M.R.O. 14-5,450—22-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 822 Press ~~Mis.~~

142—143

Dated 9—4—1867.

Not to be folded or roughly handled

No. 142. Read the following letter from the Government Pleader, to the Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 5th April 1867, No. 72 :—

1. I have the honour to inform you that a Regular Appeal Suit No. 92 of 1866, on the files of the Appellate High Court at Madras, in which the Collector of South Arcot is Respondent, and regarding which my predecessor, Mr. Dale, appears to have had correspondence with the Collector of South Arcot, is ripe for hearing, and will in all probability be posted for that purpose some time this month.

2. Upon the receipt of the Collector of South Arcot's first communication (dated 30th January 1867) on the subject, my predecessor, by a letter dated 1st February 1867, informed him of his inability to appear for and defend the Collector without an order of Government authorizing him to do so; and suggested that he, the Collector, should address Government at once on the subject, and obtain such an order, to enable him to represent him in the matter.

3. In a subsequent letter, dated the 8th ultimo, the Collector of South Arcot requested to be furnished with a copy of the detailed statement filed on behalf of the second Defendant in the original suit, whereon the appeal in question has arisen; and this copy my predecessor seems to have obtained from the Appellate High Court, and furnished to the Collector on the 14th ultimo.

4. It does not appear from the records of my Office that any further communication has since been received from the Collector of South Arcot; and I therefore addressed him again yesterday, calling his attention to the order which is necessary for my appearing for him in the matter. Pending his reply, I shall be glad to know whether he has made any representation to Government on the subject, and any application for the authority above referred to; and whether Government are desirous that I should appear on behalf of the Collector on the hearing of the appeal.

5. At present I am without any information or instructions regarding the case.

No. 143.

Miscellaneous.

ORDER THEREON, 9th April 1867, No. 822.

1. It is observed that on a direct application by the Collector to the Chief Secretary to Government, an Order, No. 552, dated 5th April 1867, has been passed in the Judicial Department desiring the Government Pleader to appear and defend the appeal.

2. The Board of Revenue will call Mr. Reade's attention to the rules laid down for the guidance of Collectors in regard to the defence of suits brought against them in their public capacity.

(True Extract.)

(Signed) W. HUDLESTON,
Secretary to Government.

To the Government Pleader.
,, the Revenue Board.

Exd. S. T. Augustin.

W. 822.

It is ordered that
on direct application by
the Coll. & the Cl. to the
Sol. under W. 552
& 5 appeal by. Laskins
passed in the judicial dist.
Viscount to forthwith &
appeal & final to appeal.
& 18. f. Sol. with
call W. Reader thereon
& the order said direct to
the guidance Solicitor
in regard to the expenses
with brought thereon
in this particular capacity.

Peter Gary Pleader Dec 9th 94

90 4 90 apl 67

Revn 1867 Dept
Pro of Govt Jan No 903/
From the Govt Pleader.
Madras.

To the Secy to Govt
Revn Deptt
Madras

Dated 5th
Rec'd 6th April

No 202

Requests certain informa-
tion regarding Regulen appeal
suit No: 92 of 1866.

No 822 9th Apl

A. 1142 1143

6. 8th April 1867