

Presented by  
Hon. Mr. Lallubhai  
Samaldas, Bombay.

WITH THE COMPLIMENTS  
OF  
The Secretary to Government.

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REPORT  
ON THE  
ADMINISTRATION OF CRIMINAL AND CIVIL JUSTICE  
IN THE  
BOMBAY PRESIDENCY  
(INCLUDING SIND)  
FOR THE YEAR 1912.

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[Price—8a. or 9d.]

No. 2527.

HIS MAJESTY'S HIGH COURT OF JUDICATURE,

APPELLATE SIDE :

*Bombay, 25th September 1913.*

From

R. E. A. ELLIOTT, Esquire,  
Registrar, High Court,  
Appellate Side,  
Bombay;

To

THE SECRETARY TO GOVERNMENT,  
Judicial Department,  
Bombay.

Sir,

I am directed to forward the accompanying Reports on the Administration of Civil and Criminal Justice in the Presidency of Bombay for the year 1912, together with the Report in original of the Judicial Commissioner in Sind.

2. Judicial Statements Nos. 1 to 13 accompany the Reports.
3. The statement showing the amount of work disposed of by the Courts in each district will be sent separately as it is not required by the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

R. E. A. ELLIOTT,  
Registrar.

## REPORT ON THE ADMINISTRATION OF CIVIL JUSTICE IN THE PRESIDENCY OF BOMBAY FOR THE YEAR 1912.

### PRELIMINARY REMARKS.

The area and population of the territories to which the report relates are shown in the following table:—

	Area in square miles.	Population according to the Census of 1911.
Presidency Proper ... ..	77,275	16,113,042
Sind ... ..	47,789	3,513,435
Total ... ..	125,064	19,626,477

2. During the year under report there was a slight variation in the constitution and jurisdiction of the Civil Courts in the Presidency. The Subordinate Courts of Dholka and Virangám in the Ahmedabad Judicial District were linked as a temporary measure for one year and the Subordinate Judge thus freed was deputed to assist the First Class Subordinate Judge of Ahmedabad. The village of Akolner in the Nagar Táluka of the Ahmednagar District and the village of Khedle Parmanand in the Nevása Táluka of the same district, hitherto excluded from the respective jurisdictions of the First Class Subordinate Judge of Ahmednagar and the Second Class Subordinate Judge of Nevása were included in the jurisdictions of the said Subordinate Judges, on account of the death of the Jahághirdár of Akolner who used to exercise the powers of a Subordinate Judge under Regulation XIII of 1830.

3. The High Court was presided over by the Honourable Sir Basil Scott, Knight, from 1st January 1912 to 8th June 1912 and from 12th July 1912 to 31st December 1912. His Lordship was on privilege leave from 9th June 1912 to 8th July 1912 and exceeded privilege leave for three days, i.e., from 9th to 11th July 1912. During this period the Honourable Sir N. G. Chandavarkar, Knight, acted as Chief Justice.

#### *Puisne Judges.*

The Honourable Mr. Justice Russell was a Puisne Judge from 1st January to 1st April 1912. His Lordship proceeded on leave for 9 months from 2nd April 1912, but retired on 4th September 1912, before his leave had expired.

The Honourable Sir N. G. Chandavarkar, Knight, from 1st January to 14th March 1912 and from 15th April to 8th June, and from 12th July to 31st December 1912. His Lordship was on privilege leave for one month from 15th March to 14th April 1912 and acted as Chief Justice from 9th June to 11th July 1912.

The Honourable Mr. Justice Batchelor from 1st January to 31st December 1912.

The Honourable Sir D. D. Davar, Knight, from 1st January to 31st December 1912.

The Honourable Mr. Justice Beaman from 1st January to 31st December 1912.

The Honourable Mr. Justice Heaton from 1st January to 31st December 1912.

- The Honourable Mr. Justice Macleod from 1st January to 31st December 1912. His Lordship was an Additional Judge of the High Court till 3rd September 1912 and was made permanent from 4th September 1912.
- The Honourable Mr. Justice Rao officiated as a Judge of the High Court from 1st August to 3rd September 1912 and as an Additional Judge from 4th September to 31st December 1912.
4. In the Presidency proper there were on the 31st December 1912 :—
- 15 District Judges,
  - 2 Joint Judges,
  - 9 Assistant Judges,
  - 8 Small Cause Court Judges (including those at the Presidency Town) besides the Cantonment Magistrates at Belgaum, Ahmednagar and Ahmedabad and the Registrars of the Small Cause Courts of Bombay, Poona and Nadiád who are also invested with Small Cause Court powers,
  - 21 First Class Subordinate Judges (excluding two Inspecting First Class Subordinate Judges who do not exercise judicial powers),
  - 101 Second Class Subordinate Judges (excluding two Inspecting Second Class Subordinate Judges who do not exercise judicial powers).
5. Besides the above Judicial Officers there were during the year under report 6 Inámdárs and Jahághírdárs exercising the powers of Subordinate Judges under Regulation XIII of 1830.
6. In the Province of Sind there were on the 31st December 1912, besides the Judicial Commissioner,—
- 2 Additional Judicial Commissioners,
  - 3 District Judges (including the Deputy Commissioner, Thar and Párkar, who exercises the powers of a District Judge);
  - 1 Joint Judge,
  - 1 Assistant Judge,
  - 1 Small Cause Court Judge (besides the Cantonment Magistrate at Karáchi exercising Civil powers and the Registrar of the Small Cause Court, Karáchi),
  - 2 First Class Subordinate Judges,
  - 14 Second Class Subordinate Judges.
7. As regards the working of the Dekkhan Agriculturists' Relief Act, the reports of the various District Judges will be found summarized below :—

The District Judge of Belgaum observes that the percentage of conciliation agreements was a little more than one per cent. and has no hesitation in saying that the conciliation system is a useless clog on the administration of justice.

The District Judge of Bijápúr reports that of the conciliation applications disposed of by the Conciliators, only 4·6 per cent. resulted in being forwarded to the Court under section 44 of the Dekkhan Agriculturists' Relief Act. In 63·3 cases conciliation failed and the rest or 31·9 were withdrawn or struck off. Of the 186 suits disposed of by Village Munsiffs in the district in the year under report only 1·6 per cent. were disposed of on merits and the rest were admitted, compromised or decided *ex parte*.

The District Judge of Broach remarks that generally speaking the Dekkhan Agriculturists' Relief Act was beneficial to the agriculturists and that the work done by Conciliators was on the whole satisfactory. It is noted that the conciliation system in the district caused a general decrease in the number of institutions in all the Courts.

The District Judge of Násik observes that the provisions of the Dekkhan Agriculturists' Relief Act obtaining in the district are now widely known to the public and taken advantage of by the agriculturists generally. No Conciliators or Village Munsiffs were appointed in the district.

The District Judge of Ratnágiri remarks that the conciliation system in the district was wholly unsuccessful and that under the Dekkhan Agriculturists' Relief Act the dice are so much loaded against the lender that the borrower always hopes to do better in Court than he can hope to do out of it. The definition of an agriculturist within the meaning of the Act is so elastic and the pecuniary value of membership of the privileged order is so high that many who are making a large income from non-agricultural sources are stated to be taking advantage of the Act, the demoralizing influence of which is observed to be spreading like a canker among all classes. The District Judge notes that as a natural consequence the relations between creditors and debtors are becoming more and more strained every year. The stipulated rate at which interest is charged in the district is not, it is noted, exorbitant but it is observed that debtors have, by flow, been taught that a repudiation of the most explicit agreement is likely to be profitable in a Court of Justice. The Judge fears that the ultimate evolution of what is going on must be that no sane man will consent to lend a pie to any man engaged in agriculture upon any terms whatever.

The District Judge of Sátára notes that sections 12 and 13 of the Dekkhan Agriculturists' Relief Act are worked wherever possible, but that as simple mortgages are far more common in his district than mortgages with possession, the amount by which debts are lessened by taking accounts under the Act, forms a very small portion of the total sum found due upon mortgages. The rule of Dámdupat, the enquiry into the actual consideration of mortgages, and the granting of instalments are remarked upon as the chief benefits conferred by the Act in the district. Orders issued by the District Judge on the subject of sham arbitrations to which agriculturists are parties, have minimised the danger of such awards being filed in Court without adequate enquiry. The Judge reiterates his opinion that in the majority of cases, suits brought under the period of grace given by section 31 of Act IX of 1908 are founded upon bonds which have been satisfied long ago but which have been allowed to remain in the creditors' possession. He thinks that section 10 A of the Dekkhan Agriculturists' Relief Act is a useful section and that the number of frivolous suits brought under cover of that section is likely to diminish, as plaintiffs realize the futility of bringing a weak or false claim to the Court.

The District Judge of Sholápur thinks, on the other hand, that the section has done a great deal of indirect harm to the morale of agricultural classes while the material benefit derived by them has been inconsiderable. The success at the outset of a few genuine claims for redemption of property held on ostensible sales, has led them to embark on this class of litigation as a speculation. It is observed that sale-deeds passed before the Dekkhan Agriculturists' Relief Act was enacted have frequently been assailed in this manner, with the result that longstanding titles have been unsettled. A common feature of this class of cases, is the large number of absolutely false witnesses adduced to speak to the existence of a simultaneous agreement for a reconveyance on repayment of the principal with interest. The District Judge remarks that the section has in practice encouraged a gambling in litigation and the subordination of witnesses amongst the agricultural classes.

The District Judge of Surat observes that the working of the Dekkhan Agriculturists' Relief Act in his district appears to have been satisfactory.

In view of the recent enquiry undertaken by Government the District Judges of Ahmedabad, Ahmednagar, Dhárwár, Kánara and Thána have made no remarks on the working of the Dekkhan Agriculturists' Relief Act in their districts.

#### *The Annual Statements.*

8. In accordance with letter No. 1446-1448, dated the 18th September 1905, from the Government of India to the Government of Bombay, this statement is filled up in duplicate—one Statement No. I (Civil) for Civil and the other for Criminal work—and the statistics for Revenue Courts are excluded from it as also from the other judicial statements.

9. The total number of Civil cases decided during the year under report was 296,330 as against 296,007 in the last year showing an increase of 323.

There was a considerable decrease in the number of regular suits and miscellaneous appeals but there was a large increase in the number of miscellaneous Original and Regular Appeal cases.

10. Of the total number of decided cases 49·5 per cent. were regular suits, 48·2 per cent. Miscellaneous cases and 2·3 per cent. appeals as against 50·2, 47·8 and 2 per cent., respectively, during the year 1911.

11. The total receipts of all the Courts (Civil and Criminal) have risen from Rs. 42,77,373-0-0 to Rs. 45,51,809-0-0 and the total charges from Rs. 48,18,698-0-0 to Rs. 50,17,656-0-0. These figures are supplied by the Accountant General, Bombay, in accordance with Government Resolution, Judicial Department, No. 5042, dated 11th August 1893.

12. The total number of suits instituted in all the Courts was 136,083 as against 130,431 in the preceding year showing an increase of 5,652. Last year there was a decrease of 38,576.

Statement No. VII.

13. There was an increase of 8,138 in the number of suits for money as compared with the increase of 339 last year. There was also an increase in all other kinds of suits except suits to establish a right of preemption and suits not falling under any specific head, which showed a slight decrease.

14. The percentage of suits for money or moveable property rose from 77·1 to 79·9 and that of suits relating to immoveable property (including mortgage and preemption suits) fell from 16·9 to 14·8; the percentage of all other kinds of suits was 5·3 as compared with 6 last year.

15. The aggregate value of suits rose from Rs. 4,04,95,248 to Rs. 4,16,35,794. There was a decrease of 43 and 149, respectively, in the number of suits not exceeding Rs. 1,000 and Rs. 5,000, while all other kinds of suits, *i. e.*, those not exceeding in value Rs. 10, 50, 100, 500, 10,000 as also those exceeding Rs. 10,000 in value and those the value of which could not be estimated in money, showed an increase.

Statement No. VIII.

16. Only the Paid Subdivisional Tribunals showed a decrease in the value of suits instituted during the year while all the rest showed an increase. The increase is most marked in the Small Cause Courts and Superior Courts where the value of suits instituted rose from Rs. 6,39,947 and Rs. 87,92,394 to Rs. 9,73,568 and Rs. 94,47,594 respectively.

17. There were 193,621 suits for disposal before all the Courts, out of which 146,858 were disposed of leaving a balance of 46,763 pending at the end of the year. The corresponding figures for the last year were 203,951, 148,564 and 55,387.

Statement No. IX, Part I.

18. The disposals may be classified as under :—

Without trial	...	...	...	about 10·8
Without contest	...	...	...	47·6
After contest	...	...	...	40·3
On reference to Arbitration	...	...	...	1·3

19. Of the total number of suits disposed of after contest and on reference to Arbitration, judgment was given for plaintiff in whole or in part in 83·8 per cent. and for the defendant in 16·2 per cent. of cases.

20. The average duration of contested suits fell from 419 to 222 days in the year under report and of uncontested suits from 185 to 96. The corresponding figures for 1909 and 1910 respectively were 157, 177 for contested, and 72 and 72 for uncontested suits. In the District Courts the average duration was 284 days for contested, and 152 days for uncontested suits, as against 254 and 154 respectively in the preceding year. This was largely due to the District and Assistant Judges being engaged for a larger time in Sessions and hearing Criminal Appeals. In the Mofussil Subordinate Courts the average duration was 253 days for contested and 126 days for uncontested suits as against 431 and 255 respectively in the previous year. In the Superior

Courts the average duration was 373 days for contested, and 414 days for uncontested suits, as against 484 and 898 in the preceding year. The delay in the disposal is mainly due to the non-service of notices and the effect of Rule 5 of Order IX, which allows the party a year within which to apply for fresh notice.

21. The following table gives some idea of the comparative litigiousness of the several districts in the Presidency:—

District.	Population.	Number of suits instituted.	Proportion of suits instituted to population.	Total number of decided suits.	Proportion of contested suits to the number of decided cases.
Bombay ...	979,445	31,116	1 to 31	31,407	1 to 5½
Karachi ...	521,721	6,301	1 to 83	6,553	1 to 5
Násik ...	905,030	8,422	1 to 107	8,654	1 to 1½
Poona ...	1,071,512	9,525	1 to 112	10,799	1 to 2
Sukkur-Larkhana (including Upper Sind Frontier)	1,497,799	12,954	1 to 115	13,253	1 to 6½
Broach ...	306,717	2,419	1 to 127	2,379	1 to 1½
Ahmedabad (including Kaira and Panch Mahals).	1,842,248	11,326	1 to 162	11,467	1 to 2
Khándesh ...	1,615,609	9,790	1 to 165	11,994	1 to 2
Kánara ...	430,548	2,455	1 to 175	2,499	1 to 1½
Surat ...	654,109	3,633	1 to 180	3,604	1 to 2½
Thana (including Kolaba).	1,476,475	7,253	1 to 203	7,819	1 to 1½
Hyderabad ...	1,037,144	5,090	1 to 204	5,337	1 to 6½
Ahmednagar ...	945,305	4,419	1 to 214	6,190	1 to 1½
Sholapur ...	768,330	3,514	1 to 218	3,761	1 to 2
Sátara ...	1,081,278	4,214	1 to 256	7,559	1 to 2
Belgaum ...	943,820	3,658	1 to 258	3,633	1 to 1½
Ratnágiri ...	1,203,638	4,332	1 to 278	4,001	1 to 1½
Dhárwár ...	1,026,005	3,348	1 to 303	3,677	1 to 2
Bijapur ...	862,973	1,929	1 to 447	1,900	1 to 1½
Thar and Párkar ...	456,771	365	1 to 1,186	372	1 to 18

22. In addition to the regular suits mentioned above, the Courts disposed of 19,969 miscellaneous cases as against 19,133 during the previous year. The percentage of contested miscellaneous cases to the total of cases of all kinds was 30.4 and the average duration of such cases was 71 days as against 88 days in the preceding year.

23. The following table shows the results of appeals disposed of during the year as compared with those disposed of during the last year:—

Year.	Appeals presented.	Objections under Order XLI, rule 22, Civil Procedure Code.	Appeals decided.	Arrears.
1911 ...	6,319	260	5,636	5,661
1912 ...	6,969	366	6,423	6,202

24. The First Class Subordinate Judges and Small Cause Court Judges invested with appellate powers disposed of 1,332 appeals as against 1,028 last year. This increase is largely due to the special appointment of Additional First Class Subordinate Judges with appellate powers to assist the District Judges at Násik, Dhulia and Ratnágiri to dispose of the heavy arrears of appeals in their Courts.

25. Of the total number of appeals decided 1,612 were dismissed under Order XLI, rule 11, Civil Procedure Code, or for default or were otherwise not prosecuted. The disposal of the remaining 4,816 may be classified as under:—

Number in which decree was confirmed	...	3,166 or 65.7 per cent.
Do. do. modified	...	557 or 11.6 "
Do. do. reversed	...	751 or 15.6 "
Do. in which suit was remanded	...	342 or 7.1 "

26. The average duration of appeals was 312 days as against 332 last year.

27. There was an increase in the institutions but a slight decrease in the disposals, of miscellaneous appeals, the figures being Statement No. X, Part II. 334 and 267 as against 258 and 285 respectively, last year. The average duration of these appeals was 127 days as against 132 in the previous year.

28. As regards applications for execution the following table shows the figures for the year under report as compared with those in 1911:—  
Statement No. XI.

Year.	Institutions.	Disposals.	Arrears.
1911	117,158	122,035	37,108
1912	128,140	122,326	42,922

29. Out of the total number of applications for execution disposed of 535 were disposed of by transfer. In 24,632 satisfaction was obtained in full, in 25,635 in part while 71,524 proved wholly infructuous. The percentages of the last three heads of disposal were 20, 21 and 59, the same as last year.

30. The total amount realized in execution came to Rs. 73,40,671 as against Rs. 69,41,410 last year, the increase being probably due to the better agricultural season and larger crop.

31. The number of cases in which the judgment-debtor was imprisoned was 746 as against 773 last year and of those in which immovable property was sold was 2,565 as against 2,526 in the preceding year.

32. As against 746 persons imprisoned in execution of decrees, the number of persons arrested but released without imprisonment was 2,649. The number of applications for declaration of insolvency was 761.  
Statement No. XII.

33. The total number of applications for declaration of insolvency disposed of during the year was 482. Of these 160 were withdrawn, 201 were granted and 121 rejected.

#### General Remarks.

34. The congestion of the civil files was partially dealt with by the appointment of Additional First Class Subordinate Judges at Ahmedabad, Belgaum, Dhárwár, Dhulia, Násik and Ratnágiri and by the deputation or appointment of Joint or Additional Second Class Subordinate Judges to the following places during the whole or part of the year under report, viz., Ahmedabad, Umreth, Ahmednagar, Nevása, Ráhuri and Kopargaon, Párner, Belgaum, Athni, Chikodi, Gokák, Bijápur, Bágalkot, Broach, Dhárwár, Gadag, Hubli, Háveri, Kárwár, Dhulia, Yáwal, Erandol, Násik, Poona, Haveli, Junnar, Khed, Talegaon, Sásvad, Ratnágiri, Chiplun, Rájápur, Sátára, Islámpur, Karád, Dahiwádi, Khatáv, Tásgaon, Sholápur, Bársi, Pandharpur, Surat, Thána and Mahád.

35. The District or Assistant Judges or Inspecting Subordinate Judges of Ahmedabad, Ahmednagar, Belgaum, Bijápur, Broach, Dhárwár, Kánara, Khándesh, Násik, Poona, Ratnágiri, Sátára, Surat and Thána inspected in all 48 Subordinate Judges' Courts during the year under report. The Inspecting Subordinate Judges of Ahmednagar, Bijápur and Broach also inspected the records of the Conciliators and Village Munsiffs in those districts.



36. The District Judges of Ahmedabad, Bijápur, Khándesh, Násik, Ratnágiri, Sátára, Surat and Thána assembled judicial conferences of the Judges subordinate to them where points touching the practice and procedure of Civil Courts were discussed.

37. The record-rooms and libraries are reported by all District Judges to be in good order. Steps are being taken to increase the stock of books in the District and Subordinate Court libraries. During the year under report books to the value of Rs. 611-8 were supplied by the High Court to the Subordinate Court Libraries with the sanction of Government. The destruction of useless records is carried out periodically in accordance with the rules framed by the High Court.

R. E. A. ELLIOTT,  
Registrar.

*His Majesty's High Court of Judicature,  
Appellate Side, Bombay, 25th September 1913.*

**REPORT ON THE ADMINISTRATION OF CRIMINAL JUSTICE  
IN THE PRESIDENCY OF BOMBAY FOR THE YEAR 1912.**

**PRELIMINARY REMARKS.**

The Report relates to the Administration of Criminal Justice in all the Courts (including the Courts of the Presidency Magistrates) in the Bombay Presidency Proper and in the Province of Sind.

2. The area and population of the above territories are the same as those given at page 1.

3. In the Presidency Proper there were on the 31st December 1912, besides the Honourable the Chief Justice and Judges of the High Court,—

- 15 Sessions Judges,
- 7 Additional Sessions Judges,
- 3 Assistant Sessions Judges,
- 19 District Magistrates,
- 4 Presidency Magistrates,
- 256 First Class Magistrates,
- 233 Second Class Magistrates,
- 274 Third Class Magistrates,
- 167 Sanitary Committees and Sanitary Boards under Bombay Act I of 1889.

In addition to the above there were 14,526 village Police Patels in the Presidency with power under section 14 of Act VIII of 1867, some of whom were also invested with Criminal Jurisdiction under section 15 of the said Act.

4. In Sind, on 31st December 1912, besides the Judicial Commissioner, there were—

- 2 Additional Judicial Commissioners,
- 2 Sessions Judges,
- 2 Additional Sessions Judges,
- 5 District Magistrates,
- 2 Deputy Commissioners,
- 66 First Class Magistrates,
- 59 Second Class Magistrates,
- 78 Third Class Magistrates,
- 13 Sanitary Committees and Sanitary Boards under Bombay Act I of 1889.

5. All the Judges and Magistrates mentioned above were stipendiary, with the exception of 334 Special and Honorary Magistrates, of whom 243 formed 29 benches which were distributed as follows :—

		consisting of 99 Magistrates.	
4	at Bombay		
4	„ Karáchi	do.	19 do.
2	„ Poona	do.	20 do.
2	„ Nadiád	do.	10 do.
1	„ Sátára	do.	9 do.
1	„ Násik	do.	8 do.
1	„ Sholápur	do.	8 do.
1	„ Málegaon	do.	7 do.
1	„ Ahmednagar and Bhingar	do.	6 do.
1	„ Belgaum	do.	6 do.
1	„ Dhulia	do.	6 do.
1	„ Godhra	do.	6 do.
1	„ Thána	do.	6 do.
1	„ Broach	do.	5 do.
1	„ Mahád	do.	5 do.
1	„ Mahuda	do.	5 do.
1	„ Anand	do.	4 do.
1	„ Panchgani	do.	4 do.
1	„ Umreth	do.	4 do.
1	„ Kumta	do.	3 do.
1	„ Sirsi	do.	3 do.

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*The Annual Statements.*

6. The total number of Criminal cases disposed of during the year under Statement No. I (Criminal). report was 167,245 as compared with 161,432 in the last year, showing an increase of 5,813. Of the total number of decided cases, 96·2 per cent. were original cases and 3·8 per cent. were cases in appeal and revision. The percentages for the previous year were 96·4 and 3·6.

7. The total number of offences reported during the year was 172,103 compared with 163,455 in the last year, showing an increase of 8,648. The number of cases returned as true was 158,757 or 92·2 per cent. of the total number of offences reported, the rest being cases dismissed under section 203, Criminal Procedure Code, or cases in which the charge was declared to be false.

8. Of the total number of cases returned as true, about 36·8 per cent. were under the Indian Penal Code, and the rest under the Special and Local Laws. Cases under the Indian Penal Code related chiefly to offences of hurt, criminal force and assault, theft, mischief, criminal trespass and criminal intimidation, insult and annoyance. The principal cases under the Special and Local Laws related to offences under the Breaches of Contract Act, Cantonment Act, Cattle Trespass Act, Criminal Procedure Code, Forest Act, Prevention of Cruelty to Animals Act, Abkári Act, City of Bombay Police Act, District Police Acts, Bombay and District Municipal Acts, Public Conveyance Act and Village Police Act.

9. Among the offences returned as true there were 2 offences against the State, and 8 relating to the Army and Navy. There was no offence under the Official Secrets Act.

10. There was a material increase in the following classes of offences :—

Offences.	Number in 1911.	Number in 1912.
Offences relating to the Army and Navy	1	8
Offences affecting the public health, safety, convenience, decency and morals.	1,022	1,382
Theft	9,790	11,298
Under the Criminal Tribes Act	17	73
"    Ports Act	71	170
"    Prevention of Cruelty to Animals Act	12,886	13,549
"    Stage Carriages Act	84	189
"    Stamp Act	16	108
"    City of Bombay Police Act	23,315	25,681
"    District Police Acts	9,477	10,953
"    Motor Vehicles Act	197	418
"    Municipal (District) Act	11,897	14,972
"    Public Conveyance Act	8,899	9,341
"    Village Police Act	2,104	2,493
"    57 and 58 Vic., Chap. 60, Statute	2	18

11. Offences under the following heads show a considerable decrease :—

Offences.	Number in 1911.	Number in 1912.
Hurt	20,121	17,381
Criminal Force and Assault	6,275	5,694
Criminal breach of contracts of service	27	14
Criminal intimidation, insult and annoyance	6,869	5,790
Under the Cattle Trespass Act	1,771	1,581
"    Criminal Procedure Code	2,233	1,730
"    Factories Act	38	14
"    Lepers Act	310	52
"    Abkári Act	4,108	3,094
"    44 and 45 Vic., Chap. 58, Statute	32	9

12. Out of 735 cases affecting human life brought to trial during the year, 291 were murders as compared with 703 and 317 in the previous year.

13. These murders may be classified as follows:—

From motives connected with women	...	...	114
Of children for the sake of their ornaments	...	...	11
Other murders for the sake of gain	...	...	34
Murders from other causes	...	...	132
			<u>291</u>

14. The following table shows the comparative criminality of the several districts:—

Districts.	Population.	Offences returned as true.	Proportion of such offences to population.
Bombay	979,445	63,429	1 to 15
Ahmedabad	827,809	11,180	1 to 74
Karachi	521,721	6,961	1 to 75
Thana	882,309	7,930	1 to 111
Sukkur	573,913	4,616	1 to 124
Broach	306,717	2,386	1 to 128
Poona	1,071,512	7,656	1 to 139
Kaira	691,744	4,753	1 to 145
Nawabshah	448,478	2,743	1 to 163
Sholapur	768,330	4,641	1 to 165
Hyderabad	612,039	3,581	1 to 170
Surat	654,109	3,667	1 to 178
Larkana	660,879	3,681	1 to 179
Nasik	905,030	4,515	1 to 200
Panch Mahals	322,695	1,486	1 to 217
Upper Sind Frontier	263,007	1,159	1 to 226
Kolaba	594,166	2,389	1 to 248
Kanara	430,518	1,625	1 to 265
West Khándesh	580,723	2,162	1 to 268
East Khándesh	1,034,886	3,643	1 to 284
Ahmednagar	915,305	2,600	1 to 363
Thar and Parkar	433,398	1,133	1 to 382
Sátara	1,081,278	2,718	1 to 397
Belgaum	943,820	2,231	1 to 422
Dhárwár	1,026,005	2,419	1 to 424
Ratnágiri	1,203,638	2,070	1 to 581
Bijápur	862,973	1,380	1 to 625

15. In the districts of Ahmedabad, Bombay, Sholapur, Karachi, Ratnágiri and East Khándesh the number of offences increased by 3,267, 2,353, 1,536, 1,450, 360 and 347, respectively, whereas in the districts of Poona, Sátara, Nasik, Ahmednagar, Dhárwár and Belgaum there was a decrease of 1,166, 756, 499, 458, 424 and 411, respectively. In the remaining districts there was no marked increase or decrease.

16. The number of cases brought to trial during the year was 160,301 and the number of persons involved in them was 251,188 as against 157,438 cases and 250,471 persons in the preceding year.

17. Of the 251,188 persons under trial, 112,842 or 44.9 per cent. were acquitted or discharged; 126,507 or 50.4 per cent. were convicted; 977 or .4 per cent. died, escaped, were transferred to another province, made over to Military or Naval Authorities or their cases were pending on the dormant file; and 10,862 or 4.3 per cent. remained under trial.

18. In the last year the percentages were 47.3, 48.2, .4 and 4.1, respectively. Out of 112,842 persons acquitted or discharged, 54,679 or about 48.5 per cent. were acquitted under section 345, Criminal Procedure Code, the cases against them being compounded. There were 139 cases on the dormant file, all of which cases were before the Courts in Sind,

19. The following table shows the ratio of acquittals to convictions in each class of offences :—

Description of offences.	Persons acquitted or discharged.	Persons convicted.	Ratio of acquittals to convictions.
Offences against the State ... ..	2	1	67 : 33
Offences relating to the Army and Navy...	8	8	50 : 50
Offences against the public tranquillity ... ..	4,818	2,220	68 : 32
Attempts at do. ... ..	28	...	100 : 0
Offences by or relating to public servants	64	96	40 : 60
Contempts of the lawful authority of public servants..	317	434	42 : 58
Attempts at do. ... ..	5	5	50 : 50
False evidence and offences against public justice	794	769	51 : 49
Attempts at do. ... ..	4	6	40 : 60
Offences relating to coins ... ..	18	31	37 : 63
Offences relating to Government stamps ... ..	10	14	42 : 58
Offences relating to weights and measures	50	125	28 : 72
Offences affecting the public health, safety, convenience, decency and morals	360	1,375	21 : 79
Attempts at do. ... ..	21	5	81 : 19
Offences relating to religion	116	23	83 : 17
Offences affecting life	522	601	46 : 54
Attempts at do. ... ..	19	32	37 : 63
Causing of miscarriage, injuries to unborn children, exposure of infants and the concealment of births...	45	53	46 : 54
Hurt	39,751	3,781	91 : 9
Attempts at do. ... ..	11	1	92 : 8
Wrongful restraint and wrongful confinement	1,279	214	85 : 15
Criminal force and assault	10,131	1,568	86 : 14
Attempts at do. ... ..	6	1	86 : 14
Kidnapping, forcible abduction, slavery and forced labour	425	133	75 : 25
Rape	56	24	70 : 30
Attempts at do. ... ..	2	6	25 : 75
Unnatural offence	15	28	35 : 65
Theft	4,654	11,665	28 : 72
Attempts at do. ... ..	4	57	7 : 93
Extortion	173	36	83 : 17
Robbery and dacoity	794	425	65 : 35
Attempts at do. ... ..	8	1	89 : 11
Criminal misappropriation of property	459	241	66 : 34
Criminal breach of trust	868	733	54 : 46
Attempts at do. ... ..	1	2	33 : 67
Receiving of stolen property	533	1,013	34 : 66
Attempts at do. ... ..	...	1	0 : 100
Cheating	804	591	57 : 43
Attempts at cheating	5	36	12 : 88
Fraudulent deeds and disposition of property	57	29	66 : 34
Attempts at do. ... ..	1	...	100 : 0
Mischief	6,580	730	90 : 10
Attempts at mischief	3	7	30 : 70
Criminal trespass	4,101	1,789	69 : 31
Attempts at do. ... ..	2	21	9 : 91
Offences relating to documents and to trade or property marks	125	55	69 : 31
Criminal breach of contracts of service	20	8	71 : 29
Offences relating to marriage...	3,162	182	94 : 6
Defamation	594	82	88 : 12
Criminal intimidation, insult and annoyance	11,239	807	93 : 7
Offences under Special and Local Laws ... ..	19,778	96,487	17 : 83

20. The total number of European British subjects whose cases were disposed of during the year under report rose from 614 to 663. Of these 225 or 33·9 per cent. were charged with offences under the Indian Penal Code and 438 or 66·1 per cent. under Special and Local Laws. The charges under the Indian Penal Code related chiefly to hurt, criminal force and assault, theft, cheating and criminal intimidation, insult and annoyance.

21. Out of the 663 persons whose cases were disposed of, 457 were convicted and 206 acquitted or discharged. The cases of 662 persons were disposed of by Magistrates and the case of 1 person was disposed of by the High Court. In the case of 196 persons the deciding Magistrate was a European British subject and in the case of 466 persons he was other than a European British subject. In the case of the one person tried in the High Court the Sessions Judge was a European British subject. No accused person claimed to be tried by a mixed jury under sections 450 and 451 of the Criminal Procedure Code.

22. There were 3,893 miscellaneous cases before the Courts involving Statement No. III. 7,714 persons, of whom 30.2 per cent. were discharged, 64.5 per cent. were convicted and the cases of 5.3 per cent. were pending.

23. There was a material increase in the number of persons involved in proceedings under Chapter X against local nuisances, under Chapter XII for possession, under Chapter XX for frivolous and vexatious accusations, under Chapter XXXVI for maintenance, and under Chapter XLII for forfeiture of bail or recognizance; and a marked decrease in the number of persons involved in proceedings under Chapter VIII for preventing breach of the peace and requiring security for good behaviour.

24. The number of original regular cases disposed of during the year was Statement No. IV. 159,039 as against 154,232 in the last year. Of these 155,258 were disposed of by Magistrates, 2,651 by Village Officers and Sanitary Committees and Sanitary Boards, and 1,130 by Courts of Sessions and Superior Courts. There was an increase of 234 cases tried by Courts of Sessions and a decrease of 6 cases tried by Superior Courts.

25. Of the total number of persons convicted, 38.4 per cent. were convicted on regular and 61.6 per cent. on summary trial. The percentages of the last year were 35.7 and 64.3 respectively.

26. The number of youthful offenders dealt with under section 31 of Act VIII of 1897 was 200 as against 188 in the previous year. The number of persons released on probation under section 562 of the Criminal Procedure Code was 755 as against 822 in the preceding year.

27. The following table shows the punishments inflicted in 1912 as contrasted with those in 1911:—  
Statement No. V.

Year.	Number of persons sentenced to					
	Death.	Transportation.	Penal servitude.	Imprisonment.	Fine.	Whipping.
1911 ... ..	48	209	...	19,034	91,097	859
1912 ... ..	67	183	...	22,878	98,614	901

28. In 88,702 cases the amount of fine imposed did not exceed Rs. 10 and in 8,627 cases it was between Rs. 10 and Rs. 50. In 7,013 cases the term of imprisonment did not exceed 15 days and in 11,198 cases it was between 15 days and 6 months.

29. The total amount of fines imposed rose from Rs. 5,60,217 to Rs. 6,47,696 and that of fines realized from Rs. 4,04,115 to Rs. 5,32,553.

30. Out of 901, the total number of whippings inflicted, 693 were in lieu of other punishments (653 being on first conviction and 40 on reconviction), 21 were in addition to other punishments and 187 were inflicted on juveniles for offences other than those specified in Parts I and II of Statement No. V-A.  
Statement No. V-A, Parts I to IV.

31. The percentage of whippings on the total number of all punishments was 9.7 as compared with 9.3 in the preceding year. In the majority of cases

whipping was inflicted for offences of theft, the number of stripes being in the majority of cases 5 to 10.

32. Excluding the number of appellants who died and the number of those whose appeals were pending at the close of the year, the results of the appeals were :—

Statement No. VI.

Rejected	...	...	...	in 44.6 per cent. cases.
Sentence confirmed	...	...	...	in 29.3 " "
"  enhanced	...	...	...	in .3 " "
"  reduced	...	...	...	in 7.1 " "
"  reversed	...	...	...	in 17.4 " "
Otherwise disposed of	...	...	...	in 1.3 " "

33. Of the total number of appeals decided, 45.7 per cent. were disposed of by District Magistrates and other Magistrates invested with appellate powers, 40 per cent. by Courts of Sessions and 14.3 per cent. by Superior Courts.

34. In revision the sentence was enhanced in the cases of 66 persons. The general results of revision are compared with those of appeals in the following table :—

			In Revision.	In Appeals.
			In the case of	In the case of
Proceedings quashed	...	...	33 persons.	12 persons.
New trial or further enquiry ordered	...	...	244 "	76 "
Sentence reduced or otherwise altered	...	...	79 "	475 "
Sentence reversed	...	...	157 "	1,170 "

35. Persons tried by Jury and with the aid of Assessors numbered 526 and 1,501 respectively. In the Courts of Sessions the verdict of the jury was approved as regards 453 out of 469 accused persons and disapproved as regards 16. In cases tried with Assessors, the Judge agreed with all Assessors in 71 per cent. of the cases, with some in 11 per cent. and differed from all in 18 per cent.

*His Majesty's High Court of  
Judicature, Appellate Side,  
Bombay, 25th September 1913.*

R. E. A. ELLIOTT,  
Registrar.

15

No. A.—1035 of 1913.

*Court of the Judicial Commissioner of Sind,  
Karachi, 26th June 1913.*

From

**VAZIRMAL UTAMSING, Esquire,**  
Registrar, Court of the Judicial Commissioner of Sind ;

To

**THE REGISTRAR,**  
High Court, Appellate Side,  
Bombay.

Sir,

I am directed to forward the accompanying Report on the Administration of Civil and Criminal Justice in the Province of Sind for the year 1912.

2. The Annual Statements Nos. 1 to 14 accompany and also the Reports and Returns received from the District and Sessions Judges and District Magistrates of the Province.

I have the honour to be,

Sir,

Your most obedient servant,

**VAZIRMAL UTAMSING,**  
Registrar.



REPORT ON THE ADMINISTRATION OF CRIMINAL AND  
CIVIL JUSTICE IN THE PROVINCE OF SIND IN THE  
YEAR 1912.

PRELIMINARY REMARKS.

1. The Court of the Judicial Commissioner was presided over by Mr. E. M. Pratt, I.C.S., from 1st January to 31st December 1912.

The following were the Additional Judicial Commissioners:—

Mr. H. N. Crouch, LL.B. (London), Bar.-at-Law, from 1st January to 31st December 1912 and Mr. M. H. W. Hayward, LL.B. (Cantab.), Bar.-at-Law, I.C.S., from 1st January to 13th June 1912 and again from 20th October to 31st December 1912 and Mr. C. G. H. Fawcett, I.C.S., from 15th July to 19th October 1912.

2. There were on the 31st December 1912:—

2 Sessions Judges.

2 Additional Sessions Judges.

7 District Magistrates.

18 Sub-Divisional Magistrates.

3 Cantonment Magistrates.

17 City and Resident Magistrates.

31 Other First Class Magistrates.

58 Second Class Magistrates.

78 Third Class Magistrates.

13 Sanitary Committees and Boards under Bombay Act I of 1899.

Of the above Magistrates 36 were Special and Honorary Magistrates.

3. There were on the 31st December 1912—

3 District Judges (including the Deputy Commissioner, Thar and Párkar).

1 Joint Judge.

1 Assistant Judge.

3 Small Causes Court Judges (including Cantonment Magistrate, Karáchi, exercising powers of a Small Causes Court and the Registrar, Small Causes Court, Karáchi).

3 First Class Subordinate Judges (including Registrar of the Court of the Judicial Commissioner).

14 Second Class Subordinate Judges.

20 Revenue Officers exercising Civil powers in Thar and Párkar.

4. Mr. Hayward, Additional Judicial Commissioner, spent about two and a half months on tour inspecting the Criminal and Civil Courts of the Province.

5. The total receipts of all the Courts are Rs. 5,62,366 and the total charges Rs. 9,81,112 during the year under report, disclosing an excess of Rs. 4,18,746 in the expenditure over receipts.

*Criminal Justice.*

6. The number of offences as well as that of offenders reported, shows an increase as compared with the preceding year, the figures being:—

Year.	Offences reported.	Offenders.
1911	24,693	51,828
1912	27,238	54,856
	+2,540	+3,033

The figures relating to offences eventually returned as true as well as those relating to offenders in cases returned as true show an increase as compared with the previous year as shown below :—

Year.	Offences returned as true.	Number of offenders in cases returned as true.
1911	21,437	41,814
1912	23,874	45,512
	+2,437	+3,698

7. The number of trials rose from 22,307 to 24,403 and the number of persons tried also rose from 45,494 to 49,540. The number of persons remaining under trial at the end of the year under report rose from 4,466 to 5,007. There were 50,031 persons under trial during the year under review before the several Criminal Courts including the Court of the Judicial Commissioner.

The following table exhibits the result as contrasted with the figures in 1911 :—

Year.	Total number of persons under trial.	Acquitted or discharged.	Convicted.	
			On regular trial.	On summary trial.
1911	45,900	27,862	8,426	4,345
1912	50,031	29,763	9,590	4,829
	+4,131	+1,901	+1,164	+484

8. The following table shows punishments inflicted in 1912 as contrasted with those in 1911 :—

Year.	Death.	Transportation.	Imprisonment		Fine.	Whipping.	Persons ordered to furnish security, etc.	Persons imprisoned for default.
			Rigorous.	Simple.				
1911	11	62	2,935	151	8,357	155	1,374	897
1912	27	53	3,696	277	9,567	182	1,113	959

The fines in 1912 amounted to Rs. 1,19,231-8-1 as against Rs. 1,11,294-7-3 in 1911 and the compensation paid to accused persons in 1912 amounted to Rs. 7,636-3-9 as against Rs. 5,375-4-9 in 1911.

9. Particulars as to results of trials in the different districts (including the 40 persons in the Court of the Judicial Commissioner) are given in the following table :—

District of	Under trial.	Acquitted or discharged.	Convicted.	Died or escaped.	Remaining under trial.	Referred under section 307, Criminal Procedure Code.	On dormant file.
Karachi ...	11,853	5,499	5,279	1	947	...	127
Hyderabad ...	7,900	5,406	1,569	41	884	...	...
Nawábsháh ...	6,511	4,110	993	54	1,354	...	...
Sukkur ...	8,069	4,093	3,250	28	700	...	...
Lárkána ...	9,515	7,004	1,816	20	675	...	...
Upper Sind Frontier...	2,719	1,785	814	6	114	...	...
Thar and Párkar ...	2,933	1,861	669	76	327	...	...
Court of the Judicial Commissioner.	40	5	29	...	6	...	...
	49,540	29,763	14,419	224	5,007	...	127

10. The following statement shows the work done by the several Sessions Courts (including the Court of the Judicial Commissioner) for the last three years:—

District of	1910.		1911.		1912.	
	Cases disposed of.	Appeals disposed of.	Cases disposed of.	Appeals disposed of.	Cases disposed of.	Appeals disposed of.
Karachi ...	36	135	40	120	25	131
Hyderabad ...	100	268	97	312	99	334
Sukkur-Lárkána ...	79	260	76	235	125	280

11. The number of offences affecting life and attempts at such offences rose from 184 in 1911 to 217 in the year under report. A large proportion of his class of crime arises from intrigues or supposed intrigues with women. The following statement shows cases of murders and their motives during the year under report:—

District.	From motives connected with women.	Other causes.
Karachi ...	2	4
Hyderabad ...	9	13
Sukkur ...	13	1
Lárkána ...	18	12
Upper Sind Frontier ...	11	3
Nawábsháh ...	4	13
Thar and Párkar ...	6	11

12. There was an increase in the number of offences under the following heads:—

- i. Offences relating to the Army and Navy.
- ii. Offences by, or relating to public servants.
- iii. Offences relating to coins.
- iv. Offences relating to weights and measures.
- v. Offences affecting the public health, safety, convenience, decency and morals.
- vi. Offences relating to religion.
- vii. Offences affecting life.
- viii. Attempts at offences affecting life.

- ix. Causing of miscarriage, injuries to unborn children, exposure of infants and the concealment of births.
- x. Wrongful restraint and wrongful confinement.
- xi. Attempts at Criminal force and assault.
- xii. Attempts at rape.
- xiii. Theft, ordinary.
- xiv. Theft, cattle.
- xv. Attempts at theft.
- xvi. Extortion.
- xvii. Robbery and Dacoity.
- xviii. Attempts at Robbery and Dacoity.
- xix. Criminal breach of trust.
- xx. Receiving of stolen property.
- xxi. Cheating.
- xxii. Fraudulent deeds and disposition of property.
- xxiii. Attempts at do. do.
- xxiv. Mischief.
- xxv. Offences relating to marriage.
- xxvi. Defamation.
- xxvii. Criminal intimidation, insult and annoyance.
- xxviii. Offences under Special and Local Laws.

There was a decrease under the following heads:—

- i. Offences against public tranquility.
- ii. False evidence and offences against public justice.
- iii. Attempts at do. do.
- iv. Offences relating to Government stamps.
- v. Hurt.
- vi. Criminal force and assault.
- vii. Kidnapping, forcible abduction, slavery and forced labour.
- viii. Rape.
- ix. Unnatural offence.
- x. Criminal misappropriation of property.
- xi. Criminal trespass.
- xii. Attempts at do.
- xiii. Offences relating to documents and to trade or property marks.
- xiv. Criminal breach of contracts of service.

13. The power of requiring security for good behaviour from bad characters was less freely exercised in the year under report than in the preceding year, the number of cases being 744 as compared with 987 in 1911.

14. There was an increase in the year under report in the number of frivolous and vexatious complaints dealt with summarily under Section 250, Criminal Procedure Code.

15. Applications for orders for maintenance were more numerous in the year under review than in the preceding year. The orders granted numbered 11 out of 109 applications against 9 out of 95 applications in the preceding year.

16. The number of individual appeals disposed of in the year under report was 2,316, that is, 95 more than in the preceding year. Out of these the sentences were left unaltered in 1,967 cases and were reversed or varied in 348,

that is, the sentences were maintained intact in close upon 84 per cent. of the appeals.

The above appeals were thus distributed :—

Magistrates' Courts	..	...	...	1,021
Sessions Courts (including the Court of the Judicial Commissioner)	...	...	...	1,018
Court of the Judicial Commissioner, High Court Jurisdiction	...	...	...	277

The Criminal appeals in the Court of the Judicial Commissioner of Sind as well as those in the Courts of Sessions show an increase of 108 and 93 respectively and those of Magistrates' Courts show a decrease of 106.

17. During the year under report the cases of 178 persons were examined in revision by the Court of the Judicial Commissioner of Sind. The Sessions Courts examined the cases of 214 and the District Magistrates of 185 persons. The principal results of this revision were that 18 sentences were enhanced, 13 reduced or otherwise altered and 33 reversed. In the case of 7 persons proceedings were quashed and in the case of 57 persons new trials or further enquiries were ordered.

18. The following table shows the criminal work (apart from the inspection of Magistrates' Courts) disposed of by the Court of the Judicial Commissioner of Sind, High Court Jurisdiction in the year under report, as compared with that of 1911 and the arrears at the end of the year :—

Description of Work.	Arrears on 31st December 1910.	1911.		Arrears on 31st December 1911.	1912.		Arrears on 31st December 1912.
		Filed.	Disposed of.		Filed.	Disposed of.	
Criminal appeals	18	121	111	23	155	165	18 (of these 2 on the dormant file.)
Cases under section 307, Criminal Procedure Code	...	1	1	...	1	...	1
Cases referred under section 341, Criminal Procedure Code	...	20	16	4	25	24	5
Confirmation cases	...	2	2	3	2	5	...
Reported cases under section 215, Criminal Procedure Code	3	2	2	3	2	5	...
Reported cases under section 438, Criminal Procedure Code	1	33	30	4	38	40	2 (out of these one on dormant file.)
Criminal revision on Court's own motion	...	4	3	2	4	5	1
Criminal revision on application	8	96	96	8	93	86	15
Application under section 499, Criminal Procedure Code	...	4	4	...	5	5	...
Transfer application under section 526, Criminal Procedure Code	...	24	24	...	44	43	1
Application under section 195(b), Criminal Procedure Code	...	...	...	...	2	2	...
Application under section 307, Criminal Procedure Code	...	...	...	...	1	...	1
Application under Act 3 of 1900	...	8	8	...	5	5	...
Application under Legal Practitioner Act...	...	...	...	...	2	2	...

The cases of 39 persons were referred to the Court of the Judicial Commissioner for confirmation of the sentence of death. In the case of 27 the sentence of death was confirmed in the case of 2 it was commuted to transportation for life, in the case of 5 the convictions and sentences were reversed and the accused acquitted and the cases of 5 persons were pending at the close of the year. Also the case of one person referred to the Court under section 307, Criminal Procedure Code, was pending at the close of the year under review.

#### CIVIL JUSTICE.

19. The total number of civil suits instituted in Sind during the year under report was 24,746 as compared with 25,414 in 1911. The number in

each of the District Courts including the Court of the Judicial Commissioner District Court Jurisdiction, in the two years were :—

	1911.	1912.
Hyderabad ... ..	18	26
Sukkur-Larkana ... ..	22	22
Thar and Parkar ... ..	24	8
Court of the Judicial Commissioner (District Court Jurisdiction) ... ..	426	503

20. The following table shows the nature of suits principally filed in the Province during the years 1911 and 1912 :—

	1911.	1912.
Money and movable Property ... ..	21,304	21,874
Mortgage ... ..	804	809
Immovable ... ..	767	762

21. The total value of suits filed during the year under report was Rs. 85,73,134-7-3 as compared with Rs. 73,73,680-13-9½ in 1911.

22. The total number of suits disposed of in the Civil Courts in Sind was 25,530 as against 25,348 in the preceding year. The following table exhibits the manner of disposal in 1912 as compared with the year 1911 :—

Manner of disposal.	1911.	1912.
Without trial ... ..	7,593	7,174
Compromised ... ..	7,308	7,977
Decreed on confession ... ..	2,567	1,291
Decreed <i>ex-parte</i> ... ..	2,513	3,320
Dismissed <i>ex-parte</i> ... ..	317	245
By arbitration ... ..	1,134	1,379
Contested ... ..	3,911	4,244

23. The number of suits pending at the close of the year was 4,023 out of which 1,823 were pending for more than 3 months.

24. The average duration of contested and uncontested suits in the District Courts including the Court of the Judicial Commissioner, District Court Jurisdiction, was 203 and 181, respectively, in the year under report as against 292 and 201, respectively, in 1911.

25. The number of miscellaneous judicial cases for disposal before the Courts was 1,495 as against 1,791 in 1911. The number disposed of was 1,236 as against 1,511 in 1911.

26. The number of Civil appeals before District Courts including the Court of the Judicial Commissioner, District Court Jurisdiction, was 494 as against 470 in 1911. Of these 278 were disposed of as compared with 299 in 1911. The number of Civil appeals disposed of during the year under report as contrasted with the preceding year is as follows :—

	1911.	1912.
Hyderabad ... ..	86	68
Sukkur-Larkana ... ..	205	200
Thar and Parkar ... ..	1	3
Court of the Judicial Commissioner, District Court Jurisdiction ... ..	7	7

27. The average duration of appeals in the District Court during the year under report was 197·19 and in the Court of the Judicial Commissioner, District Court Jurisdiction, 381·71 and High Court Jurisdiction 530·65 as against 106·03, 151·14 and 399·74, respectively, in the year 1911.

28. There were in all 20,595 applications for execution before the Civil Courts including the Court of the Judicial Commissioner, District Court Jurisdiction, as against 20,181 in 1911. Of these, 17,588 were disposed of as against 17,402 in 1911. The amount realised in execution of decrees during the year under report was Rs. 4,33,075-15-5½ as compared with Rs. 3,08,943-9-0 in the year 1911. Movable property was sold in 200 cases as against 186 in 1911 and attached but subsequently released in 281 as against 351 in 1911.

29. The following table shows the Civil work (apart from the inspection of Civil Courts) disposed of by the Court of the Judicial Commissioner, High Court Jurisdiction, during the year under report as contrasted with that of 1911 and the arrears awaiting disposal:—

Description of Work.	Arrears on 31st December 1910.	1911.		Arrears on 31st December 1911.	1912.		Arrears on 31st December 1912.	Remarks.
		Filed.	Disposed of		Filed.	Disposed of		
First appeals ... ..	54	57	26	85	52	52	85	
Second appeals ... ..	60	55	32	83	40	61	62	
Miscellaneous appeals ... ..	9	13	13	9	23	18	16	
Applications under act III of 1907... ..	.....	1	.....	*1	.....	.....	.....	* This was a Miscellaneous appeal and not an application. It was disposed of in 1912 and has been shown in the disposal of Miscellaneous appeals.
Do. Section 24, Civil Procedure Code ... ..	2	4	5	1	7	7	1	
Do. Section 195, Criminal Procedure Code ... ..	.....	3	2	1	1	2	.....	
Do. Order 46, Rule 1, 1st Schedule, Civil Procedure Code ... ..	1	2	3	.....	.....	.....	.....	
Do. Section 115, Civil Procedure Code ... ..	20	26	27	19	21	29	11	
Do. Section 114, Civil Procedure Code ... ..	2	2	2	2	4	5	1	
Do. Order 45, Civil Procedure Code ... ..	2	.....	2	.....	.....	5	1	
Do. Section 25, Small Causes Court Act... ..	4	13	11	6	47	18	35	
Do. Act X/65 ... ..	1	6	6	1	5	4	2	
Do. Act XVIII of 1879 ... ..	.....	3	3	.....	.....	.....	.....	
Do. Sections 22, 23 & 151 Civil Procedure Code ... ..	.....	1	.....	1	.....	1	.....	

30. There has been a general increase of work in all Courts.

**VAZIRMAL UTAMSING,**  
Registrar, Court of the Judicial Commissioner of Sind.

## JUDICIAL STATEMENT

Statement showing the number of Judicial Divisions and the number of Officers on the last day of the year 1912,

Name of Presidency.	Area.	Population.	Number of Divisions for Courts under Chief Courts but superior to the Chief Courts of Districts.	Number of Districts.	Number of Sub-Districts.	TOTAL NUMBER OF OFFICERS EXERCISING ORIGINAL OR APPELLATE JURISDICTION.					
						Judges of Chief Court of Province.	Judges of other Courts superior to Chief Courts of Districts.	Judges of Chief Courts of Districts.	Judges of District Courts other than Chief Courts.	Judges of other Subordinate Courts.	
1	2	3	4	5	6	7	8	9	10	11	
Presi- dency of Bom- bay.	Territory subject to the High Court. } Civil ...	77,275	16,113,042	...	15	104	(a) 8	...	(c) 17	(e) 44	(g) 101
		Territory not subject to the High Court. } Civil ...	47,789	3,513,435	...	3	13	(b) 3	...	(d) 4	(f) 6
	Total ...	125,064	19,626,477	...	18	117	11	...	21	50	*115

Notes.—Column 1.—Sub-head "Total."—The entries to be made here will show the area and population of the entire Presidency, total work done by them, with the financial results.

Columns 10 and 11.—The Judicial receipts and charges should be shown as a whole, just as they appear in the Treasury

Statement showing the number of Judicial Officers exercising Original and Appellate

Designation.	Europeans.
Chief Justice and High Court Judges ... ..	5
Judicial Commissioner and Additional Judicial Commissioners in Sind.	3
District Judges ... ..	13
Joint Judges ... ..	2
Assistant Judges ... ..	6
Small Cause Court Judges ... ..	3
Subordinate Judges, First Class ... ..	...
Subordinate Judges, Second Class ... ..	...

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.



## No. 1—(CIVIL).

*exercising Appellate or Original Jurisdiction in the Presidency of Bombay with the cost of Tribunals.*

TOTAL NUMBER OF CASES DECIDED.				Total receipts of the Courts.	Total charges of the Courts.	REMARKS.
Original.		Appeals.				
Regular.	Miscellaneous.	Regular.	Miscellaneous.			
12	13.	14	15	16	17	18
121,343	123,863	6,037	209	Rs. 89,89,443 0 0	Rs. 40,36,544 0 0	(a) Includes the Chief Justice. (b) Includes the two Additional Judicial Commissioners of Sind. (c) Includes 2 Joint Judges. The District Judge of Poona is also <i>ex-officio</i> Agent for the Sardars in the Deccan. (d) Includes 1 Joint Judge and 1 Deputy Commissioner exercising the powers of a District Judge. (e) Includes 9 Assistant Judges, 8 Small Cause Court Judges, 21 First Class Subordinate Judges, 8 Registrars and 8 Cantonment Magistrates, but does not include 2 Inspecting First Class Sub-Judges who do not exercise Appellate or Original Jurisdiction. (f) Includes 1 Assistant Judge, 1 Small Cause Court Judge, 2 First Class Sub-Judges, 1 Registrar and 1 Cantonment Magistrate exercising Civil Powers. (g) 2 Inspecting 2nd Class Sub-Judges who do not exercise Appellate or Original Jurisdiction are not included. (h) Includes all applications for execution of decrees and applications under the Provincial Insolvency Act III of 1907. * Besides these, there were 6 Inámdárs and Jahágirárs exercising Civil powers.
25,515	13,911	391	58	5,62,366 0 0	9,81,112 0 0	
146,858	(A) 142,777	6,428	267	45,51,809 0 0	50,17,658 0 0	

the average number of Districts and Sub-Districts for Civil purposes, the actual number of persons exercising jurisdiction, and the accounts, care being taken that the charges on account of buildings are included in column 17.

*Jurisdiction, both Europeans and Natives, in the Presidency of Bombay, including Sind.*

Natives.	Remarks.
3	
5	
1	
4	
6	
23	
115	Besides these, there were 3 Native Registrars, 1 European Registrar and 4 European Cantonment Magistrates exercising Civil powers.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

Statement showing the number of Judicial Divisions and the number of Officers on the last day of the year 1912,

Name of Presidency.	Area.	Population.	Number of Divisions for Courts under Chief Courts but superior to the Chief Courts of Districts.	Number of Districts.	Number of Sub-Districts.	TOTAL NUMBER OF OFFICERS EXERCISING ORIGINAL OR APPELLATE JURISDICTION.					
						Judges of Chief Court of Province.	Judges of other Courts superior to Chief Courts of Districts.	Judges of Chief Courts of Districts.	Judges of District Courts other than Chief Courts.	Judges of other Sub-ordinate Courts.	
1	2	3	4	5	6	7	8	9	10	11	
Presidency of Bombay.	(Territory subject to the High Court.) Criminal.	(a)	(c)	...	20	186	(e) 8	...	(g) 45	(i) 78	(k) 390
	(Territory not subject to the High Court.) Criminal.	(b)	(d)	...	7	60	(f) 3	...	(h) 11	(j) 23	(l) 144
	Total ...	...	.....	...	27	246	11	...	56	101	534*

Notes.—Column 1.—Sub-head "Total."—The entries to be made here will show the area and population of the entire Presidency, and the total work done by them, with the financial results.

Columns 10 and 11.—The Judicial receipts and charges should be shown as a whole, just as they appear in the Treasury

Statement showing the number of Judicial Officers exercising Original and Appellate

Designation.	Europeans.
Chief Justice and High Court Judges	5
Judicial Commissioner and Additional Judicial Commissioners in Sind.	3
Sessions Judges	12
Additional Sessions Judges	6
Assistant Sessions Judges	1
Magistrates, First Class*	93
„ Second Class*	7
„ Third Class*	8
Police Patels	...

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

No. 1—(CRIMINAL).

exercising Appellate or Original Jurisdiction in the Presidency of Bombay with the cost of Tribunals.

TOTAL NUMBER OF CASES DECIDED.				Total receipts of the Courts.	Total charges of the Courts.	REMARKS.
Original.		Appels.				
Regular.	Miscellaneous.	Regular.	Miscellaneous.			
12	13	14	15	16	17	18
				Rs. s. p.	Rs. s. p.	
184,602	1,479	3,308	1,054	39,69,443 0 0	40,36,544 0 0	(a) to (d). See columns 2 and 3 of Statement No. 1—(Civil). (e) and (f). See column 7 of Statement No. 1—(Civil). (g) and (h). These are District Magistrates, Presidency Magistrates, Deputy Commissioners in Sind, Sessions Judges and Additional Sessions Judges. (i) and (j). These are Assistant Collectors, Deputy Collectors and Assistant Sessions Judges. (k) and (l). These are all Stipendiary 1st, 2nd and 3rd Class Magistrates other than those shown in columns 9 and 10. * Besides these, there were 45 Special and 289 Honorary Magistrates, 14,526 Police Patels and 180 Sanitary Committees and Sanitary Boards. †Excluding cases under Sections 107, 108, 109, 110, 118, 120 and 123 of Chapter VIII, Criminal Procedure Code, which are shown in statement No. 2 as well as statement No. 3. ‡These are all cases of Revision under the Code of Criminal Procedure.
24,437	399	1,607	359	5,82,366 0 0	9,81,112 0 0	
159,099†	1,878	4,915	1,413‡	45,51,809 0 0	50,17,656 0 0	

the average number of Districts and Sub-Districts for Criminal purposes, the actual number of persons exercising jurisdiction, accounts, care being taken that the charges on account of buildings are included in column 17.

Jurisdiction, both Europeans and Natives, in the Presidency of Bombay, including Sind.

Natives.	Remarks.
3	
...	
5	
3	
2	
259	* These include 24 District Magistrates, 4 Presidency Magistrates, 2 Deputy Commissioners in Sind, 39 Assistant Collectors, 59 Deputy Collectors, 45 Special Magistrates and 289 Honorary Magistrates.
285	
344	
14,526	

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT No. 2—(CRIMINAL).

Statement of Offences reported and of Persons tried, convicted and acquitted of each class of offence in the Presidency of Bombay in the year 1912.

Description of Offence.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	NUMBER OF PERSONS.					Complaints dismissed under section 203, Criminal Procedure Code.	Complainants fined under section 250, Criminal Procedure Code.	REMARKS.			
				Under trial during the year, including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped, or transferred to another Province.	Remaining under trial.			Particulars of Column 8.			
											Died.	Escaped.	Transferred.	
1	2	3	4	5	6	7	8	9	10					
Offences against the State—Chapter VI of the Indian Penal Code ... ..	2	2	2	3	2	1	...	...	...	...	...	...	...	...
Offences relating to the Army and Navy ... ..	8	8	5	82	8	8	...	16	...	...	...	...	...	...
Offences against the public tranquillity ... ..	1,575	1,293	1,284	(a) 8,063	4,818	2,220	25	995	241	21	11	14	...	...
Attempts at do. ... ..	4	4	4	38	23	...	...	10	...	...	...	...	...	...
Offences by or relating to public servants ... ..	125	113	118	182	64	98	2	(b) 20	12	...	2	...	...	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Contempts of the lawful authority of public servants ... ..	562	547	563	(c) 809	317	434	5	52	14	...	3	2	...	...
Attempts at do. ... ..	8	8	8	10	5	5	...	...	...	...	...	...	...	...
False evidence and offences against public justice ... ..	1,190	1,056	1,113	1,789	794	769	23	203	110	2	5	18	...	...
Attempts at do. ... ..	14	14	14	16	4	6	1	5	...	...	1	...	...	...
Offences relating to coins ... ..	53	38	46	55	18	31	...	6	1	...	...	...	...	...
Offences relating to Government Stamps ... ..	19	18	19	25	10	14	...	1	1	...	...	...	...	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Offences relating to weights and measures ... ..	187	159	146	194	50	125	...	19	21	...	...	...	...	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Offences affecting the public health, safety, convenience, decency and morals ... ..	1,399	1,382	1,369	1,758	360	1,375	...	23	15	1	...	...	...	...
Attempts at do. ... ..	18	18	18	26	21	5	...	...	...	...	...	...	...	...
Offences relating to religion ... ..	49	44	50	142	116	23	...	8	5	1	...	...	...	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Offences affecting life ... ..	578	551	735	1,325	522	601	11	(d) 191	10	1	8	2	1	...
Attempts at do. ... ..	34	30	43	60	19	32	...	9	1	...	...	...	...	...
Causing of miscarriage, injuries to unborn children, exposure of infants, and the concealment of births ... ..	67	63	74	102	45	53	1	3	3	...	1	...	...	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Hurt ... ..	22,119	17,381	17,714	(e) 45,555	39,751	3,781	31	(f) 1,991	4,239	281	13	18	...	...
Attempts at do. ... ..	5	5	6	13	11	1	...	...	...	...	...	...	...	...
Offences affecting the human body, Chapter XVI.														
Wrongful restraint and wrongful confinement. Attempts at do. ... ..	876	648	657	1,638	1,279	214	3	142	196	13	1	2	...	...
Criminal force and assault ... ..	6,470	5,694	5,715	12,057	10,131	1,668	17	841	638	56	4	13	...	...
Attempts at do. ... ..	4	4	4	12	6	1	...	5	...	...	...	...	...	...
Kidnapping, forcible abduction, slavery and forced labour ... ..	351	211	216	722	423	138	7	152	123	1	4	2	1	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Rape ... ..	66	50	64	86	56	24	...	6	11	1	...	...	...	...
Attempts at do. ... ..	8	3	8	8	2	6	...	...	...	...	...	...	...	...
Unnatural offence ... ..	34	20	33	48	15	28	...	5	4	...	...	...	...	...
Attempts at do. ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...	...

(a) 5 on Dormant File.

(b) 1 sent to Lunatic Asylum.

(c) 1 on Dormant File.

(d) 1 sent to Lunatic Asylum.

(e) 11 on Dormant File.

(f) 1 sent to Lunatic Asylum.

JUDICIAL STATEMENT No. 2—(CRIMINAL)—continued.

Description of Offence.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	NUMBER OF PERSONS.					Complaints dismissed under section 203, Criminal Procedure Code.	Complaints fined under section 250, Criminal Procedure Code.	REMARKS.		
				Under trial during the year, including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped, or transferred to another Province.	Remaining under trial.			Particulars of Column 6.		
											Died.	Escap-ed.	Trans-ferred.
1	2	3	4	5	6	7	8	9	10				
Theft ... ..	12,358	11,298	11,522	17,709	4,654	11,665	64	(p)1,336	653	98	20	84	10
Attempts at do. ...	54	54	54	69	4	57	...	2	...	...	...	...	...
Extortion ... ..	184	85	89	(h)260	173	86	2	42	89	18	...	2	...
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Robbery and dacoity ...	635	490	489	(i)1,537	794	425	26	289	184	6	6	18	2
Attempts at do. ...	3	3	3	9	8	1	...	...	...	...	...	...	...
Criminal misappropriation of property ...	700	462	470	(j)747	459	241	2	43	240	4	1	1	...
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Criminal breach of trust. Attempts at do. ...	2,013	1,457	1,455	(k)1,899	868	733	25	268	509	27	6	4	15
Offences against property, Chapter XVII.	3	3	3	3	1	2	...	...	...	...	...	...	...
Receiving of stolen property ... ..	1,162	1,128	1,140	1,656	533	1,013	8	102	27	5	2	5	1
Attempts at do. ...	1	1	1	1	...	1	...	...	...	...	...	...	...
Cheating ... ..	1,292	955	973	(l)1,529	804	591	4	(m)123	317	10	3	1	...
Attempts at do. ...	37	87	37	41	5	86	...	...	...	...	...	...	...
Fraudulent deeds and disposition of property. Attempts at do. ...	27	19	21	88	57	29	1	1	8	...	1	...	...
1	1	1	1	1	1	...	...	...	...	...	...	...	...
Mischief ... ..	3,548	2,931	3,009	7,668	6,580	730	4	354	512	52	1	3	...
Attempts at do. ...	5	5	6	10	3	7	...	...	...	...	...	...	...
Criminal trespass. Attempts at do. ...	3,511	2,847	2,877	6,206	4,101	1,789	9	(n)307	457	56	5	2	2
22	19	20	23	2	21	...	...	...	3	...	...	...	...
Offences relating to documents and to trade or property marks, Chapter XVIII of the Indian Penal Code ... ..	130	109	128	245	125	55	2	63	21	1	1	...	1
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Criminal breach of contracts of service ... .. XIX	19	14	21	33	20	8	...	5	5	...	...	...	...
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Offences relating to marriage... .. XX	1,769	1,168	1,280	3,869	3,162	182	34	491	565	25	6	28	...
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Defamation ... .. XXI	431	312	329	(o)715	594	82	3	82	111	2	1	1	1
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Criminal intimidation, insult and annoyance ... .. XXII	7,192	5,790	5,876	(p)12,471	11,259	807	2	422	1,247	87	2	...	...
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	...
Offences under Special and Local Laws:—													
Ancient Monuments Act ... .. (India)	1	1	1	4	...	...	...	4	...	...	...	...	...
Apprentices Act XIX of 1850 ... ..	1	1	1	1	...	1	...	...	...	...	...	...	...
Arms Act XI of 1878 ... ..	881	872	882	418	65	332	...	21	1	...	...	...	...
Army Act I of 1881 ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...
Breaches of Contract Act XIII of 1859 ... ..	1,985	1,809	1,790	(q)2,554	1,659	409	3	479	110	...	3	...	...
Cantonment Act XIII of 1889 ... ..	1,876	1,872	1,875	2,536	306	2,227	...	8	...	...	...	...	...
Cantonment Rules of 1899 ... ..	...	...	...	...	...	...	...	...	...	...	...	...	...

(g) 1 sent to Lunatic Asylum.  
(k) 5 on Dormant File.

(h) 7 on Dormant File.  
(l) 7 on Dormant File.

(i) 8 on Dormant File.  
(m) 1 sent to Lunatic Asylum.

(j) 2 on Dormant File.  
(n) 1 sent to Lunatic Asylum.  
(o) 4 on Dormant File.

(p) 1 on Dormant File.



JUDICIAL STATEMENT No. 2—(CRIMINAL)—concluded.

Description of Offences.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	NUMBER OF PERSONS.					Complaints dismissed under Section 203, Criminal Procedure Code.	Complaints filed under Section 259, Criminal Procedure Code.	REMARKS.		
				Under trial during the year including from previous year.	Acquitted or discharged.	Convicted.	Died, escaped, or transferred to another Province.	Remaining under trial.			Particulars of Column 8.		
											Died.	Escaped.	Transferred.
1	2	3	4	5	6	7	8	9	10				
Frontier (Siud) Regulation II of 1892 ... (Bombay)	57	57	57	149	48	100	1	...	...	1	...	...	
Gambling Act IV of 1887 as amended by Act I of 1890 ...	528	523	641	2,091	279	1,782	1	29	2	1	...	...	
Gas Companies Act I of 1863 ...	4	4	4	4	4	...	...	...	...	...	...	...	
Irrigation Act VII of 1879 ...	170	165	177	298	129	119	...	59	4	...	...	...	
Jail Acts II of 1874 and IX of 1894 ...	...	...	...	...	...	...	...	...	...	...	...	...	
Land Revenue Code Act V of 1879 ...	71	71	69	81	20	57	...	...	...	...	...	...	
Markets and Fairs Act IV of 1862 ...	1	1	1	10	10	...	...	4	...	...	...	...	
Motor Vehicles Act II of 1904 ...	423	418	407	409	71	338	...	...	5	...	...	...	
Municipal (District) Act III of 1901 ...	15,257	14,972	15,603	(x)16,611	1,432	13,685	337	1,011	289	1	178	159	
Municipal (Bombay) Act III of 1888 ...	7,205	7,201	7,108	7,109	4,180	3,012	...	1	4	...	...	...	
Municipal Servants Act V of 1890 ...	12	12	12	12	1	11	...	...	...	...	...	...	
Police Regulation XII of 1827 ...	166	105	86	142	20	91	1	80	...	...	1	...	
Port Trust Acts VI of 1879 and VI of 1883 ...	25	25	24	24	2	22	...	...	...	...	...	...	
Prevention of Adulteration Act II of 1899 ...	2	2	2	2	...	2	...	...	...	...	...	...	
Public Conveyance Act VI of 1863 ...	9,379	9,341	9,222	9,424	468	8,015	...	46	37	...	...	...	
Public Ferries Act II of 1898 as amended by Act II of 1878 ...	9	8	8	18	14	4	...	...	1	...	...	...	
Registration of Bouts Act I of 1863 ...	...	...	...	...	...	...	...	...	...	...	...	...	
Sales of Poisons Act VIII of 1860 ...	3	3	3	3	1	2	...	...	...	...	...	...	
Salt Act II of 1890 ...	176	175	177	195	9	183	...	8	...	...	...	...	
Sanitary Board Act I of 1889 ...	...	...	...	...	...	...	...	...	...	...	...	...	
Tolls Act III of 1875 ...	...	...	...	...	...	...	...	...	...	...	...	...	
Tramways Act I of 1874 ...	18	17	16	16	11	5	...	...	1	...	...	...	
Attempts at do. ...	...	...	...	...	...	...	...	...	...	...	...	...	
Tramways (Karachi) Act II of 1883 ...	...	...	...	...	...	...	...	...	...	...	...	...	
Vaccination (Karachi) Act IV of 1879 ...	20	20	20	20	2	18	...	...	...	...	...	...	
Vaccination Act I of 1877 ...	3	3	3	3	1	2	...	...	...	...	...	...	
Vessels plying on the Indus Act I of 1863 ...	...	...	...	...	...	...	...	...	...	...	...	...	
Village Police Act VIII of 1867 ...	2,500	2,498	2,486	3,428	1,480	1,934	...	64	1	...	...	...	
Village Sanitation Act I of 1889 ...	123	123	136	196	86	160	...	...	...	...	...	...	
44 and 45 Vic. Chap. 58 Statute ...	9	9	9	(y)10	2	...	...	...	...	...	...	...	
57 and 58 Vic. Chap. 60 Statute ...	18	18	18	18	...	18	...	...	...	...	...	...	
<b>Total</b> ...	<b>172,103</b>	<b>158,757</b>	<b>160,801</b>	<b>*251,188</b>	<b>112,842</b>	<b>126,507</b>	<b>828</b>	<b>10,862</b>	<b>11,342</b>	<b>828</b>	<b>411</b>	<b>383</b>	<b>34</b>

(x) 41 on Dormant File. (y) 8 sent to Military Authorities.  
 \* Of these 136 on Dormant File, 8 sent to Military Authorities and 1 sent to Naval Authorities.

Notes.—Column 1.—(1) "Attempts" should be entered immediately after the offences to which they relate.  
 (2) "Motions" should be included with the substantive offences abated.  
 (3) When giving the list of Special and Local Laws against which offences have been committed, care should be taken to specify the title of each Act quoted, as well as its number and year. An Act of a local legislature should be distinguished by initial letters placed after the number of the Act.  
 Column 2.—All offences (cases) of which information was given, complaint made, or cognizance taken under Chapters IV, V, XIV, XVI, Cr. P. C., for the first time during the year are to be shown, although some of the charges may not have been prosecuted, or may have turned out to be false.  
 Column 3.—This column should be the total of column 2 less the number of cases dismissed under section 203, Cr. P. C., and less all other cases in which a Magistrate declared that the charge was false, and that the offence never occurred, or which were dismissed as frivolous and vexatious and in which the complainant was fined under section 250, Cr. P. C.  
 Column 5.—This column should be the total of columns 6 to 9.  
 Column 8.—Persons transferred from one Court to another in the same province are not to be entered in this column. A note should be added in the column of remarks, showing respectively the number of persons who died, escaped or were transferred.  
 General.—Cases committed or referred should not be included in this statement by the committing or referring Magistrates. The results of the trials in these cases should be shown by the Courts to which the cases are committed or referred. If the total of column 13 of Statement No. 1 be deducted from the total of column 2 of that Statement, the difference should correspond with the total of column 5 of this statement.

His Majesty's High Court of Judicature, Appellate Side,  
 Bombay, 23rd September 1913.

R. T. KIRTANE,  
 Acting Deputy Registrar.

Statement to be added as foot-note to Annual Judicial Statement No. II (Criminal),  
as directed by Government in their Letter No. 3464, dated 8th July 1901.

## Discharged.

Section 119.	Section 123.	Section 203.	Section 209.	Section 218.	Section 219.	Section 253.	Section 257.	Section 258.	Section 259.	Section 262.	Section 488.	Section 494.	Section 495.	Section 95, I P. C.	Special and Local Laws.
1,133	8	98	1,006	2	27	18,930	13	56	8,308	8	4	108	153	154	554

## Acquitted.

Section 119.	Section 245.	Section 247.	Section 248.	Section 258.	Section 259.	Section 259.	Section 294.	Section 305.	Section 306.	Section 307.	Section 309.	Section 338.
104	9,869	3,773	10,799	5,632	817	67	5	13	205	2	520	1

## Acquitted—continued.

Section 345.	Section 376.	Section 466.	Section 470.	Section 494.	Section 495.	Section 514.	Section 562.	Section 88, I. P. Code.	Special and Local Laws.	Total.	Remarks.
54,679	6	54	1	216	53	::	::	1	975	112,842	

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

R. T. KIRTANE,  
Acting Deputy Registrar.



JUDICIAL STATEMENT No. 2-A—(CRIMINAL).

Statement showing the General Result of the trial of European British subjects in the Presidency of Bombay in the year 1912.

Description of Offences.	PERSONS WHOSE CASES WERE DISPOSED OF												OF THE TOTAL NUMBER OF PERSONS SHOWN IN											
	By District Magistrates and other First Class Magistrates.			By Courts of Session.			By High Court.		Total for all Courts.			Columns 2 to 5.			Columns 6 to 8.		Columns 9 to 10.			Columns 11 to 12.				
	Convicted.	Acquitted or discharged.	Committed		Convicted.	Acquitted or discharged.	Transferred to High Court under section 419 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.	Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (2) of the Code.	Number who claimed a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 460 (1) of the Code.	Number who did not so claim.	Number whose cases were disposed of by					
			To Courts of Session.	To High Court.															Magistrates.	Sessions Judges.				
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	
Offences against the State, Chapter VI of the Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences relating to the Army and Navy, Chapter VII, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences against the public tranquillity, Chapter VIII, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences by or relating to public servants, Chapter IX, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Contumacious of the lawful authority of public servants, Chapter X, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Falsification and offences against public justice, Chapter XI, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences relating to Coals and Government Stamps, Chapter XII, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences relating to weights and measures, Chapter XIII, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences relating to religion, Chapter XV, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences affecting life	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Causing of miscarriage, injuries to unborn children, exposure of infants and the concealment of births	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Hurt	12	24	..	..	..	..	..	..	..	12	24	..	..	..	..	..	..	..	..	..	..	..	..	..
Wrongful restraint and wrongful confinement	..	2	..	..	..	..	..	..	..	..	2	..	..	..	..	..	..	..	..	..	..	..	..	..
Criminal force and assault, Attempts at do.	31	44	..	..	..	..	..	..	..	21	44	..	..	..	..	..	..	..	..	..	..	..	..	..
Kidnapping, forcible abduction, slavery and forced labour	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Rape	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Attempts at rape	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Unnatural offence	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences affecting the human body, Chapter XVI	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences against property, Chapter XVII	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Theft	30	8	..	..	..	..	..	1	..	40	8	..	..	..	..	..	..	..	..	..	..	..	..	..
Extortion	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Robbery and dacoity	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Criminal misappropriation of property	1	..	..	..	..	..	..	..	..	1	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Criminal breach of trust	2	1	..	..	..	..	..	..	..	2	1	..	..	..	..	..	..	..	..	..	..	..	..	..
Receiving of stolen property	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Cheating	18	9	..	..	..	..	..	..	..	18	9	..	..	..	..	..	..	..	..	..	..	..	..	..
Fraudulent deeds and disposition of property	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Mischief	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Criminal trespass	6	1	..	..	..	..	..	..	..	6	1	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences relating to documents and to trade or property marks, Chapter XVIII, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Criminal breach of contracts of service, Chapter XIX, Indian Penal Code	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences relating to marriage, Chapter XX	1	3	..	..	..	..	..	..	..	1	3	..	..	..	..	..	..	..	..	..	..	..	..	..
Defamation, Chapter XXI	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Criminal intimidation, insult and annoyance, Chapter XXII	4	28	..	..	..	..	..	..	..	4	28	..	..	..	..	..	..	..	..	..	..	..	..	..
Offences under Special and Local laws	851	87	..	..	..	..	..	..	..	351	87	..	..	..	..	..	..	..	..	..	..	..	..	..
Total	456	208	..	..	..	..	..	1	..	457	208	..	..	..	..	..	..	..	1	108	406	1	..	..

\* The Case of 1 European British Subject disposed of by the High Court is shown in column 22.

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

R. T. KIRTANE,  
Acting Deputy Registrar.

**JUDICIAL STATEMENT No. 3—(CRIMINAL).**

*Statement of Miscellaneous Proceedings under the Criminal Procedure Code in the Presidency of Bombay during the year 1913.*

Nature of Proceedings.	Total number of cases before the Courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.	REMARKS.		
					Pending.	Died.	Escaped.
1	2	3	4	5	6		
1.—Proceedings against witnesses under Chapter VI C and section 485.	12	17	5	10	2	...	...
2.—Proceedings under Chapter VIII to prevent breach of the peace.	267	1,220	428	700	94	...	...
3.—Proceedings under Chapter VIII, security for good behaviour.	1,724	3,998	1,046	2,711	193	11	81
4.—Proceedings against local nuisances, Chapter X.	51	89	16	69	4	...	...
5.—Possession, Chapter XII...	79	311	154	110	47	...	...
6.—F frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250.	841	1,058	117	941	...	...	...
7.—Non-attendance of Jurors or Assessors, Chapter XXIII section 332.	14	14	9	5	...	...	...
8.—Maintenance, Chapter, XXXVI.	602	628	463	127	16	...	...
9.—Forfeiture of bail or recognizance under Chapter XLII.	273	345	76	266	3	...	...
10.—Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562.	30	36	...	33	3	...	...
<b>Total ...</b>	<b>3,893</b>	<b>7,714</b>	<b>2,332</b>	<b>4,972</b>	<b>368</b>	<b>11</b>	<b>31</b>

24 Cases were pending the close of the year

*Notes.*—Column 1, Sub-head 1.—Complainants fined under section 250 are not to be entered as convicted in Statements 2, 4 or 5, but fact of the fines having been imposed may be noted in the column of remarks of Statement 2 against the complaints preferred by them.

Column 1, Sub-heads 2 and 3.—Cases under sections 107, 108, 109, 110, 118, 120 and 123, Criminal Procedure Code, will also appear under the appropriate head of the Schedule in Statement 2. Persons convicted under these heads and required to give security or recognizance under sections 120 and 123, Criminal Procedure Code, will also appear in Statement 5.

Column 1, Sub-heads 4, 5 and 6.—Cases under these sub-heads will not appear in Statements 2, 4 or 5. Jury cases, under Chapter X, will however, appear in Statement 12.

**R. T. KIRTANE,**  
Acting Deputy Registrar.

*His Majesty's High Court of Judicature, Appellate Side,*  
*Bombay, 23rd September 1913.*

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JUDICIAL STATEMENT No. 4—(CRIMINAL).

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## JUDICIAL STATEMENT

## Statement showing the General Result of Criminal Trials in the Tribunals

Class of Courts.	Total number of persons under trial.	PERSONS WHOSE CASES WERE					
		Died, escaped or transferred to another province.	Discharged or acquitted.	Con			
				On regular trial.			
				Sentences passed.	Released on probation, section 662, Criminal Procedure Code.	Youthful offenders dealt with under section 81, Act VIII of 1897.	
Discharged after admonition.	Delivered to parent or guardian, etc.						
1	2	3	4	5	6	7	8
Village Officers ... ..	3,424	...	1,545	1,135	...	...	...
Subordinate Magistrates—							
Special Magistrates under section 14.	(a) 28,102	60	14,149	1,855	...	...	...
Honorary Magistrates sitting singly.	18,147	247	9,047	2,487	87	...	...
Stipendiary Magistrates sitting singly.	(b) 140,911	508	88,008	34,260	388	6	12
Benches of Magistrates ... ..	58,690	5	8,724	6,262	9	...	...
Sanitary Committees and Sanitary Boards.	190	...	86	138	...	...	...
District and Divisional Magistrates—							
Cases referred under sections 347, 349, Criminal Procedure Code.	647	...	272	822	12	...	2
Chief Magistrates of Districts ...	268	1	83	161	2	...	2
Courts of Session ... ..	2,756	7	953	1,323	3	...	...
Superior Courts ... ..	180	...	21	129	...	...	...
<b>Total ...</b>	<b>* 253,315</b>	<b>828</b>	<b>112,842</b>	<b>48,099</b>	<b>475</b>	<b>6</b>	<b>17</b>

\* Includes 159 on dormant file, 9 sent to Military

**Notes.**—Column 1—Sub-head "Courts of Session" includes cases decided by Sessions Judges on reference under sections 81, Column 1—Sub-head "Superior Courts" includes cases decided by the High Court on reference under sections 307 and 374, Column 2—That is the total of the entries in Columns 3 to 14. The cases of persons transferred from one Court to another. Column 3—A note against the figure for each Court should be made in the column of remarks, showing separately how many they will be shown as convicted or acquitted according to the orders passed by it or as pending if orders have not been Column 13—These cases will also be shown against the Magistrates who made the reference, entry being made as directed. Column 14—An insane accused, who has been sent to a Lunatic Asylum, should be kept on the file and entered in this column. Column 15—Omit cases in which the accused died, escaped or was transferred. Column 16—In calculating the duration before the Magistrates' Courts the starting point to be taken is not the date of committal of days occupied should be given commencing from the date of commitment. Cases in which the accused has absconded General—The figures in this Statement should agree with those in Statement No. 2 and should include nothing else.

*His Majesty's High Court of Judicature, Appellate Side,*  
*Bombay, 23rd September 1913.*

No. 4—(CRIMINAL).

of various Classes in the Presidency of Bombay in the year 1912.

DISPOSED OF.				Persons remaining under trial at the end of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.	Particulars of column 8.			Remarks.	
NOTED.								Committed or referred.	Died.	Escaped.		Transferred.
On summary trial.												
Sentence passed.	Released on probation, section 562, Criminal Procedure Code.	Youthful offenders dealt with under section 81, Act VIII of 1897.		Committed or referred.	Persons remaining under trial at the end of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.	Particulars of column 8.			Remarks.
		Discharged after admonition.	Delivered to parent or guardian, &c.						Died.	Escaped.	Transferred.	
9	10	11	12	13	14	15	16	17	18			19
691	...	...	...	...	53	2,521	3	3,327	...	...	...	
11,353	87	13	...	89	456	20,981	5.7	54,869	17	11	32	(a) 9 sent to Military Authorities and 1 sent to Naval Authorities. (b) 189 on dormant file.
5,291	29	...	...	52	927	10,950	6	13,985	220	27	...	
11,965	151	3	3	1,862	8,593	69,366	8.4	213,152	161	345	2	
48,117	12	158	...	2	394	53,573	2.1	59,905	5	...	...	
16	...	...	...	...	...	130	2	146	...	...	...	
16	...	...	...	21	2	270	4.6	851	...	...	...	
4	...	...	...	2	6	118	19.3	505	1	...	...	
...	...	...	...	99	371	1,014	47.1	10,604	7	...	...	
...	...	...	...	...	30	116	20.8	376	...	...	...	
77,453	279	174	3	2,127	10,862	159,039	5.9	357,720	411	383	34	

Authorities and 1 sent to Naval Authorities.

34 and 123, Criminal Procedure Code.

Criminal Procedure Code.

another in the same Province will appear only against the Court by which decided or in which pending at the end of the year, if not decided.

accused persons were transferred to other Provinces.

sentences, will be entered in Column 13, and not in Columns 5 to 12 against the Court making the reference. Against the Court receiving the reference

passed,

above.

until he has been tried and either convicted or acquitted.

plaint or information, but that of apprehension or attendance on summons or otherwise of the accused. As regards Courts of Session, the actual number

before arrest or has escaped from custody should be taken off the file till the persons implicated appear again.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

Statement showing the Punishment inflicted by the various Criminal

Class of Tribunal.	PERSONS SENTENCED TO														
	Death.	Transportation.	Penal Servitude.	Imprisonment.		Forfeiture of property.	Fine.	Whipping.	Persons ordered to find or give security or recognizance to keep the peace or sureties for good behaviour.	Persons imprisoned in default of security for good behaviour.	Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.
				Rigorous.	Simple.										
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Village Courts ... ..	...	...	...	21	260	...	1,543	...	...	...	1,543	...	...	...	...
Subordinate Magistrates—															
Special Magistrates under section 14 ... ..	...	...	...	3,892	1,118	...	7,039	452	140	38	4,032	2,592	261	187	17
Honorary Magistrates sitting singly ... ..	...	...	...	448	51	...	7,317	4	160	98	6,945	327	87	8	...
Stipendiary Magistrates sitting singly ... ..	...	...	...	11,163	1,041	2	33,667	376	3,194	1,802	27,758	5,199	556	140	8
Benches of Magistrates ... ..	...	...	...	668	762	...	48,617	18	93	...	48,167	486	14	...	...
Sanitary Boards and Sanitary Committees ... ..	...	...	...	...	...	...	154	...	...	...	154	...	...	...	...
District and Divisional Magistrates—															
Cases referred under sections 347, 349, Criminal Procedure Code ... ..	...	...	...	190	15	...	106	83	55	16	67	29	3	7	...
Chief Magistrates of Districts ... ..	...	7	...	83	3	...	46	4	48	2	3	12	14	16	1
Courts of Sessions ... ..	...	162	...	944	77	...	123	11	103	103	81	82	81	23	4
Superior Courts ... ..	67	14	...	45	...	...	...	8	...	...	...	...	...	...	...
Total ... ..	67	133	...	17,472	3,347	2	98,614	901	3,793	2,059	88,702	8,627	916	337	30

Notes.—Column 1.—Sub-head "Courts of Sessions" includes cases decided by Sessions Judges on reference under section 123.  
Column 1.—Sub-head "Superior Courts" includes cases decided by the High Court on reference under sections 307 and 308.  
Column 19.—Includes fines realized during the year though imposed in previous years. This column is intended to show the total amount realized during the year.  
Column 20.—Represents compensation awarded to complainants under section 545, Act X of 1882. These awards should be included in the total of columns 5, 6 and 11.  
General (1).—The total of columns 5, 6 and 11 should correspond with the total of columns 21 to 25 (both inclusive) and the total of columns 12 to 16.  
(2).—This statement is meant to exhibit every sentence passed, and where two penalties are inflicted on the same convicted in Statement No. 4, it is necessary to note cases such as those in which fulfilment of contract is required by section 562, Code of Criminal Procedure, or for confirmation of sentence, the punishment, if any, sanctioned by the Court.

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

No. 5—(CRIMINAL).

Tribunals in the Presidency of Bombay in the year 1912.

DETAIL OF PUNISHMENT.													REMARKS.
Fine.				Imprisonment.					Whipped.			Number of boys whose sentences were commuted to detention in a Reformatory School.	
Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realized during the year.	Amount paid by way of compensation.	15 days and under.	6 months and under.	2 years and under.	7 years and under.	Above 7 years.	10 stripes and under.	20 stripes and under.	30 stripes and under.		
17	18	19	20	21	22	23	24	25	26	27	28		29
	Rs. a. p.	Rs. a. p.	Rs. a. p.										
...	1,208 9 0	1,111 1 0	.....	251	...	...	...	...	...	...	...	...	...
...	1,53,439 0 0	1,02,179 11 11	12,395 10 9	1,852	2,673	523	...	...	376	76	...	81	
...	25,823 3 2	24,761 0 11	1,039 13 8	136	357	105	...	...	3	1	...	...	
...	8,35,800 14 4	2,89,746 15 9	24,257 7 10	8,338	7,659	2,976	3	...	228	132	16	6	409 persons were convicted under Act XIII of 1859.
...	97,267 10 0	91,365 6 9	1,829 9 0	1,243	195	5	...	...	18	...	...	2	
...	112 6 0	83 14 0	.....	...	...	...	...	...	...	...	...	...	
...	4,351 1 0	2,454 13 6	371 1 0	33	100	88	...	...	30	3	...	8	
...	6,812 0 0	5,065 0 0	1,664 0 0	18	15	81	81	3	2	2	...	11	
2	23,084 0 0	16,385 9 7	708 2 0	67	195	267	567	28	4	6	1	...	
...	.....	.....	.....	1	4	7	28	5	...	2	1	...	
3	6,47,698 11 6	6,32,553 9 5	41,705 12 1	7,013	11,198	4,002	629	86	661	222	18	108	

Criminal Procedure Code.

374, Criminal Procedure Code.

realized portion of fines imposed by officers in the exercise of Original Jurisdiction only.

also be shown under the head *fines* "imposed" and "realized" in columns 18 and 19, for they form part of such fines.

total of column 8 should correspond with the total of columns 12 to 17 inclusive.

offender to exhibit them both. Further to reconcile the number of persons entered in this statement as punished with the number entered as ordered under Act XIII of 1859 in a foot-note. As regards persons whose cases were referred for higher punishment for orders under sec-

the higher Court should be entered against such higher Court, and not against the Court making the reference.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT No. V-A—(CRIMINAL).

## PART I.

*Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1912.*

Showing Whippings inflicted under sections 3, 4 and 5 of Act IV of 1909, in lieu of other punishments.

Offences for which awarded.	NUMBER OF PERSONS AWARDED			Total.	REMARKS.
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.		
1	2	3	4	5	6
<i>In lieu of other punishments (sections 3 to 5, Act IV of 1909).</i>					
1. Hurt as defined in sections 325 and 114, Indian Penal Code.	1	...	...	1	
2. Rape as defined in section 375, Indian Penal Code.	1	2	1	4	
3. Unnatural offence as defined in section 377, Indian Penal Code.	...	2	...	2	
4. Theft, as defined in {	Section 378, Indian Penal Code...	20	19	2	41
" 379 " ...	174	47	2	223	
" 380 " ...	241	76	5	322	
" 381 " ...	39	9	...	48	
" 382 " ...	...	...	...	...	
5. Extortion, as defined in {	" 383 " ...	...	...	...	
" 389 " ...	...	...	...	...	
6. Robbery and Dacoity as defined in section 392, Indian Penal Code.	1	...	...	1	
7. Dishonestly receiving stolen property, as defined in {	Section 411, Indian Penal Code...	15	10	2	27
8. Cheating as defined in section 420, Indian Penal Code.	" 412 " ...	1	...	1	
9. Lurking house-trespass, as defined in section 443, Indian Penal Code.	...	1	...	1	
10. Lurking house-trespass by night, as defined in section 444, Indian Penal Code.	...	3	...	3	
11. House-breaking, as defined in section 445, Indian Penal Code.	1	...	...	1	
12. House-breaking by night, as defined in section 446, Indian Penal Code.	2	6	...	8	
13. Lurking house-trespass by night, as defined in section 456, Indian Penal Code.	...	2	...	2	
14. Lurking house-trespass by night or house-breaking by night, as defined in section 457, Indian Penal Code.	2	2	...	4	
15. Offences under section 52, Act IX of 1894	...	...	...	...	
16. Offences under section 127, Act IX of 1890	1	2	...	3	
17. Offences under Act IV of 1887	...	1	...	1	
On 1st conviction	482	159	12	653	
On re-conviction	17	23	...	40	
Total	499	182	12	693	

*His Majesty's High Court of Judicature, Appellate Side, Bombay, 23rd September 1913.*

R. T. KIRTANE,  
Acting Deputy Registrar.



## JUDICIAL STATEMENT No. V-A—(CRIMINAL).

## PART II.

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1912.

Showing Whippings in addition to other punishments, section 4, Act IV of 1909.

Offences for which awarded.	NUMBER OF PERSONS AWARDED			Total.	REMARKS.
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.		
1	2	3	4	5	6
<b>IN ADDITION TO OTHER PUNISHMENTS.</b> (SECTIONS 3 AND 4.)					
<i>A—Section 3.</i>					
	Section 373, Indian Penal Code...				
1.—Theft as defined in ...	4	3	...	7	
" 379 " ...	1	2	...	3	
" 380 " ...	7	...	...	7	
" 381 " ...	...	...	...	...	
" 382 " ...	...	...	...	...	
2.—Extortion ditto ...	...	...	...	...	
" 388 " ...	...	...	...	...	
" 389 " ...	...	...	...	...	
3.—Dishonestly receiving stolen property as defined in ...	...	...	...	...	
" 411 " ...	...	...	...	...	
" 412 " ...	...	...	...	...	
4.—Lurking house-trespass as defined in ...	...	...	...	...	
" 443 " ...	...	...	...	...	
5.—Lurking house-trespass by night as defined in ...	...	...	...	...	
" 444 " ...	...	...	...	...	
6.—House-breaking as defined in ...	...	...	...	...	
" 445 " ...	...	...	...	...	
7.—House-breaking by night as defined in ...	...	...	...	...	
" 446 " ...	...	...	...	...	
8.—Offences under section 52, Act IX of 1894	...	...	...	...	
<i>B—Section 4.</i>					
	Section 193, Indian Penal Code...				
1.—False evidence as defined in ...	...	...	...	...	
" 194 " ...	...	...	...	...	
" 195 " ...	...	...	...	...	
2.—False charge of unnatural offence as defined in ...	...	...	...	...	
" 211 " ...	...	...	...	...	
" & 377 " ...	...	...	...	...	
3.—Assault as defined in ...	...	...	...	...	
" 354 " ...	...	...	...	...	
4.—Rape ditto ...	...	3	1	4	
" 375 " ...	...	...	...	...	
5.—Unnatural offence as defined in ...	...	...	...	...	
" 377 " ...	...	...	...	...	
6.—Robbery ditto ...	...	...	...	...	
" 390 " ...	...	...	...	...	
7.—Dacoity ditto ...	...	...	...	...	
" 391 " ...	...	...	...	...	
8.—Attempt at robbery as defined in ...	...	...	...	...	
" 393 " ...	...	...	...	...	
9.—Hurt in committing robbery as defined in ...	...	...	...	...	
" 394 " ...	...	...	...	...	
10.—Receiving stolen property as defined in ...	...	...	...	...	
" 413 " ...	...	...	...	...	
" 463 " ...	...	...	...	...	
" 466 " ...	...	...	...	...	
11.—Forgery as defined in ...	...	...	...	...	
" 467 " ...	...	...	...	...	
" 468 " ...	...	...	...	...	
" 469 " ...	...	...	...	...	
12.—Lurking house-trespass as defined in ...	...	...	...	...	
" 446 " ...	...	...	...	...	
13.—Ditto by night ditto	...	...	...	...	
" 444 " ...	...	...	...	...	
14.—House-breaking ditto	...	...	...	...	
" 445 " ...	...	...	...	...	
15.—Ditto by night ditto...	...	...	...	...	
" 446 " ...	...	...	...	...	
Total ...	12	8	1	21	

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT No. V-A—(CRIMINAL).

## PART III.

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1912.

Showing Whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in Parts I and II.

Offences.	NUMBER OF PERSONS AWARDED			Total	REMARKS
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.		
1	3	8	4	5	6
.....	150	32	5	187	
On 1st conviction ... ..	147	28	5	178	
On re-conviction ... ..	3	6	...	9	
Total ..	150	32	5	187	

His Majesty's High Court of Judicature, Appellate Side, }  
Bombay, 23rd September 1913.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT No. V-A—(CRIMINAL).

## PART IV.

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1912.

Showing relative number of times Whipping was awarded as compared with other punishments.

Punishments.	Number.	Remarks.
1	2	3
1.—Total number of whippings awarded ... ..	901	
2.—Total number of other punishments in cases in which whipping might have been awarded ... ..	8,349	
3.—Total number of all punishments in cases in which whipping might have been awarded. (Total of headings 1 and 2) ... ..	9,250	
4.—Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3) ... ..	9.7	

His Majesty's High Court of Judicature, Appellate Side, }  
Bombay, 23rd September 1913.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT No. 6—(CRIMINAL).

Statement showing the result of Appeal and Revision in Criminal Cases in the Presidency of Bombay in the year 1912.

Tribunals.	NUMBER OF PERSONS.											Average number of days during which each appeal lasted.	Number of Appeal cases disposed of during the year.	REMARKS.	
	Total number of Appellants and Applicants for revision before the Courts.	Died, escaped, transferred to another province.	Appeals or Applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to the High Court.	Pending trial.				
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	
<b>Appeals.</b>															
To Chief Magistrates of Districts ...	3,383	2	1,120	1,069	...	228	781	12	38	...	135	14	2,245		
" Courts of Sessions ...	2,651	...	1,252	625	12	190	850	...	83	2	187	20.1	1,969		
Superior Courts.	By persons convicted ...	786	...	484	202	...	25	20	...	...	66	27.3	525		
	By Government from judgment of acquittal ...	314	...	146	79	9	34	19	...	5	22	37.5	176		
Total ...	7,144	2	3,002	1,975	21	475	1,170	12	76	2	409	18.6	4,915		
<b>Revision.</b>															
By Chief Magistrates of Districts ...	108	...	844	...	...	1	...	5	71	57	2	18.2	297		
" Courts of Sessions ...	516	...	731	...	...	...	...	10	118	55	63	33.8	406		
" Superior Courts ...	1,075	...	574	258	66	78	157	12	55	...	112	37.5	650		
Total ...	1,789	...	1,647	258	66	79	167	33	244	112	177	32.2	1,413		
Grand Total ...	8,933	2	4,649	2,233	87	554	1,327	45	320	114	586	21.6	6,328		

\* In the applications for revision made on behalf of complainants there were 894 accused persons involved, and these must be added to the grand total of column 2 to make it equal to the total of columns 3 to 12.  
† Died.

Note.—Column 1—Sub-head "To Chief Magistrates of Districts" includes other Magistrates authorized to hear appeals under section 407, Criminal Procedure Code.

Column 2.—Total of Columns 3 to 12. Cases transferred from one Court to another in the same province will appear only against the Court by which decided, or in which pending at the end of the year, if not decided. The words "Applicants for Revision" in the heading of this column should be held to include only accused persons on whose behalf an application for revision is made, or in whose interest the Magistrate or Judge may take steps to obtain revision on his own motion. Where such application is made or such steps are taken on behalf of a complainant, the fact should be noted with the number of complainants concerned in the column of remarks. In the latter case the accused persons against whom the application is made, though not appearing in this column, will fall into their proper places in Columns 3 to 12 according to the result of such application. This note is held to apply also to cases dealt with by the High Court on review of returns.

Column 3.—Appeals dismissed under section 423, Criminal Procedure Code, should be entered in this column.

Column 4.—Orders of discharge set aside by a Superior Court under section 436, Criminal Procedure Code, should be entered in this column.

Column 10.—When a sentence is reversed or proceedings are quashed on appeal, and a new trial or further enquiry is at the same time ordered, the Appellate Court should not enter in Column 3 as well as Column 10, or Column 9 as well as Column 10, in each case, respectively, but should make the entry in Column 10 only.

Column 13.—Duration of appeals, applications for revision or references should be calculated thus:—

- (1) Appeals from the date of receipt in office of the petition of appeal, ...
- (2) Applications for revision from the date of application.
- (3) Cases dealt with by the Court otherwise than on application from date of the order calling for the records; and
- (4) Cases sent to the High Court by Lower Courts for revision from the date of the letter from the Court making the reference.

General.—Persons whose appeals were rejected under section 421, Criminal Procedure Code, should be entered in Column 4, in which should also be included applicants for revision whose cases the Courts have refused to submit to the High Court.

In Columns 8 to 10 should be shown opposite the sub-heads for "Magistrates of Districts" and "Courts of Sessions" persons whose cases were disposed of by those Courts without reference to the High Court, and in Column 11 all persons whose cases these Courts referred to the High Court.

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

Statement showing the Number and Description of Civil Suits instituted

Class of Tribunals.	Suits for money or moveable property.	SUITS UNDER THE RENT LAW.					
		Arrears of rent with or without ejectment.	Enhancement or abatement of rent.	For penalties or damages of com- pensation for wrongful act on the part of landlord or tenant.	For ejectment or recovery of possession alone.	All other suits under the Rent Law.	Total.
1	2	3	4	5	6	7	8
<b>COURTS IN THE INTERIOR.</b>							
<i>Civil Courts.</i>							
Unpaid Tribunals ... ..	161	...	...	...	..	...	...
Paid Sub-Divisional Tribunals ...	63,337	...	...	...	...	...	...
Small Cause Courts ... ..	11,057	...	...	...	...	...	...
District Courts other than Chief Courts of Districts. } ... ..	354	...	...	...	...	...	...
Chief Courts of Districts ... ..							
<b>Total ...</b>	<b>74,909</b>	...	...	...	...	...	...
<b>COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.</b>							
Presidency Small Cause Courts ....	*33,000	...	...	...	...	...	...
Superior Courts ... ..	869	...	...	...	...	...	...
<b>Total ...</b>	<b>33,869</b>	...	...	...	...	...	...
<b>Grand Total ...</b>	<b>108,778</b>	...	...	...	...	...	...

*His Majesty's High Court of Judicature, Appellate Side,*  
*Bombay, 23rd September 1913.*

No. 7—(CIVIL).

*in the Civil Courts in the Presidency of Bombay in the year 1912.*

TITLE AND OTHER SUITS.										REMARKS.
Suits for immovable property.	Suits for Specific Relief.	Suits to establish a right of pre-emption.	Mortgage Suits.	Suits relating to religious and other endowments.	Matrimonial Suits.	Testamentary Suits.	Other suits not falling under any of the previous heads.	Total.	Grand Total.	
9	10	11	12	13	14	15	16	17	18	19
11	3	...	23	...	1	...	4	42	203	
10,641	1,330	42	9,241	17	181	18	3,661	25,137	88,474	
...	...	...	...	...	...	...	121	121	11,178	
127	122	1	47	13	26	200	224	760	1,114	
10,779	1,461	43	9,311	30	208	218	4,010	26,060	100,969	
...	...	...	...	...	...	...	...	...	33,000	* Includes the figures for the Small Cause Court, Karachi.
37	19	...	1	12	11	31	1,134	1,245	2,114	
37	19	...	1	12	11	31	1,134	1,245	35,114	
10,813	1,480	43	9,312	42	219	249	5,144	27,305	136,033	

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

Statement showing Number and Value of Suits instituted in the

Class of Tribunal;	NUMBER OF SUITS INSTITUTED				
	Not exceeding Rs. 10.	Not exceeding Rs. 50.	Not exceeding Rs. 100.	Not exceeding Rs. 500.	Not exceeding Rs. 1,000.
1	2	3	4	5	6
<b>COURTS IN THE INTERIOR.</b>					
<i>Civil Courts.</i>					
Unpaid Tribunals ...	5	82	35	65	7
Paid Sub-Divisional Tribunals...	8,684	31,659	17,814	22,698	3,739
Small Cause Courts ...	1,176	5,023	2,207	2,629	143
District Courts other than Chief Courts of Districts ...	39	72	53	186	70
Chief Courts of Districts ...					
<b>Total ...</b>	<b>9,904</b>	<b>36,836</b>	<b>20,109</b>	<b>25,578</b>	<b>4,019</b>
<b>COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.</b>					
Presidency Small Cause Courts ...	*1,666	12,700	7,273	8,998	1,607
Superior Courts ...	...	...	...	...	13
<b>Total ...</b>	<b>1,666</b>	<b>12,700</b>	<b>7,273</b>	<b>8,998</b>	<b>1,620</b>
<b>Grand Total ...</b>	<b>11,570</b>	<b>49,536</b>	<b>27,382</b>	<b>34,576</b>	<b>5,639</b>

*His Majesty's High Court of Judicature, Appellate Side, }  
Bombay, 23rd September 1913.*

No. 8—(CIVIL).

*Civil Courts in the Presidency of Bombay in the year 1912.*

IN THE DIFFERENT COURTS.				Total Value of Suits.	REMARKS.
Not exceeding Rs. 5,000.	Not exceeding Rs. 10,000.	Exceeding Rs. 10,000.	Number of suits the value of which cannot be estimated in money.		
7	8	9	10	11	12
				Rs. a. p.	
2	...	...	7	31,080 11 4	
2,542	233	184	831	2,38,72,293 12 9½	
...	...	...	...	9,73,568 10 0	
215	56	41	382	21,79,850 15 11	
2,759	289	225	1,250	2,70,56,794 2 0½	
756	...	...	...	51,31,406 8 9	* Includes the figures for the Small Cause Court, Karachi.
513	161	190	1,237	94,47,594 8 1	
1,269	161	190	1,237	1,45,79,000 6 10	
4,023	450	415	2,487	4,16,35,794 8 10½	

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATE

PART I—

Statement showing the General Result of the trial of Civil Cases in the

Class of Courts.	Total number of suits before the Courts.	NUMBER OF SUITS					
		Transferred to Courts in other Provinces.	Without trial.	WITHOUT CONTEST.			
				Compromised.	Decreed on confession.	Decreed <i>ex parte</i> .	Dismissed <i>ex parte</i> .
1	2	3	4	5	6	7	8
<b>COURTS IN THE INTERIOR.</b>							
<i>Civil Courts.</i>							
Unpaid Tribunals ...	322	...	37	27	61	37	4
Paid Sub-Divisional Tribunals.	136,808	8	12,188	19,110	5,000	10,789	2,677
Small Cause Courts ...	13,665	9	1,144	1,669	1,072	2,642	42
District Courts other than Chief Courts of Districts ...	2,014	57	125	153	26	156	19
Chief Courts of Districts ...							
Total ...	152,809	74	13,494	20,959	6,159	13,624	2,742
<b>COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.</b>							
Presidency Small Cause Courts.	*36,651	...	1,743	6,552	8,025	10,368	112
Superior Courts ...	4,161	...	528	438	33	586	217
Total ...	40,812	...	2,271	7,020	8,058	10,954	329
Grand Total ...	(a)193,621	74	15,765	27,979	14,217	24,578	3,071

Notes.—Column 2.—Total of the entries in Columns 3 to 13. Cases transferred from one Court to another in the same Province will pending from the preceding year should be noted in the column of remarks and when deducted from the total of at the end of the previous year, the balance does not agree with the figures in Column 18 of Statement No. VII, the Column 6.—When under Order IX, rule 8, Civil Procedure Code, a decree is wholly or partially made in favour of an absent Column 8.—A case in which Defendant appears but a Plaintiff does not and Defendant does not confess judgment and the Columns 15 and 16.—As regards the average duration of suits the date of the presentation of the plaint shall be considered admission after amendment shall be regarded as the date of institution. With regard to applications to execute decrees in the particular Court should alone be calculated. The interval should be omitted during which an application for review are to be treated as if newly instituted on revival.

His Majesty's High Court of Judicature, Appellate Side, }  
Bombay, 23rd September 1913.



## MENT No. 9—(CIVIL).

## CIVIL SUITS.

## Courts of Original Jurisdiction in the Presidency of Bombay in the year 1912.

DISPOSED OF.				Pending at the close of the year.	Number of cases pending more than three months at the close of the year.	AVERAGE DURATION OF SUITS.		REMARKS.
ON REFERENCE TO ARBITRATION.		WITH CONTEST.				Contested.	Uncontested.	
For Plaintiff.	For Defendant.	Judgment for Plaintiff in whole or in part.	Judgment for Defendant.					
9	10	11	12	13	14	15	16	17
2	...	54	16	84	32	273.4	112.8	
1,455	92	40,260	7,612	37,617	22,412	253	126.7	
15	...	3,894	407	2,771	1,035	116.9	65.9	
152	7	817	177	825	524	284.8	152.9	
1,624	99	44,525	8,212	41,297	24,003	242.2	119.3	
191	56	4,656	1,455	3,463	395	47.5	365	
...	...	280	76	2,003	1,593	37.3	414	
191	56	4,983	1,531	5,466	1,988	65.4	58.4	
1,815	155	49,461	9,743	46,763	25,991	222.9	96.3	

Besides the suits shown in columns 4 to 12, the following were also before the High Court on its Original Side:—

43 Petitions for leave to sue or defend in *forma pauperis*,  
30 " under the Indian Trustees' Act.  
12 " " the Indian Companies' Act.

4 References under the Land Acquisition Act.  
324 Miscellaneous Petitions.  
There were also 641 applications for Probate and Letters of Administration, most of which were disposed of by the Registrar.

\* This includes the figures for the Small Cause Court, Karachi.

(a) The number of cases pending at the close of the last year was 56,387. If this number be deducted from the total in column 2, the balance is 138,234 instead of 136,083. This is due to there being 2,151 revived suits.

appear only against the Court by which decided or in which pending at the close of the year, if not decided. The number of cases Column 2 should leave a balance corresponding with the total of Column 18 of Statement No. VII. If, after deducting the arrears shown difference should be explained.

Plaintiff on the admission of the Defendant, the case should be entered in this column.

case is thereupon dismissed, the case should be entered in this column.

as the date of institution unless some defect or omission requires to be amended before the plaint can be admitted, in which case the date of the date of their presentation should alone be considered. In calculating average duration, the time that the suit has been actually pending which has been granted, or an appeal in which an order of remand has been passed, has been pending in the Superior Court. Revived suits

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

## PART II.—MISCELLANEOUS

Statement showing the General Result of the trial of Civil Cases in the Courts

Class of Courts.	Total Number of Cases before the Courts.	Transferred to Courts in other Provinces.	Without trial.	NUMBER OF CASES			
				Without contest.			
				Com-promised.	Decreed on confession.	Decreed <i>ex parte</i> .	Dismissed <i>ex parte</i> .
1	2	3	4	5	6	7	8
<b>COURTS IN THE INTERIOR.</b>							
<i>Civil Courts.</i>							
Unpaid Tribunals ... ..	21	...	6	...	1	3	...
Paid Sub-Divisional Tribunals ...	10,868	...	1,297	386	451	1,660	673
Small Cause Courts ... ..	354	...	30	17	30	25	9
District Courts other than Chief Courts of Districts. } ... ..	3,292	3	437	62	95	454	213
Chief Courts of Districts ... ..							
Total ...	14,535	3	1,770	465	577	2,142	895
<b>COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.</b>							
Presidency Small Cause Courts ...	48,973	...	3,518	616	2,539	1,356	1
Superior Courts ... ..	14	...	...	1	...	6	1
Total ...	8,987	...	3,518	617	2,539	1,362	2
Grand Total ...	23,522	3	5,288	1,082	3,116	3,504	897

Notes.—Column 2.—Total of the entries in Columns 3 to 13. Cases transferred from one Court to another in the same Province General (1)—Cases under Order XXI, rule 58, Civil Procedure Code, should be treated as Miscellaneous Judicial Cases.

(2)—The classes of Applications dealt with by Appellate Courts only and specified in the note to Judicial Statement

His Majesty's High Court of Judicature, Appellate Side, }  
Bombay, 23rd September 1913.

No. 9—(CIVIL).

CASES—(JUDICIAL).

*of Original Jurisdiction in the Presidency of Bombay in the year 1912.*

DISPOSED OF.				Pending at the close of the year.	Number of Cases pending more than three months at the close of the year.	Average duration of Cases.	REMARKS.
On reference to Arbitration.		With contest.					
For Plaintiff.	For Defendant.	Judgment for Plaintiff in whole or in part.	Judgment for Defendant.				
9	10	11	12	13	14	15	16
...	...	2	4	5	1	108.6	
8	...	2,664	1,405	2,324	743	107.8	
...	...	128	59	58	32	47.9	
...	...	779	930	869	416	113.6	
8	...	3,573	1,818	3,254	1,192	107.5	
2	5	455	184	297	1	25.4	* This includes the figures for the Small Causes Court, Karachi.
...	...	1	3	2	...	39.4	
2	5	456	187	299	1	25.4	
10	5	4,029	2,035	3,553	1,193	71.7	

will appear only against the Court by which decided, or in which pending at the close of the year, if not decided.

No. 10, Part II, should not be shown in this Statement.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

## PART I.—APPEALS

## Statement showing the business of the Civil Appellate

Class of Courts.	Total number of Appeals before the Courts.	Transferred to Courts in another Province or Presidency.	Decisions confirmed under Order XXI, rule 11, Civil Procedure Code.	Dismissed for default or otherwise not prosecuted.	HEARD <i>ex parte</i> .			
					Confirmed.	Modified.	Reversed.	Remanded.
1	2	3	4	5	6	7	8	9
<b>COURTS IN THE INTERIOR.</b>								
<b>APPEALS FROM ORIGINAL DECREES.</b>								
<i>Civil Courts.</i>								
District Appellate Courts other than Chief Courts of Districts ... ..	(a) 10,114	...	973	188	63	17	17	11
Chief Appellate Courts of Districts ...								
Superior Appellate Courts other than Chief Court of Province ... ..	...	...	...	...	...	...	...	...
Total ...	10,114	...	973	188	63	17	17	11
<b>COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.</b>								
Chief Court of Province.	829	...	19	31	19	...	11	...
Appeals from Original Decrees ... ..	1,687	...	376	25	7	3	3	5
Total ...	2,516	...	395	56	26	3	14	5
Grand Total ...	*12,830	...	1,368	244	89	20	31	16

Notes.—Column 2.—Total of the entries in Columns 3 to 14. Appeals, transferred from one Court to another in the same Province. This column should also include appeals pending from the preceding year.

*His Majesty's High Court of Judicature, Appellate Side,*  
Bombay, 23rd September 1913.

No. 10- (CIVIL).

FROM DECREES.

*Courts of the Presidency of Bombay in the year 1912.*

CONTESTED.				Pending.	Of these pending more than three months.	Average duration of Appeals.	Objections under Order XLI, rule 22, Act V of 1908.	REMARKS.
Con- firmed.	Modi- fied.	Reversed.	Remand- ed.					
10	11	12	13	14	15	16	17	18
2,352	485	592	259	5,157	3,408	320.2	277	(a) These include 1,932 appeals disposed of by First Class Subordinate Judges and Small Cause Court Judges invested with Appellate Powers.
...	...	...	...	...	...	...	...	
2,352	485	592	259	5,157	3,408	320.2	277	
234	25	48	20	422	310	377.	40	
491	27	80	47	623	397	251.3	49	
725	52	128	67	1,045	707	285.4	89	
3,077	537	720	326	6,202	4,115	312.4	366	* This includes 5,661 appeals pending at the close of the preceding year.

*Provisos will appear only against the Court by which decided, or in which pending at the close of the year, if not decided, year, the number of such being noted in the column of remarks.*

R. T. KIRTANE,  
Acting Deputy Registrar.



No. 10—(CIVIL),

APPEALS.

Courts of the Presidency of Bombay in the year 1912.

CONTESTED.				Pending.	Of these pending more than three months.	Average duration of Miscellaneous cases before Appellate Courts.	Objections under Order XXI, rule 22, Act V of 1908.	REMARKS.
Confirmed.	Modified.	Reversed.	Remanded.					
10	11	12	13	14	15	16	17	18
63	5	15	16	114	31	116	...	<p>* In addition to these the following miscellaneous work was disposed of by the High Court, Appellate Side, and the Court of the Judicial Commissioner, Sind.</p> <p><i>By the High Court, Appellate Side,</i></p> <p>16 Applications to withdraw or transfer Appeals, section 24, Civil Procedure Code.</p> <p>11 Applications for leave to appeal as a pauper, Or. XLIV, r. 1, Civil Procedure Code.</p> <p>58 Applications for review of judgment, section 114, and Or. XLVII, r. 1, Civil Procedure Code.</p> <p>9 Applications for leave to appeal to His Majesty's Privy Council, Or. XLV, r. 7, Civil Procedure Code.</p> <p>146 Applications for stay of execution, Or. XLI, r. 5, Civil Procedure Code.</p> <p>250 Applications under the Courts' Extraordinary Jurisdiction.</p> <p>15 Civil References. Of these— 7 were under the Civil Procedure Code (Act V of 1908). 3 were under the Indian Divorce Act (IV of 1869). 4 were under the Adm Act (Bom. Act II of 1864.) and 1 was under the Indian Court Fees Act (VII of 1870).</p>
...	...	...	...	...	...	...	...	
63	5	15	16	114	31	116	...	<p>526 All other applications under the Civil Procedure Code not especially mentioned above, and 8,570 Applications were disposed of out of Court by the Registrar and his Deputy.</p> <p><i>By the Court of the Judicial Commissioner of Sind.</i></p> <p>18 Applications under section 25 of Act IX of 1887. 29 Applications under section 115, Civil Procedure Code, and 5 Applications under section 110 and Or. XLV, r. 2, Civil Procedure Code.</p> <p>† This includes 92 appeals pending at the close of the preceding year.</p>
16	7	4	...	22	14	161.6	...	
22	1	10	...	23	11	146	4	
38	8	14	...	45	25	152.9	4	
101	13	29	16	159	56	127.9	4	

one Court to another in the same Province will appear only against the Court by which decided, or in which pending at the close of but also Appeals in Miscellaneous Judicial cases, &c., the cases entered in Judicial Statement No. 9, Part II.

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT

Statement showing the result of Proceedings on applications for the Execution of the

Class of Courts.	Total number of applications for the execution of decree before the Courts.	APPLICATIONS DISPOSED OF				Pending at the end of the year.	Number of applications pending more than three months at the close of the year.	Amount realized.
		By transfer.	Satisfaction obtained in full.	Satisfaction obtained in part.	Wholly infructuous.			
1	2	3	4	5	6	7	8	9
<b>COURTS IN THE INTERIOR.</b>								Rs.   a.   p.
<i>Civil Courts.</i>								
Unpaid Tribunals ... ..	263	...	65	40	84	74	20	50,654 12 5
Paid Sub-Divisional Tribunals ... ..	134,508	...	20,326	20,447	55,048	38,687	18,894	33,82,625 4 1
Small Cause Courts ... ..	10,045	1	1,375	1,825	4,851	1,993	811	97,158 5 2
District Courts other than Chief Courts of Districts ... ..	622	23	125	42	279	153	89	62,019 2 1
Chief Courts of Districts ... ..								
Total ...	145,438	24	21,891	22,354	60,262	40,907	19,820	35,92,457 7 9
<b>COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.</b>								
Presidency Small Cause Courts ... ..	*18,724	380	2,672	3,270	10,674	1,798	88	8,74,054 4 11
Superior Courts ... ..	1,016	131	69	11	588	217	102	23,74,159 3 7
Total ...	19,810	511	2,741	3,281	11,262	2,015	188	37,48,213 8 6
Grand Total ...	†165,248	535	24,632	25,635	71,524	42,922	20,008	73,40,671 0 3

Note.—Column 2—Total of the entries in columns 3 to 7.

\* This includes the figures for the Small Cause Court, Karachi.

† This includes 37,108 pending at the close of the preceding year.

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.



No. 11—(CIVIL).

Decrees of the Civil Courts in the Presidency of Bombay in the year 1912.

NUMBER OF APPLICATIONS												REMARKS.
On which the judgment-debtor was imprisoned.	On which he was arrested, but released without imprisonment.	On which moveable property		On which immoveable property		On which possession was given		On which specific performance was enforced	On which partition was effected.	On which execution was effected otherwise than the preceding columns.		
10	11	12	13	14	15	16	17	18	19	20	21	
		Was sold.	Was attached, but subsequently released.	Was sold.	Was dealt with under r. 83, O. XXI, section 3 of schedule III or section 73 of Act V of 1908.	Was attached, but subsequently released under r. 55, O. XXI.	Of moveables.	Of immoveables.				
..	..	2	3	15	..	10	1	8	..	1	54	
183	450	577	797	2,525	532	1,900	43	3,201	73	205	27,232	
52	104	67	63	..	..	..	7	..	..	..	4,174	
3	4	2	13	7	..	2	1	8	..	2	32	
268	558	648	876	2,547	532	1,912	52	3,217	73	208	31,542	
465	2,059	408	1,322	..	..	..	..	89	..	..	3,180	
13	32	18	41	18	..	12	..	7	..	..	96	
478	2,091	486	1,363	18	..	12	..	96	..	..	3,276	
748	2,649	1,184	2,239	2,565	532	1,924	52	3,313	73	208	34,818	

Statement showing the number and duration of Dakhats disposed of during the year 1912, in which immoveable property was sold by the Collectors or the Civil Courts in the Presidency of Bombay, including Sind (vide Government letter No. 876, dated 16th February 1904).

By whom immoveable property was sold.	Total number of Dakhats in which immoveable property was sold.	Number of Dakhats in Column 2 which were pending										
		Less than a year.	Over 1 year.	Over 2 years.	Over 3 years.	Over 4 years.	Over 5 years.	Over 6 years.	Over 7 years.	Over 8 years.	Over 9 years.	Over 10 years.
By the Civil Courts	1	3	4	5	6	7	8	9	10	11	13	..
By the Collectors	1,192	569	467	110	22	3	..	1	..	..	..	..
	1,373	173	605	326	168	61	28	6	2	2	1	2

R. T. KIRTANE,  
Acting Deputy Registrar.

## JUDICIAL STATEMENT No. 12-- (CIVIL).

Statement showing the Number and Result of Applications and Proceedings under the Provincial Insolvency Act III of 1907, in the Presidency of Bombay, in the year 1912.

Class of Courts.	APPLICATIONS FOR A DECLARATION OF INSOLVENCY.								Number of Insolvents discharged during the year under section 44.
	Total number for hearing.	Transferred to another Province, withdrawn, etc.	Granted.		Rejected.			Pending at the close of the year.	
			A receiver being appointed.	A receiver not being appointed.	Penal proceedings under section 43 not being taken.	Sentence of imprisonment being passed under section 43.	Applicant being sent to the Magistrate to be dealt with.		
1	2	3	4	5	6	7	8	9	10
Courts other than Chief Courts of Districts ...	685	141	38	143	118	3	...	247	19
Chief Courts of Districts.	76	19	19	1	5	...	...	32	6
Superior Courts ...	...	...	...	...	...	...	...	...	...
Total ...	761	160	57	144	118	3	...	279	25

Class of Courts.	Number of Insolvents' Estates in the hands of Receivers in which proceedings were finally closed during the year.	AMOUNT OF CREDITORS' CLAIMS DEALT WITH DURING THE YEAR.		GROSS AMOUNT OF INSOLVENTS' ASSETS REALIZED AND DISBURSED.		REMARKS.
		Admitted.	Satisfied.	Realized during the year.	Disbursed during the year.	
1	11	12	13	14	15	16
Courts other than Chief Courts of Districts ...	4	20,587 14 7	3,577 6 5	3,527 6 1	4,477 12 0	
Chief Courts of Districts.	12	1,24,042 15 6	2,923 3 2	7,581 11 7	2,987 18 3	
Superior Courts ...	.....	.....	.....	.....	.....	
Total ...	16	1,44,630 14 1	6,500 9 7	11,109 1 8	7,415 9 3	

Notes.—Column 1.—Sub-head "Courts other than Chief Courts of Districts." Specially empowered under the proviso to sub-section (1) of section 3 of Act III of 1907. (Vide Government Notification, J. D., No. 3358, dated 16th June 1910).

Column 2.—Total of the entries in columns 3 to 9. Cases transferred from one Court to another in the same Province, will appear only against the Court by which decided, or in which pending at the close of the year, if not decided.

Column 3.—Applications struck off for default or otherwise not prosecuted should be entered in this column.

R. T. KIRTANE,  
Acting Deputy Registrar.

His Majesty's High Court of Judicature, Appellate Side,  
Bombay, 23rd September 1913.

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JUDICIAL STATEMENT No. 13.

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## JUDICIAL STATEMENT

Statement showing the use of Juries and Assessors in the Criminal

Classes of Courts in which Jurors or Assessors are employed.	Established or average number of Jury or Assessors in each case and prescribed qualifications.	NUMBER OF ACCUSED PERSONS IN JURY TRIALS.			
		Tried.	As to whom the Judge		
			Approved verdict.	Did not approve of verdict.	Made reference under section 807, Criminal Procedure Code.
1	2	3	4	5	6
Magistrates' Courts under Chapter X, Criminal Procedure Code, ...	7	1	1	...	.....
Courts of Session { Jurors ...	5	469	453	16	16
{ Assessors ...	2	...	...	...	.....
High Court, Original Criminal Jurisdiction, ...	9	56	55	1	.....
Total ...	...	(a) 526	509	17	16

*His Majesty's High Court of Judicature, Appellate Side, }  
Bombay, 23rd September 1912.*

## No. 13—(CRIMINAL).

## Courts in the Presidency of Bombay in the year 1912.

NUMBER OF ACCUSED PERSONS IN TRIALS WITH ASSESSORS.				REMARKS.
Tried.	As to whom the Judge			
	Agreed with all the Assessors.	Differed from one or more but not from all the Assessors.	Differed from all the Assessors.	
7	8	9	10	11
...	...	.....	...	<p>All cases falling under Chapters VIII, XI, XII, XVI, XVII and XVIII or any of the said Chapters, taken in connection with section 75 of the Indian Penal Code, in which the punishment awardable is death, transportation for life or transportation or imprisonment for 10 years or upwards, and also attempts and abetments to commit any of the aforesaid offences were tried by Jury in the district of Poona.</p> <p>All offences punishable with death, transportation for life, or imprisonment for 10 years were tried by Jury in the districts of Belgaum, Thana and Surat and in the city of Karachi.</p> <p>All offences punishable with death were tried by Jury in the district of Ahmedabad.</p> <p>Assessors were employed in all cases committed for trial to the Courts of Session except in the abovementioned districts as noted above.</p> <p>(a) In addition to these there were 18 persons who pleaded guilty, and 2 persons proceedings against whom were withdrawn.</p> <p>(b) In addition to these, there were 138 persons as under :—</p> <p>67 persons who pleaded guilty.</p> <p>40 " whose cases were withdrawn.</p> <p>2 " in whose cases proceedings were stayed under section 494 (b), Criminal Procedure Code.</p> <p>1 person proceedings against whom were quashed.</p> <p>1 " who was pardoned and discharged under section 338, Criminal Procedure Code.</p> <p>2 persons who died.</p> <p>25 " pending trial.</p> <p>138</p>
1,501	1,065	165	271	
...	...	.....	...	
(b) 1,501	1,065	165	271	

R. T. KIRTANE,  
Acting Deputy Registrar.