

1772
14-1773
IX
Series
IX
(Mayor's Court records)
(Letters received)
(Vol No 14)

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Block	7
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Serial No.	14
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805

To the Honble the Mayor's Court at
Madraspatnam.

Gentlemen

James West of Fort Saint George Merchant
having duly filed an Appeal from a Decree of the Honble the Mayor's
Court dated the 20th day of October last past in a Cause wherein the said
James West Complainant and Louis Monneroy of Pondicherry Merchant
Defendant, the said Appeal came to be heard the 28th November last
when the Honble Court of Appeals were pleased to Decree That as
much of the Decree of the Honble the Mayor's Court as is hereinafter
expressed be confirmed, that is to say that the Appellant's Original Bill
shall stand dismissed and that the Appellant shall Pay unto the
Respondent the full and just Sum of Nine thousand three hundred
and fifty Pagodas nineteen pence and thirty two Cents (9350/19/32)
together with such Interest as now is or shall hereafter become due
thereon untill full Payment be made and with respect to the Costs
that the Appellant shall pay unto the Respondent Single Costs upon
the Original Bill of Complaint preferred in the Honble the Mayor's
Court and double Costs upon the Briefs preferred in the said Court
from both which Decrees the said James West did on this day lodge an
Appeal to the King most Excellent Majesty in Council.

Fort St. George

26th December 1772

Gentlemen

Your most Obedient
humble Servant

Charles Oakley

Clk of Appeals

To the Honble the Mayor's Court of Madraspatnam

Gentlemen

I am directed by the President and Council to acquaint you that they have chosen Mr. John Renteria to be an Alderman of the Mayor's Court to fill the Vacancy occasioned by the Appointment of Mr. Archdale Palmer to Nagulipatam.

Fort St. George
16th January 1773.

I am
Gentlemen
your most Obedient humble Servant
Chas. Oakley

To the Honble the Mayor's Court

Madraspatnam

Gentlemen

The Letter of the 31st December from your Register to the President of Council hath been duly received. In Answer to which I am directed to represent to you that as by your reply to the 72nd Paragraph of the Letter from the Honble Court of Directors of 25th March last as contained in the above mentioned Letter of 31st December the Board are left in doubt, whether you dissent the Opinion given by the Court of Directors recited in the said 72nd Paragraph as consistent with the Constitution of his Majesty's Court and the Laws of the Nation. The Board think it necessary to request that you will be pleased to give them your precise Declaration therein such as may be sufficient for the Guidance of this Government and of all other whom it may concern.

The 72nd Paragraph of the Letter from the Honble Court of Directors above mentioned was written in answer to a Representation from the President and Council founded on an Application from the Sheriff of Madraspatnam for Assistance in

Execution of a Warrant issued out of the Mayor's Court for seizing and taking the Body of one of the Servants of the Nader of the Carnatic. The President and Council think it proper that you should be informed that although the Court of Directors in writing to them appear to speak their own Opinion only yet it is their constant Custom upon all Matters referred to them respecting the Law or Judicial Proceedings to take the Advice and Opinion of Council learned in the Law and their Instructions to the President and Council in such Points are founded in the Opinion of their Council.

The President and Council have further directed me to acquaint you that the Motive which induces them to make this Application proceeds from the Necessity of the thing in itself and which has been made appear by an Instance which has lately occurred respecting the arresting one Mher Mahomed a Servant of the Nader by a Warrant from the Mayor's Court. This Mher Mahomed they are informed is a Catwall of Hind and having been ordered by the Nader to Madras to settle some Accounts relative to his Employ. One Ignatio Thorne obtained a Warrant of Arrest against him in consequence of which he was seized and admitted to Bail. This is a Matter which has given the Nader great Uneasiness. It has been assured that the Members of the Court in their Judicial Capacity are by no Means subject to the Orders and Control of this Government that all the President and Council can do is to represent to the Court any Grievances he may have to complain of and it must rest with the Court to act therein as shall appear to them proper and consistent. The Nader has addressed a Letter to the President and Council representing the Indignity he will suffer if his Servants and Dependants whom he sends to Madras are liable to be thus arrested and seized and the great Detriment the Affairs of his Government may sustain thereby that if such Practice be continued he will be under Necessity of leaving this place.

As the Court can know nothing is a Court but what is brought before it regularly and officially the President and Council

Council think it necessary that you should be made acquainted with the following Circumstances as they may be presumed to have great Weight in your Deliberations on this Subject.

His Majesty hath been pleased to constitute and appoint a Minister Plenipotentiary to the Princes of India His Commissioner under the great Seal of Great Britain hath been exhibited to the President and Council from the Part of what hath been communicated to the President and Council of his Majesty's Instructions to his Minister the Natsab is considered as one of those Princes the Minister hath also certified to the President and Council that this Natsab is an Ally of our most gracious Sovereign in which Light therefore the President and Council conceive the Natsab must be considered in the Matter in Question.

It hath been found that the Natsab's Residence at Madras besides the Advantage it is of to the Company is essentially necessary for the more speedy and convenient Dispatch of the many Affairs transacted between him and this Government and which are of the greatest Importance to the Interests of the Nation and of the Company And in case he should be obliged to leave the place in consequence of any Resolution which the Honble Court might come to on this Subject it might be productive of great Inconvenience and Detriment to the Interests of the Nation the Company and the Natsab.

I am very further desirous to request that after you shall have well weighed and considered the above Circumstances as well as whatever may occur to you on the Subject, that you will be pleased to give them your clear and precise Sentiments respecting the Privilege claimed by the Natsab as it appears to the Board that the Natsab hath a just and Natural Right to expect to be informed in what Degree the Court shall think it consistent to support or restrain him in that Privilege or in other Words Whether in your Opinion the Servants and Dependants of the Natsab are in any Shape and how far exempted from being seized or arrested by Virtue of Warrants from the Court.

Court
Fort St George
22nd February 1773

I am with Respect
Gentlemen
Your most Obedient
Humble Servant
Wm Pitt Rivers

To M^r James Taylor
Reg^t of the Honble the Mayor Court
Sir

I am ordered by the Honble the Court of Appeals to Acquaint you that Vinea Chitty of Madras Merchant Son and Administrator to the Estate of Chinamoney Chitty Alias China Tombu Chitty late of Cuddalore Merchant Deceased did Yesterday lodge an Appeal in the said Court from a Decree of the Honble the Mayor Court dated the 1st day of May last past in a Cause wherein the said Vinea Chitty Complainant and Jurgen Nark of Cuddalore Writer Defendant which you will please to signify to the Honble the Mayor Court that they may give orders for laying before the Honble the Court of Appeals the several Papers exhibited in the said Cause.

I am
Fort St George
18th May 1773

I am
Sir
Your most Obed^t Servant
Chas Oakley

To Mr. James Taylor
Reg^r of the Honble the Mayor Court

Sir

I am Ordered by the Honble the Court of
Appeals to Acquaint you that Goupah Chetty Samy of Madras Dubash
Did yesterday lodge an Appeal in the said Court from a Decree of the
Honble the Mayor Court Dated the 25th day May last past in a
Cause wherein Reynolds Adams of Fort St. George Merchant was
Complainant and the said Goupah Chetty Samy Defendant
which you will please to signify to the Honble the Mayor Court
that they may give Orders for laying before the Honble the Court
of Appeals the several Papers Exhibited in the said Cause.

I am

Fort St. George
8th June 1773.

Sir

Your most Obedient & Humble
Servant
Chas. Oakley Clerk of Court

To Mr. James Taylor
Register of the Honble the Mayor Court

at
Madraspatnam

Sir

I am ordered to acquaint you for the
information of the Honble the Mayor Court that the Honble the
President and Council have elected Mr. Andrew Majindie to be
Sheriff of the Town of Madraspatnam &c for the Remainder of the
present Year in the room of Mr. Edward Saunders and that he has
taken the Oaths of Allegiance and Office accordingly. Mr. Saunders
having orders to proceed to Cuddalore.

I am

Fort St. George
11th June 1773

Sir

Your most humble Servant.

Chas. Oakley Secy.

To the Honble the Mayor Court
of Madraspatnam

Gentlemen

Mr. Macpherson the present Mayor
having requested permission from the President and Council to
resign his seat upon the Bench, in consequence of an Appointment
which will occasion his Absence from the Settlement for some time
I am directed by them to signify to you, that they are willing to admit of
such resignation after you shall have presented to them two of your
Body in order that they may elect one to serve in the Office of Mayor
of the Town of Madraspatnam for the Remainder of the present
Year.

I am

Fort St. George
6th July 1773

Gentlemen

Your most Obedient humble
Servant

Chas. Oakley Secy.

To the Honble the Mayors Court
at
Madraspatnam
Gentlemen

I am directed by the President and
Council to acquaint you that they have chosen George Baker Esquire
to be Mayor of Madraspatnam for the Remainder of the present year
and that they are ready to administer the Oath prescribed by the Charter to the
Mayor elect

Fort S. George
8th July 1773

I am
Gentlemen,
your most Obedient humble
servant
Chas Oakeley Esq

To Mr James Taylor
Clk of the Honble the Mayors Court
Sir

I am Ordered by the Honble the Court of Appeals to
acquaint you that Paul Bonfield of Madras Merchant did yesterday
Lodge an Appeal in the said Court from a Decree of the Honble the
Mayors Court Dated the 3rd Instant in a Cause between the
present of Fort S. George Merchant Administrator to the Estate of
Cotton Harris Chitty late of Ramapatnam Merchant Decedent
was Complainant and the said Paul Bonfield Defendant which
you will please to signify to the Honble the Mayors Court that
they may give Orders for laying before the Honble the Court of
Appeals the several Papers Exhibited in the said Cause.

Fort S. George
17th August 1773

I am Sir
your most Obedient humble servant
Chas Oakeley Esq

To the Honble the Mayors Court
of
Madraspatnam
Gentlemen

I am directed by the President and Council
to acquaint you that they have chosen Mr John Turing to be an Alderman
of the Mayors Court to fill the Vacancy occasioned by the resignation
of Mr John McPherson.

Fort S. George
27th August 1773

I am
Gentlemen
your most Obedient humble servant
Chas Oakeley Esq

To Andrew Majindie Esq Sheriff
Sir

Being just returned from holding an Inquest on
the Body of Mahoney a Christian who God please to acquaint you
that the Verdict brought in by the Jury is that there were no Marks of
Violence appearing on his Body and that he died by the Visitation of
God in the Course of Nature.

I am
Sir

28th August 1773

your humble servant

G. Ram
Croner

To M^r. James Taylor
Reg^t of the Hon^{ble} the Mayors Court
Sir

I am Ordered by the Hon^{ble} the Court of Appeals
to Acquaint you that Pomy Cooby of Madras Rooming did yesterday
lodge an Appeal in the said Court from an Extract of the Minutes of the
Hon^{ble} the Mayors Court held on Tuesday the 31st day of August
last past in a Cause where in Varrain Chilly of Fort St. George
Merchant is Complainant and Paul Benfied Defendant which
you will Please to signify to the Hon^{ble} the Mayors Court that
they may give Order for laying before the Hon^{ble} the Court of
Appeals the several Papers mentioned in the said Minute.

I am
Sir
your most Ob^d. Humble Servant
Chas Oakeley

To the Hon^{ble} the Mayors Court
of
Madraspatnam
Gentlemen

I am directed by the President and Council
to acquaint you that they have chosen M^r. George Savage who with M^r.
John Turing is presented to them on Tuesday the 7th December agreeable
to the Charter to be Mayor of Madraspatnam for the ensuing year
and that the President or in his absence the two Senior of the Council
resident at this Settlement will be ready on the 20th Instant at 10
O'clock in the Forenoon to administer the Oath prescribed by the
Charter to the Mayor Elect.

I have likewise their Directions to acquaint
you that they have elected M^r. James Daniell of Fort St. George Merchant

to be Sheriff of Madraspatnam and the Districts thereof for the year ensuing

Fort St. George
9th December 1773.

I am
Gentlemen
your most Obedient
humble Servant
Chas Oakeley

To M^r. James Taylor
Reg^t of the Hon^{ble} the Mayors Court

Sir

I am Ordered by the Hon^{ble} the Court of
Appeals to Acquaint you that Annam Addapah of Madras Merchant
did yesterday lodge an Appeal in the said Court from a Decree of
the Hon^{ble} the Mayors Court held on Tuesday the 30th day of
November last past in a Cause where in William Turing of
Fort St. George Merchant was Complainant and Annam
Addapah of Madras Merchant Defendant which you will
Please to signify to the Hon^{ble} the Mayors Court that they may
give Orders for laying before the Hon^{ble} the Court of Appeals
the several Papers Exhibited in the said Cause.

Fort St. George
11th Dec^r 1773

I am

Sir
Your most Ob^d. Humble
Servant
Chas Oakeley

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