

JUDICIAL DEPART -

- MENT

1862.

1862

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INDEX

TO THE

PROCEEDINGS OF THE GOVERNMENT,

OF

FORT SAINT GEORGE,

IN THE

JUDICIAL DEPARTMENT

FOR THE YEAR

1862.

MADRAS:

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1863.

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* Venkatarayaloo, Ramasawmy, W. McCoy, Vyapoory, Mahomed Jammal.

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Streenevassa Raw, G.—Sheristadar, Principal Sudder Ameen's Court, Bellary, about to be abolished. Opini- on of the High Court requested on his application to be provided with the Office of Pleader without passing an exam...	26th Nov...	185-186	IV-1246
Government cannot exempt him from passing the pre- scribed test...	19th Dec...	181-182	IV-1376
Sub-Magistrates.— <i>Vide</i> Magistrates (General)—also De- puty Magistrates, <i>Supra</i> .			
GRATUITIES.—<i>Vide</i> Governments, India.			
LAND, possession of, by Government Servants—<i>Vide</i> Go- vernments, India.			
PERSONAL ALLOWANCE of Uncovenanted Servants to be subject to deduction like salary during leave...			
	26th Aug...	260-261	III-885
TRAVELLING ALLOWANCE for proceeding to join any fresh appointment after having been thrown out of employ by reduction of Establishments to be passed in the absence of any Rule...			
	11th Jan...	77-78	I-21
Railway fares—<i>Vide</i> Governments, India.			

JUDICIAL HOME CORRESPONDENCE.

Despatches to the Secretary of State for India in 1862.

No.	Date.	Papers reported.	Subject.
1	10th January. 1862.	24th December. 1861. 152-153 29th February.. 1860. 78-79 1861.	Order of Committal will be given to the party in charge of Military Convicts on their leaving India.
2	17th " ...	23rd November. 1861. 151-152 21st September. 1860. 136-137 6th December.. 1861. 34-38	
3	12th March... 1862.	19th February.. 1862. 160-162	Reporting the failure that has attended every attempt to introduce Municipal Associations into this Presidency.
4	12th " ...	27th February.. 1862. 226-227 6th March..... 47	Estimates for Constabulary for the District of Tinnevely.
5	27th " ...	3rd March..... 15-16 30th January.... 179-181 10th March..... 78-81 4th February.. 21-23	Explaining the cause of the average delay in deciding suits in the District Courts, and reporting the measures taken for the establishment of Small Cause Courts in the Mofussil, and for increasing the salaries of District Moonsiffs.
6	27th " ...	9th January.... 38-41 12th February.. 87-89 19th " ... 153-155 28th " ... 244-246 13th March..... 106-107 18th " 151-152 27th " 222-224	Embarkation of three Military Offenders on board the "Trafalgar."
7	25th April...	17th April... 188-139	
8	26th July.....	26th July..... 260-261 27th June.... 224-226	Reporting the appointment of Captain H. L. Grove to act as Principal Assistant Agent, Ganjam.
9	5th August..		Suggesting that the Government House should be appropriated for the new High Court.
10	25th August..	13th June... 90-91 4th July... 50-51 24th " ... 227-228 26th " ... 252-253 14th August. 146-148 31st March.... 248-250 7th May..... 58-59 19th " ... 136-137 27th " ... 187-188 29th April... 265-266 3rd July..... 30-31 8th " ... 92-93 14th " ... 121-122 15th " ... 145-146	Forwarding copies of the Proceedings from 22nd January to 6th May 1862 of the Madras Council for making Laws and Regulations—copies of the Bills Nos. 1-7 with their annexures brought in during that period—of the Acts, Nos. 1-5, assented to by the Governor General up to date—and of the Rules for the conduct of the business of the Council.
		1861. 23rd Nov..... 157-158 24th Dec..... 158-159	
		1862. 18th January.... 114-115	

	Date of Proceed- ings.	Nos.	Volume and Page.
	1862.		
WITNESSES.—(<i>Continued.</i>)			
SHAIK HUSSAIN.—Rupees 24, travelling expenses from Bangalore to Salem, sanctioned.—Batta, if any expense was incurred on account of his subsistence, to be passed without special sanction... ..	11th June..	99-70	II-568
SUMMONS served on the Magistrate of North Arcot will be sufficiently complied with if he sends an intelligent Gomastah with the record... ..	28th July...	262-263	III-740
WILLIAMS, INSPECTOR R.—Travelling expenses from Rajahmundry to Madras to give evidence in a case at the next Criminal Sessions sanctioned... ..	13th Nov..	88-89	IV-1207
X			
Y			
Z			

FINIS.

Despatches from the Secretary of State for India on which Orders were passed in 1862.

Despatches received.	Despatches replied to therein.	Subject.	Date of Proceedings	Nos.
1861. 30 23rd Nov..	....	Despatch of 80 copies of Volume 8, Part I of Moore's Reports.	1862. 1st Sept., No. 1,432. (Miscellaneous)	2-3
31 23rd „	16 9th August..	Approving of the Estimates for Constabulary for the Ganjam, Vizagapatam, and Godavery, Districts; and urging that the transfer of the Meriah Agency to Madras may be expedited.	9th Jan., No. 33.	46-47
32 23rd „	17 10th Sept.....	Requesting to be furnished with the views of the Supreme Government on the bearing on the Madras Police of that part of the Criminal Procedure Code which respects Police Procedure.	9th Jan., No. 31.	42-43
33 31st Dec...	.....	Noticing the delay in the disposal of Suits in the Courts of the Madras Presidency.	11th Feb., No. 207.	63-69
1862. 1 9th Jan...	17 13th Sept.....	Forwarding copy of a Despatch to the Government of India respecting that part of the Criminal Procedure Code which relates to Police Procedure.	15th Feb., No. 238.	118-119
2 9th „	22 8th Nov.....	Approving the Estimate for the Kistna District Constabulary.	15th Feb., No. 243.	129-130
3 16th „	23 13th „	Proceedings of the Madras Government in regard to the Adnapett affray approved.	24th Feb., No. 305.	203-204
4 23rd „	.....	Regarding the appointment of Justices of the Peace in the Hyderabad Territory.	1st March, No. 342.	1-2
5 23rd „	24 22nd Nov.....	Declining to remit the sentence passed upon Gholam Ghouse.	1st March, No. 346.	3-4
6 31st „	.....	Appeal case, Collector of Masulipatam, <i>Versus</i> Caval Vencatana-rainapah.	Transferred to the Rev. Department	
7 25th Feb...	.....	Brief Statement of the case in every Appeal to the Privy Council to be forwarded with the Copy of the Judgment.	4th April, No. 552.	47-48
8 17th Mar...	25 30th Dec.	Declining to grant an increased gratuity to the Jemadar of the Tellicherry Jail.	17th April, No. 621.	142-143
9 17th „	1862. 1 10th January.	Instructions regarding the delivery of the Judge's Order of Committal to the party in charge of Military Convicts approved.	17th April, No. 622.	144-145

No.	Date.	Papers reported.	Subject.
	1862.	1862.	
11	25th August.	26th July. 248-249	Forwarding a return to 31st July 1862 of Covenanted Civilians eligible to the office of Judge of the High Court.
		8th August. 63	
12		23rd August. 250-251	Reporting the Establishment of the High Court of Judicature.
		5th August. 26-31A	
		20th August. 202-203	
		19th August. 76	
		(Miscellaneous.)	
		12th August. 107-108	
		11th August. 99-100	
		5th August. 159-160	Reporting the appointment of Mr. J. D. Mayne as Deputy Secretary to Government, Legislative Department, in lieu of retaining the designation of Clerk of the Council.
		26th August. 262-263	
		11th August. 101-102	
		19th August. 191-192	
		22nd August. 240-241	
13	29th August.		Requesting instructions as to the disposal of the effects of an illegitimate person dying intestate in reference to applications for the grant of the residue of the late Mr. Henry Kennett's Estate.
14	12th Sept.	18th September. 160-163	Administrator General's Schedules for the first half of 1862, and Auditors' Report for the same period, transmitted home.
15	25th Sept.	1st October. 12-13	Embarkation of 5 Military Offenders on board the "Cornwallis."
		10th October. 75-76	
16	13th Oct.	30th May. 200-203	Supporting the Advocate General's application for an increase of salary.
		7th June. 47-50	
		15th July. 131-133	
		21st August. 225-228	
		2nd September. 17-20	
		22nd September. 230-233	
		24th September. 253-254	
		24th September. 259-260	
		26th September. 271-272	
		10th October. 83-84	
17	22nd Oct.	16th October. 134-135	Return shewing the extent of litigation in 1861 to which Government was a party in the Civil Courts of the Madras Presidency.
		7th October. 53-54	
		25th October. 223-224	
18	25th Oct.	29th July. 292-293	
		11th August. 103-104	Memorial from Syed Gholam Dustghere, late Persian and Hindustani Interpreter of the late Supreme Court, praying that his pension may be raised to the full amount of his salary.
		3rd September. 21-22	
		19th September. 197	
19	5th Nov.	5th November. 31-34	Intimating that Mr. W. Holloway is now eligible to the Office of Judge of the High Court.
		30th October. 266-267	
20	29th Nov.		Forwarding an application from Mr. E. H. Reneaux for the residue of Mr. H. Kennett's Estate.
21	5th Dec.	5th December. 45-47	Appointment of Mr. Holloway to act as a Puisne Judge of the High Court.
22	27th Dec.	22nd December. 99A	
		(Miscellaneous.)	Forwarding copies of the Proceedings of the Council for making Laws on the 2nd December—and of the Bills, Nos. 11 to 13, with their annexures, &c., and of the revised rules for the conduct of the business of the Council.
		25th December. 225-227	
23	27th Dec.		

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Despatches from the Secretary of State for India, &c.—(Continued.)

Despatches received.	Despatches replied to therein.	Subject.	Date of Proceedings	Nos.
24 9th „ ... ..	.....	Concerning the Ministerial Establishment of the New High Court.	1862. 11th Aug., No. 1,288.	101-102
25 25th „ ... ..	.....	Desiring that Mr. Mayne's designation as "Clerk of the Council for making Laws and Regulations" may be altered.	10th Sept., No. 1,479.	78-79
26 23rd Aug...	9 23rd May..... (Political.)	Approving of the payment to the Receiver of the Carnatic property of Rupees 1,10,600 to enable him to pay Damoodora Doss.	27th Sept., No. 392. (Political Dept.)	75-76
27 8th Nov...	11 25th August..	Acknowledging receipt of the return of Covenanted Civilians eligible to the office of Judge of the High Court.	12th Dec., No. 2,024.	124-125
<i>Despatches transferred from other Departments,</i>				
<i>Financial.</i>				
68 30th Sept., ...	.....	Claim of Mr. Robert Bramwell on the Estate of the late Captain Robert Francis—Enquiries to be made whether the amount can be recovered from Mr. Serle's Estate or his Sureties.	28th Nov., No. 1,936.	204-205
<i>Legislative.</i>				
1 8th May, ...	.....	Requesting that a copy of the Proceedings may be regularly forwarded to him in the form laid down by the Government of India.	13th June, Nos. 917-918.	90-91
2 17th June, ...	.....	Twenty-five copies of each Act passed to be forwarded to the Home Government and two copies of the "Statement of Objects and Reasons."	26th July, No. 1,182.	252-253

End

Despatches from the Government for India, &c.—(Continued.)

Despatches received.	Despatches replied to therein.	Subject.	Date of Proceedings	Nos.
1862. 10 31st Mar...	1862. 2 17th January.	Bearing on the Madras Police of that part of the Criminal Procedure Code relating to Police Procedure.	1862. 5th May, No. 731.	44-45
11 15th May...	3 12th March..	Regretting the failure that has attended every effort to introduce the Municipal Act in the Chief Towns of the Presidency.	1st July, No. 1,029.	9-10
12 15th „ ...	4 „ ...	Approving the Estimate for Constabulary for the Tinnevely District.	30th June, No. 1,022.	241-242
13 16th June...	.....	Forwarding copy of a Convention between England and France relating to Joint Stock Companies.	29th July, No. 1,203.	281-282
14 16th „ ...	.....	Constructions of the Indian Penal Code.	29th July, No. 1,199.	
15 17th „ ...	.....	Calling for a return of Civil Servants eligible for the Office of Judge of the High Court.	26th July, No. 1,180.	248-249
16 26th „ ...	.....	Remarks that the disturbances in Oorapanoor should have been reported separately.	31st July, No. 1,219.	302-303
17 26th „ ...	.....	Annual Returns shewing the extent of litigation to which Government is a party to be forwarded.	29th July, No. 1,204.	292-293
18 30th „ ...	.....	Forwarding the Letters Patent or Charter for the High Court of Judicature to be established at Madras.	5th Aug., Nos. 1,243 —1,245.	26—31 A
19 30th „ ...	.....	Rules relating to the Salary &c., &c. of the Judges of the High Court.	5th Aug., Nos. 1,245 —45.	26—31 A
20 30th „ ...	.....	Requesting that the necessary intimation may be made to the Judges transferred from the Sudder to the High Court whose salaries are less than Rupees 45,000 per annum.	12th Aug., No. 1,291.	107-108
21 30th „ ...	.....	Regarding the publication of the Reports of cases decided in the High Court, &c. &c.	5th Aug., Nos. 1,243 —45.	26-31 A
22 30th „ ...	.....	Revision of the Forms in which the Annual Returns of Civil and Criminal Justice in India are now transmitted to the Home Government.	Do. ...	Do.
23 9th July...	5 27th March..	Respecting the introduction of Small Cause Courts into this Presidency.	12th Aug., No. 1,293.	111-112