (M.)
was henceforth to be
Counsel in the case, as
J.P. could not afford to
run the risk of being
left in it at "M or N"
as the case might be. I

of this letter
Sunday evening

Dear Lord, happy

I think we must
first in after all & then
written back as Senior
Counsel as he appears
to have been his thought
treated as such by the
Board of Revenue.
Norton with price his
has in answer to have price
his. This must be the
beginning is with reference

to me much by me but
the fact (if it be a fact)
that Boston was interesting
to the Board the probability
of his going to England
told them not to make a
hurry about returning.
In my opinion - makes I think
some difference; though
under all the circumstances
it seems of high honor
while assisting in his
position as Senior Counsel
should have declined

a fee.

When we
from my lady
A. J. Armstrong

What do the friends of London
say in their telegrams
about the assumption
of building at the Louisiana
Exposition?

My dear Ellis
just communicated to me
determination of foreign
to dispense with any
at the final closing of the
business for the year
August. And I am sure that
the government never with
contemplate putting any
only upon me, such as the
international concepts. With any
relations with government
without first such a
permission. Let me therefore
that matter stand from
the commencement of the last
I have been retained in the
past of fact. This was so far
back as the 21st of September
last by the order of the
court.

The recommendation of the Board
of Review. I attended at the
first hearing, and have thought
acted, since that time. I was
retained, as senior counsel.
I advised together on this subject
of the compromise offered,
and so late as the 9th of this month,
we wrote our joint opinion
as senior and junior counsel
on the question of the evidence.
I was addressed in the case. This
was in conference with the
H. Richardson and the
Chambers.

I found that the case
is taken out of my hands,
and is referred to my junior,
who is on the spot, and
ready and willing to hold a
brief, is beating me in a way
which I venture to say no person
other than the decision of and
more likely to do, I would never

The position I am placed in
is most humiliating. I have
well known long since, that
I had abandoned my intention
pleading before at any rate
before the end of this year.
I am up to the eyes in the
to the senior counsel on the
case, my junior is in the
taken in the case, and
my junior is to be the one
it is what I most regret.
I have for the first time
seen the Review of the Board
of Review of 23rd May 1870.
I think the decision of my
junior is vindicated, and
will be justified, although
my junior is on the
side of the Board.
The only question which the
Court considers open for
review was the amount of

should be at liberty to do
with a private counsel
refusing to deliver me a
brief. Take care on the
other side.
I would also add that when
I suggested to the Board that
in case I should not be here
that the case come on for final
hearing it might be decided at the
that they would receive the
Magistrate's views. I suppose
said that if I were here I did
not require that said, but I did
not happen to contact the case with
Gwynne against me. That I
suppose told the Board that there
was no hurry in the matter,
and that they had better wait
at all events till after the 1st May
were settled, when I should be
in a way to answer. The Board
however with some promptness
returned to the Magistrate at once
under an order. I think I
that perhaps I might not be here
and that if they delayed they
might be too late.

1884
Rosemount. Monday.

My dear Mr. Ellis, I enclose a letter
and him from about Victor's case.
I spent reluctantly. I think that if
Victor thinks it necessary for his
personal credit to appear in the
case he ought to do so without fee
as we took on Morne a his
recommendation given in the brief.
he was going away. As, however,
Victor appears to have continued
to advise in the case, and to
have been regarded all along as
senior counsel, which I was not
aware of before, it may be possible
The Hon^{ble} Robert Ellis (R)

to sanction his appearance & his
getting the enormous fee. I much regret
it. It is a dreadful waste of
public money but I suppose we
cannot help it.

Believe me
yrs very truly
Napier

I fancy you will have telegraphed.

Is 1140 C

Proceedings of Govt. Rev. Sept

1st August 1870

Is 1140A - Read again Proceedings of Govt

Rev. Sept Is 1122 dated 27 July 1870

As the Rt Hon^{ble} the
Govt in Council understand
that the Advocate General
has taken part in all
the consultations which
have been held on the
subject of the ^{issue of the} Hellumborn
suit since the G. O.
authorizing the retention
of Mr. Ingham's services
on behalf of Govt, he
resolves, in modification
of the order above recorded,
to accede to the recom-

N?
J. D. S.
M/A

1188
mediation of the Bd of
Lew that Mr. Horton be
authorized to appear on
behalf of Govt at the final
hearing, as well as Mr
Magne.

The Post Solicitor will
accordingly be instructed
to forward the brief to
the Advocate General
marked, as proposed, with
the fee of Rs 6500, and a
treasury order for this amount
will be transmitted to Mr.
Pritchard.

MS

- 14 The Bd of Rev on 8 Aug
4 The Post Solicitor
with Treasury order for Rs 6500
Advocate General

Note for information of
Mr. Excellency the President
and the members of Govt

A telegram was
despatched on Monday
evening to Mr. Pritchard
to the effect of the above
order. Hence it is dated
1st August. MS

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27-2-19

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