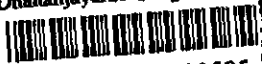


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THE INSTITUTION OF

TRIAL BY JURY IN INDIA.

BY

Sorab P. N. Wadia.



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CUMBALLA HILL,
Bombay, Aug. 16th, 1897.

DEAR READER,

For years past, we Indians have been enjoying the benefits of the Institution I have endeavoured to describe in these pages, but to the best of my belief, there exists, at present, not one combined source of information on the subject, and I trust that this humble volume will prove its usefulness till a more pretentious one be forthcoming.

The Institution in itself is unique and antique, in the history of the Judicial World, and many able writers, have tried to trace its source without coming to a definite agreement.

In the narration of its application to this country, so far as my efforts are concerned, I have taken care to verify my statements and have endeavoured to be precise in my affirmations; nevertheless mistakes and discrepancies will meet the searching eye, and from my critics, if any, I seek protection in the usual formula, "errors and omissions excepted."

Bearing in mind the utility and importance of the system I was dealing with, I was of opinion that an exposition of bare facts, stripped of all comments, was not desirable ; consequently I have made comments wherever possible.

Further, while once serving on a special jury, in a case of culpable homicide not amounting to murder, I found some of my colleagues somewhat at sea, as to their province and line of action, hence, I have attempted to mark out the respective provinces of a Judge and a Jury, and if my lines can guide anybody my labour will not have been in vain.

Yours, &c.

S. P. W.

“ Masses of men together are wiser and better than the single individuals who compose them.”

—*Aristotle.*

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