Proceedings of the Madras Government, Revenue Department,
23rd May 1873.

No. 175. Read the following Proceedings of the Board of Revenue, dated 2nd April 1873, No. 508:—

REFERRING to G. O. dated 25th October 1872, No. 1,478, paragraph 12, and to the Notification published by the Collector of South Canara at page 76 of the District Gazette of the current year, the Board submit to Government that it is very doubtful whether the poisoning of waters for the purpose of catching fish is, *per se*, punishable under the Penal Code. The definition of mischief, which seems indicated by the Collector, will scarcely meet the case, and the act is not necessarily a nuisance. The Board suggest that the opinion of the law officers upon the point be sought; for, however desirable it may be to stop such poisoning, it is inexpedient to attempt to do so by threats of punishment which perhaps cannot be enforced.

No. 176. ORDER THEREON, 23rd May 1873, No. 526.

Miscellaneous.

RESOLVED accordingly that the point raised by the Board of Revenue be referred for the opinion of the Advocate-General, through the Government Solicitor.

(True Extract.)

(Signed) R. A. DALYELL,
Acting Secretary to Government.

To the Government Solicitor,
with copy of G. O., 25th October 1872, No. 1,478, and *South Canara Gazette*, dated 22nd February 1873.
" the Board of Revenue.

Exd. F R. Bantleman.

FOR ORDERS.

Poisoning of Water
for purpose of
Catching fish

l/73. R. 23 Tay

Revenue 1873. Dept. 1012.

Board of Revenue, MADRAS.

PROCEEDINGS, 2ND APRIL 1873, No. 508.

Dept. 7 April 73 —

Encl.

Received 8th April.

For Hon'ble Sir W. Denison

APRIL.

No. 508.

Poisoning of Waters—for purpose of catching fish.—Suggestion made to Government that opinion of law officers should be obtained as to whether this act is punishable under the Penal Code.

With order No 526 — 23 May 73

No 526.

Revenue according to Rule the Board resolve to refer for the opinion of the Advocate General through the Collector

23 May 73

copy of G.O. dated 25th Sept 1872 No 1170 to 4 Canara Gazette dated 22 February 1873 — 14 To the Board of Rev dated 30 May 73 —

dated 30 May 73

Dept. 7 April 73. R. 23 May

25 October 72 No 223-4

Ls. 175-176