



Report on the Administration of
Civil and Criminal Justice in the
Province of Bombay, 1938



BOMBAY

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REPORT ON THE ADMINISTRATION OF CIVIL JUSTICE IN THE PROVINCE OF BOMBAY DURING THE YEAR 1938.

1. *Judicial Staff*—(Statement No. 1).—The Judicial Staff employed in the Province on 31st December 1938 and engaged partly or wholly in civil cases consisted of 9 permanent High Court Judges, 1 acting High Court Judge, and 1 temporary Additional High Court Judge, 17 District Judges, 12 Assistant Judges (including 3 Assistant Judges under training), a Chief Judge and 5 Judges of the Presidency Small Cause Court, 2 Provincial Small Cause Court Judges, 22 First Class Subordinate Judges and 93 Second Class Subordinate Judges. In addition, the Registrars of the Small Cause Courts of Poona and Ahmedabad exercised the powers of a Small Cause Court Judge. There were also 3 Inamdars and Jahagirdars exercising the powers of a Subordinate Judge under Regulation XIII of 1830 and 82 Village Munsiffs appointed under the Deccan Agriculturists' Relief Act, XVII of 1879.

THE CHIEF JUSTICE.

The Honourable Sir John W. F. Beaumont, Knight, presided over the High Court from 1st January to 13th June and from 29th July to 31st December 1938. His Lordship was on leave from 14th June to 28th July 1938. During the interval, the Honourable Sir Cecil Patrick Blackwell, Knight, acted as Chief Justice.

PUISNE JUDGES.

The Honourable Sir Cecil Patrick Blackwell, Knight, from 1st January to 11th March and from 15th April to 31st December 1938. His Lordship was on leave from 12th March to 14th April 1938. His Lordship acted as Chief Justice from 14th June to 28th July 1938.

The Honourable Sir Sajba Shanker Rangnekar, Knight, from 1st January to 13th June and from 29th June to 19th November 1938. His Lordship was on leave from 14th June to 28th June 1938 and from 20th November to 19th December 1938. His Lordship retired on 20th December 1938.

The Honourable Mr. Justice R. S. Broomfield, I.C.S., from 1st January to 31st December 1938.

The Honourable Mr. Justice B. J. Wadia, from 1st January to 13th June 1938 and from 16th October to 31st December 1938. His Lordship was on leave from 14th June to 15th October 1938.

The Honourable Mr. Justice H. J. Kania, from 1st January to 13th June 1938 and from 28th August to 31st December 1938. His Lordship was on leave from 14th June to 27th August 1938.

The Honourable Mr. Justice N. J. Wadia, I.C.S., from 1st January to 31st December 1938.

The Honourable Mr. Justice H. V. Divatia, from 1st January to 4th October 1938. His Lordship was on deputation as Chairman, Textile Enquiry Committee, from 5th October to 31st December 1938.

The Honourable Mr. Justice A. S. R. Macklin, I.C.S., from 1st January to 31st December 1938.

The Honourable Mr. Justice K. B. Wassoodew, from 1st January to 31st December 1938.

The Honourable Mr. Justice M. A. Somjee, from 1st January to 31st December 1938. His Lordship was an Additional Judge from 1st January to 20th November 1938, acted as a Puisne Judge from 21st November to 19th December 1938 and became a Puisne Judge from 20th December 1938.

The Honourable Mr. Justice N. P. Engineer acted as an Additional Judge from 1st January to 1st November 1938.

The Honourable Mr. Justice K. C. Sen, I.C.S., from 1st January to 31st December 1938. His Lordship was an Additional Judge from 1st January to 1st November 1938 and acted as a Puisne Judge from 2nd November to 31st December 1938.

The Honourable Mr. Justice D. R. Norman, I.C.S., acted as a Puisne Judge from 14th June to 15th October 1938.

The Honourable Mr. Justice N. S. Lokur acted as an Additional Judge from 21st November to 31st December 1938.

HIGH COURT.

ORIGINAL JURISDICTION.

2. *Original Suits for Disposal.*—(Statement No. 5).—The number of civil suits pending on the Original Side of the High Court at the end of the year 1937 was 1,571 including 18 suits received by transfer from the Bombay Court of Small Causes. The number instituted during the year 1938 was 2,152 including 9 suits received by transfer from the Bombay Court of Small Causes and 307 restored (including 1 suit received from the Bombay Court of Small Causes) during the year. The above totals 1,571, 2,152 and 307 make an aggregate of 4,030 for disposal in 1938 as against 4,230 in 1937.

3. *Original Suits Disposed of—(Statement No. 5).*—The number of suits decided was 2,515 including 17 suits received by transfer from the Bombay Court of Small Causes. The number left undisposed of at the end of the year was 1,515 including 11 suits received by transfer from the Bombay Court of Small Causes. This number is 56 less than the corresponding number at the end of the previous year. Of these 1,515 suits, 309 were ready for trial and in arrear, a decrease of 313 suits in the figure of the previous year. There were 448 suits whose hearing had been pending for over one year. This is a decrease of 89 suits in the figure of the previous year.

The average duration of suits disposed of during the year under report was as shown in the table given below :—

Number of suits disposed of.	Manner of disposal.	Average duration (in days).
558	Without trial	613
886	Ex-parte	135
3	On admission of claims	38
503	Compromised	366
565	After full trial	420

4. The number of 1,515 suits left undisposed of at the end of the year 1938 is made up of the suits filed in the following years :—

2	suits of the year 1929.
3	suits of the year 1930.
1	suit of the year 1931.
6	suits of the year 1933.
16	suits of the year 1934.
29	suits of the year 1935.
81	suits of the year 1936.
310	suits of the year 1937.
1,067	suits of the year 1938.
<hr/>	
1,515	

5. *Suits Instituted and Disposed of under the Testamentary and Intestate Jurisdiction.*—The number of suits pending at the end of the year 1937 was 11. The number instituted during the year 1938 was 22. Of these 33, 20 were decided and 13 remained pending at the close of the year.

Of the suits decided :—

- 6 were compromised, the average duration being 210 days ;
- 14 were decided after full trial, the average duration being 177 days.

20

There was one suit pending over one year at the close of the year.

6. *Suits instituted and disposed of under the admiralty and vice-admiralty jurisdiction.*—Three suits were pending at the close of the year 1937. One suit was instituted and one was disposed of during the year under report. There were 3 suits pending over one year at the close of the year.

7. *Suits instituted and disposed of under the Parsi Chief Matrimonial jurisdiction.*—There were 7 suits pending at the end of the year 1937 and the number instituted during the year 1938 was 28. Of these 35 suits, 24 were decided and 11 remained pending at the close of the year.

There was one suit pending over one year at the close of the year.

Of the suits decided :—

- 2 were dismissed or not prosecuted, the average duration being 246 days ;
- 16 were decreed ex parte, the average duration being 158 days ;
- 6 were decided after full trial, the average duration being 194 days.

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8. *Insolvency Petitions.*—The number of petitions pending at the end of the year 1937 was 1,944 and the number instituted during the year 1938 was 434 and 14 were restored during the year making a total of 2,392 for disposal in 1938. Of these, 862 were decided and 1,530 remained pending at the close of the year 1938. There were 1,131 petitions pending over one year at the close of the year.

Of the petitions decided :—

- 835 were decided ex parte, the average duration being 1,058 days ;
- and
- 27 were decided after full trial, the average duration being 800 days.

862

* 9. *Appeals to the Privy Council.*—Five appeals were pending from the previous year and 4 were admitted during the year making a total of 9 for disposal in the year 1938.

Of these 9 appeals :—

- 2 were decided by the Privy Council who confirmed the Orders of the Appeal Court.
- 1 was decided by the Privy Council and the High Court Order appealed from was set aside.
- 1 was pending before the Privy Council in England. The Record was despatched in 1938.
- 5 were pending in the Bombay High Court.

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10. *References to take accounts, etc.*—The number of references to take accounts, to hold sales of immoveable properties directed to be sold by the Court under Mortgage Decrees or otherwise, to make inquiries as to estates to be administered and those to be partitioned, as to debts and incumbrances, as to allowances to be made for maintenance, on question of title to settle conveyances, to frame Schemes in Charity matters, on questions affecting minors in respect of proposed terms of settlement, as to whether suits filed by next friends were for the benefit of the minor plaintiffs and in like matters pending on 1st January 1938 was 177 and 174 references were filed in 1938 in the Office of the Commissioner for taking accounts making a total of 351 for disposal. The number of references disposed of by him during the year 1938 was 154, leaving 197 pending at the close of the year.

In addition to such references the Commissioner took and passed a large number of accounts of Receivers and Liquidators which in the year under report numbered 129 and 11 respectively.

During the year under report under High Court Rule 516, 18 warrants for sale of immoveable properties attached were filed before and settled by the Commissioner and under Rule 454, 25 accounts for depositing moneys on behalf of minors with the Accountant General, High Court, Bombay, were filed and passed by the Commissioner. The Commissioner also settled during the same period 15 Conveyances.

11. *Petitions for Probate and Letters of Administration, etc.*—During the year 631 petitions for Probate and Letters of Administration and Succession Certificates, 65 Pauper Petitions for leave to sue or defend in *forma pauperis*, 39 petitions under the Indian Companies Act, 31 petitions under the Indian Trust Act, and 185 petitions under the Guardian and Wards, Lunacy and Arbitration Acts, etc. making a total of 951 were filed for disposal.

12. *Awards under the Indian Arbitration Act, 1899.*—The number of Awards filed during the year was 177.

13. *Applications for Execution of Decrees*—(Statement No. 13).—The number of applications pending at the commencement of the year was

603 and the number of applications filed during the year was 1,568, making a total of 2,171 for disposal. Of these, 322 were disposed of by transfer to other Courts, in 390 satisfaction was obtained in full, in 53 satisfaction was obtained in part and 657 were wholly infructuous making a total of 1,422 applications disposed of, and 749 applications were pending at the close of the year.

The number of Darkhasts (Decrees or Orders) disposed of during the year in which immoveable property was sold was 41.

The number of Decrees, etc., received from other Courts for execution during the year was 219.

14. *Receipts and Expenditure.*—The following Statement shows the receipts and expenditure of the High Court on the Original Side for the year 1938 :—

Receipts.

	Rs.	a.	p.
Fees realised by means of Stamps ..	*10,58,427	4	0
Probate and Administration duty ..	13,46,242	4	0
Admission fees for Attorneys and Articled Clerks' Examinations ..	7,959	0	0
Rent from High Court Chambers ..	14,354	0	0
Total ..	24,26,982	8	0

Expenditure.

	Rs.	a.	p.
Salary of the Honourable the Chief Justice and salary of the Acting Chief Justice and the salaries of the 4 Puisne Judges and of the Additional and Acting Judges including costs of passages and travelling allowances	3,50,395	8	0
Salaries of Gazetted Officers ..	2,15,410	14	0
Salaries of the Establishment on the Original Side	3,98,056	2	0
Contingencies	56,857	9	0
Total ..	10,20,720	1	0

*This figure includes Rs. 1,79,171-0-0 being the income of the office of the Court Receiver and Liquidator. This figure of income is subject to any adjustment that may be required to be made in any sums charged by the Court Receiver and Liquidator are wholly or partially disallowed by the Commissioner for taking accounts and his decision, if appealed from, is upheld by the Court or the Judge at Chambers.

15. *Taxing Officer.*—The number of bills taxed during the year 1938 was as follows :—

Between party and party	..	..	697
Between attorney and client	..	..	209
			906

The Court fees for taxation during the year amounted to Rs. 72,477-1-0. This sum is also included in the items "fees realised".

16. *Financial Results.*—The following figures exhibit the financial results for the last three years, including under the head of Expenditure the salaries of the Judges :—

Year.	Probate and Administration duty.		Other Receipts.		Expenditure.	
	Rs.	a. p.	Rs.	a. p.	Rs.	a. p.
1936	14,13,946	8 0	11,34,890	0 0	9,77,656	9 0
1937	13,10,483	13 0	10,69,179	0 4	10,28,436	7 6
1938	13,46,242	4 0	10,80,740	4 0	10,20,720	1 0

HIGH COURT.

II. APPELLATE JURISDICTION.

Appeals from High Court Decrees under Section 15 of the Letters Patent.

17. (*Statement No. 7.*)—Twenty-six appeals from decrees on the Original Side of the High Court were pending at the beginning of the year and 27 were filed during the year. Of the total 53, 44 were decided and 9 remained pending at the close of the year. The number of appeals disposed of was more by 3 than in 1937.

These 44 appeals were decided as under :—

- 2 Dismissed or not prosecuted.
- 19 Decrees of the Courts of First Instance confirmed.
- 3 Decrees of the Courts of First Instance modified.
- 16 Decrees of the Courts of First Instance reversed.
- 4 Cases were remanded to the Courts of First Instance.

There was no appeal pending over a year at the close of the year.

The average duration of appeals which were dismissed or not prosecuted was 133 days and that of appeals which were confirmed, modified, reversed or remanded was 229 days.

18. (*Statement No. 8*).—Twenty-four appeals from Orders on the Original Side were filed during the year and 26 were pending at the beginning of the year. Of the total 50, 40 were decided and 10 remained pending at the close of the year. The number of such appeals disposed of was more by 5 than in 1937.

The results of these 40 appeals were as follows :—

- 6 Dismissed or not prosecuted.
- 23 Orders of the Courts of First Instance confirmed.
- 2 Orders of the Courts of First Instance modified.
- 9 Orders of the Courts of First Instance reversed.

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There were 3 appeals pending over a year at the close of the year.

The average duration of the appeals which were dismissed or not prosecuted was 189 days and that of the appeals which were confirmed, modified or reversed was 119 days.

19. (*Statement No. 7*).—On the Appellate Side, 53 Letters Patent Appeals from High Court Decrees were filed during the year and 27 were pending at the beginning of the year. Of the total 80, 39 were decided and 41 (including 9 over a year old) remained pending at the close of the year. The number of Appeals disposed of was more by 1 than in 1937. The results of these Appeals were as under :—

- 4 Dismissed or not prosecuted.
- 30 Decrees confirmed.
- 1 Decree modified.
- 4 Decrees reversed.

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The average duration of the Appeals under the Letters Patent which were dismissed or not prosecuted was 38 days and that of the appeals which were confirmed, modified or reversed was 188 days.

Appeals from the Subordinate Civil Courts.

20. *Appeals to the High Court from the Subordinate Courts—(State-*

Appeals.	Pending at the end of 1937.	Instituted.	Other-wise received.	Dis-posed of	Pending at the end of 1938.
Appeals from Original Decrees	805	366	7	480	689
Appeals from Appellate Decrees ..	1,534	856	..	1,115	1,275
Appeals from Orders ..	65	81	..	84	62
Total ..	2,404	1,303	7	1,688	2,026

ments Nos. 7 and 8).—The Statement in the margin shows the numbers of First and Second Appeals from Decrees and Appeals from Orders of the Provincial Courts of Original and Appellate Jurisdiction, which came up before the High Court and were decided during the year. The institutions of First Appeals were less by 7 than in 1937, those of Second Appeals more by 46 than in 1937 and those of Appeals from Orders less by 3 than in 1937.

21. *Appeals disposed of—(Statements Nos. 7 and 8).*—The disposals of First and Second Appeals show respectively a decrease of 185 and an increase of 61 in the corresponding figures of the previous year. The disposals of Appeals from Orders remained stationery; being 84 for both the previous year and this year.

22. *Appeals pending—(Statements Nos. 7 and 8).*—At the close of the year, 689 First Appeals, 1,275 Second Appeals and 62 Appeals from Orders were pending. The aggregate total of pending Appeals is less by 378 than in 1937.

The average duration of Appeals in the High Court which were dismissed or not prosecuted and of those which were confirmed, modified, reversed or remanded, was as follows :—

	Confirmed, modified, reversed or remanded.	Dismissed or not prosecuted.
	Number of days.	Number of days.
First Appeals	870	441
Second Appeals	984	90
Appeals from Orders	356	47

23. *Comparative Statement of Civil Work of the High Court during the past four years—(Statements Nos. 7 and 8).*—The following statement shows in detail the Civil business which has come before and has been disposed of by the High Court in its Appellate Jurisdiction during each of the past four years :—

	Instituted.				Disposed of.			
	1935	1936	1937	1938	1935	1936	1937	1938
First Appeals (from Original Decrees) ..	315	331	373	360	437	473	674	489
Second Appeals (from Appellate Decrees) ..	867	855	810	850	940	813	1,054	1,115
Appeals under the Letters Patent	44	49	34	53	45	45	38	39
Appeals from Orders ..	79	82	84	81	66	80	84	84
Civil Revision Applications.	507	527	578	593	581	529	530	524
Civil References ..	15	18	17	16	23	15	10	16
Applications for Review ..	17	9	15	17	13	12	11	15
Miscellaneous Applications.	1,264	1,190	1,147	1,076	1,265	1,140	1,183	993

24. *Results of Appeals*—(Statements Nos. 7 and 8).—Out of the 489 Appeals from Original Decrees decided, 64 were dismissed or not prosecuted. Out of the remaining 425, the decrees of the Lower Courts were confirmed in 286, modified in 49, reversed in 83 and 7 Appeals were remanded. Out of the 1,115 Appeals from Appellate Decrees decided, 331 were dismissed or not prosecuted. Of the remaining 784, the decrees of the Lower Courts were confirmed in 572, modified in 51, reversed in 159 and the remaining 2 Appeals were remanded.

(Statement No. 8).—Out of the 84 Appeals from Orders decided, 23 were dismissed or not prosecuted. Of the remaining 61, the orders of the Lower Courts were affirmed in 38, modified in 1 and reversed in 22.

During the year under report, 1 Appeal under the Workmen's Compensation Act, 1923, was filed and 4 were pending at the beginning of the year. Out of these 5 Appeals, in 3 the decrees of the Lower Courts were confirmed, in 1 the Decree of the Lower Court was reversed and 1 remained pending at the close of the year.

There was no reference under the Workmen's Compensation Act, 1923, during the year under report.

References under other Acts filed and disposed of during the year were as follows :—

Filed—

- 5 Under the Indian Divorce Act (Act IV of 1869).
- 7 Under the Indian Income Tax Act (Act XI of 1922).
- 3 Under the Bombay Pleaders Act (Bombay Act XVII of 1920).
- 1 Under the Civil Procedure Code (Act V of 1908).

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Disposed of —

- 6 Under the Indian Divorce Act (Act IV of 1869).
- 8 Under the Indian Income Tax Act (Act XI of 1922).
- 2 Under the Bombay Pleaders Act (Bombay Act XVII of 1920).

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Under the powers given to the Registrar and the Deputy Registrar of the High Court, 231 Applications under the Civil Procedure Code (Act V of 1908) were disposed of by them.

25. *Appeals to the Privy Council*.—At the opening of the year, 3 applications for leave to appeal were pending orders. Thirty-two new applications were filed during the year. Of these 35 applications, 3 were summarily rejected, in 10 Rule was made absolute, in 4 Rule was

discharged, 1 was withdrawn and 17 remained pending at the close of the year. During the year, the records of 2 Appeals were sent to the Privy Council.

26. *Results of Appeals to the Privy Council.*—During the year, 2 Appeals were decided by the Privy Council. The decrees of the High Court were confirmed in these 2 Appeals. Two appeals were pending before the Privy Council at the end of the year.

27. The following statement shows the Receipts and Expenditure of the High Court, Appellate Side, Bombay, for the year 1938 :—

<i>Receipts.</i>	Rs.	a.	p.
Fees realised by means of Court-fee Stamps in the Registrar's Office	89,057	1	0
Stamps affixed to Advocates' Sanads	44,000	0	0
Other Miscellaneous receipts in Cash	35,726	9	0
Fees realised by means of Court-fee Stamps in the Translator's Department	1,608	1	0
Total ..	1,70,391	11	0

Expenditure.

Salaries of the five Puisne Judges and of Acting and Additional Judges	2,59,720	7	0
Salaries of Gazetted Officers	34,725	0	0
Cost of Passage to the Registrar granted under the Superior Civil Services Rules, 1924	1,675	11	0
Salaries of the Registrar's Establishment	1,31,510	5	0
House-rent Allowance to the Inferior Establishment of the Registrar's Office including cost of Railway Season tickets	856	14	0
Salaries of Translator's Department (Appellate Side)	43,725	11	0
House-rent Allowance to the Inferior Establishment of the Translator's Department	16	0	0
Contingencies	12,598	4	10
Fees to Advocates in Murder Cases, etc.	2,552	8	0
Total ..	4,87,380	12	10*

*In addition Rs. 5,862-11-0 were paid through the High Court to Assistant Judges under training for salaries and allowances.

CIVIL COURTS SUBORDINATE TO THE HIGH COURT.

APPELLATE JURISDICTION.

28. *Appeals instituted*—(Statement No. 7).—4,616 appeals were instituted in 1938 showing a decrease of 386 in the figure of the previous year. The number of appeals instituted was greater in 5 districts, less in 12 districts and equal in 1 district. There was a noticeable increase in Satara (121) and Belgaum (60). In the remaining 3 districts increases were less than 50. A decrease on the other hand was noticeable in Sholapur (174), Ahmednagar (134), Ahmedabad (131) and Ratnagiri (64). The remaining 8 districts show decreases below 50. In East Khandesh district, the number of appeals instituted was the same as that in 1937.

29. *Appeals disposed of*—(Statements Nos. 7 and 14).—4,287 appeals were disposed of during the year including 77 by First Class Subordinate Judges exercising Appellate powers. The figure of total disposals shows an increase of 108 as compared with that of the previous year; the figure of disposal by First Class Subordinate Judges exercising Appellate powers shows a decrease of 75 in the corresponding figure of the previous year. There was an increase in the disposals in 10 districts, the greatest being in Satara (145), followed by Belgaum (105), Ahmedabad (104), Dharwar (70) and Sholapur (61). In the remaining 5 districts, the increase was below 50. On the other hand there was a decrease in the disposals in 8 districts, the greatest being in Ratnagiri (124), followed by Poona (122), Kolaba (79) and Thana (60). The remaining 4 districts show decreases below 50.

30. *Appeals pending*—(Statements Nos. 7 and 14).—There were 5,617 appeals pending at the close of the year, the number being greater by 345 than at the end of 1937. The number of appeals pending for more than a year rose from 1,246 to 1,843.

31. *Results of Appeals*—(Statement No. 7).—In 624 cases or 14·6 per cent. of the whole, appeals were either summarily dismissed or not prosecuted, in 2,345 or 54·7 per cent. the judgments of the lower Courts were affirmed, in 476 or 11·1 per cent. they were modified, in 602 or 14 per cent. they were reversed and in 234 or 5·5 per cent. the cases were remanded for a fresh hearing. The remaining 6 appeals were disposed of by transfer.

32. The average duration of appeals in the lower Appellate Courts, which were dismissed or not prosecuted was 157 days while that of the appeals which were confirmed, modified, reversed or remanded was 370 days.

33. *Miscellaneous Appeals*—(Statement No. 8).—595 miscellaneous appeals were instituted during the year, 1 was revived and 362 were pending at the beginning of the year. Of the total 958, 648 were disposed of during the year and 310 remained pending at its close. The number of pending appeals was less by 52 than that in the previous year.

34. The average duration of miscellaneous appeals in the lower Appellate Courts, which were dismissed or not prosecuted was 91 days while that in appeals which were confirmed, modified, reversed or remanded was 187 days.

CIVIL COURTS IN THE MOFUSSIL SUBORDINATE TO THE HIGH COURT.

ORIGINAL JURISDICTION.

35. *Constitution of Courts and Change in Jurisdiction.*—With effect from 1st November 1938, the Subordinate Court of Vengurla in the Ratnagiri District, abolished by Government Notification, Home Department, No. 3707/2-VI, dated the 29th October 1931 was restored. The Court shall be presided over by each of the Subordinate Judges of the Courts of Rajapur, Devgad and Malvan for such period in a year as the District Judge of Ratnagiri may, subject to the control of the High Court, direct in this behalf.

15 villages forming the Vengurla Petha which had been heretofore included within the local limits of the ordinary jurisdiction of the Court of the Subordinate Judge of Malvan in the said district were excluded therefrom and included within the local limits of the ordinary jurisdiction of the said Court of the Subordinate Judge of Vengurla.

31 villages which had been heretofore included within the local limits of the ordinary jurisdiction of the Court of the Subordinate Judge of Deogad were excluded therefrom and included within the local limits of the ordinary jurisdiction of the Court of the Subordinate Judge of Malvan.

24 villages which had been heretofore included within the local limits of the ordinary jurisdiction of the Court of the Subordinate Judge of Rajapur were excluded therefrom and included within the local limits of the ordinary jurisdiction of the Court of the Subordinate Judge of Deogad.

(*Vide* Government Notification, Home Department, No. 7896/3-II, dated the 22nd October 1938.)

36. *Original suits instituted*—(*Statement No. 3*).—The number of suits instituted in 1938 was 1,35,060 showing a decrease of 6,311 in the figure of the previous year.

There was a decrease in money suits to the extent of 5·5 per cent. while in title and other suits it was to the extent of 1·1 per cent. the number of money suits being 109,616 as against 115,647 in 1937 and that of title and other suits 25,444 as against 25,724 in 1937.

(*Statement No. 4*).—The total value of suits in 1938 amounted to Rs. 4,13,96,577, there being a decrease of Rs. 27,44,988 from the total of 1937.

37. *Local distribution*—(Statement No. 3).—The number of suits instituted in 1938 showed an increase in 6 districts and a decrease in the remaining 12 districts. The increase was not appreciable in any of the districts being less than 500. The decrease on the other hand was noticeable in 6 districts, being 1,813 in Thana, followed by 1,316 in Dharwar, 724 in Kaira, 675 in Sholapur, 538 in Nasik and 513 in Belgaum. The decrease in the remaining 6 districts was below 500.

(Statement No. 3).—The largest number of suits instituted during the year was in Poona (15,879). Institutions exceeded 10,000 in East Khandesh, Ahmedabad and West Khandesh and ranged from 5,000 to 10,000 in Nasik, Kaira, Satara, Thana, Sholapur, Broach and Panch Mahals, Ahmednagar, Dharwar, Ratnagiri, Belgaum and Surat. Bijapur and Kolaba showed 3,773 and 2,726 suits as instituted while the lowest figure 2,295 came to the share of Kanara.

38. *Number of suits disposed of*—(Statement No. 5).—In addition to 135,060 suits instituted during the year and 66,099* suits pending from the previous year, 2,512 suits were revived or received on remand or by transfer making a total of 203,671 for disposal.

The number of suits disposed of during the year was 135,451, a decrease of 14,793 in the figure of the previous year.

Of the total number of suits decided during the year, viz., 135,451, Paid Sub-Divisional Tribunals (i.e., Courts of Subordinate Judges) disposed of 109,089 suits, Small Cause Courts 13,717, District Courts 350, Village Munsiffs' Courts 12,244 while the remaining 51 suits were disposed of by Unpaid Tribunals (i.e., Inamdars and Jahagirdars).

39. *Results of suits decided*—(Statement No. 5).—Out of the suits disposed of during the year, 15,854 or 11·7 per cent. were disposed of without trial, 26,980 or 19·9 per cent. were disposed of *ex-parte*, 17,851 or 13·2 per cent. on admission of claims, 32,330 or 23·8 per cent. by compromise, 41,165 or 30·3 per cent. after full trial, 532 or 0·4 per cent. on reference to arbitration, and 739 or 0·5 per cent. by transfer. Of the 41,165 decided after full trial, 36,760 or 89·3 per cent. resulted in favour of the Plaintiffs and 4,405 or 10·7 per cent. in favour of the Defendants.

40. *Suits disposed of by Inamdars and Jahagirdars*—(Statement No. 5).—The Unpaid Tribunals disposed of 51 original suits; in 1937 the figure was 44.

*The figure shown as pending at the end of the last year was 66,121, as the number of suits pending in the Court of the Village Munsiff, Tasgaon in the District of Satara was shown as 79 last year. But, on inspection, the District Judge, Satara, directed the Village Munsiff, Tasgaon, to take the number of suits pending in his Court at the end of the year 1937 as 57. Hence, the difference of 22 in the figure.

41. *Suits disposed of by Subordinate Judges*—(Statement No. 5).—The number of original suits disposed of by Subordinate Judges was 109,089, a decrease of 13,829 as compared with the figure of the previous year. The decrease was noticeable in the number of cases decided under both the ordinary and Small Cause Court procedure, the number of suits decided under the ordinary procedure being 58,106 and under the Small Cause Court procedure 50,983.

42. *Suits disposed of by Small Cause Courts*—(Statement No. 5).—The Provincial Small Cause Courts disposed of 13,717 suits, a decrease of 178 in the figure of the previous year's disposals.

43. *Suits disposed of by District and Assistant Judges*—(Statement No. 5).—The District Courts disposed of 350 original suits, a decrease of 228 in the figure of the previous year.

44. *Suits disposed of by Village munsiffs*—(Statement No. 5).—The Village Munsiffs disposed of 12,244 suits showing a decrease of 565 suits as compared with the figure of the previous year.

45. *Pending suits*—(Statement No. 5).—The number of suits pending at the close of the year was 68,220 as against 66,121 in the previous year.

(Statements Nos. 5 and 14).—Of the pending cases, 9,398 had been pending for more than a year; this shows an increase of 214 on the figure of the previous year. Of the suits pending over a year, 7 were in the Courts of Inamdars and Jahagirdars, 108 in the Courts of the Village Munsiffs, 9,116 in the Courts of the Subordinate Judges, 95 in the Small Cause Courts and 72 in the District Courts, the figures showing as compared with those of the previous year an increase of 11, 237 and 20 respectively in the Courts of Village Munsiffs, Subordinate Judges and District Courts and a decrease of 54 in the Small Cause Courts. The figure of suits in the Courts of Inamdars and Jahagirdars pending for more than a year remained unchanged.

The number of suits pending over a year was largest in Ahmedabad (1,363), followed by Poona (1,267), Satara (964), Belgaum (840), Ahmednagar (815), Dharwar (767), Kaira (487), Surat (410), Sholapur (409), Thana (406), East Khandesh (377), Broach and Panch Mahals (255), Nasik (251) and West Khandesh (242). The figures for the remaining districts are less than 200.

46. *Duration of suits*—(Statement No. 5).—The average duration in days of suits decided in the Courts of the Inamdars and Jahagirdars, Village Munsiffs, Subordinate Judges, in the Provincial Small Cause

Courts and the District Courts is as shown in the tabular statement given below :—

Courts.	Average duration of suits decided.						
	Without trial.	Ex-parte.	On admission of claims.	By compromise.	After full trial.	On reference to arbitration.	By transfer.
Courts of Inamdars and Jahagirdars ..	206	178	70	..	270	111	..
Courts of Village Munsiffs ..	140	154	92	119	156	41	130
Courts of Subordinate Judges ..	261	174	210	247	381	285	344
Small Cause Courts ..	166	119	121	134	287	90	271
District Courts ..	172	161	81	244	362	..	74

47. *Execution Proceedings*—(Statement No. 13).—There were 115,218 applications for execution pending from the previous year and 180,203 new applications were filed during the year. Out of the total number of applications before the Courts, 175,406 were disposed of during the year and 120,015 remained pending at its close. The disposals of the applications were as under :—

832 cases disposed of by transfer ;
 25,290 cases disposed of wherein realisation was complete ;
 50,593 cases disposed of wherein realisation was partial ; and
 98,691 cases disposed of as wholly infructuous.

175,406

The total amount realised in Courts other than the Small Cause Courts was Rs. 79,58,343-12-6.

Debtors were imprisoned in 163 cases, moveable property sold in 704 and immoveable property in 5,132.

48. *Miscellaneous cases*—(Statement No. 6).—The number of institutions and disposals of Miscellaneous cases fell from 13,639 to 13,296 and from 14,129 to 13,257 respectively. The number of Miscellaneous cases pending at the close of the year rose from 7,533 to 7,665. Of the 13,257 Miscellaneous cases disposed of 2,541 were disposed of without trial, 1,799 were disposed of *ex-parte*, 1,030 on admission of claims, 424 by compromise, 7,427 after full trial, and 36 by transfer. Of the 7,427 cases decided after full trial, 5,142 or 69.3 per cent. resulted in favour of the Plaintiffs.

49. *Duration of Miscellaneous cases—(Statement No. 6).*—The average duration in days of Miscellaneous cases decided in the Courts of the Inamdars and Jahagirdars, Village Munsiffs, Subordinate Judges, in the Provincial Small Cause Courts and in the District Courts is as shown in the tabular statement given below :—

Courts.	Average duration of cases decided.						
	Without trial.	Ex-parte.	On admission of claims.	By compromise.	After full trial.	On reference to arbitration.	By transfer.
Courts of Inamdars and Jahagirdars ..	6	..	40	1	175	..	..
Courts of Village Munsiffs ..	65	73	144	1	34	..	..
Courts of Subordinate Judges ..	227	175	187	202	400	..	293
Small Cause Courts ..	48	63	39	30	98	..	..
District Courts ..	97	129	88	175	178	..	35

III. Bombay Small Cause Court.

50. (*Statements Nos. 3 and 5*).—The figures of suits instituted and disposed of during the year and of suits pending at the close of the year 1938 in the Presidency Small Cause Courts were 26,481, 26,562 and 5,877 respectively. The figures of institutions, disposals and of suits pending at the close of the year show a decrease of 7,189, 7,426 and 81 respectively when compared with the figures of the previous year.

(*Statement No. 4*).—There was a slight increase in the institutions of suits exceeding in value Rs. 500 but not exceeding Rs. 1,000 while there was a decrease in all other kinds of suits. The total value of litigation showed a decrease for the year under report. The figure was Rs. 57,97,925-8-2 as against Rs. 66,41,349-4-11 in the preceding year.

51. *Mode of disposal—(Statement, No. 5).*—Of the 26,562 suits disposed of, 239 were decided without trial, 8,268 were decided *ex parte*, 10,387 on admission of claims, 6,114 by compromise, 1,481 after full trial, 64 on reference to arbitration and 9 by transfer.

52. The average duration of suits disposed of without trial and *ex parte* was 36 days, of those decided on admission of claims 49, of those decided by compromise 39, of those decided after full trial 64, of those decided after reference to arbitration 60 and of those decided by transfer 41.

53. *Execution of Decrees*—(Statement No. 13).—Of the 21,880 applications for the execution of decrees that were before the Courts during the year (including 3,895 pending from the previous year), 18,888 were disposed of and 2,992 remained pending at the close of the year. Of the last figure, 1,202 were more than three months old. Of the applications disposed of, 8,746 resulted in whole or partial satisfaction of the decrees granted, 7,519 were returned as wholly infructuous and 2,623 were transferred to other Courts.

The total amount realised was Rs. 8,29,726-3-8 as compared with Rs. 11,26,761-15-3 in the previous year.

54. *Coercive Process*—(Statement No. 13).—In order to enforce the execution of decrees imprisonment was ordered in 13 cases and sale of moveables in 781. The figures show respectively a decrease of 153 and an increase of 116 when compared with the corresponding figures of the previous year.

55. *Applications to the Full Court*—(Statement No. 14).—There were 402 applications for disposal before the Full Court during the year, of which 386 were disposed of and 16 remained pending at the close of the year.

GENERAL.

56. As compared with the figures for 1937, the number of suits instituted in and disposed of by the Subordinate Judges' Courts decreased by 5,136 and 13,829 respectively; the number of regular suits disposed of was less by 9,134 and that under Small Cause Court Jurisdiction was less by 4,695. With the number of revived suits and those pending at the end of the last year, the total number of suits pending shows an increase from 57,096 to 59,087 and the number of suits pending over a year shows an increase from 8,879 to 9,116. The number of appeals disposed of by District Courts increased by 108. The First Class Subordinate Judges exercising Appellate Powers disposed of 77 appeals only as against 152 in 1937. The total number of appeals pending in the District Courts increased from 5,272 to 5,617.

The figures of suits instituted and disposed of on the Original Side of the High Court showed a decrease of 101 and 41 respectively as compared with the corresponding figures of the previous year. The number of suits pending decreased from 3,536 to 3,072.

On the Appellate Side of the High Court, the total number of institutions of appeals showed an increase of 52, while that of disposals showed a decrease of 127 as compared with the figures of the previous year. The total arrears of appeals fell from 2,435 to 2,068.

57. *Inspection*.—During the year under report, the District Judges inspected the following Courts of Subordinate Judges; Ahmedabad and Gogha in the Ahmedabad District; Sangamner, Kopargaon and Newasa in the Ahmednagar District; Athni in the Belgaum District; Bijapur in the Bijapur District; Dharwar, Hubli, Gadag and Haveri in the

Dharwar District ; Umreth and Borsad in the Kaira District ; Kumta and Sirsi in the Kanara District ; Nandurbar in the West Khandesh District ; Pimpalgaon in the Nasik District ; Baramati and Talegaon in the Poona District ; Chiplun, Deorukh and Rajapur in the Ratnagiri District ; Wai, Karad, Dahiwadi, Tasgaon, Vita and Islampur in the Satara District and Pandharpur in the Sholapur District.

58. *Judicial Conference.*—No Judicial Conference was held during the year under report.

59. *Receipts and Charges of the High Court.*—For the year 1938, the total receipts as shown in paragraphs 14 and 27 were Rs. 24,26,982-8-0 on the Original Side and Rs. 1,70,391-11-0 on the Appellate Side making an aggregate of Rs. 25,97,374-3-0. The total charges as shown in the same paragraphs were Rs. 10,20,720-1-0 on the Original Side and Rs. 4,87,380-12-10 on the Appellate Side making an aggregate of Rs. 15,08,100-13-10. The difference between these two aggregates shows an excess of receipts over expenditure of Rs. 10,89,273-5-2. This excess includes Probate and Administration duty (the cost of collecting which is borne by the High Court). In the expenditure no sum is charged for rent or upkeep of the High Court Buildings or certain other matters which would have to be brought into account in ascertaining a net profit. On the other hand no allowance is made for Criminal work which occupies much Judicial time and is not productive of any revenue.

His Majesty's High Court of
Judicature, Appellate Side :
Bombay, 28th June 1939.

T. E. WATERFIELD,
Registrar.

**REPORT ON THE ADMINISTRATION OF CRIMINAL
JUSTICE IN THE PROVINCE OF BOMBAY
DURING THE YEAR 1938**

1. *Judicial Staff*—(Statement No. 1).—The Judicial Staff employed in the Province on 31st December 1938 and engaged partly or wholly in Criminal cases consisted of 9 permanent High Court Judges, 1 acting High Court Judge and 1 temporary Additional High Court Judge ; 17 Sessions Judges, 7 Additional Sessions Judges, 3 Assistant Sessions Judges, 19 District Magistrates, 10 Presidency Magistrates, 347 other First Class Magistrates, 205 Second Class Magistrates, 192 Third Class Magistrates, 152 Sanitary Committees and Sanitary Boards under Bombay Act I of 1889 and 436 Village Panchayats under Bombay Act VI of 1933.

In addition to the above, there were 19,216 Police Patils in the Province exercising powers under section 14 of the Bombay Village Police Act, VIII of 1867, of whom 429 were invested with powers under section 15 of that Act.

By Government Circular in the Home Department, No. 9517/3, dated the 26th November 1937, all Benches of Honorary Magistrates in the Presidency excluding Bombay City were abolished with effect from the 1st January 1938. But there was 1 Bench of Magistrates consisting of 6 Honorary Magistrates in the Sholapur District till the 31st January 1938. There were 6 Benches of Magistrates in the City of Bombay constituted from 137 Honorary Magistrates.

2. *Offences Reported*—(Statement No. 11).—There were 2,97,500 Criminal offences reported during the year, a decrease of 13,612 from the figure of 1937. There was an increase in the number of offences reported in the districts of Ahmedabad, Nasik, Broach and Panch Mahals, Kolaba, Surat, Poona and Kanara while there was a decrease in the remaining 13 Districts. The increase was most noticeable in Ahmedabad being 9,097 followed by 1,383 in Nasik and 802 in Broach and Panch Mahals ; the remaining 4 districts showed increases below 500. On the other hand, there was a marked decrease in the City of Bombay being 12,622, followed by 4,476 in Sholapur, 3,878 in Belgaum, 1,286 in West Khandesh, 1,124 in the Bombay Suburban District and 813 in Thana ; in the remaining 7 districts the variation was below 500. Of the total number of offences reported, 51,959 were under the Indian Penal Code and 2,45,541 under Special and Local Laws.

3. *Complaints Dismissed (section 203, Criminal Procedure Code) and Complainants fined (section 250, Criminal Procedure Code)*—(Statement No. 11).—The number of complaints dismissed under section 203 was 4,630 and the number of complainants fined under section 250 was 133.

4. *Cases found to be true.*—Of the total number of cases under inquiry, 2,86,898 were found to be true. The number of cases brought to trial excluding those withdrawn and including those pending from the previous year was 3,02,308. The number of cases found to be true and the number of cases brought to trial show a decrease of 17,025 and 14,201 respectively from the figures of 1937.

5. *Murders reported as true.*—Out of 1,048 cases affecting human life brought to trial during the year, 276 were murders of which 144 ended in conviction. The corresponding figures for 1937 were 996, 291 and 142. The 276 murders may be classified as under :—

Murders from motives connected with women . .	75
Murders of children for the sake of their ornaments	7
Other murders for the sake of gain . .	35
Murders arising out of other causes . .	159
	276

ORIGINAL JURISDICTION.

I. PRESIDENCY MAGISTRATES.

6. *Cases in the Presidency Magistrates' Courts*—(Statement No. 11).—The number of cases brought to trial during the year in the Courts of the Presidency Magistrates was 20,435 and in those of the Honorary Presidency Magistrates was 1,34,889 making a total of 1,55,324. This number is smaller by 13,190 than that of 1937, when the corresponding figures were 24,165 and 1,44,349, making a total of 1,68,514. The number of cases under Special and Local Laws was 1,44,885 or 13,239 less than that of 1937 and the number of cases under the Indian Penal Code was 10,439 or 49 more than that of 1937. There was a very marked increase under the former head in offences under the Bombay Prevention of Gambling Act which rose from 2,601 to 4,618. The number of offences under the Indian Motor Vehicles Act rose from 2,397 to 3,535. The decrease was most noticeable in offences under the City of Bombay Police Act which fell from 74,002 to 61,939. The number of offences under the Bombay Public Conveyances Act fell from 6,077 to 5,142. As regards offences under the Indian Penal Code, there was a considerable increase in offences of Cheating which rose from 561 to 746. The number of offences under Criminal Misappropriation of Property rose from 248 to 375. The decrease was most noticeable in offences of Criminal Force and Assault which fell from 1,605 to 1,471. The number of offences of Theft fell from 1,605 to 1,471.

(Statements Nos. 2 and 9).—During the year, 1,47,712 regular and 134 miscellaneous cases were disposed of and 7,612 regular cases remained pending at the close of the year.

7. *Results of Trials*—(Statement No. 9).—The aggregate number of persons under trial before the Presidency Magistrates was 1,60,152. Of the persons tried, 22,560 were acquitted or discharged, 1,29,217 were convicted, 147 were committed to the High Court, 42 died, 119 were transferred to other Provinces, 2 were handed over to the Military Authorities and 8,065 remained under trial at the close of the year. Of the persons tried for offences under the Indian Penal Code, 3,410 were convicted and 6,382 were acquitted or discharged. The results of trials before each of the three classes of Magistrates during the year are shown below :—

Class of Magistrates.	Number of persons.		Percentage of convictions.
	Acquitted or discharged.	Convicted.	
Stipendiary Magistrates ..	7,578	7,333	49.2
Benches of Honorary Magistrates ..	9,483	86,867	90.2
Honorary Magistrates sitting singly ..	5,519	35,027	86.4

8. *Punishments*—(Statement No. 12).—Of the persons convicted, 3,363 were punished with imprisonment, 1,18,685 with fine, 16 with whipping, 6,245 convicted persons were released after admonition and 908 were released on probation of good conduct under section 562, Criminal Procedure Code. 161 persons were sent to the Leper Asylum at Matunga.

The sentences of imprisonment passed were for the following terms :—

Not exceeding	{	15 days ..	1,646
		6 months ..	1,330
		2 years ..	387

The fines imposed aggregated Rs. 4,91,263-10-2. The total amount realised was Rs. 3,30,151-9-2 of which Rs. 17,242-10-6 were paid as compensation to complainants.

II. MAGISTRATES, VILLAGE OFFICERS, ETC.

9. *Results of Trials*—(Statement No. 9).—The aggregate number of persons under trial before these tribunals was 2,04,199. Of these, the cases of 1,098 were committed to the Sessions or referred to higher authorities and of the remaining 2,03,101, the cases of 1,77,195 were finally disposed of by the various tribunals. Of the total of 1,77,195, 1,09,878 or 62 per cent. were convicted and 66,266 or 37.4 per cent. were acquitted or discharged, 108 persons died, 675 escaped during trial and 268 were transferred.

The total number of persons awaiting trial before these tribunals at the close of the year was 25,906 as compared with 20,828 in 1937.

The general results of trials before tribunals of each class are as shown below :—

Class of Tribunals.	Number of persons.		Percentage of convictions.
	Acquitted or discharged.	Convicted.	
Chief Magistrates of Districts	35	16	31·4
District and Divisional Magistrates	329	549	62·5
Honorary Magistrates	6,717	15,801	70·2
Special Magistrates	1,520	3,434	69·3
Benches of Magistrates	23	227	90·8
Subordinate Stipendiary Magistrates	56,243	89,346	61·4
Village Officers	1,331	481	26·5
Sanitary Committees and Sanitary Boards .. ..	....	....	....
Village Panchayats	68	24	26·1

10. *Punishments—(Statement No. 12).*—The sentences passed on persons convicted were as follows :—

Imprisonment	8,259
Fine	97,853
Forfeiture of property	3
Whipping	156
and	
Ordered to give security	4,662

Of the sentences of imprisonment imposed, 1,761 were for terms not exceeding 15 days, 5,205 for terms not exceeding 6 months, 1,182 for terms not exceeding 2 years and 111 for terms above 2 years.

Sentences of whipping were passed on 156 persons ; in 1937 the figure was 82.

The amounts of fines imposed and realised during the year were Rs. 8,84,167-13-6 and Rs. 6,57,233-12-10 respectively. A total sum of Rs. 15,505-12-0 was paid as compensation to complainants.

In addition to the above, 133 complainants were ordered to pay compensation to accused persons under section 250 of the Criminal Procedure Code as against 127 last year.

III. COURTS OF SESSION.

11. *Results of trials*—(Statement No. 9).—There were 2,041 persons or 68 more than in 1937 under trial. The cases of 1,817 were decided while those of 224 remained pending at the close of the year. Of the 1,817 persons tried, 919 or 50·6 per cent. were convicted, 847 or 46·6 per cent. were acquitted or discharged, the cases of 46 were referred to the High Court under sections 307 and 374 of the Code of Criminal Procedure, 2 persons died, 2 escaped during trial and the case of 1 was transferred to another Province.

12. *Punishments*—(Statement No. 12).—The following sentences and orders were passed by Courts of Session :—

Death	.. ..	..	31
Transportation or penal servitude	.. ..	..	87
Imprisonment	.. ..	..	768
Fine	.. ..	..	77
Whipping	.. ..	..	5
and			
Ordered to give security	.. ..	..	32

Sentences of imprisonment passed were for the following terms :—

Not exceeding	{	15 days	..	20
		6 months	..	99
		2 years	..	236
Exceeding 2 years	..	..	413	

Fines to the amount of Rs. 13,777 were imposed by Courts of Session as compared with Rs. 20,782 in the preceding year. The total realisation amounted to Rs. 9,727-0-9 as compared with Rs. 12,503-5-0 in 1937 and the total amount of fine paid as compensation was Rs. 796 as against Rs. 1,194-8-0 in 1937.

APPELLATE JURISDICTION.

Appellate Courts Subordinate to the High Court.

I. APPEALS.

13. (Statement No. 2).—The number of appeals decided during the year was 2,767 as against 2,786 in the preceding year, a decrease of 19.

14. *Magistrates' Courts*—(Statement No. 10).—The number of persons whose appeals were decided by Courts of Magistrates was 2,354. Of these, the appeals of 273 were summarily dismissed and sentences on 983 were confirmed after admission making a total of 1,256 wholly unsuccessful appellants or 53·4 per cent. Of the remaining, 260 or 11·1 per cent. obtained a modification of sentences passed on them and 705 or 29·9 per cent. an annulment. The cases of 113 appellants were otherwise disposed of and the cases of 20 appellants were transferred to another Province. As compared with 1937, the results were more favourable to the appellants.

15. *Sessions Courts*—(*Statement No. 10*).—During the year, the number of persons whose appeals were decided by Courts of Session was 2,415. The appeals of 670 persons (or 27·7 per cent.) were summarily dismissed; 659 appellants whose appeals were admitted were altogether unsuccessful, 406 obtained an alteration of sentence, 644 were acquitted, the cases of 34 appellants were otherwise disposed of and 2 persons died pending the decision of their appeals. The proportions of persons whose appeals were wholly unsuccessful, successful in obtaining a modification of the original orders and completely successful were 55·03, 16·8 and 26·7 per cent. respectively. Of those concerned in admitted appeals only, the proportions were 37·8, 23·3 and 36·9 per cent. respectively. If admitted appeals only are considered, these results were on the whole more favourable to the appellants than in the previous year, the percentage of successful appellants during the year being 60·2 as against 52·1 in 1937.

II. SUPERINTENDENCE, REFERENCE AND REVISION.

16. *Magistrates' Courts*—(*Statement No. 10*).—The cases of 439 persons who applied for revision or against whom applications were made by complainants came before the District Magistrates for revision. The number was more by 66 than in 1937. The applications in the case of 297 accused were rejected and those in the case of 106 were otherwise disposed of.

17. *Sessions Courts*—(*Statement No. 10*).—Including the cases of accused persons who themselves applied for revision of the orders passed on them in the Courts of Magistrates and of those against whom such applications were made by complainants, the cases of 1,617 persons were decided on revision by Courts of Session during the year. The number was more by 134 than in 1937. Applications in the case of 1,275 were rejected and those in the case of 342 were otherwise disposed of.

HIGH COURT.

I. ORIGINAL JURISDICTION—(HIGH COURT SESSIONS).

18. *Commitments to the High Court*—(*Statement No. 9*).—Ninety-two cases in all were brought to trial at the High Court Sessions during the year including 2 cases pending at the end of 1937. All these 92 cases were decided during the year. These 92 cases occupied in all 127 days. This may be compared with 93 cases occupying 144 days in 1937.

Altogether 147 persons were tried, of whom 106 were convicted and 41 were acquitted.

19. *Punishments*—(*Statement No. 12*).—The following sentences were passed:—

Death	..	..	..	5
Transportation or Penal Servitude..	..	..	..	8
Imprisonment	..	..	..	93
Fine	..	..	..	2
Whipping	..	..	..	..

Sentences of imprisonment passed were for the following terms :—

Not exceeding	$\left\{ \begin{array}{l} 6 \text{ months} \\ 2 \text{ years} \end{array} \right.$	..	..	5
		..	..	18
Exceeding 2 years	..	..	..	70
				—
				93

The fines imposed during the year amounted to Rs. 1,000 and fines realised during the year amounted to Rs. 300.

II. APPELLATE JURISDICTION.

20. (*Statement No. 10*).—Sixty-three appeals were pending before the High Court at the beginning of the year from sentences or orders of Criminal Courts. During the year, 497 appeals were preferred and 516 decided, leaving 44 pending at its close. The numbers of appeals preferred and decided during the year are less by 115 and 93 respectively than those of the preceding year and the number of appeals pending at the close of the year is less by 19 than that of the preceding year. Of the appeals preferred against sentences, 387 were from Courts of Session, 86 from Courts of Presidency Magistrates and the remaining 24 were preferred by the Local Government against orders of acquittal.

21. *Results of Appeals*.—Four hundred and four appeals against sentences passed by Courts of Session were decided. The sentences were upheld in 319 cases, reversed in 47 and modified in 26. 4 were returned for presentation to the proper Court and 2 appeals were converted into Revision Applications. In 4 cases, there was a remand for a retrial. The remaining two appeals related to complaints under section 476 of the Criminal Procedure Code.

Eighty-nine appeals against sentences passed by Presidency Magistrates were decided. The sentences were upheld in 81 cases, reversed in 5 and modified in 3.

Twenty-three appeals by the Local Government against orders of acquittal involving 41 accused were disposed of by the High Court during the year. In 11 appeals involving 15 accused, the High Court set aside the orders of acquittal in respect of 14 and convicted them and in respect of 1 accused the appeal was dismissed. Six appeals involving 14 accused were dismissed summarily and in 6 appeals involving 12 accused the orders of acquittal were upheld and the appeals dismissed.

The results of appeals as affecting individual appellants were as follows :—

The appeals of 344 persons were summarily dismissed under section 421 of the Code of Criminal Procedure. In admitted appeals the sentences of 113 appellants were confirmed, those of 49 altered, those of 70 reversed and 4 appeals involving 5 accused were remanded for retrial, in 4 appeals involving 4 accused persons the appellants were asked to approach the proper Court and 2 appeals involving 2 accused were allowed to be converted into Revision Applications.

III. SUPERINTENDENCE, REFERENCE AND REVISION.

22. *Reference under section 307, Code of Criminal Procedure.*—One reference was pending in the High Court at the beginning of the year and 12 were submitted to it during the year. Of these, 11 were decided and 2 remained pending at the close of the year. Out of the 11 decided cases involving 15 accused, the High Court convicted 8 persons and acquitted the remaining 7. The verdict of the jury was accepted in 4 cases and set aside in 7.

23. *References under section 374, Code of Criminal Procedure.*—Forty-three references under this section were submitted to the High Court during the year for the confirmation of death sentences and 7 were pending at the opening. 47 cases involving 61 accused were decided during the year. The sentence of death was confirmed in the case of 41 persons and commuted to that of transportation for life in the case of 5. Of the remaining 15 persons, 14 were acquitted and discharged and in the case of 1 accused a retrial was ordered.

During the year under report, 46 persons were executed in the Province of Bombay.

24. *Revision.*—During the year 1938, one hundred and thirty-eight cases were reported for the orders of the High Court by Sessions Judges and District Magistrates under section 438 of the Code of Criminal Procedure and 23 were pending at the opening of the year. Of these, 146 were decided during the year and 15 remained pending at its close. The number reported was less by 39 than in 1937. In 38 cases the orders sent up for revision were not disturbed, 18 sentences were enhanced, 31 sentences were reduced or altered, 46 sentences were reversed, 3 proceedings were quashed but no new trials ordered and in 10 cases new trials or further inquiries were ordered.

Orders were passed under section 435 of the Code of Criminal Procedure in 293 cases, an increase of 6 over the figures of the previous year. Of these, 280 came before the High Court and 13 were taken up by the High Court on review of Criminal Returns or otherwise of its own motion. Of the 280 applications for the issue of rule, 205 were rejected, the High Court passed no order in one case and 3 were allowed to be withdrawn. Of the 71 rules issued, 37 were finally discharged, 24 were made absolute in their entirety and in 9 the orders complained of were modified. In the remaining one the sentence was enhanced.

In 7 out of the 13 cases taken up by the High Court *suo motu*, the orders passed by the lower Courts were not disturbed, in 4 the sentences were enhanced and in 2 the sentences were reduced.

25. *Applications for Transfer.*—Sixty-six applications under section 526 of the Code of Criminal Procedure for transfer of cases from one Court or district to another were received during the year and 6 were pending at the beginning of the year. Out of these, 69 were decided during the year and 3 remained pending at its close. Forty-

seven were summarily rejected, 2 were allowed to be withdrawn and in 4 transfers were granted without the issue of rules. In the remaining 16 cases in which rules were issued, transfers were granted in 6 and refused in 10.

26. *Miscellaneous Applications.*—Five applications for compensation, 5 for stay of proceedings, 12 for disposal of property, 9 for maintenance, 5 under section 476 of the Code of Criminal Procedure, 13 for bail, 7 under the Contempt of Courts Act and 22 for miscellaneous purposes were disposed of by the High Court during the year.

27. Under sub-section 1 of section 46 of the Bombay Children Act, XIII of 1924 and rule 14 of the Bombay Children and Juvenile Court Rules, 1936, a Juvenile Court was established at Ahmedabad presided over by the City Magistrate, First Class, sitting singly or with one or two lady Honorary Magistrates, having jurisdiction over the City of Ahmedabad and the area situated within a radius of five miles from the Head Post Office at Ahmedabad. (*Vide* Government Resolution, Home Department, No. 5987/3-II, dated the 26th March 1938.)

28. The following table shows the number of original and appellate Criminal cases disposed of during the year in all Courts in the Province of Bombay as compared with the last year :—

Year.	Total number of cases decided.			
	Original.		Appellate.	
	Regular.	Miscellaneous.	Regular.	Miscellaneous.
For the Province of Bombay including the High Court—				
1937	2,99,392	2,382	3,395	1,352
1938	2,80,937	1,276	3,283	1,343
For the High Court only—				
1937	93*	..	609	460
1938	92*	..	516	439

*These figures exclude confirmation cases and Jury References disposed of by the High Court which were 44 and 8 for the year 1937 and 47 and 11 for the year 1938, respectively.

29. During the year, only 1 person was tried for an offence against the state. The trial ended in conviction.

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939. } T. E. WATERFIELD,
Registrar.

JUDICIAL STATEMENT No. 1

(CRIMINAL AND CIVIL)

JUDICIAL STATEMENT

Statement showing the number of Judicial Divisions and the
in the Province of Bombay on

Province	Judges of Chief Court, of Province	Civil			
		Number of Districts	District Judges	Other Judges	
				Stipendiary	Honorary
1	2	3	4	5	6
Territory subject to the High Court of Bombay.	11 ^(a)	17	90 ^(b)	124 ^(c)	83 ^(e)

* Includes 11 High Court Judges (9 permanent and 2 temporary).

† Includes 17 District Judges, 1 Chief Judge, Small Cause Court, Bombay, and 12 Assistant Judges including 3 under training.

‡ Includes 7 Judges of Small Cause Courts, 22 First Class Subordinate Judges, 93 Second Class Subordinate Judges and 2 Registrars of the Provincial Small Cause Courts.

§ Includes 3 Inamdars and Jagirdars and 82 Village Munsiffs.

Statement showing the number of Judicial Officers exercising
in the Province

Civil			
Designation	Europeans	Indians	Remarks
Chief Justice and High Court Judges ...	4	7	
District Judges ...	1	16	
Joint Judges ...	.....	.....
Assistant Judges (including 3 under training).	1	11	
Small Cause Court Judges ...	.....	8	
Subordinate Judges, First Class ...	.....	22	
Subordinate Judges, Second Class ...	.....	93	
Inamdars and Jagirdars ...	.....	3	
Village Munsiffs ...	.....	82	

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 1 (CIVIL AND CRIMINAL).

number of Officers exercising Appellate and Original Jurisdiction
the 31st December 1938

Criminal							Remarks
Number of Sessions Divisions	Number of Districts	Sessions Judges	Other Judges	District Magistrates	Other Magistrates		
					Stipendiary	Honorary	
7	8	9	10	11	12	13	14
18	20	24†(a)	3‡	36** (d)	472(d)	381††(d)	(a) Do both Civil and Criminal work. (b) Out of these 26 do both Civil and Criminal work. (c) Do Civil work only; out of these 8 do Criminal work also. (d) Do Criminal work only.

† Includes 17 Sessions Judges and 7 Additional Sessions Judges.

‡ These are Assistant Sessions Judges.

** Includes 19 District Magistrates, 16 Additional District Magistrates and 1 Chief Presidency Magistrate.

†† Includes 7 Benches of Honorary Magistrates as also such of the Bench and Special Magistrates as are authorised to sit singly. Besides these, there were 19,216 Police Patils, 168 Sanitary Committees and Sanitary Boards and 426 Village Panchayats.

*Appellate and Original Jurisdiction, both Europeans and Indians,
of Bombay*

Criminal			
Designation	Europeans	Indians	Remarks
Chief Justice and High Court Judges...	4	7	
Sessions Judges ...	1	16	
Additional Sessions Judges ...	.....	7	
Assistant Sessions Judges ...	.....	8	
District Magistrates*	10	26	*These include Additional District Magistrates, and the Chief Presidency Magistrate, Bombay
Magistrates, First Class ...	40	816	
" Second Class ...	4	901	
" Third Class ...	1	191	
Police Patils ...	.....	19,216	

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the number of cases decided in and receipts and

Name of Province 1	Number of			
	Civil			
	Original		Appellate	
	Regular 2	Miscellaneous 3	Regular 4	Miscellaneous 5
Territory subject to the High Court of Bombay.	165,486	223,292*	5,974	776

*His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.*

No. 2 (CIVIL AND CRIMINAL)

charges of the Courts in the Province of Bombay in the year 1938

cases decided				Remarks
Criminal				
Original		Appellate		
Regular 6	Miscellaneous 7	Regular 8	Miscellaneous 9	
280,937	1,976	2,263	1,343†	<p>* Includes all applications for execution of decrees, Insolvency applications and other miscellaneous cases.</p> <p>† These are all cases of Revision under the Code of Criminal Procedure.</p>

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the number and description of Civil Suits
the year

Class of Tribunals 1	Suits for money or moveable property 2	Suits under the Rent Law				
		Arrears of rent with or without ejectment 3	Enhancement or abatement of rent 4	For ejectment or recovery of possession alone 5	All other suits under the Rent Law 6	Total 7
COURTS IN THE INTERIOR						
<i>Civil Courts</i>						
Unpaid Tribunals	94	.....	..	..	..	..
Village Courts	12,375	.....	..	..	..	..
Paid Sub-Divisional Tribunals	84,118	.....	..	..	..	..
Small Cause Courts	12,849	.....	..	..	..	..
District Courts other than Chief Courts of Districts. } Chief Courts of Districts }	250	.....	..	..	..	..
Total	109,616	.....	..	..	..	..
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT						
Presidency Small Cause Courts	25,481	.....	..	..	..	..
Superior Courts	(a)	.....	..	..	..	..
Total	25,481	.....	..	..	..	..

(a) Statistics in these columns have not been shown as per order of

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 3 (CIVIL)

instituted in the Civil Courts in the Province of Bombay in 1988

Title and other Suits					Grand Total	Remarks
Suits for immovable property	Suits for specific relief	Mortgage suits	Other suits not falling under any of the preceding heads	Total		
8	9	10	11	12	13	14
4	.....	8	.....	7	31	
.....	.....	.....	.....	.....	13,575	
9,626	1,610	7,285	6,235	24,766	108,884	
255	.....	.....	156	423	13,278	
17	2	7	223	248	498	
9,912	1,612	7,245	6,675	25,444	135,060	
.....	.....	.....	.....	.....	25,451	
(a)	(a)	(a)	(a)	(a)	2,637	
.....	.....	.....	.....	.....	20,118	

the Hon'ble the Chief Justice, dated 27th February 1923.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing Number and Value of Civil Suits instituted

Class of Tribunals	Number of			
	Value not exceeding Rs. 10	Value Rs. 10 to Rs. 50	Value Rs. 50 to Rs. 100	Value Rs. 100 to Rs. 500
1	2	3	4	5
COURTS IN THE INTERIOR				
<i>Civil Courts</i>				
Unpaid Tribunals	1	9	7	10
Village Courts	4,750	7,545	.....	.....
Paid Sub-Divisional Tribunals ...	5,618	99,783	21,870	35,605
Small Cause Courts	473	4,870	2,704	4,436
District Courts other than Chief Courts of Districts. } Chief Courts of Districts ... }	2	1	5	35
Total ...	10,824	12,308	24,595	40,076
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT				
Presidency Small Cause Courts ...	286	5,124	6,983	11,268
Superior Courts* ... ..	.....	.....	.....	.....
Total ...	286	5,124	6,983	11,268

* Statistics against the Sub-head "Superior Courts" have not been

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 4 (CIVIL)

in the Civil Courts in the Province of Bombay in the year 1938

suits instituted					Total value of suits
Value Rs. 500 to Rs. 1,000	Value Rs. 1,000 to Rs. 5,000	Value above Rs. 5,000	Number of suits the value of which cannot be estimated in money	Total number of suits instituted	
6	7	8	9	10	11
					Rs. a. p.
2	2	.....	.....	31	10,089 7 0
.....	.....	.....	.....	12,375	1,73,860 13 9½
6,364	5,003	733	8,339	1,06,894	3,71,21,454 11 4½
799	.....	.....	.....	13,273	21,46,961 18 0
20	76	79	287	463	19,43,128 0 1
7,125	5,081	806	4,160	1,35,060	4,13,96,577 12 9
1,887	949	.....	.....	25,481	57,97,925 6 2
.....
1,887	945	.....	.....	25,481	57,97,925 8 2

shown as per order of the Hon'ble the Chief Justice, dated 27th February 1933.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the General Result of the Trial of Civil
during the

CIVIL

Class of Courts 1	Number of suits before the Courts				
	Pending at the beginning of the year 2	Instituted during the year 3	Revived during the year 4	Otherwise received 5	Total 6
COURTS IN THE INTERIOR					
<i>Civil Courts</i>					
Unpaid Tribunals	44	31	1	...	76
Village Munsiffs' Courts	*2,633	13,375	46	...	15,054
Paid Sub-Divisional Tribunals	57,065	108,884	2,099	97	168,176
Small Cause Courts	5,095	13,272	171	...	19,539
District Courts other than Chief Courts of Districts.	230	498	2	96	826
Chief Courts of the Districts					
Total	86,099	135,080	2,319	193	203,671
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT					
Presidency Small Cause Courts	5,958	25,451	...	...	32,439
Superior Courts	5,536	2,637	321	...	6,494
Total	9,494	29,118	321	...	38,033
Grand Total	75,693	164,198	2,640	193	242,604

Note.—Column 6—Total of entries in columns 7,

* The number of suits shown as pending in the last year's report was 66,121. The number of was shown as 79 last year. But on inspection, the District Judge, Satara, directed the Village as 57, though no report was made to that effect to the High Court.

No. 5 (CIVIL)

*Cases of Original Jurisdiction in the Province of Bombay
year 1938*

SUITS

Number of suits disposed of						
Under or- der IX, rules 3 and 4, Civil Pro- cedure Code	Without trial		Ex-parte		On admission of plaint	
	7A	Average duration (in days)	Number	Average duration (in days)	Number	Average duration (in days)
7	7A	8	9	10	11	12
23	2	206	8	176	1	70
1,121	963	140	2,414	154	3,066	93
4,673	7,637	261	19,963	174	10,654	210
206	1,081	156	4,469	119	4,110	121
14	45	172	96	161	20	81
6,126	9,728	236	26,980	163	17,951	169
239	.....	36	8,258	36	10,387	49
561	.....	611	1,737	579	3	38
800	.....	439	10,005	330	10,890	49
6,926	9,728	246	36,965	154	28,241	125

VA, 9, 11, 13, 15, 16, 18, 20 and 22.

suits pending in the Court of the Village Munsiff, Tasgaon in the District of Satara Munsiff, Tasgaon to take the number of suits pending in his Court at the end of the year 1937

JUDICIAL STATEMENT

Class of Courts	Number of suits				
	Compromised		After full trial		
	Number	Average duration (in days)	Judgment for Plaintiff	Judgment for Defendant	Average duration (in days)
1	18	14	15	16	17
COURTS IN THE INTERIOR					
<i>Civil Courts</i>					
Unpaid Tribunals ... ..	.....	.....	16	...	270
Village Munsiffs' Courts	2,529	110	1,621	849	156
Paid Sub-Divisional Tribunals	28,230	247	32,065	3,919	381
Small Cause Courts	1,540	134	1,950	213	287
District Courts other than Chief Courts of Districts,	81	244	108	24	862
Chief Courts of the Districts					
Total	32,330	232	36,760	4,405	385
COURTS AT THE HEADQUARTER OF THE PROVINCE OR SEAT OF GOVERNMENT					
Presidency Small Cause Courts	6,114	39	1,051	430	64
Superior Courts	509	354	507	105	429
Total	6,623	64	1,558	535	171
Grand Total	33,953	296	38,318	4,940	356

Note.—Column 6—Total of entries in column 7.

*His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.*

No. 5 (CIVIL)—*contd.*

disposed of				Pending at the close of the year	Pending for more than a year	Remarks
On reference to arbitration		By transfer				
Number	Average duration (in days)	Number	Average duration (in days)			
18	19	20	21	22	23	24
2	111	...	...	25	7	
4	41	177	130	2,910	108	
607	235	511	344	59,037	9,116	
10	90	39	271	5,222	95	
...	...	12	74	476	72	
532	275	739	274	68,320	9,398	
64	60	9	41	5,877	1,106	
...	...	...	...	3,072	1,584	
64	60	9	41	8,949	2,690	
696	252	748	271	77,169	12,088	

7A, 9, 11, 13, 15, 16, 18, 20 and 22.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the General Result of the Trial of Civil
during the

MISCELLANEOUS

Class of Courts 1	Number of suits before the Courts				
	Pending at the beginning of the year 2	Instituted during the year 3	Revived during the year 4	Otherwise received 5	Total 6
COURTS IN THE INTERIOR					
<i>Civil Courts</i>					
Unpaid Tribunals	6	27	.....	.....	33
Village Munsiffs' Courts	3	29	.....	.....	32
Paid Sub-Divisional Tribunals	6,713	11,377	62	18	18,070
Small Cause Courts	231	563	6	.....	800
District Courts other than Chief Courts of Districts.	680	1,400	3	4	1,987
Chief Courts of the Districts ...					
Total ...	7,533	13,496	71	23	20,923
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT					
Presidency Small Cause Courts ...	1,214	14,383	.....	.....	15,602
Superior Courts (*) ... ..	.....	.....	.....	.....	.....
Total ...	.....	.....	.....	.....	.....

(*) Statistics against the sub-head "Superior Courts" have not been shown as per order of
Note.—Column 6—Total of entries in columns 7,
 General (1)—Cases under Order XXI, rule 53, should be treated as Miscellaneous
 (2)—The classes of applications dealt with by Appellate Courts only and specified

No. 6 (CIVIL)

*Cases of Original Jurisdiction in the Province of Bombay
year 1938*

CASES

Number of suits disposed of						
Without trial			Ex-parte		On admission of claims	
Under Order IX, rules 3 and 8, Civil Procedure Code	Otherwise	Average duration (in days)	Number	Average duration (in days)	Number	Average duration (in days)
7	7A	8	9	10	11	12
.....	1	6	.....	.....	1	40
7	1	65	2	73	3	144
1,044	1,015	227	1,440	175	856	187
103	147	48	50	63	29	99
60	103	97	307	129	143	88
1,214	1,327	198	1,759	164	1,030	169
8,918	.....	24	1,260	26	957	50
.....
.....

the Honourable the Chief Justice, dated 27th February 1922.

7A, 9, 11, 13, 15, 16, 18, 20 and 22.

Cases,

in the note to Judicial Statement No. 6 should not be shown in this statement.

JUDICIAL STATEMENT

Class of Courts	Number of suits				
	Compromised		After full trial		
	Number	Average duration (in days)	Judgment for Plaintiff	Judgment for Defendant	Average duration (in days)
1	13	14	15	16	17
COURTS IN THE INTERIOR					
<i>Civil Courts</i>					
Unpaid Tribunals ... ..	.....	.....	20	.....	175
Village Munsiffs' Courts ... ..	.....	.....	5	2	34
Paid Sub-Divisional Tribunals ...	376	203	4,490	1,975	400
Small Cause Courts	90	30	174	87	98
District Courts other than Chief Courts of Districts. ...	28	175	403	221	178
Chief Courts of the Districts, ...					
Total ...	424	193	5,143	2,285	363
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT					
Presidency Small Cause Courts ...	659	40	1,786	739	52
Superior Courts (*) ... ..	.....	.....	.....	.....	.....
Total ...	.....	.....	.....	.....	.....

(*) Statistics against the sub-head "Superior Courts" have not been shown as per order of

Note.—Column 6—Total of entries in columns 7,

General (1)—Cases under Order XXI, rule 53, should be treated as Miscellaneous

(2)—The classes of applications dealt with by Appellate Courts only and specified

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 6 (CIVIL)—*contd.*

disposed of				Pending at the close of the year	Pending for more than a year	Remarks
On reference to arbitration		By transfer				
Number	Average duration (in days)	Number	Average duration (in days)			
18	19	20	21	22	23	24
.....	11	.....
.....	19	.....
.....	23	293	6,862	1,444	
.....	191	2	
.....	13	36	599	82	
.....	36	199	7,665	1,528	
.....	1,283	18	
.....	
.....	

the Honourable the Chief Justice, dated 27th February 1923.

7A, 9, 11, 13, 15, 16, 18, 20 and 22.

Cases.

in the note to Judicial Statement No. 8 should not be shown in this statement.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the business of the Civil Appellate

APPEALS FROM

Class of Courts 1	Number of Appeals before the Courts				Dismissed or not prosecuted		
	Pending at the beginning of the year 2	Instituted and reinstated during the year 3	Otherwise received 4	Total 5	Number 6	Average duration (in days) 7	Confirmed 8
COURTS IN THE INTERIOR							
APPEALS FROM ORIGINAL DECREEES							
<i>Civil Courts</i>							
District Appellate Courts other than Chief Courts of Districts.	5,272	4,616	16	9,904	624	157	2,245
Chief Courts of Districts ...							
Total ...	5,272	4,616	16	9,904	624	157	2,245
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT							
<i>Chief Courts of Province—</i>							
<i>High Court (Original Side)</i>							
Appeals from Decrees ...	96	27	...	53	2	133	19
<i>High Court (Appellate Side)</i>							
Appeals under the Letters Patent	27	53	...	80	4	33	30
Appeals from Original Decrees (First Appeals).	805	366	7	1,178	64	441	286
Appeals from Appellate Decrees (Second Appeals).	1,534	866	...	2,390	531	90	572
Total ...	2,392	1,302	7	3,501	401	146	907
Grand Total ...	7,664	6,918	23	13,605	1,025	163	3,252

Note.—Column 5—Total of entries

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 7 (CIVIL)

Courts of the Province of Bombay during the year 1938

DECREES

Number of appeals disposed of												Remarks
Modified 8	Reversed 10	Remanded for retrial 11	Average dura- tion of trials in columns 9, 10 and 11 (in days) 12	By transfer		Pending at the close of the year 15	Pending for more than a year 16	17				
				Number 18	Average duration (in days) 14							
476	602	234	370	6	712	5,617	1,843	These include 77 appeals disposed of by First Class Subordinate Judges invested with Appellate powers.				
476	602	234	370	6	712	5,617	1,843					
8	16	4	229	...	...	9	...			
1	4	...	168	...	...	41	9			
49	83	7	870	...	...	689	351			
51	159	9	984	...	...	1,275	692			
104	262	13	931	...	...	2,014	1,062			
580	864	247	507	6	713	7,631	2,905					

in columns 6, 8, 9, 10, 11, 13 and 15.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT
Statement showing the business of the Civil Appellate
MISCELLANEOUS

Class of Courts 1	Number of Appeals before the Courts					Number of Appeals			
	Pending at the beginning of the year 2	Instituted and re-instituted during the year 3	Otherwise received 4	Total 5	Dismissed or not prosecuted		Confirmed 8	Modified 9	
					Number 6	Average duration (in days) 7			
COURTS IN THE INTERIOR									
APPEALS FROM ORDERS									
<i>Civil Courts</i>									
District Appellate Courts other than Chief Courts of Districts. Chief Courts of Districts.	362	595	1	958	192	91	296	21	
Total ...	362	595	1	958	192	91	296	21	
COURTS AT THE HEADQUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT									
Chief Courts of Province—									
<i>High Court (Original Side)</i>									
Appeals from Orders ...	25	24	...	50	6	189	23	2	
<i>High Court (Appellate Side)</i>									
Appeals from Orders ...	65	81	...	146	23	47	38	1	
Appeals under the Workmen's Compensation Act.	4	1	...	5	...	...	3	...	
Total ...	95	106	...	201	29	76	64	3	
Grand Total ...	457	701	1	1,159	221	80	360	24	

Note.—Column 5.—Total of entries in columns 6, 8, 9, 10, 11, 13 and 15.
 General.—This statement should include not only Appeals from Orders under i.e., the cases entered in Judicial Statement No. 6.

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 8 (CIVIL)

Courts of the Province of Bombay during the year 1938

APPEALS

disposed of						Pending at the close of the year	Pending for more than a year	Remarks	
Reversed	Remanded for re-trial	Average duration of appeals in columns 8, 9, 10 and 11 (in days)	By transfer		15				16
			Number	Average duration (in days)					
10	11	12	13	14	15	16	17		
110	26	187	8	308	310	23	<p>In addition to these the following miscellaneous work was disposed of by the High Court, Appellate Side:—</p> <p>16 Applications to withdraw or transfer Suits or Appeals, Section 24, Civil Procedure Code.</p> <p>14 Applications for leave to Appeal as a pauper, Order XLIV, rule 1, Civil Procedure Code.</p> <p>15 Applications for Review of Judgment, Section 144, and Order XLVII, rule 1, Civil Procedure Code.</p> <p>18 Applications for leave to Appeal to His Majesty's Privy Council, Order XLV, rule 7, Civil Procedure Code.</p> <p>225 Applications for stay of execution, Order XXI, rule 5, Civil Procedure Code.</p> <p>624 Civil Revision Applications.</p> <p>15 Civil References; of these— 8 were under the Indian Income-tax Act (XI of 1922); 6 were under the Indian Divorce Act (IV of 1869); 3 were under the Bombay Pleaders Act (Bombay Act XVII of 1920).</p> <p>731 All other applications under the Civil Procedure Code, not specially mentioned above, including 231 disposed of by the Registrar or his Deputy.</p> <p>3,725 Applications disposed of out of Court by the Registrar and his Deputy.</p>		
110	26	187	3	298	310	23			
9	...	118	...	...	10	3	
22	...	356	...	...	62	16	
1	...	303	...	...	1	...	
32	...	276	...	...	73	19	
142	25	203	3	386	383	42			

section 104 of the Code of Civil Procedure, but also Appeals in Miscellaneous and Judicial Cases.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the General Results of Trials
Province of Bombay

Class of Courts 1	Number of offences reported 2	Number of persons under trial 3	Persons
			Discharged or acquitted 4
Village Officers	1,082	1,691	1,331
Subordinate Magistrates--			
Special Magistrates under Section 14 ..	4,406	5,268	1,520
Honorary Magistrates sitting singly ...	50,648	67,194	12,236
Stipendiary Magistrates sitting singly	134,675	*168,165	63,821
Benches of Magistrates	96,260	103,751	9,486
Sanitary Committees and Sanitary Boards	.....	.....	.....
Village Panchayats	65	101	63
District and Divisional Magistrates--			
Cases referred under Sections 347 and 349, Criminal Procedure Code.	608	930	329
Chief Magistrates of Districts	25	51	35
Courts of Session	641	2,041	847
Superior Courts	.....	228	63
Total	297,570	*366,620	89,736

* 2 were sent to Military Authorities.

Notes.—Column 1.—Sub-head "Courts of Session" includes cases decided by Sessions Judges
Column 1.—Sub-head "Superior Courts" includes cases decided by the High Court
Column 3.—That is the total of the entries in columns 4 to 8. The cases of persons which decided or in which pending at the end of the year, if not decided.

Column 5.—Persons, whose cases were referred to a Superior Court for higher sentence, will be entered in column 6, and not in column 5 against the Court or acquitted according to the orders passed by it or as pending if orders have
Column 6.—These cases will be shown against the Courts who made the
Column 7.—A note against the figure for each Court should be made in the column other Provinces.

Column 8.—An insane accused, who has been sent to a Mental Hospital, should be or acquitted.

General.—The figures in this Statement should agree with those in Statement No.

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 9 (CRIMINAL)

of Criminal Cases in the Tribunals of various classes in the
in the year 1938

whose cases were disposed of			Persons remaining under trial at the end of the year	Particulars of column 7		
Convicted	Committed or referred	Died, escaped or transferred to another province		Died	Escaped	Trans- ferred
				9		
5	6	7	8			
481	.....	.....	79	.....	.....	.....
5,434	2	4	808	4	.....	.....
59,828	31	46	4,053	93	1	22
96,079	1,199	1,140	25,324	101	674	365
87,094	.....	21	4,160	21	.....	.....
.....
24	.....	.....	9	.....	.....	.....
649	13	1	38	1	.....	.....
15	.....	.....	.....	.....	.....	.....
919	46	6	224	2	2	1
160	.....	.....	6	.....	.....	.....
940,174	1,291	1,917	34,200	152	677	393

on reference under Sections 31, 34 and 193, Criminal Procedure Code,
on reference under Sections 307 and 374, Criminal Procedure Code,
transferred from one Court to another in the same province will appear only against the Court by
punishment, for orders under Section 562, Criminal Procedure Code, or for confirmation of
making the reference. Against the Court receiving the reference they will be shown as convicted
not been passed.
reference, entry being made as directed above.
of remarks, showing separately how many accused persons died, escaped or were transferred to
kept on the file and entered in this column until he has been tried and either convicted
11, and should include nothing else.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing General Results of Appeals and Revisions in

Tribunals	Number of			
	Number of applicants and applicants for revision before the courts	Appeals or applications rejected	Sentence or order confirmed	Sentence altered
1	2	3	4	5
<i>Appeals</i>				
To Chief Magistrates of Districts	2,847	273	983	260
To Courts of Session	2,762	670	659	406
<i>Superior Courts—</i>				
By persons convicted	634	344	113	49
By Government from judgment of acquittal	59	14	13	.....
Total	6,302	1,301	1,768	715
<i>Revisions</i>				
By Chief Magistrates of Districts	148	297	.....	.....
By Courts of Session	1,069	1,275	.....	.....
By Superior Courts	462	387	81	15
Total	1,679	1,959	81	15
Grand Total	*7,981	3,260	1,849	730

Notes.—Column 1.—Sub-head "To Chief Magistrates of Districts" includes other Magistrates
 Column 2.—Total of columns 3 to 5. Cases transferred from one Court to another in the end of the year, if not decided. The words "Applicants for Revision" in the application for revision is made, or in whose interest the Magistrate or Judge may be taken on behalf of a complainant, the fact should be noted with the number of case the accused persons against whom the application is made, though not appear of such application. This note is held to apply also to cases dealt with by the High Court
 Column 4.—Appeals dismissed under Section 423, Criminal Procedure Code, should be entered in this column
 Column 5.—In this column should be entered (1) orders for discharge set aside by and new trials or further inquiries ordered, (2) cases referred to the High Court
 Column 6.—A note against the figure for each Court should be made in the column to another Province.

General.—Persons whose appeals were rejected under Section 421, Criminal Procedure whose cases the Courts have refused to submit to the High Court.

In columns 4 to 6 should be shown opposite the sub-heads for "Magistrates of without reference to the High Court.

His Majesty's High Court of Judicature,
 Appellate Side :
 Bombay, 28th June 1939.

No. 10 (CRIMINAL)

Criminal Cases in the Province of Bombay in the year 1938

Persons				Remarks
Sentence reversed	Otherwise disposed of	Died, escaped, or transferred to another Province	Pending trial	
6	7	8	9	10
705	113	20	408	
644	34	2	347	
70	11	.....	47	
14	.....	.....	18	
1,433	163	22	905	
.....	106	.....	36	
.....	342	.....	242	
27	6	.....	28	
27	454	.....	306	
1,460	612	22	1,211	*In the applications for revision made on behalf of complainants there were 1,163 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 9.

authorized to hear appeals under Section 407, Criminal Procedure Code, the same province will appear only against the Court by which decided, or in which pending at heading of this column should be held to include only *accused persons* on whose behalf an take steps to obtain revision on his own motion. Where such application is made or such steps complainants and the number of accused concerned in the column of remarks. In the latter ing in this column, will fall into their proper places in columns 3 to 9 according to the result Court on review of returns.

entered in this column.
Superior Courts under Section 436, Criminal Procedure Code, (2) proceedings quashed in appeal and (4) all other cases which do not fall under columns 4, 5 and 6.

of remarks showing separately how many accused persons died, escaped or were transferred Code, should be entered in column 3, in which should also be included applicants for revision Districts" and "Courts of Session" persons whose cases were disposed of by those Courts

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement of offences reported and of Persons tried,
Province of Bombay

Description of Offence	NUMBER OF CASES		
	Offences reported	Returned as true	Brought to trial during the year
1	2	3	4
Offences against the State—Chapter VI of the Indian Penal Code.	1	1	1
Offences relating to the Army and Navy—Chapter VII of the Indian Penal Code.	.....	.....	.....
Offences against the Public Tranquillity—Chapter VIII of the Indian Penal Code.	1,340	1,306	1,449
Attempts at do. ....	.....	.....	.....
Offences by or relating to Public Servants—Chapter IX of the Indian Penal Code.	65	63	67
Attempts at do. ....	.....	.....	.....
Contempts of the lawful authority of public Servants—Chapter X of the Indian Penal Code.	1	1	1
Attempts at do.	1,376	1,355	1,419
False evidence and offences against public Justice—Chapter XI of the Indian Penal Code.	2	1	1
Attempts at do.	535	493	560
Offences relating to coins—Chapter XII of the Indian Penal Code.	3	3	3
Attempts at do.	40	39	46
Offences relating to Government Stamps—Chapter XII of the Indian Penal Code.	14	14	16
Attempts at do. ....	.....	.....	.....
Offences relating to weights and measures—Chapter XIII of the Indian Penal Code.	35	35	38
Attempts at do. ....	.....	.....	.....
Offences affecting the public health, safety, convenience, decency and morals—Chapter XIV of the Indian Penal Code.	2	2	2
Attempts at do.	1,161	1,145	1,171
Offences relating to religion—Chapter XV of the Indian Penal Code.	79	74	79
Attempts at do. ....	.....	.....	.....
Offences affecting the human body, Chapter XVI—			
Offences affecting life	875	830	1,048
Attempts at do.	26	26	44
Causing of miscarriage, injuries to unborn children, exposure of infants and the concealment of births.	154	150	154
Attempts at do. ....	.....	.....	.....
Hurt	14,372	13,642	13,957
Attempts at do.	715	659	710
Wrongful restraint and wrongful confinement.	867	741	851
Attempts at do. ....	.....	.....	.....
Criminal force and assault	3,441	3,052	3,403
Attempts at do.	77	69	71
Kidnapping, forcible abduction, slavery and forced labour.	256	196	249
Attempts at do. ....	.....	.....	.....
Rape	62	55	79
Attempts at do.	2	2	4
Unnatural offence	24	24	26
Attempts at do. ....	.....	.....	.....
Offences against property, Chapter XVII—			
Theft	6,670	6,501	7,036
Attempts at do.	43	43	48
Extortion	90	69	81

No. 11 (CRIMINAL)

convicted and acquitted of each class of offence in the
in the year 1938

Under trial during the year including pending from previous year	NUMBER OF PERSONS				REMARKS				
	Acquitted or discharged	Convicted	Died, escaped, or transferred to another Province	Remaining under trial	Complaints dismissed under Section 303, Criminal Procedure Code	Complainants fined under Section 250, Criminal Procedure Code	Died	Escaped	Transferred
5	6	7	8	9	10	11	12	13	14
1	.....	1	..	..	.....	.....	..	..	..
.....
6,146	1,570	3,013	15	1,530	93	9	6	..	9
.....
95	17	58	..	29	.....	.....	..	..	..
1	.....	1	..	..	.....	.....	..	..	..
1,556	154	1,268	1	133	5	.....	1	..	..
1	.....	1	..	..	1	.....	..	..	..
626	167	379	5	176	8	1	8	9	..
3	.....	3	..	..	.....	.....	..	..	..
75	13	47	1	9	.....	.....	..	..	1
91	3	13	..	5	.....	.....	..	..	..
.....
35	4	30	..	9	.....	.....	..	..	..
2	.....	2	..	..	.....	.....	..	..	..
1,223	101	942	6	180	4	.....	..	..	5
.....
143	26	54	..	38	2	.....	..	..	..
.....
1,665	605	718	22	949	4	.....	8	1	13
74	32	38	1	3	.....	.....	1	..	..
367	133	153	2	89	3	.....	..	..	2
.....
32,469	22,843	3,745	61	5,820	1,230	38	13	..	43
1,510	1,176	79	..	255	46	.....	..	..	..
1,814	1,265	212	7	334	57	4	..	..	7
.....
5,690	4,261	390	2	1,047	333	4	..	..	2
137	113	10	..	15	8	.....	..	..	..
466	221	123	11	131	46	.....	..	3	8
.....
127	64	42	1	20	2	1	1	..	..
4	3	1	..	..	.....	.....	..	..	..
23	7	17	1	3	.....	.....	..	..	1
.....
10,726	2,681	6,248	36	1,761	173	26	5	4	27
45	10	31	1	3	.....	.....	..	..	1
212	98	13	6	26	16	.....	2	..	4

JUDICIAL STATEMENT

Description of Offence	NUMBER OF CASES		
	Offences reported	Returned as true	Brought to trial during the year
1	2	3	4
Offences against property, Chapter XVII			
<i>-contd.</i>			
Attempts at Extortion ... ..	..... 469	..... 401	..... 466
Robbery and dacoity ... ..	.....	.....	..... 2
Attempts at do. ... ..	..... 632	..... 555	..... 643
Criminal misappropriation of property ... ..	..... 36	..... 31	..... 34
Attempts at do. ... ..	..... 1,588	..... 1,375	..... 1,639
Criminal breach of trust ... ..	..... 50	..... 43	..... 46
Attempts at do. ... ..	..... 633	..... 615	..... 672
Receiving of stolen property ... ..	..... 2	..... 2	..... 2
Attempts at do. ... ..	..... 1,819	..... 1,523	..... 1,748
Cheating ... ..	..... 85	..... 70	..... 78
Attempts at do. ... ..	..... 43	..... 36	..... 38
Fraudulent deeds and disposition of property.	.....	.....	.....
Attempts at do. ... ..	..... 2,444	..... 2,084	..... 2,319
Mischief ... ..	..... 111	..... 90	..... 95
Attempts at do. ... ..	..... 3,940	..... 3,455	..... 3,928
Criminal trespass ... ..	..... 137	..... 123	..... 151
Attempts at do. ... ..	.....	.....	.....
Offences relating to documents and to trade or property marks, Chapter XVIII of the Indian Penal Code.	154	142	165
Attempts at do.	6	6	7
Criminal breach of contracts of service, Chapter XIX of the Indian Penal Code.	6	7	7
Offences relating to marriage, Chapter XX of the Indian Penal Code.	1,308	1,075	1,216
Attempts at do.	34	31	33
Defamation, Chapter XXI of the Indian Penal Code.	689	509	646
Attempts at do.	13	9	15
Criminal intimidation, insult and annoyance, Chapter XXII of the Indian Penal Code.	5,151	4,428	4,930
Attempts at do.	200	261	273
Offences under Special and Local Laws—			
India Acts—			
Arms Act XI of 1878 (India).	353	339	377
Cantonments Act II of 1924	375	350	375
Cantonment Rules of 1939 ... ..	.....	.....	.....
Cattle Tresspass Act I of 1871 ... ..	..... 911	..... 822	..... 870
Child Marriage Restraint Act XIX of 1929.	107	85	95
Cinematograph Act II of 1918	1	1	1
Copyright Act III of 1914	1	1	1
Cotton Ginning and Pressing Factories Act XII of 1925.	2	1	2
Court Fees Act VII of 1870.	1	1	1
Criminal Law Amendment Act XIV of 1908. ... ..	.....	.....	.....
Criminal Procedure Code V of 1898	1,128	1,033	1,170
Criminal Tribes Act VI of 1924	670	668	670
Dangerous Drugs Act II of 1930	46	46	49
Dekhan Agriculturists' Relief Act XVII of 1879.	3	2	4
Electricity Act IX of 1910	15	15	17
European Vagrancy Act IX of 1874	37	37	37
Factories Act XII of 1911	418	418	424
Forest Act XVI of 1927	2,469	2,444	2,503
Indian Boilers Act V of 1923 ... ..	.....	.....	.....
Indian Companies Act VII of 1913 ... ..	..... 35	..... 35	..... 46

No. 11 (CRIMINAL)—contd.

NUMBER OF PERSONS					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	Com-plaints dismissed under Section 203, Criminal Procedure Code	Com-plaints filed under Section 250, Criminal Procedure Code	Died	Escap-ed	Trans-ferred
5	6	7	8	9	10	11	12	13	14
.....
1,341	500	418	2	352	97	5	...	1	1
2	.....	2	.....	.....	.....	.....	.....	.....	.....
864	879	68	1	216	64	1	.....	.....	1
54	41	6	.....	8	5	.....	.....	.....	.....
1,921	809	693	19	600	148	4	1	2	16
64	16	24	.....	25	7	.....	.....	.....	.....
978	255	536	2	124	6	.....	.....	1	1
5	.....	5	.....	.....	.....	.....	.....	.....	.....
2,489	1,430	395	15	648	204	4	4	.....	11
187	60	29	1	47	15	.....	.....	1	.....
66	39	7	.....	20	5	.....	.....	.....	.....
.....
5,833	4,488	583	6	747	228	7	4	.....	1
203	128	33	.....	47	19	.....	.....	.....	.....
9,264	5,699	1,761	56	1,838	387	17	.....	.....	56
289	135	78	.....	76	14	.....	.....	.....	.....
.....
321	111	46	.....	64	5	.....	.....	.....	.....
.....
8	.....	2	.....	6	.....	.....	.....	.....	.....
20	12	1	.....	7	1	.....	.....	.....	.....
2,699	1,841	114	14	630	172	1	1	.....	13
76	51	1	.....	24	8	.....	.....	.....	.....
1,070	663	91	26	290	40	.....	.....	.....	26
.....
51	13	.....	.....	38	4	.....	.....	.....	.....
9,188	6,832	744	51	1,561	604	15	.....	.....	51
.....
656	555	26	.....	75	38	1	.....	.....	.....
.....
455	71	344	.....	40	.....	.....	.....	.....	.....
459	74	359	.....	26	15	.....	.....	.....	.....
.....
2,033	1,463	282	15	279	56	1	.....	.....	15
330	108	181	.....	41	11	.....	.....	.....	.....
.....
1	.....	.....	.....	1	.....	.....	.....	.....	.....
1	1	.....	.....	.....	.....	.....	.....	.....	.....
2	.....	.....	.....	2	.....	.....	.....	.....	.....
.....
1	.....	1	.....	.....	.....	.....	.....	.....	.....
.....
2,667	1,304	764	13	587	13	.....	1	.....	17
719	66	610	11	81	1	.....	.....	.....	11
59	7	47	.....	5	.....	.....	.....	.....	.....
4	5	.....	.....	1	.....	.....	.....	.....	.....
.....
21	10	8	.....	3	.....	.....	.....	.....	.....
37	4	33	.....	.....	.....	.....	.....	.....	.....
487	39	406	.....	22	.....	.....	.....	.....	.....
3,703	2,638	738	1	326	3	.....	1	.....	.....
.....
48	45	.....	.....	3	.....	.....	.....	.....	.....

JUDICIAL STATEMENT

Description of Offence	NUMBER OF CASES		
	Offences reported	Returned as true	Brought to trial during the year
	1	2	3
Offences under Special and Local Laws — <i>contd.</i>			
India Acts— <i>contd.</i>			
Indian Emigration Act VII of 1923 ... (India)	.....	.....	.....
Indian Excise (Spirits) Act XVI of 1933. .... "	.....	.....	.....
Indian Explosives Act IV of 1884 "	27	26	27
Indian Explosive Substances Act VI of 1909. "	1	1	1
Indian Income Tax Act XI of 1922 ... .. "	.....	.....	.....
Indian Insurance Companies Act XX of 1928. "	3	3	3
Inland Steam-vessels Act I of 1917 "	1	1	1
Lepers Act III of 1898 "	161	161	161
Lunacy Act IV of 1912 ... .. "	.....	.....	.....
Mechanical Lighters (Excise Duty) Act XXIII of 1934. "	4	4	4
Merchant Shipping Act XXI of 1923 ... .. "	.....	.....	.....
Motor Vehicles Act VIII of 1914 "	13,943	12,546	13,699
Mussulman Wakf Act XLIII of 1923 "	1	1	1
Opium Act I of 1878 "	368	361	368
Passport Act XXXIV of 1920 ... .. "	.....	.....	.....
Payment of Wages Act IV of 1936 "	20	20	20
Petroleum Act VIII of 1899 "	8	7	14
Poisons Act XII of 1919 "	3	3	3
Police Act V of 1861 ... .. "	.....	.....	.....
Ports Act XV of 1908 "	1	1	1
Post Office Act VI of 1898 "	5	5	6
Press and Registration of Books Act XXV of 1867. .... "	.....	.....	.....
Presidency Small Cause Courts Act XV of 1883. .... "	.....	.....	.....
Presidency Towns Insolvency Act III of 1909. "	63	62	101
Prevention of Cruelty to Animals Act XI of 1890. "	20,659	20,644	20,737
Press (Emergency Powers) Act XXIII of 1931. .... "	.....	.....	.....
Prisons Act IX of 1894 "	21	21	21
Prisoners Act III of 1900 "	20	20	20
Provincial Insolvency Act V of 1920 "	8	8	8
Railways Act IX of 1890 "	5,840	5,821	5,873
Registration Act XVI of 1908 ... .. "	.....	.....	.....
Salt Act XII of 1893 "	1	1	1
Sea Customs Act VIII of 1878 "	1	.....	.....
Stage Carriages Act XVI of 1861 "	10	10	10
Stamp Act II of 1899 "	2	2	2
Telegraph Act XIII of 1885 "	13	13	13
Territorial Force Act XLVIII of 1930 ... .. "	.....	.....	.....
Treasure Trove Act VI of 1878 "	4	4	4
Wild Birds and Animals Protection Act VIII of 1919. "	1	1	1
Wireless Telegraphy Act XVIII of 1933. "	7	7	9
Bombay Acts—			
Abkari Act V of 1878 (Bombay)	5,613	5,467	5,565
Bombay District Municipal Act III of 1901. "	1,480	1,464	1,539
Bombay (District) Tobacco Act II of 1933. "	10	10	11
Bombay Finance Act II of 1932 "	1	1	1
Bombay Municipal Boroughs Act XVII of 1925. "	21,096	19,903	21,539
Children Act XIII of 1924 "	87	87	80
City of Bombay Municipal Act III of 1888. "	46,545	46,545	49,360

No. 11 (CRIMINAL)—contd.

Under trial during the year including from previous year	NUMBER OF PERSONS				REMARKS				
	Acquitted or discharged	Convicted	Died, escaped or transferred to another Province	Remain- ing under trial	Com- plaints dismissed under Sec- tion 203, Criminal Procedure Code	Com- plainants fined under Section 250, Criminal Procedure Code	Died	Escap- ed	Trans- ferred
5	6	7	8	9	10	11	12	13	14
.....
..... 36	..... 1	..... 10	.....	..... 5	.....	.....	.....	.....	.....
..... 1	.....	..... 1	.....	.....	.....	.....	.....	.....	.....
..... 8	..... 8	.....	.....	.....	.....	.....	.....	.....	.....
..... 2	.....	..... 2	.....	.....	.....	.....	.....	.....	.....
..... 161	..... 2	..... 166	.....	.....	.....	.....	.....	.....	.....
..... 5	..... 1	..... 4	.....	.....	.....	.....	.....	.....	.....
..... 13,717	..... 1,361	..... 10,471	..... 29	..... 1,856	..... 97	.....	..... 4	.....	..... 25
..... 1	.....	..... 1	.....	.....	.....	.....	.....	.....	.....
..... 938	..... 10	..... 357	.....	..... 91	.....	.....	.....	.....	.....
..... 20	..... 7	..... 15	.....	.....	.....	.....	.....	.....	.....
..... 14	..... 8	..... 6	.....	.....	.....	.....	.....	.....	.....
..... 3	..... 3	.....	.....	.....	.....	.....	.....	.....	.....
..... 8	.....	..... 8	.....	.....	.....	.....	.....	.....	.....
..... 6	..... 1	..... 3	.....	..... 2	.....	.....	.....	.....	.....
.....
.....
..... 101	..... 83	..... 1	.....	..... 17	.....	.....	.....	.....	.....
..... 50,766	..... 368	..... 20,255	.....	..... 123	.....	.....	.....	.....	.....
.....
..... 24	..... 2	..... 23	.....	.....	.....	.....	.....	.....	.....
..... 20	..... 3	..... 17	.....	.....	.....	.....	.....	.....	.....
..... 4	..... 1	..... 2	.....	..... 1	.....	.....	.....	.....	.....
..... 6,064	..... 134	..... 6,838	..... 2	..... 60	..... 1	.....	..... 2	.....	.....
..... 5	..... 2	..... 3	.....	.....	.....	.....	.....	.....	.....
..... 1	.....	..... 1	.....	.....	.....	.....	.....	.....	.....
.....
..... 10	.....	..... 10	.....	.....	.....	.....	.....	.....	.....
..... 2	..... 1	..... 1	.....	.....	.....	.....	.....	.....	.....
..... 15	..... 2	..... 11	.....	..... 2	.....	.....	.....	.....	.....
.....
..... 5	.....	..... 4	.....	..... 1	.....	.....	.....	.....	.....
..... 3	.....	..... 3	.....	.....	.....	.....	.....	.....	.....
.....
..... 9	.....	..... 8	.....	..... 1	.....	.....	.....	.....	.....
..... 7,527	..... 579	..... 6,824	..... 2	..... 302	.....	.....	..... 1	..... 1	.....
..... 1,657	..... 862	..... 1,097	..... 1	..... 177	.....	.....	..... 1	.....	.....
..... 12	..... 1	..... 11	.....	.....	.....	.....	.....	.....	.....
..... 1	.....	..... 1	.....	.....	.....	.....	.....	.....	.....
..... 20,440	..... 2,523	..... 14,892	..... 503	..... 2,723	.....	.....	..... 36	..... 487	.....
..... 121	..... 2	..... 102	.....	..... 17	.....	.....	.....	.....	.....
..... 49,360	..... 11,468	..... 34,881	..... 35	..... 2,876	.....	.....	..... 35	.....	.....

JUDICIAL STATEMENT

Description of Offence	NUMBER OF CASES		
	Offences reported	Returned as true	Brought to trial during the year
1	2	3	4
Offences under Special and Local Laws—<i>concl'd.</i>			
Bombay Acts—<i>concl'd.</i>			
City of Bombay Police Act IV of 1902 (Bombay)	62,276	61,744	61,939
Coasting Vessels Act XIX of 1838	6	6	6
Devadasis Protection Act X of 1934	8	8	19
District Police Acts VII of 1867 and IV of 1890.	41,625	40,495	42,174
Entertainments Duty Act I of 1923	3	3	8
Irrigation Act VII of 1879	8	8	8
Land Revenue Code V of 1879	32	32	95
Local Boards Act VI of 1923	8	8	13
Markets and Fairs Act IV of 1863	1	1	1
Motor Vehicles Tax Act XXXIV of 1935	125	125	146
Opium Smoking Act XX of 1935	31	31	31
Port Trust Act VI of 1879 ... ..	.....	.....	.....
Prevention of Adulteration Act V of 1925.	999	820	1,051
Prevention of Gambling Act IV of 1887 ..	5,019	4,961	5,479
Prevention of Prostitution Act XI of 1923.	241	241	254
Primary Education Act IV of 1923	437	437	446
Public Conveyances Act VII of 1920	10,646	10,589	10,613
Public Ferries Act II of 1868	3	3	3
Salt Act II of 1890	17	16	17
Smoke Nuisances Act VII of 1912	1	1	1
Special (Emergency) Powers Act XVI of 1932.	.....	.....	.....
Tobacco Duty (Town of Bombay) Act IV of 1837.	103	103	103
Tolls Act III of 1875 ... ..	.....	.....	.....
Tramways Act I of 1874 ... ..	.....	.....	.....
Vaccination Act I of 1877	28	28	28
Village Panchayats Act VI of 1923	7	7	7
Village Police Act VIII of 1867	1,161	1,157	1,181
Village Sanitation Act I of 1839 ... ..	.....	.....	.....
Weights and Measures Act XV of 1932.	45	44	60
44 and 45 Vic. Chap. 66 Statute	2	2	2
Total ...	237,600	236,598	302,308

Notes.—Column 1.—(1) "Attempts" should be entered immediately after the offences to (2) "Abetments" should be included with the substantive offences (3) When giving the list of Special and Local Laws against which offences as its number and year. An Act of a local legislature should be

Column 2.—All offences (cases) of which information was given, complaint made, or to be shown, although some of the charges may not have been prosecuted, or

Column 3.—This column should be the total of column 2 less the number of cases the charge was false, and that the offence never occurred, or which were dismissed

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 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 shown by the Courts to which the cases are committed or referred. If the total difference should correspond with the total of column 5 of this statement.

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 11 (CRIMINAL)—*concl'd.*

NUMBER OF PERSONS					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	Complaints dismissed under Section 203, Criminal Procedure Code	Complainants fined under Section 250, Criminal Procedure Code	Died	Escaped	Transferred
5	6	7	8	9	10	11	12	13	14
63,367	2,662	60,415	1	369	533	.....	1	...	...
9	1	8	..	...	.....	.....	...	...	...
32	16	16	..	...	.....	.....	...	...	...
43,419	1,300	39,937	186	3,036	2	1	8	169	19
8	.....	3	...	...	.....	.....	...	...	...
10	5	5	...	...	.....	.....	...	...	...
46	2	31	...	23	.....	.....	...	...	...
15	5	...	...	10	.....	.....	...	...	...
1	.....	...	...	1	.....	.....	...	...	...
149	47	69	...	40	.....	.....	...	...	...
119	2	117	...	...	.....	.....	...	...	...
.....
962	38	702	34	168	.....	.....	...	34	...
9,006	1,875	5,473	7	3,152	.....	.....	5	1	1
267	10	234	...	23	.....	.....	...	...	...
461	22	393	...	36	.....	.....	...	...	...
10,855	215	10,336	2	253	.....	.....	2	...	...
11	2	9	...	...	.....	.....	...	...	...
27	1	21	...	5	.....	.....	...	...	...
3	.....	3	...	...	.....	.....	...	...	...
.....
.....
106	1	106	...	...	.....	.....	...	...	...
.....
.....
28	26	...	...	2	.....	.....	...	...	...
9	2	7	...	...	.....	.....	...	...	...
2,163	1,643	526	...	65	.....	.....	...	...	...
.....
04	9	50	...	6	.....	.....	...	...	...
3*	.....	...	...	...	.....	.....	...	...	...
365,329*	82,736	210,174	1,317	34,200	4,630	133	153	677	388

which they relate, abetted.

have been committed, care should be taken to specify the title of each Act quoted, as well distinguished by initial letters placed after the number of the Act.

cognizance taken under Chapters IV, V, XIV, XVI, Cr. P. C., for the first time during the year are may have turned out to be false.

dismissed under section 203, Cr. P. C., and less all other cases in which a Magistrate declared that as frivolous and vexatious and in which the complainant was fined under Section 250, Cr. P. C.

are not to be entered in this column. A note should be added in the column of remarks

the committing or referring Magistrates. The results of the trials in these cases should be of column 5 of Statement No. 9 be deducted from the total of column 3 of that statement, the

* 2 were sent to Military Authorities.

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the punishments inflicted in Criminal
of Bombay

Class of Tribunal	Number of persons executed	Number of persons sentenced to							
		Death	Transportation or Penal servitude	Imprisonment	Fines or forfeiture	Whipping	Give security	Fine of	
								Rs. 10 and under	Over Rs. 10
1	2	3	4	5	6	7	8	9	10
Village Courts ...	...	...	...	29	459	...	...	459	...
Subordinate Magistrates--									
Special Magistrates under Sec. 14.	...	...	...	188	3,199	...	61	2,544	655
Honorary Magistrates sitting singly.	...	...	...	850	48,025	3	379	46,146	1,979
Stipendiary Magistrates sitting singly.	...	...	...	9,659	89,285	169	4,986	66,562	15,721
Benches of Magistrates.	...	...	...	627	83,100	...	87	79,352	2,748
Sanitary Boards and Sanitary Committees.	...	...	...	...	...	...	...	...	...
Village Panchayats ...	...	...	...	...	24	...	...	24	...
District and Divisional Magistrates--									
Cases referred under Secs. 347 and 349, Criminal Procedure Code.	...	...	...	69	439	...	57	340	92
Chief Magistrates of Districts.	...	...	...	...	16	...	...	14	9
Courts of Session ...	35	31	87	768	77	5	32	7	70
Superior Courts ...	11	50	16	96	2	...	...	...	2
Total ...	46	81	102	12,425	215,623	177	5,602	195,448	21,169

Notes.—Column 1.—Sub-head "Courts of Session"—Includes cases decided by Sessions

Column 1.—Sub-head "Superior Courts"—Includes cases decided by the High

Column 12.—Includes fines realized during the year though imposed in previous exercise of Original Jurisdiction only.

Column 13.—Represents compensation awarded to complainants under section 545, "realized" in columns 11 and 12, for they form part of such fines.

General (1).—The total of column 5 should correspond with the total of columns 14 should be shown in the remarks column, the total of the remainder

(2).—This statement is meant to exhibit every sentence passed, and where number of persons entered in this statement as punished with the which fulfilment of contract is ordered under Act XIII of 1859 in a under Section 562, Code of Criminal Procedure, or for confirmation such higher Court, and not against the Court making the reference.

His Majesty's High Court of Judicature,
Appellate Side:
Bombay, 28th June 1939.

No. 12 (CRIMINAL)

Cases by the various Criminal Tribunals in the Province
in the year 1938

Total amount of fines			Number of persons sentenced to imprisonment of				Remarks.
Imposed	Realized	Paid as compensation	15 days and under	Above 15 days to 6 months	Above 6 months to 2 years	Above 2 years	
11	12	13	14	15	16	17	18
Rs. a. p. 607 14 3	Rs. a. p. 665 9 3	Rs. a. p.	29	...	...	...
14,253 5 0	12,373 12 0	87 12 0	10	102	71	5	
1,50,556 6 0	1,10,924 9 0	1,757 4 6	338	421	77	14	
10,00,959 0 3	6,81,511 0 10	29,873 0 0	2,503	5,587	1,394	75	*3 sentenced to forfeiture.
2,03,253 12 2	1,76,736 12 11	851 6 0	524	86	9	15	
.....	
29 8 0	29 8 0	.....	...	...	...	...
6,314 10 0	5,067 8 0	179 0 0	8	39	25	2	
147 0 0	147 0 0	.....	...	...	...	...
* 12,777 0 0	9,727 0 9	796 0 0	20	99	236	413	
1,000 0 0	300 0 0	.....	...	5	18	72	
13,90,208 7 8	9,97,412 6 9	33,544 6 6	3,427	6,639	1,823	696	*3 sentenced to forfeiture.

Judges on reference under Section 123, Criminal Procedure Code.

Court on reference under Sections 307 and 374, Criminal Procedure Code.

years. This column is intended to show the realized portion of fines imposed by Officers in the

Act V of 1898. These awards should also be shown under the head *fines* "imposed" and

to 17 (both inclusive), and deducting the number of persons sentenced to forfeiture, which in column 6 should correspond with the total of columns 9 and 10.

two penalties are inflicted on the same offender to exhibit them both. Further to reconcile the number entered as convicted in Statement No. 9, it is necessary to note cases such as those in foot-note. As regards persons whose cases were referred for higher punishment or for orders of sentence, the punishment, if any, sanctioned by the higher Court should be entered against

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT

Statement showing the result of Proceedings on applications
Province of Bombay

1 Class of Courts	2 Total number of applications for the execution of decrees before the Courts	3 APPLICATIONS DISPOSED OF				7 Pending at the end of the year	8 Number of applications pending more than three months at the close of the year	9 Amount realised
		3 By transfer	4 Satisfaction obtained in full	5 Satisfaction obtained in part	6 Wholly infructuous			
COURTS IN THE INTERIOR								
Civil Courts								
Unpaid Tribunals ...	65	...	11	7	21	26	29	Rs. a. p. 19,358 6 6
Village Courts ...	9,477	84	1,744	1,835	3,317	2,397	1,186	26,139 14 8
Paid Sub-Divisional Tribunals.	963,773	636	21,685	44,310	86,926	110,016	72,027	78,89,807 10 8
Small Cause Courts ...	31,454	26	1,519	4,321	8,866	7,223	3,897	2,27,098 9 5
District Courts other than Chief Courts of Districts.	652	86	181	20	62	353	319	30,047 13 8
Chief Courts of Districts ...								
Total ...	295,421	832	25,290	50,593	98,661	190,015	77,407	81,85,442 5 11
COURTS AT THE HEAD-QUARTERS OF THE PROVINCE OR SEAT OF GOVERNMENT								
Presidency Small Cause Courts.	21,880	2,623	2,041	6,705	7,519	2,992	1,202	8,29,726 3 8
Superior Courts ...	2,171	321	390	53	557	740	(a)	(a)

Note.—Column 2—Total of the
(a) Statistics in these columns have not been shown as per order

Statement showing the number and duration of Darkhasts disposed of
Collectors or the Civil Courts in the Province of Bombay

1 By whom immoveable property was sold	2 Total number of Darkhasts in which immoveable property was sold	3 Number of Darkhasts in		
		3 Less than a year	4 Over 1 year	5 Over 2 years
By the Civil Courts ...	2,313	565	1,013	514
By the Collectors ...	2,819	110	700	1,038

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

No. 13 (CIVIL)

for the Execution of the Decrees of the Civil Courts in the
in the year 1938

NUMBER OF APPLICATIONS											
10	11	On which moveable property		On which immoveable property		On which possession was given		19	20	21	22
		Was sold	Was attached, but subsequently released	Was sold	Was dealt with under r. 89, O. XXI, Section 9 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
On which the judgment-debtor was imprisoned	On which he was arrested but released without imprisonment							On which specific performance was enforced	On which partition was effected	On which execution was effected otherwise than the preceding columns	Remarks
..	..	9	..	6	..	1	..	2	..	..	28
..	..	37	73	..	..	..	..	..	..	..	5,576
83	479	576	479	5,126	32	2,082	162	2,498	74	380	44,496
79	470	88	50	..	..	..	..	78	..	..	..
1	..	2	..	..	..	..	..	..	..	..	38
163	949	704	603	5,193	32	2,083	162	2,578	74	380	48,189
13	180	781	437	..	..	..	..	019	..	..	1,847
(a)	(a)	(a)	(a)	(a)	(a)	(a)	(a)	(a)	(a)	(a)	(a)

entries in columns 3 to 7.

of the Honourable the Chief Justice, dated 27th February 1938.

during the year 1938, in which immoveable property was sold by the
(vide Government letter No. 875, dated 16th February 1904).

column 2 which were pending

Over 3 years	Over 4 years	Over 5 years	Over 6 years	Over 7 years	Over 8 years	Over 9 years	Over 10 years
6	7	8	9	10	11	12	13
164	38	10	2	3	2	1	1
536	227	114	37	32	15	8	3

K. A. ATHALYE,
Assistant Registrar.

JUDICIAL STATEMENT No. 14

Statement showing the amount of work disposed of by the

Names of Courts	Criminal Work		Civil			
	Cases disposed of by the Sessions Court	Appeals disposed of by the Sessions Court	Original			
			Total number of suits before the Court	Disposed of %	Pending at the end of the year under report	Pending at the end of the preceding year
1	2	3	4	5	6	7
<i>Ahmedabad</i>						
District and Sessions Judge ...	29	122	365	7	275	120
Assistant Judge and Additional Sessions Judge ...	28	64	...	49	...	...
Extra Assistant Judges and Additional Sessions Judge ...	8	...	...	17	...	...
Second Extra Assistant Judge and Assistant Sessions Judge ...	21	...	...	17	...	...
Assistant Judge (under training)
First Class Subordinate Judge, Regular	3,607	75	2,115	2,104
First Class Subordinate Judge, Small Causes	445	...	146	121
Joint First Class Subordinate Judge, Regular	56	...	...
Joint First Class Subordinate Judge, Small Causes	12	...	...
Joint Second Class Subordinate Judge, Regular	321	...	...
Joint Second Class Subordinate Judge, Small Causes	273	...	...
Second Joint Second Class Subordinate Judge, Regular	327	...	...
Second Joint Second Class Subordinate Judge, Small Causes	6	...	...
Third Joint Second Class Subordinate Judge, Regular	355	...	...
Third Joint Second Class Subordinate Judge, Small Causes	1	...	...
Fourth Joint Second Class Subordinate Judge, Regular	310	...	...
Fourth Joint Second Class Subordinate Judge, Small Causes	1	...	...
Fifth Joint Second Class Subordinate Judge, Regular	17	...	...
Fifth Joint Second Class Subordinate Judge, Small Causes
Second Class Subordinate Judge, Viramgam, Regular	818	314	504	324
Second Class Subordinate Judge, Viramgam, Small Causes	829	594	235	235
Second Class Subordinate Judge, Dholka, Regular	641	342	299	165
Second Class Subordinate Judge, Dholka, Small Causes	529	421	108	116
Second Class Subordinate Judge, Dhandhuka, Regular	429	153	276	140
Second Class Subordinate Judge, Dhandhuka, Small Causes	355	221	64	74
Second Class Subordinate Judge, Gogha, Regular	62	12	44	33
Second Class Subordinate Judge, Gogha, Small Causes	63	39	24	23
Judge, Small Cause Court, Ahmedabad	6,156	3,685	2,521	2,476
Registrar, Small Cause Court, Ahmedabad	2,877	2,027	780	748
Total ...	86	176	17,178	9,735	7,301	6,879

FOR THE YEAR 1938

various Courts in each District in the Province of Bombay

Work

8	Appellate			12	13	14	15	Remarks
	9	10	11					
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year	Execution disposed of proceedings	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
960	111	609	607	121	150	49	274	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.
...	114	...	...	10	92	...	...
...	102	...	...	8	58	...	...
...	24	...	...	...	...	...	...
...	180	843	...	One hundred and thirty-five suits under special jurisdiction were filed, 1 was revived, 115 were disposed of and 203 remained pending at the close of the year.
...	7	...	
...	119	24	...	...
...	19	...	...	...
...	40	...	...
...	
...	699	42	...	...
...	227	...	...	...
...	208	...	...
...	
...	83	...	...
...	
...	
...	390	59	216	...	
...	446	...	13	...	
...	489	86	32	...	
...	578	...	1	...	
...	243	27	80	...	
...	129	...	8	...	
...	14	1	22	...	
...	29	...	4	...	
...	2,546	...	89	...	
...	1,262	...	8	...	
960	351	609	607	7,449	1,053	1,363	274	

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Ahmednagar</i>						
District and Sessions Judge ...	38	46	...	...	...	...
Assistant Judge and Additional Sessions Judge ...	9	5	...	...	...	...
First Class Subordinate Judge ...	...	...	2,381	548	1,019	781
Joint Second Class Subordinate Judge, Ahmednagar ...	...	...	...	820	...	...
Second Class Subordinate Judge, Sangamner ...	...	...	1,962	1,337	625	662
Second Class Subordinate Judge, Rahuri ...	...	...	725	381	347	339
Second Class Subordinate Judge, Kopargaon ...	...	...	992	613	479	400
Second Class Subordinate Judge, Shevgaon ...	...	...	1,370	500	719	643
Second Class Subordinate Judge, Karjat and Parner on deputation, Shevgaon ...	...	...	...	151	...	...
Second Class Subordinate Judge, Nowasa ...	...	...	798	346	452	345
Second Class Subordinate Judge, Karjat ...	...	...	618	458	360	305
Second Class Subordinate Judge, Parner ...	...	...	583	257	326	233
Village Munsiffs ...	...	...	643	804	39	53
Total ...	47	51	10,476	6,109	4,366	3,761
<i>Belgaum</i>						
District and Sessions Judge ...	35	109	27	17	10	20
Assistant Judge and Assistant Sessions Judge ...	25	16	...	...	...	...
Assistant Judge (under training) ...	4	...	...	76	...	...
First Class Subordinate Judge, Appellate Powers, Regular ...	...	...	1,136	82	489	622
First Class Subordinate Judge, Appellate Powers, Small Causes ...	...	...	1,168	94	190	213
Joint First Class Subordinate Judge, Regular ...	...	...	...	65	...	...
Joint First Class Subordinate Judge, Small Causes ...	...	...	...	2	...	...
Joint Second Class Subordinate Judge, Regular ...	...	...	...	177	...	...
Joint Second Class Subordinate Judge, Small Causes ...	...	...	...	89	...	...
Additional Joint Second Class Subordinate Judge, Regular ...	...	...	...	947	...	...
Additional Joint Second Class Subordinate Judge, Small Causes ...	...	...	...	708	...	...
Second Class Subordinate Judge, Bail-Hongal, Regular ...	...	...	899	543	356	292
Second Class Subordinate Judge, Bail-Hongal, Small Causes ...	...	...	80	53	28	8
Second Class Subordinate Judge, Gokak, Regular ...	...	...	575	380	195	215
Second Class Subordinate Judge, Gokak, Small Causes ...	...	...	193	172	21	43

FOR THE YEAR 1938—contd.

Work								Remarks
Total number of Appeals before the Court	Appellate			Execution proceedings disposed of	Order made after investigation, column 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
	8	9	10					11	12	13	14	15
593	114	999	386	12	42	...	293	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Forty-eight suits under special jurisdiction were filed, 4 were revived, 33 were disposed of and 73 remained pending at the close of the year.
...	80	...	...	...	...	...	...
...	...	...	...	297	180	130	...
...	...	...	...	987	...	...	...
...	...	...	...	1,866	84	70	...
...	...	...	...	695	120	104	...
...	...	...	...	787	76	119	...
...	...	...	...	851	78	204	...
...	...	...	...	87	...	...	...
...	...	...	...	670	67	97	...
...	...	...	...	581	29	45	...
...	...	...	...	414	32	44	...
...	...	...	...	580	...	2	...
593	194	999	386	7,907	702	815	223	
702	192	401	298	2	64	5	60	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Eighty-five suits under special jurisdiction were filed, 7 were revived, 126 were disposed of and 150 remained pending at the close of the year.
...	152	...	...	...	...	...	...
...	...	...	...	9	2	...	...
...	97	...	...	216	78	172	...
...	...	...	...	74	11	5	...
...	...	...	...	9	8	...	...
...	...	...	...	2	...	...	...
...	...	...	...	371	87	...	...
...	...	...	...	498	...	...	...
...	...	...	...	110	46	...	...
...	...	...	...	129	...	...	...
...	...	...	...	605	65	10	...
...	...	...	...	25	...	...	...
...	...	...	...	495	41	86	...
...	...	...	...	120	...	...	...

JUDICIAL STATEMENT No. 14

Names of Courts	Criminal Work		Civil			
	Cases disposed of by the Sessions Court	Appeals disposed of by the Sessions Court	Original			
			Total number of suits before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year
1	2	3	4	5	6	7
<i>Belgaum—contd.</i>						
Second Class Subordinate Judge, Chikodi, Regular	1,430	490	721	769
Second Class Subordinate Judge, Chikodi, Small Causes	808	535	169	161
Joint Second Class Subordinate Judge, Chikodi, Regular	210	...	...
Joint Second Class Subordinate Judge Chikodi, Small Causes	104	...	...
Second Class Subordinate Judge, Athni, Regular	1,124	515	609	480
Second Class Subordinate Judge, Athni, Small Causes	57	27	30	5
Second Class Subordinate Judge, Hukeri, Regular	1,134	690	444	611
Second Class Subordinate Judge, Hukeri, Small Causes	352	313	39	138
Dosal of Wantmuri	19	8	4	6
Total ...	64	135	8,995	5,690	3,305	8,609
<i>Bijapur</i>						
District and Sessions Judge ...	29	78	...	...	...	..
First Class Subordinate Judge, Bijapur, Regular	928	96	378	394
First Class Subordinate Judge, Bijapur, Small Causes	1,334	221	257	335
Joint Second Class Subordinate Judge, Bijapur, Regular	454	...	...
Joint Second Class Subordinate Judge, Bijapur, Small Causes	346	...	...
Second Class Subordinate Judge, Bagalkot, Regular	1,028	593	376	424
Second Class Subordinate Judge, Bagalkot, Small Causes	1,191	942	242	262
Second Class Subordinate Judge, Muddebihal on deputation, Bagalkot, Regular	59	...	...
Second Class Subordinate Judge, Muddebihal on deputation, Bagalkot, Small Causes	7	...	...
Second Class Subordinate Judge, Muddebihal, Regular	760	478	272	299
Second Class Subordinate Judge, Muddebihal, Small Causes	245	162	88	20
Total ...	29	78	5,476	3,868	1,608	1,664

FOR THE YEAR 1938—contd.

Work														
8	Appellate			12	13	14	15	16	Remarks					
	9	10	11											
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year	Execution disposed of proceedings	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report							
..	901	120	254	..							
..	640	..	9	..							
..	188	..	..	..				
..	5	..	..	..				
..	798	65	195	..							
..	24	..	..	..				
..	656	118	159	..							
..	165	..	1	..							
..	8	9	1	..							
702	501	401	298	5,973	706	840	60							
945	134	211	174	1	90	..	57							Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.
..	202	74	87	..							
..	397	..	..	..							Forty-seven suits under special jurisdiction were filed, 3 were revived, 51 were disposed of and 44 remained pending at the close of the year.
..	519	132	..	..					
..	846	..	..	..				
..	718	123	9	..							
..	713	..	..	..				
..	5	..	..	..				
..	4	..	..	..				
..	883	84	11	..							
..	217	..	..	..				
945	134	211	174	4,510	443	50	57							

JUDICIAL STATEMENT No. 14

Names of Courts	Criminal Work				Civil	
	Cases disposed of by the Sessions Court	Appeals disposed of by the Sessions Court	Original			
			Total number of suits before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year
1	2	3	4	5	6	7
<i>Broach and Panch Mahals</i>						
District and Sessions Judge ...	86	106	99	19	10	9
Joint Judge and Additional Sessions Judge ...	5	1	...	...	...	...
First Class Subordinate Judge, Regular ...	...	...	554	84	270	276
First Class Subordinate Judge, Small Causes ...	...	...	1,485	471	325	351
Additional First Class Subordinate Judge, Nadiad, Regular ...	...	...	99	14	17	21
Additional First Class Subordinate Judge, Nadiad, Small Causes ...	...	...	...	...	...	...
Joint Second Class Subordinate Judge, Broach, Regular ...	...	...	...	210	...	...
Joint Second Class Subordinate Judge, Broach, Small Causes ...	...	...	...	639	...	...
Second Class Subordinate Judge, Ankleshwar, Regular ...	...	...	634	404	230	239
Second Class Subordinate Judge, Ankleshwar, Small Causes ...	...	...	407	303	104	106
Second Class Subordinate Judge, Jambusar, Regular ...	...	...	295	135	160	108
Second Class Subordinate Judge, Jambusar, Small Causes ...	...	...	612	464	148	129
Second Class Subordinate Judge, Godhra, Regular ...	...	...	779	892	393	373
Second Class Subordinate Judge, Godhra, Small Causes ...	...	...	1,538	1,206	432	360
Second Class Subordinate Judge, Jambusar on deputation, Godhra, Regular ...	...	...	...	54	...	...
Second Class Subordinate Judge, Jambusar on deputation, Godhra, Small Causes ...	...	...	...	...	...	...
Second Class Subordinate Judge, Dohad, Regular ...	...	...	518	329	189	259
Second Class Subordinate Judge, Dohad, Small Causes ...	...	...	1,659	1,020	639	241
Village Munsiffs ...	...	...	1,416	1,254	152	122
Total ...	71	107	10,015	7,006	3,009	2,618
<i>Dharwar</i>						
District and Sessions Judge ...	25	93	18	10	8	10
Assistant Judge and Additional Sessions Judge ...	10	...	...	...	...	...
First Class Subordinate Judge, Regular ...	...	...	1,201	85	677	637
First Class Subordinate Judge, Small Causes ...	...	...	703	248	190	203

FOR THE YEAR 1933—contd.

Work														
8	Appellate				12	13	14	15	16					
	9	10	11	Execution proceedings disposed of										
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year		Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	Remarks						
357	114	243	213	...	55	3	125	<p>Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.</p> <p>Twenty suits under special jurisdiction were filed, 1 was transferred from Small Cause Court Jurisdiction, 1 was revived, 23 were disposed of and 38 remained pending at the close of the year.</p>						
...	2	...	...					
...	438	65	95	...							
...	1,041	...	5	...							
...	8	...	18	...							
...							
...	63	65	...	...					
...	19	...	...	...				
...	435	49	20	...							
...	455	...	...	...				
...	362	38	22	...							
...	662	...	...	...				
...	774	92	58	...							
...	1,975	...	...	...				
...							
...	1,244	52	24	...							
...	1,323	...	2	...							
...	631	...	9	...							
357	114	243	213	9,460	439	255	125							
690	196	403	359	18	77	3	125	<p>Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.</p> <p>Seventy-two suits under special jurisdiction were filed, 63 were disposed of and 171 remained pending at the close of the year.</p>						
...	92	...	...	...	7	...	...					
...	329	119	229	...							
...	337	...	2	...							

JUDICIAL STATEMENT No. 14

Names of Courts	Criminal Work		Civil			
	Cases disposed of by the Sessions Court	Appeals disposed of by the Sessions Court	Original			
			Total number of suits before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year
1	2	3	4	5	6	7
<i>Dharwar—contd.</i>						
Joint Second Class Subordinate Judge, Dharwar, Regular	439	...	...
Joint Second Class Subordinate Judge, Dharwar, Small Causes	165	...	...
Second Class Subordinate Judge, Hubli, Regular	1,147	356	482	578
Second Class Subordinate Judge, Hubli, Small Causes	954	507	175	267
Joint Second Class Subordinate Judge, Hubli, Regular	309	...	...
Joint Second Class Subordinate Judge, Hubli, Small Causes	272	...	...
Second Class Subordinate Judge, Gadag, Regular	1,028	446	447	497
Second Class Subordinate Judge, Gadag, Small Causes	601	272	189	105
Joint Second Class Subordinate Judge, Gadag, Regular	125	...	...
Joint Second Class Subordinate Judge, Gadag, Small Causes	141	...	...
Second Class Subordinate Judge, Haveri, Regular	1,420	657	758	708
Second Class Subordinate Judge, Haveri, Small Causes	605	449	166	82
Village Munsiff	2,223	1,559	264	324
Total ...	35	93	9,000	6,560	3,340	3,418
<i>Extra</i>						
District and Sessions Judge ...	52	69	13	6	7	3
Assistant Judge and Additional Sessions Judge ...	4	7	...	...	...	...
First Class Subordinate Judge, Appellate Powers, Regular	796	70	440	378
First Class Subordinate Judge, Appellate Powers, Small Causes	2,298	131	601	551

FOR THE YEAR 1938—contd.

Work

Total number of Appeals before the Court	Appellate			Execution proceedings disposed of	Order made after investigation in 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	Remarks
	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year					
8	9	10	11	12	13	14	15	16
...	790	203	...	...
...	152	...	...	...
...	403	317	109	...	
...	410	...	2	...	
...	461	...	...	...
...	172	...	...	...
...	646	150	94	...	
...	255	...	2	...	
...	19	...	...	...
...	149	...	...	...
...	999	180	249	...	
...	415	...	...	...
...	764	...	71	...	
690	283	402	359	6,540	643	767	125	
360	96	244	100	21	29	1	98	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.
...	Nineteen suits under special jurisdiction were filed, 16 were disposed of and 3 remained pending at the close of the year.
...	20	...	...	14	105	130	...	
...	1,795	...	6	...	

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Kaira—contd.</i>						
Joint Second Class Subordinate Judge, Nadiad, Regular	223	...	...
Joint Second Class Subordinate Judge, Nadiad, Small Causes	1,395	...	...
Second Class Subordinate Judge, Kapadvanj, on deputation at Nadiad, Regular	91	...	...
Second Class Subordinate Judge, Kapadvanj, on deputation at Nadiad, Small Causes	111	...	...
Second Class Subordinate Judge, Kaira, on deputation at Nadiad, Regular	33	...	...
Second Class Subordinate Judge, Kaira, on deputation at Nadiad, Small Causes
Second Class Subordinate Judge, Umroth, Regular	789	805	484	364
Second Class Subordinate Judge, Umroth, Small Causes	2,191	1,882	809	331
Second Class Subordinate Judge, Borsad, Regular	926	474	348	456
Second Class Subordinate Judge, Borsad, Small Causes	2,590	2,130	465	480
Joint Second Class Subordinate Judge, Borsad, Regular	104	...	...
Joint Second Class Subordinate Judge, Borsad, Small Causes	95	...	...
Second Class Subordinate Judge, Kaira, Regular	812	690	222	231
Second Class Subordinate Judge, Kaira, Small Causes	565	516	60	234
Second Class Subordinate Judge, Kapadvanj, Regular	759	877	882	304
Second Class Subordinate Judge, Kapadvanj, Small Causes	261	210	71	31
Total ...	66	76	12,131	8,652	3,469	3,362

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Kanara</i>						
District and Sessions Judge ...	7	18	9	7	2	1
First Class Subordinate Judge, Karwar, Regular	477	201	203	258
First Class Subordinate Judge, Karwar, Small Causes	763	583	180	228
Second Class Subordinate Judge, Kumta, on deputation at Karwar, Regular	36	...	...
Second Class Subordinate Judge, Kumta, on deputation at Karwar, Small Causes
Second Class Subordinate Judge, Sirsi, on deputation at Karwar, Regular	57	...	...
Second Class Subordinate Judge, Sirsi, on deputation at Karwar, Small Causes
Second Class Subordinate Judge, Honavar, Regular	457	313	144	208
Second Class Subordinate Judge, Honavar, Small Causes	506	445	61	107
Second Class Subordinate Judge, Kumta, Regular	584	340	244	235
Second Class Subordinate Judge, Kumta, Small Causes	75	56	19	...
Second Class Subordinate Judge, Sirsi, Regular	655	403	252	251
Second Class Subordinate Judge, Sirsi, Small Causes	128	92	81	4
Total ...	7	18	3,649	2,613	1,136	1,322
<i>East Khandesh</i>						
District and Sessions Judge ...	38	98	4	2	2	3
First Class Subordinate Judge, Jalgaon, Regular	1,219	90	478	604
First Class Subordinate Judge, Jalgaon, Small Causes	2,570	182	765	781
Joint First Class Subordinate Judge, Jalgaon, Regular	82	...	...
Joint First Class Subordinate Judge, Jalgaon, Small Causes	226	...	...
Joint Second Class Subordinate Judge, Jalgaon, Regular	233	...	...
Joint Second Class Subordinate Judge, Jalgaon, Small Causes	1,028	...	...
Additional Joint Second Class Subordinate Judge, Jalgaon, Regular	336	...	...
Additional Joint Second Class Subordinate Judge, Jalgaon, Small Causes	269	...	...

FOR THE YEAR 1938—contd.

Work															Remarks
Appellate				Execution proceedings disposed of	Order made after investigation, columns 17 and 18 of the monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending at the end of the year under report	16							
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year						12	13	14	15			
8	9	10	11	12	13	14	15	16							
894	124	210	219	2	34	...	107	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Two suits under special jurisdiction were filed, 7 were disposed of and 11 remained pending at the close of the year.							
...	455	84	57	...								
...	607	...	13	...								
...								
...								
...								
...	747	36	20	...								
...	239	...	...	...					
...	565	29	69	...								
...	67	...	...	...					
...	696	46	47	...								
...	81	...	...	...					
894	124	210	219	3,401	229	196	107								
624	263	481	310	5	68	1	136		Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Eighty-four suits under special jurisdiction were filed, 15 were revived, 157 were disposed of and 130 remained pending at the close of the year.						
...	233	82	99	...								
...	321	...	26	...								
...	30	191	...	...						
...	226	...	...	...					
...	826	130	...	...						
...	749	...	...	...					
...	567	70	...	...						
...	545	...	...	...					

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>West Khandesh—contd.</i>						
Second Class Subordinate Judge, Amalner, Regular ... ..	...	...	660	415	245	268
Second Class Subordinate Judge, Amalner, Small Causes ... ..	...	...	1,612	1,235	377	356
Second Class Subordinate Judge, Shirpur, Regular ... ..	...	...	569	267	302	183
Second Class Subordinate Judge, Shirpur, Small Causes ... ..	...	...	225	123	102	29
Village Munsiffs ... ..	...	...	2,608	2,128	478	456
Total ...	39	103	14,912	10,891	4,527	4,463
<i>Kolaba</i>						
District and Sessions Judge	1	6	9	...	6	2
Assistant Judge and Additional Sessions Judge	12	6	...	8	...	...
Assistant Judge and Assistant Sessions Judge	1	...	...	...	...	...
Second Class Subordinate Judge, Alibag, Regular ... ..	...	...	943	649	294	205
Second Class Subordinate Judge, Alibag, Small Causes ... ..	...	...	115	115	...	63
Second Class Subordinate Judge, Pen, Regular ... ..	...	...	870	196	174	185
Second Class Subordinate Judge, Pen, Small Causes ... ..	...	...	353	264	69	77
Second Class Subordinate Judge, Roha, Regular ... ..	...	...	415	207	208	189
Second Class Subordinate Judge, Roha, Small Causes ... ..	...	...	394	260	134	44
Second Class Subordinate Judge, Mahad, Regular ... ..	...	...	719	553	166	162
Second Class Subordinate Judge, Mahad, Small Causes ... ..	...	...	400	313	87	47
Total ...	14	12	8,718	2,660	1,158	974

FOR THE YEAR 1938—cont'd.

Work								Remarks
Appellate				Execution proceedings disposed of	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year					12	13	14	15
6	9	10	11	12	13	14	15	16
...	...	...	...	2,077	158	5	...	
...	...	...	...	1,725	...	...	...
...	...	...	...	909	37	28	...	
...	...	...	...	42	...	...	...
...	...	...	...	1,899	...	...	...
468	252	218	197	18,163	832	212	28	
214	91	198	117	1	12	1	49	Columns 6 to 11 do not include miscellaneous appeals shown in statement No. 8.
...	26	...	...	...	9	...	...
...	20	...	...	...	...	...	...
...	...	...	...	858	53	11	...	
...	...	...	...	104	...	...	...
...	...	...	...	858	18	49	...	
...	...	...	...	142	...	...	...
...	...	...	...	556	30	64	...	
...	...	...	...	194	...	14	...	
...	...	...	...	1,016	36	5	...	
...	...	...	...	506	...	...	...
214	76	138	117	3,765	162	137	40	

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Nasik</i>						
District and Sessions Judge ...	89	104	9	1	8	1
Assistant Judge and Additional Sessions Judge... ..	7	19	...	...	...	...
First Class Subordinate Judge, Appellate Powers, Regular ...	...	...	868	209	411	385
First Class Subordinate Judge, Appellate Powers, Small Causes ...	...	...	2,687	691	611	659
Joint Second Class Subordinate Judge, Regular ...	...	...	...	212	...	...
Joint Second Class Subordinate Judge, Small Causes ...	...	...	...	1,311	...	...
Additional Joint Second Class Subordinate Judge, Regular ...	...	...	...	36	...	...
Additional Joint Second Class Subordinate Judge, Small Causes...	...	...	...	74	...	...
Second Class Subordinate Judge, Satana, Regular ...	...	...	1,427	1,084	343	838
Second Class Subordinate Judge, Satana, Small Causes ...	...	...	855	439	416	48
Second Class Subordinate Judge, Pimpalgaon, Regular ...	...	...	746	620	228	214
Second Class Subordinate Judge, Pimpalgaon, Small Causes ...	...	...	1,362	1,122	240	238
Second Class Subordinate Judge, Malegaon, Regular ...	...	...	984	699	335	185
Second Class Subordinate Judge, Malegaon, Small Causes ...	...	...	825	714	111	301
Second Class Subordinate Judge, Yeola, Regular ...	...	...	1,155	767	388	623
Second Class Subordinate Judge, Yeola, Small Causes ...	...	...	1,169	892	307	203
Second Class Subordinate Judge, Sinnar, Regular ...	...	...	1,371	952	403	625
Second Class Subordinate Judge, Sinnar, Small Causes ...	...	...	257	179	73	37
Total ...	46	116	19,717	9,783	3,935	4,273
<i>Poona</i>						
District and Sessions Judge ...	32	129	189	55	83	12
Assistant Judge and Additional Sessions Judge	19	26	...	2	...	...
Assistant Judge (under training) ...	...	...	...	48	...	...

JUDICIAL STATEMENT No. 14

Names of Courts	Criminal Work		Civil			
	Cases disposed of by the Sessions Court	Appeals disposed of by the Sessions Court	Original			
			Total number of suits before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year
1	2	3	4	5	6	7
<i>Poona—contd.</i>						
First Class Subordinate Judge, Poona.	8,607	263	1,731	1,759
Joint First Class Subordinate Judge, Poona.	139	...	...
Joint Second Class Subordinate Judge, Poona.	649	...	...
Extra Joint Second Class Subordinate Judge, Poona.	611	...	...
Second Extra Joint Second Class Subordinate Judge, Poona.	114	...	...
Second Class Subordinate Judge, Vadgaon.	1,146	762	354	339
Do. Talegaon	971	381	530	515
Do. Saswad	899	407	492	465
Do. Khed	1,793	1,170	623	617
Do. Junnar	1,418	884	634	667
Do. Baramati	1,519	1,114	505	650
Jahagirdar of Malegaon	64	43	21	39
Agent to Government for Sardars	1	...	1	1
Judge, Small Cause Court, Poona	6,405	4,373	1,533	1,871
Registrar, Small Cause Court, Poona.	4,101	3,113	989	1,001
Village Munsiffs	9,360	1,989	371	997
Total	61	155	24,473	16,647	7,826	8,207
<i>Ratnagiri.</i>						
District and Sessions Judge	23	20	15	11	4	6
First Class Subordinate Judge, Regular.	372	196	176	183
First Class Subordinate Judge, Small Causes.	499	231	118	70
Second Class Subordinate Judge, Dapoli, Regular.	613	353	230	249
Second Class Subordinate Judge, Dapoli, Small Causes.	514	409	105	72
Second Class Subordinate Judge, Chiplun, Regular.	338	226	112	107
Second Class Subordinate Judge, Chiplun, Small Causes.	866	713	148	174
Second Class Subordinate Judge, Doorukh, Regular.	803	607	166	354
Second Class Subordinate Judge, Doorukh, Small Causes.	194	82	112	...
Second Class Subordinate Judge, Rajapur, Regular.	561	363	179	193
Second Class Subordinate Judge, Rajapur, Small Causes.	402	269	133	138
Second Class Subordinate Judge, Deogad, Regular.	753	490	263	292
Second Class Subordinate Judge, Deogad, Small Causes.	106	53	53	1

FOR THE YEAR 1938—contd.

Work															
8	Appellate			12	13	14	15	16							
	9	10	11												
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year	Execution disposed of	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	Remarks							
...	493	515	635	...	One hundred and fifty-seven suits under special jurisdiction were filed, 142 were disposed of and 230 remained pending at the close of the year.							
...	114	...	...	...					
...	1,019	...	...	...					
...	863	...	...	...					
...								
...	1,559	39	40	...								
...	700	54	219	...								
...	487	69	174	...								
...	2,139	51	89	...								
...	827	69	88	...								
...	1,325	151	18	...								
...	33	20	6	...								
...	1	...								
...	6,776	...	3	...								
...	3,647	...	...	...					
...	1,345	...	11	...								
740	341	399	351	21,169	1,294	1,287	156								
595	177	418	391	8	67	...	153	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Sixteen suits under special jurisdiction were filed, 9 were disposed of and 16 remained pending at the close of the year.							
...	411	57	16	...								
...	337	...	...	...					
...	368	51	50	...								
...	458	...	...	...					
...	433	60	1	...								
...	539	...	...	...					
...	689	86	15	...								
...	48	...	...	...					
...	515	36	15	...								
...	140	...	1	...								
...	691	38	24	...								
...	6	...	...	...					

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
Ratnagiri—contd.						
Second Class Subordinate Judge, Malwan, Regular.	...	...	499	324	154	204
Second Class Subordinate Judge, Malwan, Small Causes.	...	...	810	692	118	184
Joint Second Class Subordinate Judge, Malwan, Regular.	...	...	...	4	...	...
Joint Second Class Subordinate Judge, Malwan, Small Causes.	...	...	...	...	...	...
Second Class Subordinate Judge, Vengurla, Regular.	...	...	131	18	113	...
Second Class Subordinate Judge, Vengurla, Small Causes.	...	...	191	55	136	...
Total ...	23	20	7,650	5,300	2,350	2,126
Satara.						
District and Sessions Judge	16	44	30	1	13	15
Assistant Judge and Additional Sessions Judge.	22	12	...	18	...	...
Assistant Judge and Assistant Sessions Judge.	2	...	...	3	...	...
First Class Subordinate Judge, Satara.	...	...	2,537	909	1,093	1,043
Joint Second Class Subordinate Judge, Satara.	...	...	...	536	...	...
Second Class Subordinate Judge, Wai	...	...	1,597	1,060	537	577
Do. Karad	...	...	2,070	917	813	876
Joint Do. Karad	...	...	...	340	...	...
Second Class Subordinate Judge, Patan	...	...	625	382	244	275
Do. Koregaon	...	...	1,180	654	525	336
Joint Do. Dahiwadi	...	...	907	451	456	341
Joint Do. Tasgaon	...	...	1,069	715	354	427
Second Class Subordinate Judge, Vita	...	...	1,068	607	461	465
Do. Islampur	...	...	1,505	1,001	504	518
Village Munsiffs	...	...	1,209	957	253	297
Total ...	40	55	13,798	8,545	5,258	5,220
Sholapur.						
District and Sessions Judge	23	133	90	1	12	8
Assistant Judge and Additional Sessions Judge.	28	29	...	7	...	...
First Class Subordinate Judge, Sholapur.	...	...	3,004	624	1,223	849
Joint Second Class Subordinate Judge, Sholapur.	...	...	...	920	...	...
Extra Joint Second Class Subordinate Judge, Sholapur.	...	...	...	237	...	...

FOR THE YEAR 1938—contd.

Work								Remarks
Total number of Appeals before the Court	Appellate			Execution proceedings disposed of	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year					
8	9	10	11	12	13	14	15	16
...	...	...	...	781	58	36	...	
...	...	...	...	777	...	3	...	
...	...	...	...	24	...	...	...
...	
...	...	...	...	49	4	...	...
...	...	...	...	62	...	...	...
695	177	418	391	6,997	997	160	163	
866	170	469	468	...	3	1	56	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.
...	273	...	...	...	32	...	...
...	53	...	...	...	2	...	...
...	...	...	...	1,093	93	287	...	Forty suits under special jurisdiction were filed, 5 were revived, 30 were disposed of and 67 remained pending at the close of the year.
...	
...	...	...	...	1,238	58	48	...	
...	...	...	...	1,526	122	118	...	
...	
...	...	...	...	472	31	51	...	
...	...	...	...	670	51	85	...	
...	...	...	...	412	24	90	...	
...	...	...	...	846	67	83	...	
...	
...	...	...	...	504	41	135	...	
...	...	...	...	1,203	47	53	...	
...	
...	...	...	...	721	7	13	...	
965	495	499	452	9,345	584	964	58	
717	168	275	445	2	53	1	85	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8.
...	274	...	...	4	29	...	...	Forty-four suits under special jurisdiction were filed, 1 was revived, 35 were disposed of and 78 remained pending at the close of the year.
...	...	...	...	998	121	117	...	
...	...	...	...	838	114	...	...
...	...	...	...	427	43	...	...

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Sholapur—contd.</i>						
Second Class Subordinate Judge, Barsi.	1,676	895	641	515
Joint Second Class Subordinate Judge, Barsi.	140	...	...
Second Class Subordinate Judge, Pandharpur.	2,574	733	852	919
Joint Second Class Subordinate Judge, Pandharpur.	989	...	...
Second Class Subordinate Judge, Madha.	1,386	660	725	822
Village Munsiffs	3,047	1,990	1,057	931
Total ...	51	162	11,707	7,196	4,511	3,604
<i>Surat.</i>						
District and Sessions Judge ...	21	40	66	43	23	10
First Class Subordinate Judge, Regular.	1,360	110	845	682
First Class Subordinate Judge, Small Causes.	3,314	449	905	725
Joint First Class Subordinate Judge, Regular.	147	...	...
Joint First Class Subordinate Judge, Small Causes.	589	...	...
Joint Second Class Subordinate Judge, Regular.	257	...	...
Joint Second Class Subordinate Judge, Small Causes.	1,330	...	...
Extra Joint Second Class Subordinate Judge, Regular.	1	...	...
Extra Joint Second Class Subordinate Judge, Small Causes.	41	...	...
Second Class Subordinate Judge, Bulsar, Regular.	772	453	320	293
Second Class Subordinate Judge, Bulsar, Small Causes.	1,181	884	297	276
Second Class Subordinate Judge, Olpad, Regular.	468	399	169	177
Second Class Subordinate Judge, Olpad, Small Causes.	241	203	38	41
Total ...	21	40	7,402	4,305	2,597	2,204

FOR THE YEAR 1938—*contd.*

Work								Remarks
Appellate								
8	9	10	11	12	13	14	15	16
Total number of Appeals before the Court	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year	Execution disposed of proceedings	Order made after investigation in cases Nos. 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
...	1,669	114	198	...	
...	19	9	
...	688	188	102	...	
...	894	
...	994	68	61	...	
...	1,139	
717	443	275	445	7,567	677	409	85	
146	74	72	68	16	110	2	15	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Thirty-eight suits under special jurisdiction were filed, 2 were revived, 36 were disposed of and 68 remained pending at the close of the year.
...	368	250	343	...	
...	1,327	...	37	...	
...	
...	
...	
...	
...	
...	655	114	16	...	
...	1,082	...	...	...
...	271	86	12	...	
...	251	...	...	...
146	74	72	68	3,890	510	410	15	

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Thana.</i>						
District and Sessions Judge ...	19	51	19	3	10	10
Assistant Judge and Additional Sessions Judge.	24	50	...	6	...	...
Assistant Judge and Assistant Sessions Judge.	2	...	...	...	...	...
First Class Subordinate Judge, Regular	720	124	407	347
First Class Subordinate Judge, Small Causes.	9,618	281	804	481
Joint Second Class Subordinate Judge, Regular.	189	...	...
Joint Second Class Subordinate Judge, Small Causes.	1,533	...	...
Second Class Subordinate Judge, Kalyan, Regular.	483	319	164	162
Second Class Subordinate Judge, Kalyan, Small Causes.	1,267	1,011	256	363
Second Class Subordinate Judge, Bhiwandi, Regular.	687	415	172	304
Second Class Subordinate Judge, Bhiwandi, Small Causes.	227	191	36	18
Second Class Subordinate Judge, Murbad, Regular.	494	355	139	270
Second Class Subordinate Judge, Murbad, Small Causes.	317	246	71	66
Second Class Subordinate Judge, Andheri, Regular.	885	535	350	352
Second Class Subordinate Judge, Andheri, Small Causes.	1,467	1,197	270	286
Second Class Subordinate Judge, Dahann, Regular.	886	554	332	336
Second Class Subordinate Judge, Dahann, Small Causes.	303	168	36	15
Second Class Subordinate Judge, Panvel, Regular.	480	331	149	181
Second Class Subordinate Judge, Panvel, Small Causes.	1,000	820	180	203
Total ...	45	101	11,653	8,278	3,375	3,417

FOR THE YEAR 1938—contd.

Work								Remarks
Total number of Appeals before the Court	Appellate			Execution proceedings disposed of	Order made after investigation columns 11 and 12 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year					19	13	14	15
8	9	10	11	19	13	14	15	16
338	42	219	164	6	33	4	56	Columns 8 to 11 do not include miscellaneous appeals shown in statement No. 8. Fifty-one suits under special jurisdiction were filed. 3 were revived, 62 were disposed of and 89 remained pending at the close of the year.
...	50	...	...	...	16	...	...
...	27	...	...	...	...	...	...
...	498	157	163	...	
...	3,133	96	6	...	
...	8	...	...	...
...	69	...	...	...
...	652	103	28	...	
...	1,619	...	5	...	
...	685	33	43	...	
...	238	5	...	...
...	586	34	19	...	
...	325	...	...	...
...	578	148	70	...	
...	1,146	...	3	...	
...	648	69	43	...	
...	162	2	...	...
...	503	56	13	...	
...	927	1	...	...
338	119	219	164	11,691	752	406	56	

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
<i>Totals of Districts</i>						
Ahmedabad	86	176	17,176	9,785	7,391	6,679
Ahmednagar	47	51	10,475	6,109	4,366	3,761
Belgaum	64	125	8,995	5,630	3,805	3,602
Bijapur	29	78	5,476	3,668	1,609	1,654
Brosch and Panch Mahals	71	107	10,015	7,006	3,009	3,618
Dharwar	35	93	9,900	6,560	3,340	3,416
Kaira	56	76	12,121	8,652	3,469	3,362
Kanara	7	18	3,649	2,613	1,136	1,322
East Khandesh	38	98	16,828	11,763	5,065	5,207
West Khandesh	39	103	14,918	10,391	4,627	4,453
Kolaba	14	12	3,718	2,560	1,168	974
Nasik	46	116	13,717	9,782	3,935	4,273
Poona	61	165	24,473	16,647	7,826	8,307
Ratnagiri	23	30	7,650	5,300	2,350	2,126
Satara	40	66	13,798	8,546	5,252	5,220
Sholapur	61	162	11,707	7,196	4,511	3,604
Surat	21	40	7,402	4,906	2,507	2,204
Thana	45	101	11,653	8,278	3,376	3,417
Total ...	763	1,587	203,671	136,461	68,220	66,069
<i>Bombay</i>						
Court of Small Causes ... ..	...	...	32,439	26,662	5,877	5,958

FOR THE YEAR 1938—contd.

Work															Remarks
Total number of Appeals before the Court	Appellate				Execution disposed of	Proceedings	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	16					
	8	9	10	11							12	13	14	15	
960	351	609	607	7,449	1,033	1,363	274								
693	134	399	386	7,907	708	815	223								
702	301	401	338	8,972	706	840	60								
345	134	211	174	4,510	442	50	57								
357	114	243	213	9,480	439	255	126								
660	238	402	359	6,540	943	767	135								
360	116	244	190	12,314	440	487	98								
334	124	210	219	3,401	229	198	107								
694	263	431	310	22,459	1,372	377	135								
468	252	216	197	18,163	832	242	28								
214	76	138	117	3,785	153	137	49								
636	425	261	401	13,494	1,003	251	41								
740	341	399	351	21,162	1,294	1,267	156								
595	177	418	321	6,297	897	160	133								
965	406	469	432	9,345	684	964	56								
717	442	275	445	7,567	677	409	85								
146	74	72	63	3,850	510	410	15								
838	119	219	164	11,691	752	406	56								
9,904	4,287	5,617	5,273	175,406	12,433	9,398	1,843								
...	...	...	...	18,868	...	1,106	...					

Applications to the Full Court.

402 applications including 60 pending from the previous year came before the Full Court for disposal, of which 326 were disposed of and 15 remained pending at the close of the year.

JUDICIAL STATEMENT No. 14

Names of Courts 1	Criminal Work		Civil			
	Cases disposed of by the Sessions Court 2	Appeals disposed of by the Sessions Court 3	Original			
			Total number of suits before the Court 4	Disposed of 5	Pending at the end of the year under report 6	Pending at the end of the preceding year 7
Brought forward ...	...	...	...	...	...	...
HIGH COURT—contd.						
<i>Appellate Side—contd.</i>						
Appeals under the Letters Patent ...	...	...	...	...	...	...
Appeals under the Workmen's Compensation Act, 1923.	...	...	...	...	...	...
Criminal Appeals by persons convicted.	...	493	...	...	...	...
Criminal Appeals by Government ...	...	23	...	...	...	...
Do. References under Section 433, Criminal Procedure Code.	146	...	...	...	...	...
Do. References called for on review of Criminal Returns or otherwise.	13	...	...	...	...	...
Do. Applications for revision by accused persons and complainants.	280	...	...	...	...	...
Do. References under Section 307, Criminal Procedure Code.	11	...	...	...	...	...
Confirmation cases under Section 374, Criminal Procedure Code.	47	...	...	...	...	...
Total ...	(a) ...	...	...	...	...	...

(a) Besides these, the following miscellaneous applications were disposed of:—

- 69 Applications for transfer.
- 13 Applications for bail.
- 5 Applications for compensation.
- 9 Applications for maintenance.
- 12 Applications for disposal of property.
- 6 Applications for stay of proceedings.
- 5 Applications for sanction.
- 7 Applications under Contempt of Courts Act.
- 22 Applications of a miscellaneous nature.

His Majesty's High Court of Judicature,
Appellate Side :
Bombay, 28th June 1939.

FOR THE YEAR 1938—*concl'd.*

Work								Remarks
Total number of Appeals before the Court	Appellate			Execution disposed of proceedings	Order made after investigation, columns 17 and 18 of the Monthly Civil Returns	Number of original suits pending more than a year at the end of the year under report	Number of appeals pending more than a year at the end of the year under report	
	Disposed of	Pending at the end of the year under report	Pending at the end of the preceding year					
8	9	10	11	12	13	14	15	16
...
80	30	41	27	...	...	...	9	
5	4	1	4	...	...	...	...
...	
...	
...	
...	
...	
...	
...	
...	
...	
...	(b)...	...	...	...	...	...	...

(b) Besides these, the following miscellaneous matters were disposed of:—

- 16 Civil References.
- 524 Civil Revision Applications.
- 15 Applications to withdraw or transfer appeals under Section 24, Civil Procedure Code.
- 14 Applications for leave to appeal as a pauper under Order XLIV, Rule 1, Civil Procedure Code.
- 15 Applications for review of Judgments under Section 114, Civil Procedure Code.
- 18 Applications for leave to appeal to His Majesty's Privy Council, Order XLV, Rule 7, Civil Procedure Code.
- 225 Applications for stay of execution, Order XLI, Rule 5, Civil Procedure Code.
- 721 Applications of a miscellaneous nature.

1,548

K. A. ATHALYE,
Assistant Registrar.

AP Bk J 152—14