C.O. 14608

26-12-1787
to
9-12-1788

1/24

Series
IX
(Mayor's Court records)
(Letters received)
(Vol No. 24)

25,000—4-5-32.

Block 7

Rack No.

Shelf No.

Serial No. 24

General No.

759

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

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Thomas Davis of Fort Saint George Surgeon Major did this day Lodge an Appeal in this Court from an Order of the Honble the Mayor's Court dated the 18th. Instant in a Cause wherein William Mallet of Fort Saint George is Complainant and the said Thomas Davis is Defendant which you will Please to Signify to the Honble the Mayor's Court that they may give Orders for Laying before the Honble the Court of Appeals the Several Papers Exhibited in the said Cause &c.

I am Sir
Your Very Obedient Servant
Chas. N. White
Clk.

Fort St. George
24th. December 1787

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

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Richard Johnston of Fort Saint George Esqr. did Yesterday Lodge an Appeal in this Court from a Decree of the Honble the Mayor's Court dated the 11th. Instant in a Cause wherein Seyva Mootiah Modelliar of Madras Merchant is Complainant and the said Richard Johnston is Defendant Which you will Please to Signify to the Honble the Mayor's 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 Sir
your Very Obedient Servant
Chas. N. White
Clk.

Fort St. George
the 25th. December 1787

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to acquaint to you that Columba Veraperumall Pillah and Chinnah Ristnamah Naick of Madras Dubashes did Yesterday Lodge an Appeal in this Court from a Decree of the Honble the Mayor's Court dated the 4th Instant in a Cause wherein Sree Parambadoor Moodoo Moodelliar by his Attorney Emanuel Luis Anderson of the same place Inhabitant is Complainant and the said Columbah Veraperumal Pillah and Chinna Ristnah Naick were Defendants which you will Please to Signify to the Honble the Mayor's 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 Sir
Your Very Obedient Servant
Chas. N. White
Clk.

Fort St. George
the 18th March 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to acquaint you that Soobe Row Gopaul Row of Madras Sowcar did this day Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 4th Instant in the Matter wherein Latchemdoy Daughter and Heirs of Gangah Dut Davah Deceased and Surviving Executrix named in his last will and Testament Petitioner and the said Soobarow Gopaulrow Respondent in the Cause of the said Soobarow Gopaulrow is Complainant and Ratnaboy of the same place Inhabitant is Defendant which you will Please to Signify to the Honble the Mayor's 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 Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
the 24th March 1788.

To Mr. James Taylor

Register of the Mayor's Court

Sir

I am directed by the Governor in Council to Acquaint you that Mr. Robert Mitford is nominated to be an Alderman of the Honble the Mayor's Court to fill the Vacancies Occasioned by the appointment of Mr. Edward John Holland to an out Settlement.

I am Sir
your most Obedient Servant
Robert Clerk
Dpty Secy

Fort St. George
4th April 1788.

To the Hon'ble the Mayor's Court

at Madraspatnam

Gentlemen

I am directed by Government to inform You that they have chosen Mr. Edward Garrow to be Mayor of the Town 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 St. George
22d. April 1788.

I am
Gentlemen
Your Most Obedient Servant
Chas. N. White
Secry.

To Mr. James Taylor

Register of the Hon'ble the Mayor's Court.

Sir

I Return You the Several Papers I received from You in the following Causes

Edward Jourdan Executor of Francis Jourdan Deceased	vers	Streeparambadoor Ponnambellum Admors. of Anava Chingleroy Moodelly Deceased
Richard Johnston Esquire	vers	Syvah Mootiah Moodelly
Colunda Veerapermaul and Chinna Kistnamah Naick	vers	Streeparambadoor Moodoo Moodelly by Emanuel Luis Anderson

Together with the Order and Decrees of the Hon'ble the Court of Appeals in the said Causes.

Fort St. George
the 2d. June 1788.

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk.

To Mr. James Taylor

Register of the Hon'ble the Mayor's Court.

Sir

I am Ordered by the Hon'ble the Court of Appeals to Acquaint You that the Reverend John Philip Fabricius did Yesterday Lodge an Appeal in the said Court from an Order of the Hon'ble the Mayor's Court Dated the 20th. day of May in a Cause wherein William Conner of Madras is Complainant and the said, the Reverend John Philip Fabricius English Missionary at Veppery Defendant which you will Please to signify to the Hon'ble the Mayor's 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
the 3d. June 1788.

I am Sir
Your very Obedient Servant
Chas. N. White
Clerk.

To Mr. James Taylor.

Register of the Hon'ble the Mayor's Court.

Sir

I am Ordered by the Hon'ble the Court of Appeals to Acquaint You that the Right Hon'ble George Lord Macartney Anthony Sadlier Alexander Davidson and Robert Maunsell the Representatives of the said Hon'ble United Company of Merchants of England trading to the East Indies did on the 7th. Instant Lodge an Appeal in the said Court from the Decree of the Hon'ble the Mayor's Court dated the 26th. Ultimo in a Cause wherein the aforesaid the Right Hon'ble George Lord Macartney Baron Macartney of Lissanoure in the County of Antriem and Kingdom of Ireland Knight of the Most Ancient and Royal Order of the White Eagle Knight of the most Hon'ble Order of the Bath and One of his Majestys

most

most Honble Privy Council in Ireland Governor of the Presidency of
Fort St. George and its dependences Anthony Sadlier Esqr. Alexander
Davidson Esqr. and Robert Maunsell Esqr. Members of the Select
Committee of Fort St. George and Representatives of the Honble the United
Company of Merchants of England trading to the East Indies in all
Matters of Revenue which are under and Subject to the Presidency
of Fort Saint George were Complainants and George Proctor Senior
Merchant in the Civil Service of the Said Honble Company under
their said Presidency of Fort Saint George and who lately acted as
receiver in the Tinnavelly Country on behalf of the Said Honble
Company were Defendant which you will Please to Signify to the
Honble the Mayor's 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 Sir
Your Very Obedient Servant
Chas. N. White
Clerk.

Fort St. George
9th June 1788.

To Mr. James Taylor
Register of the Mayor's Court

Sir

You will be pleased to receive herewith for the information
of the Honble the Mayor's Court an Extract of Consultation containing
the resolution of Government on the Papers accompanying your
address of the 13th Instant.

I am Sir
Your Most Obedient Servant
Chas. N. White
Secy.

Fort St. George
14th June 1788.

Extract of Consultation the 13th June 1788.

Read the following Letter from the Register of
the Mayor's Court with Extract and Establishments of Servants Wages

(Here enter Letter 13th June 1788)

The Establishment of Servants Wages as stated for March
1788. appearing to be very moderate, when the present increased rates
of pay and prices of the necessaries of life in this Settlement are
considered, it is accordingly approved and Resolved that the Register
be permitted to draw monthly for the Amount.

A true Extract
Chas. N. White
Secy.

To the Honble the Mayor's Court
at Madraspatnam

Gentlemen

Coloonda Veeraperumaul Pillah and Chinnoo Kistnamma Naich
of Madras Dubashes by their Attorney having duly filed an Appeal from
a Decree of the Honble the Mayor's Court dated the 4th day of March
Anno Domini 1788. in a Cause wherein Strie parambadoor Moodeo
Modelliar by his Attorney Emanuel Lues Anderson was Complainant
and the said Coloonda Veeraperumaul Pillah and Chinna Kistnamah
Naich were Defendants the said Appeal came on to be heard on the 31st
Ultimo, when the Honble the Court of Appeals were Pleased to Affirm
the Decree of the Honble the Mayor's Court with Costs from both which
Decrees the said Coloonda Veeraperumaul pillah and Chinna Kistnamah
Naich did on the 13th Instant Lodge an Appeal to the Kings Most
Excellent Majesty in Council

I am
Gentlemen
Your Most Obedient humble Servants
Chas. N. White
Clerk.

Fort St. George
12th June 1788.

To Mr. James Taylor

Register of the Hon'ble the Mayor's Court

Sir

I Return you the several Papers I Received from You in the following Cause —

Chinnatomby Naick Administrator of Veerasawmy Naick Deceased } vers John Baillie Executor of William Baillie Deceased —

Together with the Decree of the Hon'ble the Court of Appeals in the said Cause —

Fort St. George
the 16th June 1788 —

I am Sir
Your Most Obedient Servant
Chas. N. White
Clerk

To Mr. James Taylor

Register of the Hon'ble the Mayor's Court

Sir

I am Ordered by the Hon'ble the Court of Appeals to Acquaint You that John Colin Tonyn did this day Lodge an Appeal in the said Court from a Decree of the Hon'ble the Mayor's Court dated the 10th Instant in a Cause wherein Henry Summons Administrator to the Estate and Effects of Lieutenant Charles Summons Deceased by his Attorney Captain Cornelious Grant was Complainant and the said John Colin Tonyn a Major in the Hon'ble Company's Service is Defendant which you will please to Signify to the Hon'ble the Mayor's Court that they may give Orders for laying before the Hon'ble the Court of Appeals the several Papers Exhibited in the said Cause —

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
the 23d June 1788 —

To Mr. James Taylor

Register of the Hon'ble the Mayor's Court

Sir

I am Ordered by the Hon'ble the Court of Appeals to Acquaint You that Henry Alexander of Fort Saint George Esqr. did this day Lodge an Appeal in the said Court from a Decree of the Hon'ble the Mayor's Court dated the 28th Ultimo in a Cause wherein Elizabeth Bromley of Fort Saint George Widow and Executrix of Charles Bromley heretofore of the same place Attorney at Law but now Deceased was Complainant and the said Henry Alexander of Fort Saint George Esqr. heretofore a Major in the Service of his Highness the Nabob of the Carnatick Defendant which You will Please to Signify to the Hon'ble the Mayor's Court that they may give Orders for laying before the Hon'ble the Court of Appeals the Several Papers Exhibited in the said Cause —

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
the 11th July 1788 —

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir

I am Ordered by the Honble the Court of Appeals to acquaint you that Paul Benfield of Fort Saint George Esqr. died on the 4th Instant Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 29th Ultimo in a Cause wherein Mathew Horne Brigadier General in the Service of the Honble the East India Company was Cross Complainant and the said Paul Benfield Cross 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 or Extracts from Your Minutes on which the said Order is founded.

I am Sir

Your Very Obedient Servant

Chas. N. White

Clerk.

Fort St. George

5th August 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir

I am Ordered by the Honble the Court of Appeals to acquaint you that Paul Benfield of Fort Saint George Esquire died Yesterday Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 29th Ultimo in a Cause wherein Mathew Horne Brigadier General in the Service of the Honble the East India Company is Cross Complainant and the said Paul Benfield Esqr. is Cross Defendant which You will Please to Signify to the Honble the Mayor's 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 Sir

Your Very Obedient Servant

Chas. N. White

Clerk.

Fort St. George

the 5th August 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir

I am Ordered by the Honble the Court of Appeals to acquaint You that Benjamin Sullivan of Fort Saint George Administrator of the Estate and Effects of Henry Boyle Sullivan Alias Henry Benjamin Sullivan Deceased did Yesterday Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 22d Ultimo, in a Cause wherein Covoor Yagambaram Moodelly and Covoor Mootiah Moodelly Administrators of Covoor Vydinadah Moodelly deceased were Complainants and the said Benjamin Sullivan of Fort Saint George Administrator of the Estate and Effects of Henry Benjamin Sullivan Alias Henry Boyle Sullivan Deceased was 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.

I am Sir

your Very Obedient Servant

Chas. N. White

Clerk.

Fort St. George

the 5th August 1788.

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

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint You that Paul Benfield of Fort Saint George Esqr. did on the 16th Instant Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 12th Instant in a Cause wherein Mathew Horne Brigadier General in the Service of the Honble the East India Company is Cross Complainant and John Turing of Fort Saint George Esquire and the said Paul Benfield are Cross Defendants which you will please to Signify to the Honble the Mayor's 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 Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
the 18th August 1788

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

Sir

I Return You the several Papers I received from You in the following causes—

William Wynch in Right of his Wife Rhoda Wynch ..... } vers William James by William Sydenham

John Philip Fabricius vers William Connor.

John Colin Jongen ... vers Henry Summons admor of Charles Summons Deceased by Cornelious Grant.

Together with the Order and Decree of the Honble the Court of Appeals in the said Cause—

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
the 11th August 1788

The Honble the Mayor's Court
at Madraspatnam

Gentlemen

William Wynch in Right of his Wife Rhoda Wynch by his Attorney having duly filed an Appeal from an Order of the Honble the Mayor's Court dated the 27th day of October Anno Domini 1787. in a Cause wherein William James by his acting Attorney William Sydenham is Proponent and the said William Wynch in Right of his Wife Rhoda Wynch Opponent the said Appeal came on to be heard on the 9th Instant when the Honble the Court of Appeals were pleased to affirm the Order of the Honble the Mayor's Court except that each Party do pay his Costs in both Courts from both which Orders the aforesaid William Wynch in Right of his Wife Rhoda Wynch did on the 21st Instant Lodge an appeal to the Kings most Excellent Majesty in Council—

I am Gentlemen
your most obedient humble Servt
Chas. N. White
Clerk

Fort St. George
the 22d August 1788.

The Honble the Mayors Court
at Madraspatnam.

Gentlemen

William Wynch having duly filed an Appeal from an Order of the Honble the Mayors Court dated the 30th. day of October Anno Domini 1787. in a Cause wherein William James by his Acting Attorney William Sydenham was Proponent and the said William Wynch in Right of his Wife Rhoda Wynch Opponents the said Appeal came on to be heard on the 9th. Instant when the Honble the Court of Appeals were pleased to Order that the said Proponent do return into the Honble the Mayors Court the Letters of Administration by him Obtained as Attorney to William James to the Estate of Edward James Deceased unadministered by Robert Barclay Deceased under the said Order of the Mayors Court of the 30th. of October 1787. as being unduely Obtained by him from that Court as the same were issued before the expiration of 14. days from the 27th. of October in the aforesaid Year on which day the said Court pronounced in favour of the prayer of the Proponent to have Letters of Administration granted to him on the behalf aforesaid and that each party do pay his own Costs from which said Order of the Court of Appeals of the 9th Instant the said William James by his Acting Attorney William Sydenham did on the 22d. Instant Lodge an Appeal to the Kings most Excellent Majesty in Council

Fort St. George
the 23d. August 1788.

I am
Gentlemen
Your Most Obedient humble Servant
Chas. N. White
Clerk

To Mr. James Taylor
Registar of the Honble the Mayors Court

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Annah Sawmy of Madras Inhabitant by his Attorney Charles Darke of Fort Saint George Merchant did Yesterday Lodge an Appeal in the said Court for an Order of the Honble the Mayors Court dated the 12th. Instant that the motion for special Bail be over ruled in a Cause wherein the said Annah Sawmy Executor of Poombahave Comaroo & Gooroonadum Deceased is Complainant and Poongatoore Cheryleroy of Madras Inhabitant Defendant which you will Please to Signify to the Honble the Mayors Court

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
the 26th. August 1788.

To Mr. James Taylor
Registar of the Honble the Mayors Court.

Sir

In consequence of the request contained in your address of the 26th. Ultimo, I am directed by the Honble the Court of Appeals to transmit you Copy of the Appeal lodged on the 25th. Ultimo in the said Court.

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk

Fort St. George
1st. September 1788.

To the Honble Major General Sir Archibald Campbell
K. B. President in Council
Fort St George

In the Honble the Court
of
Appeals at Madraspatnam

Between Avonah Savony of Madras
Inhabitant, by his Attorney Charles Darke of
Fort Saint George Merchant, Complainant, and
Poongatoor Chinglevoy also of Madras Inhabitant
Defendant

The Petition and Appeal of the above Named Avonah Savony

Sheweth,

That your Petitioner by his Attorney, the above named Charles Darke, did, some time, on or about the Seventeenth Day of July, One Thousand, Seven Hundred and Eighty Eight file and Exhibit a Bill of Complaint in the Honble the Mayor's Court against the above Named Poongatoore Chinglevoy that a Summons did issue thereon to which the said Poongatoore Chinglevoy by his Attorney Henry Dudley did appear, and Affidavit having been made to the Debt, Bail was prayed for by Your Petitioner for the Amount of the Sum so proven to be due, the same being perfectly conformable to the long established Rules of the Court, and the instructions sent out with the Charter at its Original constitution, but the Opposite Attorney having stated some Errors in the Bill of Complaint, the Honble the Mayor's Court were pleased to refuse the Prayer of Your Petitioner, who therefore in order to obtain the same and to procure that Pledge which was absolutely requisite to the Security of his demand and to ensure a Benefit from the Decree

Filed in my Office the 25th Augt 1788.
Signed Chas. N. White Clerk.

that might be given in his Favor against the said Poongatoore Chinglevoy, thought it Most proper to Amend his Bill of Complaint and did accordingly on or about the Fifth day of the present Month of August, file an Amended Bill, correcting therein all such Errors as had been stated by the Opposite Attorney to have existed in the former Bill, and on which he grounded his Arguments against Bail being granted to your Petitioner, and thus having obviated every difficulty and Objection, Your Petitioner did therefore again make the usual and Customary Prayer for Bail to be granted, an Oath being made to the Debt to which the Attorney for the said Poongatoore Chinglevoy did object, Alledging that an Amended Bill was only a Continuation of the Original Bill, and that as the Court had been pleased to grant common Bail only to such Original Bill they ought not to allow special Bail to the Amended Bill, To which mode of Reasoning Your Petitioners Attorney did oppose every legal Argument, and state the constant and invariable practice of the Court, in Support of his Right to the Bail he had Prayed, but the Honble the Mayor's Court were pleased to Order that the Motion for special Bail should be over Ruled, as Appears by a Copy of such Order hereunto Annexed, for the inspection of this Honble Court, Marked A. to which Your Petitioner begs leave to Refer; and prays it may be taken as part of this his Petition and Appeal

By which said Order of the Honble the Mayor's Court, Your Petitioner conceives himself much Aggrieved and therefore Appeals therefrom, to the Judgment of this Honble Court for the following amongst other Reasons—

First ..... Because as it is the Practice of every Court of Equity, and particularly of the Honble the Mayor's Court, to grant Bail to a Complainant

Complainant on Oath being made to the Debt, thereby to render effectual any Decree that might be given in his favor, the Hon^ble the Mayor's Court aught to have granted Bail in the first instance to Your Petitioner but having refused so to do. on Account of some Errors stated by the Opposite Attorney to have been apparent on the face of Your Petitioners Said Bill of Complaint, when such Errors were rectified. in order to meet the full approval of the Court — Your Petitioner humbly conceives the said Hon^ble the Mayor's Court ought to have granted him Bail, when Prayed for, on his Amended Bill, without entering into any further discussion on the subject —

Secondly

Because, agreeable to the Practice of the Hon^ble the Mayor's Court, although an Amended Bill might be considered as a Continuation of the Original Bill, yet Process is had thereon in the same Manner as on the Original Bill, that is a Summons issue and an Oath being made to the Debt, Bail is granted, a practice so frequently arising that every years Records is Marked with several precedents, one of which, selected for its Recent Occurrence from amongst a Number of others, appears in the Cause Hanamontha Naigue by his Attorney James West vers Mahomed Hussain Tacker Cawn, and Abdulla Cawn an Amended Bill was filed on the Seventeenth Day of June in the present Year, One Thousand Seven Hundred and Eighty Eight, a Summons issued, and Bail was prayed, on Oath being made to the Debt; the Attorney for the Defendants objected, but the Court were pleased to Order that special Bail should be put in, or that in default thereof a Warrant of Arrest should issue — and

Thirdly

Because nothing can be more reasonable, or more consistent with the Spirit of Justice, than that the Defendant should give Bail to the Plaintiff equal in Value to the Sum sued, for unless such Security is given, on a Decree being obtained in favor of the Plaintiff the Defendant may abscond and so, instead of Receiving that Equity which his claim was entitled to and which the Law had Sanctioned the Plaintiff would lose both the Debt Sued for and the Charges that had Arisen from the Necessary process he had carried on for the purpose of Obtaining his Right; to strengthen this Proposition, it is declared in the 4^th Instant 179 that where the Debt Amounts to Ten Pounds, Special Bail, or surety must be taken, such as subsidy men at least — And they According to the Value, and to carry the whole with the greater force in favor of Your Petitioner, Your Petitioner begs leave to shew that, the said Pungature Chenglerroy has filed a Demurrer to Your Petitioners Said Bill of Complaint, whereby he Acknowledges the Justness of Your Petitioner's Demand for the Books say "A Demurrer is Admitting the matter of Fact, since it Refers the Law, arising on the Facts, to the Judgement of the Court, and therefore the fact is taken to be true on such Demurrer, or otherwise, the Court has no foundation on which to make any Judgement — Gilb, H. C. P. 55" dreading therefore a Decree, which the said Pungature Chenglerroy has, by his Said Demurrer, shewn he is persuaded will Ultimately go against him, he provides against its consequences by Avoiding giving that Bail which Your Petitioner has Justly Required, and which he is legally entitled to: and thus Circumstanced, Your Petitioner is without Remedy, and must expect to lose his property even after the Law may have Decreed in his favor, unless this Hon^ble Court will grant him that Remedy, which he has been refused in the Court below —

Your Petitioner therefore most Humbly prays

that

that You will be pleased to set aside the Order of the Hoble the Mayor's Court of the twelfth day of this present Month of August, direct the said Pungatore Chungleroy to be held to Special Bail, agreeable to the Practice of the Court of Chancery, and the Hoble the Mayor's Court, and further grant unto your Petitioner such other general Relief as he may appear to deserve, and which in Your Judgement may seem Meet.

/Signed/ J. S. Hall
Sol.r for the appellt.

Exam.d Dan.l Joce

/A true Copy/
Chas.s N. White
Clerk.

To Mr. James Taylor
Register of the Hoble the Mayor's Court.

Sir

I am Ordered by the Hoble the Court of Appeals to acquaint You that Tillasinga Pilla of Madras Inhabitant did on the 4th Instant & Lodge an Appeal in the said from an Order of the Hoble the Mayor's Court dated the 23. Ultimo in the Matter wherein the said Tillasinga Pilla was Petitioner and Comaraplah Respondent in a Cause wherein Joseph de Cruz and Addyapah were Complainants and the said Comaraplah was Defendant which You will Please to Signify to the Hoble the Mayor's Court.

I am Sir
Your Very Obedient Servant
Chas.s N. White
Clerk

Fort St. George
the 6th. September 1788.

To Mr. James Taylor
Register of the Hoble the Mayor's Court

Sir

I am Ordered by the Hoble the Court of Appeals to acquaint You that Poncala Narsimmaloo Administrator of Pacapoo Reddy Veerabadra Deceased did on the 4th Instant Lodge an Appeal in the said Court from an Order of the Hoble the Mayor's Court dated the 23. Ultimo in the Matter wherein the said Pacapoo Reddy Veerabadra Deceased was Petitioner and Comaraplah Respondent in a Cause wherein Joseph de Cruz and Addyapah were Complainants and the said Comaraplah was Defendant which You will Please to Signify to the Hoble the Mayor's Court.

I am Sir
Your Very Obedient Servant
Chas.s N. White
Clerk

Fort St. George
the 6th. September 1788

To Mr. James Taylor
Register of the Hoble the Mayor's Court

Sir

I am Ordered by the Hoble the Court of Appeals to acquaint You that Antonio de Souza of Madras Merchant did Yesterday Lodge an Appeal in the said Court from a Decree of the Hoble the Mayor's Court dated the 16th Instant in a Cause wherein the said Antonio de Souza is Compltt. and Nooraplah Moodelly of Madras Merchant is Defendant which You will Please to Signify to the Hoble the Mayor's Court.

I am Sir
Your Very Obedient Servant
Chas.s N. White
Clerk

Fort St. George
the 30th. September 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to acquaint you that Mahomed Hussun Tauher Cawn and Abbedullah Cawn Sons and Heirs of the late Motiefer Cawn Deceased did Yesterday Lodge an appeal in the said Court from an Order of the Honble the Mayor's Court dated the 28. Ultimo, in a Cause wherein Hanamonthu Naig Gomastah to the House of Dawn Bucanjee Causedoss by his Attorney James West was Complainant and the said Mahomed Hussun Tauher Cawn and Abbedullah Cawn Sons and Heirs of the late Motiefer Cawn Deceased were Defendants which you will Please to Signify to the Honble the Mayors Court.

I am Sir

Your Very Obedient Servant

Chas. N. White

Clerk.

Fort St. George

the 7th. October 1788.

To Mr. James Taylor

Register of the Mayor's Court

Sir

I am directed to transmit You a Copy of a Letter from the Company's Attorney General, containing his Opinion of the Limits of the Civil and criminal Courts at this Presidency with respect to the Native Inhabitants and to desire You will be pleased to lay the same before the Honble the Mayors Court and to furnish the Sheriff with a Copy of it, that he may regulate his conduct accordingly in the execution of future Warrants, issued from that Court —.

I am Sir

Your Most obedient Servant

Chas. N. White

Clerk.

Fort St. George

15th. October 1788.

Exam.d Dan.l Sulc

To the Honble Major General Sir Archibald Campbell

K. B. President & Governor in Council

Honble Sir:

I am to acknowledge the receipt of Mr. Secretary Whites Letter of the 8th. Instant, enclosing an extract of a Letter from the Board of Revenue, with copy of an Address from the Superintendant of the Company's Jaghire, relative to the execution of a Warrant from the Mayor's Court, and desiring my Opinion whether Allahmadie Village Situated fourteen miles from the Presidency, and not in the Possession of the Company when the Charter of 1753. was obtained, can be considered as within the limits of the civil and criminal Courts at Madras, with respect to the Native Inhabitants.

Having Considered this subject I have to Submit it to Your Honor as my opinion that so far as regards the Native Inhabitants the Village of Allahmadie is not within the Jurisdiction either of the Civil, or of the Criminal Courts at this Presidency the Charter of 1753. extends only to the Factories then in the Company's Possession, and to the districts dependent on them, and the act of 26th. G. 3. Ch. 57. while it greatly enlarges the Locality of the Jurisdiction of these Courts enlarges it so far only as it may respect British Subjects, or the Servants of the Company under either of which Denominations the Native Inhabitants are in no wise comprehended

I have the honor to be

Honble Sir

Your Most Obedient Humble

Servant

signed / Benj.n Sullivan

Fort St. George

11th. Octr. 1788.

Examd. Dan.l Sulc

A true Copy.

Robert Clerk.

Depy. Secy.

To Mr. James Taylor

Register of the Mayor's Court

Sir

Government having fully considered the Extract from the Minutes of the Mayor's Court which accompanied Your Letter of the 5th. September I am directed to communicate to You for the information of the Honble. Court, that they conceive the two first Orders, relative to Appeals from interlocutory Decrees, and taking out transcripts of Papers instead of sending up the Original Proceedings of the Court of Appeals to be repugnant and in opposition to the Rules and declarations of the Court of Directors, and as such are therefore, void — But Government beare further to remark that to adopt the Orders in Question would be a violation of the Charter, as also an usurpation of the Prerogative of the Crown, and the Powers hitherto exercised by the Court of Appeals — At the same time, that they would tend to oppress the Suitors with an heavy and unnecessary expence, and to wrest from the Subject a right which it appears only the Supreme authority of Parliament can deprive him of.

Altho' Government cannot admit of any Regulations so repugnant being carried into practice, yet, if the Charter, or the Rules laid down by the Court of Directors, shall appear in any respect inadequate, or defective, and the Mayor's Court determine to suggest any alterations in their opinion necessary, Government will take the earliest opportunity of transmitting the same for the consideration of the Honble the Court of Directors —

I have the Honor to be
Sir
Your Most Obedient Servant
Chas. N. White
Clerk.

Fort St. George
15th October 1788.

Returned. Dan. Sace

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I Return You the several Papers I Received from You in the following Cause —

The Right Honble George Lord Macartney Anthony Sadlier and others ——— vers. George Proctor.

Together with the Decree of the Honble the Court of Appeals in the said Cause.

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk.

Fort St. George
the 27th. October 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir I am Ordered by the Honble the Court of Appeals to acquaint You that Annah Savvmy of Madras Inhabitant by his Attorney Charles Darke of Fort Saint George Merchant did Yesterday Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 21st. Ultimo, in a Cause wherein the said Annah Savvmy by his Attorney Charles Darke is Complainant and Poongatoore Chenglevy of Madras Inhabitant Defendant which you will Please to signify to the Honble the Mayor's Court —

I am Sir
Your very Obedient Servant
Chas. N. White
Clerk.

Fort St. George
the 4th Nov. 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Jacob Franco Junior Francis Franco and Elias Lindo Junior Executors of Raphael Franco Esqr. late of London Merchant Deceased Surviving Partners of Jacob Franco Mosh. Franco and Raphael Franco late of London Merchants and Copartners by their Attorney Thomas Pelling and John de Fries of Fort Saint George Merchants did on the 12th. Instant Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 4th. Instant in a Cause wherein the aforesaid Jacob Franco Junior Francis Franco and Elias Lindo Junior of London Merchants three of the Executors appointed by the last Will and Testament of Raphael Franco Esqr. late of London Merchants Deceased the Surviving Partner of the House Trade of Jacob Mosch and Raphael Franco of London Merchants by their Attornies Thomas Pelling and John de Fries of Fort St. George Merchants are Complainants and Sir John Macpherson formerly of Fort St. George Esqr. now one of the Members of the Supreme Council at Calcutta William Petrie of Fort St. George Esqr. and Antonio de Souza of Madras Merchant are Defendants which you will Please to Signify to the Honble the Mayor's Court.—

I am Sir
Your Very Obedient Servt.
Chas. N. White
Clerk.

Fort St. George
the 14th. November 1788

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Manapauchum Shunmogaroy Moodelliar did Yesterday Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 6th. Instant in the Matter wherein the said Manapauchum Shunmogaroy Moodelliar is Petitioner and Turroovaccaudoo Ramalinga Moodelliar Administrator of all and Singular the Goods Chattels Rights Credits and Effects of Mankabauchum Mootiah Moodelliar Deceased is Respondent in the Cause wherein Sadras Paramasiva Moodelliar of Madras Inhabitant is Complainant and the said Turroovaccaudoo Ramalinga Moodelliar is Defendant which you will Please to Signify to the Honble the Mayor's Court.

I am Sir
Your very Obedient Servant
Chas. N. White
Clerk.

Fort St. George
the 22. November 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to acquaint You that James Hodges of Masulipatam Esqr. did on the 27th. Instant Lodge an Appeal in the said Court from an Order and Decree of the Honble the Mayor's Court dated the 15th. Instant in a Cause wherein Sir John Menzies Baronet is Complainant and the said James Hodges of Masulipatam Esqr. is Defendant which You will Please to Signify to the Honble the Mayor's Court.—

I am Sir
Your very Obedient Servant
Chas. N. White
Clerk.

Fort St. George
the 29th. November 1788.

To Mr James Taylor

Register of the Honble the Mayor's Court

Sir I am Ordered by the Honble the Court of Appeals to Acquaint you that Paul Benfield of Fort Saint George Esquire did Yesterday Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 15th Instant in a Cause wherein the said Paul Benfield of Fort St George Esquire is Complainant and John Turing of Fort St George Esquire is Defendant which you will Please to Signify to the Honble the Mayor's Court—

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk.

Fort St George
the 24th November 1788.

To Mr James Taylor

Register of the Honble the Mayor's Court.

Sir I am Ordered by the Honble the Court of Appeals to Acquaint you that Annah Sawmy of Madras Inhabitant Executor to the last will and Testament of Pombahavie Comaroo Coroonabum Moodelliar Deceas'd did Yesterday Lodge an Appeal in the said Court from an Order and Decree of the Honble the Mayor's Court dated the 15th Instant in a Cause wherein the said Annah Sawmy Executor to the late Comaroo Moodelliar Deceas'd is Complainant and Mathew Horne Brigadier General in the Service of the Honble the East India Company is Defendant which you will Please to Signify to the Honble the Mayor's Court.

I am Sir
Your very Obedient Servant
Chas. N. White
Clerk.

Fort St George
the 24th November 1788

To Mr James Taylor

Register of the Honble the Mayor's Court

Sir I am Ordered by the Honble the Court of Appeals to Acquaint you that Nuldy Dauseroy Chitty of Madras Merchant did Yesterday Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 18th Ultimo in a Cause wherein Toudy Naucharamah of Madras Inhabitant Widow by her Attorney Leopolde de Atayde also of the same place Inhabitant is Complainant and the said Nuldy Dauseroy Chitty of Madras Merchant is Defendant which You will Please to Signify to the Honble the Mayor's Court.—

I am Sir
Your Very Obedient Servant
Chas. N. White
Clerk.

Fort St George
the 2. December 1788.

To the Honble the Mayor's Court
at Madraspatnam

Gentlemen I am Directed by the Governor in Council to Acquaint You that Mr William Webb who together with Mr Edward Garrow was presented on the 2. Instant, Agreeably to the Charter, is elected to be Mayor of Madraspatnam for the ensuing Year, and that the President or in his absence, the two Senior of the Council residing at this Settlement will be ready on the 20th Instant at ten o'Clock in the forenoon to Administer the Oath prescribed by the Charter, to the Mayor elect—

I am also directed to inform You that Mr William Jones of Fort Saint George is Nominated to be Sheriff of Madraspatnam and the District thereof for the ensuing Year— I am Gentlemen
your Most Obedient Servant
Chas. N. White
Clerk.

Fort St George
3d Decmber 1788
Exand. Dant. Jnce

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Edward Lewcock did on the 5th Instant Lodge an Appeal in the said Court from an Order of the Honble the Mayor's Court dated the 22d Ultimo in the Matter wherein Chenglevoy Moodelliar is Petitioner and the said Edward Lewcock is Complainant and Francisco Xavier Brandão de Souza is Defendant which you will Please to Signify to the Honble the Mayor's Court. —

I am Sir

Your Very Obedient Servant

Chas. N White

Clerk.

Fort St. George

the 8th December 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that James Call of Fort Saint George Esqr. did on the 5th Instant Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 22d Ultimo in a Cause wherein Brigadier General Richard Smith by his Attorney Nathaniel Edward Kindersley of Fort Saint George Esquire is Complainant and the said James Call also of Fort St. George Esquire is Defendant which you will Please to Signify to the Honble the Mayor's Court. —

I am Sir

Your Very Obedient Servant

Chas. N White

Fort Saint George

the 8th December 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court.

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that John Livet of London Merchant by his attornies Messrs. Paxton Cockrill and Dilisle of Calcutta Merchants and Copartners by their attornies William Balfour and John Spalding of Fort Saint George Merchants did on the 5th Instant Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 22d Ultimo in a Cause wherein the aforesaid John Livet of London Merchant by his attornies Messrs. Paxton Cockrell and Dilisle of Calcutta Merchants and Copartners by their attornies William Balfour and John Spalding of Fort Saint George Merchants were Complainants and Sir John Menzies Baronet late John Menzies of Fort Saint George Merchant was Defendant which you will Please to Signify to the Honble the Mayor's Court —

I am Sir

Your Very Obedient Servant

Chas. N White

Fort Saint George

the 8th December 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that James Call of Fort Saint George Esqr. did on the 5th Instant Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 22d Ultimo in a Cause wherein Brigadier General Richard Smith by his Attorney Nathaniel Edward Kindersley of Fort Saint George Esquire is Complainant and the said James Call also of Fort St. George Esquire is Defendant which you will Please to Signify to the Honble the Mayor's Court. —

I am Sir

Your Very Obedient Servant

Chas. N White

Fort Saint George

the 8th December 1788.

To Mr. James Taylor

Register of the Honble the Mayor's Court

Sir

I am Ordered by the Honble the Court of Appeals to Acquaint you that Chinnah Kistnamah Naick of Madras Merchant did yesterday Lodge an Appeal in the said Court from a Decree of the Honble the Mayor's Court dated the 25th Ultimo, in a Cause wherein James Mosby of Fort Saint George Esqr. is Complainant and the said Chinnah Kistnamah Naick of Madras Merchant is Defendant which you will Please to Signify to the Honble the Mayor's Court.

I am Sir

Your Very Obedient Servant

Chas. N White

Clerk.

Fort St. George

the 9th December 1788