

Forwarded for  
to the Hon'ble Secy  
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Dinner

THE



No. 48.

# Bombay Government Gazette.

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THURSDAY, 27TH NOVEMBER, 1845.

[Four annas per Copy.]

## NOTIFICATION.

Bombay Castle, 4th August 1831.

GENERAL DEPARTMENT

The Right Hon'ble the Governor in Council having sanctioned the publication of a weekly paper to be styled the "BOMBAY GOVERNMENT GAZETTE," notice is hereby given, that after this day all advertisements and other public papers of the government will be printed in the BOMBAY GOVERNMENT GAZETTE only: and all orders or other public notices, appearing in that paper, under the signature of the secretaries, or other public officers of the government, are hereby ordered and directed to be conformed to and obeyed accordingly.

Bombay Castle, 18th January 1832.

When official notifications from the government are inserted in the BOMBAY GOVERNMENT GAZETTE, no communication on the same subject will be made in writing to any department concerned: but all public officers are required to take notice of such official notifications in the same manner as if they had been directly communicated to them by letter from the secretary's office, and as heads of offices alone will be furnished by government with the BOMBAY GOVERNMENT GAZETTE, they will be expected to communicate to their subordinate officers all orders which may in any manner concern them.

The Bombay Government Gazettes furnished by government to public officers are to be lodged with the records, and are not to be removed from the office.

Published by order of the Right Hon'ble the Governor in Council,  
JOHN BAX. Secy. to Govt.

## Bank of Bombay.

Notice is hereby given, that under Section XIII. of Act III. of 1840, the annual general meeting of Proprietors will be held at the Bank's Office in the Fort, on Monday the 8th day of December at 12 o'clock noon, for the election of two Directors in the room of Sir Jamssetjee Jejeebhoy KT. and Thomas Cardwell Esqr. who go out by rotation on that day.

By order of the Board of Directors,  
J. STUART,  
Secretary & Treasurer.

Bombay, 20th November 1845.

## Notice

Is hereby given, that the Overland Mail by the Hon'ble Company's Steamer Achar, will be closed at this Office on Monday next the 1st Proximo, at 3 o'clock P. M., an after packet will be kept open until 5 o'clock; The usual fee of one Rupee will be charged on all letters and Papers posted after 3 o'clock;—Letters and papers not especially superscribed by any route will be forwarded via Marseilles, and thus be liable to the higher rates of postage, prepaid letters via Southampton will not be received for the after packet.

W. COURTNEY,  
Post Master General.

Bombay, Genl. Post Office, }  
26th November 1845. }

## Notice

Is hereby given, that on Saturday next the 29th instant, at 12 o'clock, will be sold by public auction at the Fire Engine Department a quantity of unserviceable Leather Hoses & Buckets, the property of the Hon'ble Company. The lots to be paid for and carried away immediately after the sale.

M. F. WILLOUGHBY, Major,  
Director of Fire Engines.

Fire Engine Office, }  
Bombay, 25th Novr. 1845. }

## Notice

Is hereby given, to such persons are desirous of entering into a Contract for supplying Water to this Department for shipment on Government Vessels, from the 1st proximo, until the commencement of the Monsoon in June next, that verbal offers for the contract will be received at this office at noon on Saturday next the 29th instant, when persons will be required to state the rate they are willing to undertake the supply in question per 100 Gallons, on the understanding that the water shall be brought from Trombay or Elephanta, to the Vessels in the harbour, as may be indicated in the requisition notes & filled into the casks which will be supplied by this Department on the Bunder Head, free of all further expence, in such quantity as may from time to time be demanded.

The contractor will be required to comply immediately with all emergent demands for this supply and must be completed within the period stated in the orders, in failure thereof, the water will be supplied at his risk and loss, and in all such cases an advance of (30) thirty per cent upon the amount of expenses incurred, or a fine of Rupees (50) fifty, at the option of the executive officer will be levied as liquidated damages for each and every such breach of contract as often as the same may occur.

No person will be allowed to bid for the contract unless he previously deposit in this Office the sum of Rupees (100) one hundred in cash, which will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of contract, and on acceptance of the offer, he must be prepared to add thereto, a further similar sum which will also be held as security for the due performance of the engagement.

D. DAVIDSON, Captain,  
Deputy Comy. General.

Bombay, }  
Depy. Comy. Genl's. Office, }  
26th November 1845. }

**Notice.**

Verbal tenders will be received at this office at 2 o'clock on Tuesday next the 2nd proximo, for the supply of the following articles, viz:—

- 20 Axes Felling
- 4 Beak Iron, Smith, Europe.
- 1 Set Bits Braces, Carpenter's.
- 3 Hammers, Cooper's, Iron.
- 11 Ditto Smith, Hand.
- 69 Hooks Bill. Hand, Europe.
- 500 Pieces Lashing, Country.
- 400 Cwt. Lead Pig.
- 2500 Sheets Tin Plates, double No. X.
- 1250 Ditto do. do. single No. IX.
- 150 Pounds Twine Europe, coarse.
- 200 Ditto ditto ditto fine.
- 58 Ditto ditto Bengal, do.
- 30 Locks Spare, Hanging.
- 560 Gallons of Oil Linseed, boiled.
- 2280 Pounds of Paint, black.
- 560 Ditto of ditto yellow.
- 96 Gallons of Tar mineral.
- 40 Files Saw.
- 20 Rasps Wood.
- 3 Saws Hack.
- 4 Spokes Shave.
- 6 Locks Hanging.
- 328 Pounds Paint black.
- 1000 Ditto ditto white.
- 112 Ditto ditto yellow.
- 50 Gallons Tar mineral.
- 25 Horns Bugle with Crooks.
- 20 Pounds Wire Brass, No. 7.
- 30 Ditto do. Iron, No. 11.
- 50 Fifes, Europe C.
- 21 Do. do. B.
- 4 Horns Bugle.
- 6 Stones, Turkey oil.
- 250 Cwt. of Iron, round, square and flat.

An immediate deposit of ten per cent will be required to be made by the lowest bidders upon the amount of their offers, which sum will be forfeited in the event of refusal or delay in making the supply within the limited time, all further particulars may be learnt on application at this office from 10 till 5 o'clock daily.

D. DAVIDSON, Capt.  
Depty. Commy. Genl.

Bombay,  
Depty. Commy. Genl's Office, }  
Office, 26th November 1845. }

**Advertisement.**

To be sold by public outcry on the new ground within the Dock Yard, on Tuesday the 2nd proximo at 12 o'clock in the forenoon, a quantity of Chips and refuse Timber collected from the works carried on in the Dock Yard.

**TERMS OF SALE.**

The lots to be paid for on the spot when knocked down, and to be cleared away within three days.

A. H. NOTT, Capt. I. N.  
Acting Indian Naval Storekeeper.

Bombay, Indian Naval Store- }  
keeper's Office, 26th Nov. 1845. }

**Notice.**

Passage is required by Government for the conveyance of (46) forty-six Native Convicts to Penang or Singapore.

Tenders will be received by the Acting Superintendent of the Indian Navy immediately.

Passage is required by Government for a Lunatic discharged Soldier named Patrick Duffy, to England. The Governor is willing to give the most liberal terms that can reasonably be asked.

Offers for his conveyance will be received immediately by the Acting Superintendent of the Indian Navy.

Passage is required by Government for (5) five Men of the Madras Artillery, to Madras.

Offers for their conveyance will be received immediately by the Acting Superintendent of the Indian Navy.

By order,

H. C. BOULDERSON,  
Acty. Assist. Supt. I. N.

Superintendent's Office, }  
Bombay, 26th Nov. 1845. }

**Notice**

Tenders will be received at the office of the Superintendent Indian Navy from persons willing to supply Ship Tonnage, to convey from Mangalore to Calcutta, (100) one hundred cadies of Coir, be the same more or less.

The tenders must specify the rate per ton of four cadies, or 2240 two thousand two hundred and forty pounds, and the time of the vessel being at Mangalore to receive the Coir.

The Coir will be placed on board in bundles, which must be preserved entire, and delivered in good order in Calcutta according to weight.

The Master of the vessel or authorized Agent for the Owner at Mangalore will be required to see the Coir weighed and the bundles counted, and sign the Bill of Lading or such other document as the Principal Collector of Mangalore may require of him, connected with the lading of this article.

The freight to be paid in Calcutta on the completion of the delivery of the Coir in conformity with the Bill of Lading.

The Superintendent reserves to himself the right of rejecting any tender without assigning cause of so doing.

By order,

H. C. BOULDERSON,  
Acty. Assist. Supt. I. N.

Superintendent's Office, }  
Bombay, 22nd Oct. 1845. }

**Notice.**

Conveyance is required by Government for (4) Packages of Mathematical Instruments amounting to 29 feet 881 Inches, to Calcutta.

Offers for the same will be received by the Acting Superintendent of the Indian Navy immediately.

By order,

H. C. BOULDERSON,  
Acty. Assist. Supt. I. N.

Superintendent's Office, }  
Bombay, 26th Nov. 1845. }

**Notice**

Is hereby given, that verbal Tenders will be received in this Office on Saturday the 6th proximo, at 12 o'clock, for the exclusive privilege of selling Gunjah, Opium and Khuskhus, to the Native Troops and Camp Followers at Aden, for a period of two years from the 1st January next.

The Troops and Followers composing the Force are as follows, and are to be considered as divided into the shares stated opposite to each, viz:—

	Shares.
47 Regiment M. N. I. strength.	975— 2
Company Madras Golundauze } and Gun Lascars . . . . }	150— ¼
Madras Sappers and Miners, do.	93— ½
Poona Auxiliary Horse, . . . do.	50— ⅓
Camp Followers, . . . . . do.	1400— 2½

The arrival or the departure of 200 men or under to have no effect on this contract, all alterations above that number to be adjusted agreeably to the preceding proportion.

Should it hereafter appear that there are present at Aden on the 1st January 1846 a greater number of Native Troops and Camp Followers than are mentioned above, a corresponding increase to the monthly sum for which the contract is sold, shall be paid to Government by the Contractor for all alterations above 50 and *vice versa*, if a decrease should occur in the above number on the date before specified viz. 1st January 1846.

The Contractor is to remain always with the Bazaar department and to have Agents at Bombay or wherever required, and the contractor will be held responsible that his agents fulfil the terms of the contract.

The Contractor is to keep always a sufficient supply of good and wholesome Gunjah, Opium and Khuskhus, and retail the said articles at the following rates.

Gunjah, . . . . . per seer..	Rs 2 8 0
Opium, . . . . . per tola . . ,	0 8 0
Khuskhus, . . . . . , , , ,	0 1 0

The stipulated amount for the monthly monopoly is to be paid in advance, the first on the 1st January 1846, and the succeeding ones on the 1st of each successive month, for this punctual payment security will be required.

The contractor will be bound in the penalty of the forfeiture of his contract as well as the advanced security deposited to prohibit any Gunjah, Opium or Khuskhus being sold at any lower rate of Pyce than above stated.

Further particulars can be obtained on application at this office from 10 A. M. till 4 P. M. daily, Sundays excepted.

No reason will be assigned for the rejection of any offer, neither will any person be allowed to offer for the contract unless he previously deposits in this office the sum of Rupees (100) one hundred, which sum will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of contract should his offer be accepted.

D. DAVIDSON, Captain.  
Deputy Commy. General.

Bombay,  
Deputy Commy. General's Office, }  
26th November 1845.

**Notice.**

Captain Wynter 2nd Regt. European Light Infantry, as President of the Committee of Adjustment on the effects at Belgaum, of the late Lieutenant A. P. Campbell 2nd Regiment European Light Infantry, deceased, has, after payment of Regimental and other authorized charges remitted the balance of the proceeds amounting to Company's Rupees (560-9-11) five hundred and sixty, annas nine, and pies eleven, to the Military Secretary to Government.

T. R. WYNTER, Capt.  
2nd E. L. I.

Belgaum, 19th November 1845.

**Notice**

Is hereby given, that sealed tenders will be received at this office until 2 p. m. on Monday the 8th proximo, for a contract for supplying Liquor Beer &c. as may be required by the Commissariat Department in Seinde only, for the term of two years from the 1st day of January next.

All persons desirous of tendering for the above contract, may, on application at this office from 10 o'clock in the morning until 4 p. m. obtain daily (Sundays excepted,) a list of the rates and such other information relating thereto as they may require.

The Liquors, Beer &c. must correspond with the samples, and are to be delivered agreeably to order, in such quantities as may be required at the expense and risk of the parties contracting.

The tenders must specify both in words and figures the rates per cent below the prices in the list above adverted to, at which they will undertake to furnish the whole of the articles embraced therein, of unexceptionable quality to the Departments requiring them, free of all further expense, in such number or quantity as may from time to time be demanded.

Every person submitting a tender will be required to lodge with it the sum of Rupees (300) three hundred in cash, which will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of contract, should his offer be accepted, in which case he must be prepared to add thereto a further sum, of Rupees (500) five hundred in cash, which together will be held as security for the due performance of the engagement.

The contractor will be required to comply immediately with all emergent demands for the articles included in the abovementioned list, and others of less urgency, must be completed within the period stated in the requisition notes; in failure thereof the articles or such others as may be required in lieu will be purchased at his risk and loss, and in all such cases an advance of Rupees (30) thirty per cent, upon the amount of expenses incurred, or a fine of Rupees (50) fifty, at the option of the executive officer, will be levied as liquidated damages for each and every such breach of contract as often as the same may occur.

The tenders will be opened at the time already specified in presence of the parties concerned, or of such as may be in attendance, but none can be recorded, that are not accompanied with the requisite deposit.

All further particulars will be communicated on receipt and opening of the tenders and no reason will be assigned in the event of their rejection.

D. DAVIDSON, Capt.  
Deputy Commy Genl.

Bombay,  
Depty. Commy. Genl's Office, }  
19th November 1845.

**General Orders.**

BY THE HON'BLE THE GOVERNOR IN COUNCIL.

**MILITARY DEPARTMENT.**

BOMBAY CASTLE, 20TH NOVEMBER 1845.

No. 606 of 1845.—Assistant Surgeon D. Clark, is allowed a furlough to Europe for three years, for the benefit of his health.

*Bombay Castle, 21st November 1845.*

No. 607 of 1845.—The following order is confirmed:—

An order by the Hon'ble the Commander in Chief of the Garrison, dated 26th August last, permitting Assistant Surgeon D. Ritchie, to proceed to the Deccan on medical certificate from the 21st instant until the 21st proximo, Assistant Surgeon Neilson, 7th Regiment Native Infantry, performing his duties during his absence.

No. 608 of 1845.—Brigadier B. Sandwith c. b., Commanding at Ahmednuggur, is allowed to proceed to the Presidency on private affairs with leave of absence from the 1st to the 31st December, proximo.

No. 609 of 1845.—The following orders are confirmed:—

An order by Lieutenant Colonel Sandwith, dated Ahmedabad the 1st instant, appointing Lieutenant Dickson, to act as Adjutant to the 3rd Regiment Native Infantry, during the absence of Lieutenant H. Richards on leave.

An order by Major Hallum, dated Dapoolie the 2nd instant, appointing Captain Bedford, to act as Interpreter to the Native Veteran Battalion.

An order by Major Smee, dated Bombay the 3rd instant, appointing Lieutenant McCulloch, to act as Adjutant to the Left Wing 5th Regiment Native Light Infantry, on the departure of the Head Quarters for Deesa.

No. 610 of 1845.—Captain T. Postans, of the 15th Regiment Native Infantry, is allowed to proceed to Aurangabad on private affairs with leave of absence from the 1st to the 31st proximo.

No. 611 of 1845.—The following Native promotion is made.—

*21st Regiment N. I.**Date of Rank.*

Color Havildar Callee Deen Tewary, to be Jemedar, vice Mullarie Chown, deceased ..... 9th Nov. 1845.

*Bombay Castle, 24th November 1845.*

No. 612 of 1845.—Lieutenant A. C. Jones, of the Madras Artillery, is allowed leave of absence until the 1st May 1846, to remain at Secunderabad for the benefit of his health.

*Bombay Castle, 25th November 1845.*

No. 613 of 1845.—The Hon'ble the Governor in Council is pleased to direct that Jemidar Burriar Sing, of the Scinde Irregular Horse, be discharged the service.

No. 614 of 1845.—Lieutenant W. T. Sandwith, of the 2d Regiment European Light Infantry, is allowed a furlough to Europe for three years for the benefit of his health.

No. 615 of 1845.—The leave to Bangalore and Neilgherries, on private affairs, granted to Brevet Captain F. J. Caruthers, of the 2d Regiment Madras Light Cavalry, under date the 23d May last, is extended to the 23th February next, and he is permitted to remain at the Neilgherries for the benefit of his health.

*By order of the Hon'ble the Governor in Council,**P. M. MELVILL, Lieut. Col. Secy. to Govt.***MARINE DEPARTMENT.***Bombay Castle, 21st November 1845.*

No. 126 of 1845.—The leave of absence granted to Lieutenant A. Foulerton, in General Order No. 90, dated 13th August last, is extended to the 7th proximo for the benefit of his health.

*By order of the Hon'ble the Governor in Council,**P. M. MELVILL, Lieut. Col. Secy. to Govt.***PACKETS.**

It is hereby notified for general information, that Packets are open at this Office, for the reception of letters for dispatch by the following Vessels:—

NAMES OF VESSELS.	AGENTS.	DATE OF INTENDED DEPARTURE.	TO WHAT PORT.	TOUCHING WHARF
Achar.....	Superintendent Indian Navy.....	1st December.....	Suez.....	Aden.
A Steamer.....	Ditto.....ditto.....	15th Ditto.....	Agen.....	Aden.
Ditto.....	Ditto.....ditto.....	1st January.....	Suez.....	Aden.
Anne Armstrong.....	Messrs. McVicar Burn & Co.....	29th Instant.....	Liverpool.....	
Charlotte.....	" Edward Bates & Co.....	30th Ditto.....	Hull.....	
Hebrides.....	" Leckie & Co.....	1st Proximo.....	China.....	
St. Lawrence.....	" Ditto.....	1st Ditto.....	Liverpool.....	
Ardasner.....	" Cursetjee Cowasjee & Co.....	6th Ditto.....	China.....	
Benares.....	" W. Nicol & Co.....	8th Ditto.....	Clyde.....	
Buckinghamshire.....	" Framjee Cowasjee.....	10th Ditto.....	China.....	
Princes Royal.....	" Dadabhoj Rustomjee.....	Ditto.....	Ditto.....	
Lascar.....	" W. & A. Graham & Co.....	15th Ditto.....	London.....	
Fortshire.....	" Dadabhoj Rustomjee.....	Ditto.....	Colombo.....	
Arab.....	" Diram Hunter & Co.....	25th Ditto.....	London.....	
Malabar.....	" Forbes & Co.....	1st De-ember.....	Ditto.....	

As a general rule, the Packets for Sailing Vessels will be closed on the evening before the dates of departure.

*Bombay, General Post Office, 26th November 1845.**W. COURTNEY,  
Post Mr. Genl.*

## JUDICIAL DEPARTMENT.

Under the provision of Section II. of Act No. XVII. of 1844, the following Rules for the Civil and Criminal Administration of Colaba approved by the Honorable the Governor in Council, are published for general information:—

## CIVIL BRANCH.

## CHAPTER I.

*Rules in regard to Civil Suits as contemplated in Section II. of Act No. XVII. of 1844.**Of the constitution of the Agent's Civil Court.*

*Rule 1st.*—The Agent for the Governor shall preside over the Civil Court of Colaba, and have general control over the establishment annexed thereto.

*Rule 2nd.*—The Agent shall ordinarily hold his Court at the principal station Alibagh, but should circumstances render it necessary, he may with the permission of the Honorable the Governor in Council hold it elsewhere.

*Rule 3rd.*—The Agent shall use a circular seal one inch and three quarters (1 $\frac{3}{4}$  In.) in diameter, having the words COURT OF THE AGENT AT COLABA inscribed upon it in English and Mahratta characters.

*Rule 4th.*—The Jurisdiction of the Agents Civil Court shall extend to the cognizance of all suits and complaints of a Civil nature, which may arise between natives of Colaba and others, provided that the Suit be not against a person, and in a matter belonging to the Jurisdiction of a Military Court of Requests.

II. Provided that in the case of immoveable property it is situated within the limits of Colaba as laid down in Section I. of the Colaba Act, and that in other cases, the Defendant shall have resided as a fixed inhabitant, or that the cause of action shall have arisen when the Suit was commenced within those limits.

III. And provided that no Decree has been obtained, and that no Suit is pending on the matter in dispute in any other Court of competent Jurisdiction.

*Rule 5th.*—But with reference to the foregoing Rule, it is hereby declared that Suits on the following subjects shall not be cognizable in the Civil Court of the Agent, viz:—

All claims for damages against persons in authority under the late Government, for abuse of power during that period.

All claims against Government on account of Enams.

All claims against Government on account of Jagheers, Wurshas, Pensions, Nemnooks, and other advantages not hereditary.

All disputes regarding public Rent or Revenue payable to Government, and all complaints of exaction by Mamludars, or District, or Village Officers.

All claims on account of Village debts; all Boundary disputes and disputes regarding the use of Wells and Water-courses.

*Rule 6th.*—The following persons of rank are, by order of Government, exempted from the Jurisdiction of the Agent's Civil Court in all matters partaking of the nature of a Civil Suit, viz:—

1. Cumlabace Sahib Angria.
2. Yeshodubace Sahib Angria.
3. Umbikabace Sahib Angria (widow of the late Ragojee Angria.)
4. Guzrabace or Tye Sahib Angria (widow of the late Manajee Ragojee Angria.)
5. Luxmeabace Sahib Angria (widow of the late Kanajee Ragojee Angria.)
6. Ruckmabace, the eldest daughter of the late Ragojee Angria, and widow of the late Deshmokh of Sungumnair.

II. And all claims partaking of the nature of Civil Suits preferred against any of the persons of rank enumerated in this Rule, shall be referred for investigation and settlement as the Hon'ble the Governor in Council shall please to direct.

*Rule 7th.*—As a general Rule, the Agent should not entertain any Suit with respect to any claim or matter, upon which a final decision may have been previously pronounced under the late Government, by any authority competent at the time to pronounce such decision.

II. But it shall be competent to the Court to receive applications made in due form, for executing the whole or any part of such original Decrees, passed in writing as shall be produced by the applicant, and shall be certified upon reference to have emanated from competent authority. Upon satisfaction of this point, the Court shall

direct execution to be carried out in the usual manner, provided that the decision referred to shall have been passed within a period of 12 years antecedent to the promulgation of these Rules, and that means are left of executing the Decree.

*Rule 8th.*—The Agent shall exercise a control over all the servants employed in the Court with regard to their suspension or dismissal, observance being paid to the General Orders of Government in the case of the dismissal of a servant receiving Rupees 30 per mensem and upwards.

*Rule 9th.*—The Agent to have control over the Civil Jail of Colaba, which he shall visit from time to time. He shall moreover issue the necessary orders with regard to the economy thereof, and the accommodation, management, health and security of the prisoners.

*Rule 10th.*—The Agent shall obey all precepts or orders issued to him by the Sudder Dewanee Adawlut, and shall at the requisition of that Court forward such returns of Suits filed or decided, or of any other Judicial matters as may be required by that authority. Whenever the Agent requires for the decision of a case before him, an exposition of the Hindoo or Mahomedan Law, he shall obtain the same by application to the Judge of Tannah from the Law Officers of that Zillah.

*Rule 11th.*—With the view of affording assistance to the Agent in disposing of the Suits filed in his Court, a Nyayadeesh or Moonsif, may be appointed by the Hon'ble the Governor in Council, and he shall subscribe before the Agent in open Court, a declaration to the effect that he will administer Justice without fear and with strict impartiality. The Nyayadeesh shall use a circular seal 1 inch in diameter, inscribed "NYAYADEESH OF COLABA."

II. In the event of the misconduct of the officer appointed Nyayadeesh, he may be suspended either by the Sudder Adawlut or by the Agent, pending a report to Government, in the one case by the Sudder Adawlut or in the other to the Sudder Adawlut by the Agent.

III. The Sudder Adawlut after considering such proceedings as may have been held, may restore such officer or confirm his suspension pending a reference to Government.

*Rule 12th.*—The cognizance of the Nyayadeesh shall extend over original Suits to such an amount as may from time to time seem advisable to, or be recommended to Government by the Agent and sanctioned accordingly.

II. In the event of the Agent's temporary absence, or indisposition, the Nyayadeesh may with the permission of Government exercise such part of the duties of the Agent as may be necessary for filing Suits, issuing Summons, receiving pleadings, or detaining Defendants in Suits on failure of security in cases of emergency.

*Rule 13th.*—The Court shall have a Nazir, and such other inferior officers, whether writers or peons, as the extent of business may require.

II. The Nazir shall provide such securities, and take, and subscribe such solemn declaration as may be deemed necessary.

III. It shall be the duty of the Nazir, either personally or by means of his inferior officers to serve Summons, and to fix up notices issuing from the Court, to take all securities required by the Court, and to execute all written orders or process, to him directed, more especially for the apprehension or custody of persons, and for the sequestration, attachment, or sale of property, to answer the Courts Decrees.

IV. The Nazir shall return the Summons, or Order, on the day appointed, with an endorsement specifying the manner in which it has been executed, or the cause that has prevented its execution.

V. The Nazir shall be ex-officio keeper of the Agents Civil Jail, and shall be responsible for the safe custody of the prisoners, and for the due observance of the orders of the Agent on all points connected with their treatment.

*Rule 14th.*—The Agents Court shall have a Sheristedar, and writers subordinate to him, as the extent of business may require.

II. The Sheristedar shall take and subscribe in open Court, the solemn declaration prescribed in Section XXXI. of Regulation II. of 1827, of the Bombay Code.

III. It shall be the duty of the Sheristedar to keep a Register of all plaints filed in the Court, and to receive and file all pleadings, exhibits and other papers in Civil Suits.

IV. To take down in writing, minutes of the proceedings of the Court, the depositions and examinations taken in it, and all orders and judgments that may be passed.

V. The Sheristedar further shall examine in presence of the parties interested, all matters of account referred to him by the Court, and prepare such abstracts or statements, as the order of reference may require.

VI. He shall also prepare all Summons, Orders, Warrants, Decrees. Proclamations or other writings issuing under the Seal and signature of the Court, and copies of such papers in Court as may be required.

VII. The Sheristedar shall keep a record of the proceedings of the Court and shall arrange each paper according to its number in the respective Suit.

*Rule 15th.*—Bribery, Extortion, and generally all acts of Abuse, or neglect of duty on the part of the Servants of the Agent's Court, shall be punished under the criminal powers conferred upon the Agent.

*Rule 16th.*—Persons of good character may be allowed to practise as Wukeels or pleaders in the Agent's Civil Court, but the Agent may exercise his discretion in prohibiting persons of loose character from pleading in Court. It is moreover to be understood that, whilst the remuneration of Wukeels will be left to the parties employing them, the Court reserves to itself the right of imposing a fine at discretion, (but never exceeding in amount 500 Rupees) upon any Wukeel, against whom unnecessary delay, evasion, or extortion in the exercise of his functions, or collusion with the opposite party may be proved, and in the event of such fine not being paid, the Agent shall sentence the offender to imprisonment for a period not exceeding three (3) months, or until such fine be paid.

II. Orders imposing fines under the first clause of this Rule, shall emanate from the Agent himself whether the offender be Wukeel in a case pending before himself, or before the Nyayadeesh.

III. The Agents order imposing a fine under this Rule shall without staying execution in the interim be open to appeal to the Suddur Dewanee Adawlut, and the Decision passed on such appeal shall be final.

*Rule 17th.*—A pleader, when his Wukeelatnama has been filed, shall be held to represent his client in all matters connected with the prosecution, or defence of the Suit, or proceeding in Court; and acts done by, and notices served upon the pleader shall be equally valid as if done by or served upon the party, unless they be to procure the personal attendance of the said party, or the fulfilment of a Decree.

II. It shall be incumbent on a pleader, at the time of receiving any accounts, writings, or documents from his client, to give a written receipt for them, and the omission of this shall subject the pleader to a fine at the discretion of the Court, as laid down in the preceding Rule. And further the refusal of a pleader to restore such papers to his client, shall subject him, according to the nature of the case, to the general rules of the Criminal Code.

*Rule 18th.*—The remuneration of pleaders will be left to the discretion of the parties employing them, but whenever it becomes necessary to embody the amount of costs of a Suit in the Decree thereof, the Court will not generally award more than 3 per cent, and only so much within that per-centage as shall appear just and proper.

II. In cases withdrawn, or compromised, the Court will in like manner only award from the party found liable in costs, half the amount specified in the 1st Clause.

III. The party found liable in costs will, on no occasion be held answerable for more than the remuneration decreed to one pleader engaged by the opposite party.

## CHAPTER II.

### *Of Civil process in the Agent's Civil Court.*

*Rule 19th.*—In the absence of Fees upon stamped paper, the Hon'ble the Governor in Council is pleased to declare that Fees upon the scale laid down in Appendix A. to these Rules, shall be levied upon all original Suits filed in the Agent's Civil Court, the same fees recurring upon all appeals made in conformity with the herein-after mentioned provisions.

II. No Suits will be admitted upon the file, unless accompanied with a receipt for the fees, duly paid into the hands of the Nazir or other appointed Treasurer of the Court.

III. But it shall be competent to the Agent to remit, upon all process, the fees to any suitor who upon proper enquiry shall appear to possess no means whatever of defraying the same.

IV. In all cases in which a party suing as a pauper may win his Suit, the amount of fees leviable, and all extra expences defrayed by the Court, on his or her account, shall be computed and levied from the defendant.

V. Provided that upon satisfactory evidence being shewn of the party's ability to defray them, the Agent shall at any stage of the proceedings direct the levy of the regulated fees in arrears and in default of payment reject the Suit.

VI. Such expenses of a Suit as may be incurred by a pauper party beyond the remission of the fees leviable upon process may be defrayed by the Agent, provided that, in no one Suit the amount exceed Rupees Twenty-five (25.) When the extra expenses shall exceed this amount the previous sanction of the Suddur Dewanee Adawlut shall be held necessary to a disbursement.

*Rule 20th.*—The Agent shall be subject to all orders of the Suddur Dewanee Adawlut with respect to admitting or rejecting applications to be allowed to sue *in forma pauperis*. But in Suits falling within the cognizance of the Nyayadeesh or Moonsif, the orders of the Agent upon this point shall be final.

*Rule 21st.*—Suits filed in the Agent's Court to be numbered, dated, and recorded, and *ceteris paribus*, priority to be allowed according to date.

II. But suits in which the defendant is imprisoned, are entitled to priority over all others without reference to their order upon the file.

III. Also Suits instituted to establish a right to attached property shall be heard in priority.

*Rule 22nd.*—The Hon'ble the Governor in Council is pleased to direct, that the provisions of Regulation III. of 1827, made for the sittings of Courts and for certain other matters connected with their official proceedings in general, shall be adopted, in so far as may be practicable, for the guidance of the Agents Civil Court.

*Rule 23rd.*—The Hon'ble the Governor in Council is pleased to direct that the Rules for "summoning and arresting defendants and for sequestrating their property" as laid down in Chapter III. of Regulation IV. of 1827, and the Rules enacted for "the continuation and completion of the pleadings" contained in Chapter IV. and for withdrawing of Suits" contained in Chapter V. also of "fixing the time of trial, of defaults, of trial" and of the course to be followed, as contained in Chapter VI. also the Rules respecting "Commissions for," ascertaining facts depending upon local circumstances, comprised in Chapter VIII. Rules applicable to "Witnesses," given in Chapter IX. of notice to be given to Co-heirs in Suits which have been instituted without their participation given in Chapter X. of "contempts" given in Chapter XI. of "costs," given in Chapter XII. of "enforcing security Bonds taken in Suits," as laid down in Chapter XIII. of the above quoted Regulation, or as each or any of these Rules respectively may have been modified by subsequent enactment or interpretations of the Suddur Dewanee Adawlut, shall, for all practicable purposes, be taken and acted upon as the Rules of the Agent's Court.

II. And in the case of absent witnesses, the Agent shall be guided by the provisions of Act VII. of 1841.

*Rule 24th.*—And with respect to the Decree, and its enforcement, the Hon'ble the Governor in Council is pleased to direct, that, in the Territory subject to the Agent at Colaba, attachments and sales of land, or of any interest in land, or of any specific or moveable property, or the performance of any particular act, or the arrest and imprisonment of the Defendant in satisfaction of the Decree, or other process of the Agent's Court or of any authority subordinate thereto, shall be made, ordered, and carried into effect by the Agent's Courts, and under its directions. And the Agent shall follow the Rules under this head comprised in Chapter XIV. of Regulation IV. of 1827, as far as may be practicable and according to any subsequent modifying enactments, and under the correction of interpretations passed by the Suddur Dewanee Adawlut.

II. Provided that in no case shall land or its product be sold, in execution of a Decree of the Agent's Court, previous to the full satisfaction of the demands of Government.

III. Provided also, that if the emoluments of "Wuttuns," that is to say of District or Village hereditary offices, be made the subject of an award, by a Decree or any other process of the Agent's Court which would have the effect of alienating the emoluments applicable to the remuneration of such "Wuttun," or hereditary office, the Agent shall award, or cause to be awarded only such surplus amount thereof as shall leave the emoluments of the Wuttun sufficient for the proper discharge of the duties thereof.

IV.\* And provided that no Decree passed in the Agent's Court shall, in any manner compel the servitude of any person in satisfaction of a pecuniary obligation, any written bond or agreement relative thereto notwithstanding.

*Rule 25th.*—The Agent may, at his discretion, take for his guidance the provisions of Regulation V. of 1827 for "limiting the time of prosecuting Civil actions and respecting acknowledgments of debts executed without receipt "of a full consideration in value" and regarding the rate of interest, "the effect upon interest by tenders of payment, and the disposal of pledged or mortgaged property" in all matters which may come under his cognizance.

*Rule 26th.*—The principle involved in the provisions of Regulation VIII. of 1827, with respect to the recognition of heirs, executors and administrators, and to the appointment of an administrator by the Zillah "Courts "where there is no heir or executor competent or willing to be placed in possession," shall also be observed by the Agent, and the management and trust of all unclaimed property shall vest in such persons (being in the employ of Government) as may be deemed best on each occasion; and should no authorized claimant appear within a reasonable time, the Agent will exercise his discretion in reporting the circumstances to the Suddur Dewanee Adawlut.

*Rule 27th.*—It shall be competent to the Agent, or to the Nyayadeesh acting under his immediate control, to refer the parties in an original suit, brought before them, respectively to an Arbitrator or to a Panchayet of their own voluntary nomination, and if the parties agree to the same in writing, it is to be clearly understood that the decision of the Arbitrator, or of the Panchayet, is to be final and the case is to be struck off the file as decided accordingly.

II. And the Agent and the Nyayadeesh may, with the view to avoid unnecessary delay, after the parties have given their written assent to an arbitration or Panchayet, inclusive of the condition aforesaid, appoint, respectively a reasonable period within which the award shall be delivered in Court, and if the award should not be delivered within the specified time, the Arbitration shall be considered cancelled, and the parties to be in the same relation as if no such Arbitration had existed.

III. The process of summoning witnesses shall, at the requisition of the Arbitrator, or of the Panchayet be carried into effect by the orders of the Court, and upon the final award being filed the expenses of summoning the witnesses shall be recovered from the losing party. But no other fees will be levied by the Court upon any papers, or exhibits in a Suit referred to Arbitration. But the petition for the enforcement of the decree must be accompanied by the established fee.

*Rule 28th.*—The Agent may, for obvious reasons, as an error, or omission being apparent on the face of the proceedings, or the discovery of new matter or evidence not previously within the knowledge or compass of the party, revise his decree, or cause one passed by the Nyayadeesh to be revised, and such revision may also be made at the instance of either plaintiff or defendant. In respect of the revision of decree the Agent will be guided by the provisions laid down in Section LXXI. of Regulation IV. of 1827.

*Rule 29th.*—A decree issued in the Agent's Court may be enforced in any Zillah or Political Jurisdiction subject to the Bombay Presidency under the general rules thereof, and vice versa; In respect of executing legal process issued in his Court, against persons residing within the limits of Her Majesty's Supreme Court in Bombay the Agent will be guided by the provisions of Act No. XXIII. of 1840.

*Rule 30th.*—The Agent will be guided by the provisions of Section I. of Act No. XII. of 1843, with respect to minuting in English, at the time of pronouncing his decision, so much of all Decrees as consists of the points to be decided and the decision thereon, and the reasons of such decision.

II. In a similar manner the Nyayadeesh, or Moonsiff will act conformably to Section III. of the same act, with regard to recording his decisions in his own vernacular language.

*Rule 31st.*—Every suit originally tried by the Nyayadeesh or Moonsiff shall be open to an appeal to the Agent, provided such appeal be made within thirty (30) days from the date of passing the Decree, and the Decree of the Agent, shall in every such case be final.

II. Every suit originally tried by the Agent shall be open to an Appeal to the Suddur Dewanee Adawlut, if the appeal be made within the space of ninety (90) days from the date of passing the Decree, and the Decree of that Court shall be final.

III. It shall nevertheless be competent to the Agent, after the expiration of the prescribed period, if the appeal is to himself to grant the same upon sufficient cause being shewn, and if it is to be the Suddur Dewanee Adawlut to admit it temporarily, subject to the decision of that Court, and to enable the Suddur Dewanee Adawlut to decide upon the admission or rejection of the reasons set forth, the Agent shall for that purpose cause enquiry to be made and endorse the same, together with his opinion upon the petition and forward the same, to the Superior Court.

*Rule 32nd.*—The appeal to the Suddur Dewanee Adawlut may be made either to the Agent, or to that Court direct. In the one case the Agent shall cause the established fees to be levied (excepting in the case of parties) who having been allowed to sue in *Formá Panperis* in the original suit, may be permitted also to appeal in the same manner from the party appealing, and shall forward the petition accompanied by a receipt to the appellant Court. If the petition is made direct to the Superior Court, the fees shall be levied upon its transmission to the Agent's Court and so on with regard to all other process directed by the Appellant Court.

NOTE.—Bonds regarding personal servitude are common throughout Colaba, and petitions are frequently made in the Agent's Court to have them enforced. The rate of servitude is in general, 1 year and 1 month for every 5 Rs. the persons bound, whether male or female, performing any service commanded of them in the creditor's house, and receiving from him a stipulated amount of food and clothing.



*Rule 33rd.*—The rules regarding petitions of appeal, their admission and rejection, the returns of proceedings and exhibits and the intermediate proceedings shall be regulated in the Agent's Court in accordance with those comprised in Section LXXIV. to LXXX. of Regulation IV. of 1827.

II. And further the Rules laid down in Chapter XVII. for "staying and executing Decrees under appeal" and in Chapter XVIII. of procedure and trial in appeal, and in Chapter XIX of the Decree in appeal, and in Chapter XXI. touching applications to the Sudder Dewanee Adawlut in incidental complaints, and in Chapter XXII. of the same Regulation on the subject of special appeals, shall as the same may be modified by subsequent enactments, and interpretations of the Sudder Dewanee Adawlut, be adopted for all practicable purposes as the guiding Rules of the Agent's Court.

*Rule 34th.*—It shall be competent to the Hon'ble the Governor in Council to close by a Notification in the Government Gazette the Agent's Civil Court when circumstances may render such expedient.

*Rule 35th.*—And whereas it is necessary to make provision for the disposal of Civil cases now pending before the Agent, the Honorable the Governor in Council is pleased to declare that all cases which may be pending in the Agent's Civil Court, on the date of the promulgation of these rules shall be transferred to the jurisdiction of the Agent and of the Nyayadeesh respectively in the same manner and under the same Rules as if the said cases had been filed originally under the foregoing provisions, and the said transferred cases shall as regards the extent of Civil process left undone on such date, be considered in all respects as under the Rules, provisions, and charges herein laid down for original suits.

*Rule 36th.*—The provisions of Regulation XXVI. of 1827, are declared applicable to all Cazees in the Colabah Territory.

## CRIMINAL BRANCH.

### CHAPTER III.

#### (Magisterial)

*Rule 1st.*—The Agent for the Governor shall exercise the functions of a Magistrate throughout the Territory subject to his control and he shall co-operate with the different Zillah Magistrates, or with any constituted Political Authority under the Bombay Presidency, (and vice versa) with regard to procuring evidence, furnishing information, securing offenders, and executing process in general, the Agent referring disputed points of jurisdiction, or of process for determination by the judges of the Suddur Foujdaree Adawlut.

II. And in the case of witnesses residing, or process requiring to be served within the local limits of Her Majesty's Supreme Court of Bombay, the Agent will be guided by the provisions of Act No. XXIII. of 1840.

*Rule 2nd.*—The Agent shall, with the sanction of Government, invest the Mamlutlars, or Mahalkuries appointed to collect the Revenue in the district under his control with the powers of District Police Officers, and Officers so appointed shall be under the Superintendence of the Agent and shall be amenable to him for misconduct.

II. The District Police Officers, so appointed, shall exercise the functions and be bound by the rules laid down for their guidance in Chapter V. of Regulation XII. of 1827, as interpreted from time to time by the Judges of the Suddur Foujdaree Adawlut; and the powers of the District Police Officers so appointed shall be those conferred by Regulation IV. of 1830, Section V. and by Act XX. of 1835, respectively.

III. With the sanction of the Hon'ble the Governor in Council, there shall also be appointed one or more Joint Police Officers for the district under the Agent's control whose powers and functions shall be those laid down in Regulation III. of 1833.

*Rule 3rd.*—Heads of villages shall be named by the Agent throughout Colaba, and shall be furnished with a commission by him for the Superintendence and Police control of their respective villages and the powers and functions of such heads of villages shall be those specified in Chapter V. of Regulation XII. of 1827.

*Rule 4th.*—The Agent shall exercise control over all the officers employed in the Police, whom he may suspend or fine for neglect of duty; and bribery, extortion, or abuse of power shall be treated as Criminal offences. With regard to the dismissal of an officer in the receipt of 30 Rupees per mensem and upwards, observance must be paid to the general orders of government.

*Rule 5th.*—In exercising the functions of Magistrate, the Agent will in so far as they are practicable, take for his guidance the general Rules laid down in Chapters II. III. and IV. of Regulation XII. of 1827, as they may be modified by subsequent enactments, and by interpretations passed from time to time by the Judges of the Sudder Foujdaree Adawlut.

II. And whenever mention is made of the power and jurisdiction of the Magistrate in those Chapters, the said powers are to be held as regards the Agent to be commensurate with the absolute Criminal Jurisdiction conferred upon him by the Governor in Council, and any sentence passed by the Agent in excess of that shall be referred to the Suddur Foujdaree Adawlut.

*Rule 6th.*—And with the view of protecting the public revenues from embezzlement or abuse, and also the Ryots from undue exactions, the Hon'ble the Governor in Council is pleased to extend to Colaba the provisions of the following enactments viz :—

Section XI. XIV. Clause II. of Section XV. and Section XXVII. respectively of Regulation XVI. of 1827, together with the supplemental Regulation XV. of 1831, and V. of 1833.

Section XVI. and XXV. of Regulation XVII. of 1827, and the penal provisions of Act XXVII. of 1837, and of Act I. of 1838, together with the interpretations applicable thereto passed from time to time by the Sudder Foudjaree Adawlut.

II. And with the view of securing the efficient discharge of their duties by hereditary District or Village Revenue Officers, the Hon'ble the Governor in Council is also pleased to declare the provisions of Act XI. of 1843, applicable to the Territory of Colaba.

*Rule 7th.*—The Agent shall be empowered to fine all persons proved guilty of breaches of local or established rules, or contracts for the manufacture and sale of spirituous liquors, Opium and Ganja, and in default of payment of the fine, the Agent shall proceed according to the provisions of Act II. of 1839, and this rule shall be held to include Proprietors, Farmers, or managers of land who may be proved guilty of breach or connivance of any such local or established rule or contract.

II. And it shall be competent to the Agent to award a moiety of any fines or any lesser portion thereof which may be levied under this rule to the persons, through whose means the illicit proceeding may have been detected.

III. Provided, that (without staying process) an appeal shall lie against such fine to the Hon'ble the Governor in Council, or to such other authority to which the Hon'ble the Governor in Council shall delegate the Appellant Jurisdiction in such cases.

## CRIMINAL BRANCH

### JUDICIAL.

#### CHAPTER IV.

#### *Of the constitution of the Agent's Criminal Court.*

*Rule 8th.*—The Agent for the Governor shall preside over the Criminal Court of Colaba, and shall ordinarily hold a Court for the trial of offences at Alibagh, but its station may be temporarily altered with concurrence of the Sudder Foudjaree Adawlut.

II. The Agent's seal shall be that prescribed in Rule 3rd for the Civil Court.

*Rule 9th.*—The Ministerial officers of the Agent's Civil Court shall officiate in the Criminal Court each in his own station, and shall if necessary qualify by oath and security.

II. The Officers of the Agent's Criminal Court shall be punishable for misconduct under the Rules prescribed for the Civil Branch.

*Rule 10th.*—The Agent shall have cognizance in his Judicial capacity over all crimes and offences perpetrated within the limit of his control, but in capital cases the Agent shall sit with three Assessors chosen from amongst different castes and classes of the respectable inhabitants of Colaba who shall attend during the whole of each trial, and shall, at the end of the same, give in their written opinions which shall then be incorporated with the record of the proceedings. In all trials however, the decision of the Court shall rest exclusively with the Agent.

II. With the view of selecting Assessors to sit with him in trials of capital offences, the Agent shall cause a descriptive list to be framed from time to time, containing the names of such of the Inhabitants of the district or of any part thereof, as may from known respectability of character be qualified to act as Assessors, and from this list the Assessors shall be chosen in turn. A copy of this list shall be forwarded by the Agent to the Register of the Sudder Foudjaree Adawlut for the information of that Court.

III. It being necessary that the persons selected to act as Assessors shall promptly attend the Agent's summons it shall be competent to the Agent in the event of needless delay, or refusal of the party summoned to attend, to treat that offence as a contempt of Court.

*Rule 11th.*—A prisoner placed upon trial for a capital offence in the Agent's criminal Court may, upon good cause shewn, be permitted to challenge the names of the Assessors to the extent of three, and if the challenge be admitted by the Court, other Assessors shall be directed to attend.

*Rule 12th.*—The absolute jurisdiction of the Agent in criminal cases shall extend to fine and to imprisonment for 5 years with or without hard labor, and sentences involving a punishment beyond that period must be submitted for the confirmation of the Sudder Foudjaree Adawlut.

II. Whenever sentence shall be passed by the Agent's Court, awarding the punishment of transportation, such punishment shall be awarded in cases only when transportation for life may be commensurate with the offence committed.

*Rule 13th.*—The Agent will obey all injunctions and orders of the Sudder Foudjaree Adawlut, and will return process duly executed, as required by that Court and will forward from time to time such periodical or other returns, as may be called for by the Judges of the Sudder Foudjaree Adawlut.

*Rule 14th.*—The Agent's criminal Court, shall, except on very emergent occasions be closed on the days specified in clause IX. of Regulation XIII. of 1827.

*Rule 15th.*—The Agent shall record his proceedings in all criminal trials in English, and shall also keep a Minute Book of all his criminal proceedings in the language of the District which he shall authenticate daily by his signature, and the Record shall be kept after the manner prescribed in Section XIV. of Regulation XIII. of 1827.

*Rule 16th.*—The Rules given in Section XXXIV. XXXV. and XXXVI. of Chapter VI. of Regulation XIII. of 1827, for the examination of witnesses, the penalties for non-appearance of witnesses, and the subsistence of witnesses shall be taken as those applicable to the Agents Court as the same may be modified by enactment, or the practice of the Zillah Courts. Provided that all evidence received in any trial before the Agent shall be taken afresh ; any previous depositions given before subordinate Police authorities notwithstanding.

II. The Agent may grant a pardon to an accomplice in the manner laid down in Clause V. of Section XXXIV. of Regulation XIII. of 1827, and the accomplice so admitted to give evidence, shall be liable to the same rules in giving testimony as other witnesses are liable to.

III. The competency of witnesses shall be determined by the Rules laid down in Section XXXIII. of Regulation IV. of 1827.

IV. And it shall be competent to the Agent under the provisions of Clause III Section XVI. of Regulation XIV. of 1827 to report to the Judges of the Suddur Foujdaree Adawlut the case of witness committing perjury before him, and the Suddur Foujdaree Adawlut shall direct to what tribunal the case shall be referred for trial.

*Rule 17th.*—The provisions relative to the defence of prisoners, and their sentence in the Agents Criminal Court, shall be those prescribed in Section XXXVII. and XXXVIII. of Chapter VI. of Regulation XIII. of 1827, as modified by subsequent enactments, and interpretations of the Suddur Foujdaree Adawlut.

*Rule 18th.*—If the sentence include a punishment, coming within the Jurisdiction appointed for the Agent, the warrant shall be addressed under his seal and signature to the Nazir of the Court, and shall specify the period and the conditions for and upon which the prisoner is to be confined, and whether the imprisonment is to be simple, or to be accompanied with hard labour.

II. At the expiration of the time included in the warrant, or immediately, if the prisoner should die, or escape, the Nazir shall certify by endorsement, and return the warrant to be deposited in the records of the Court and in all cases of warrants issued by the Suddur Foujdaree Adawlut, the Agent shall certify the due execution of such to that Court.

III. And in the event of a sentenced prisoner effecting his escape, the Agent shall report the circumstances to the Suddur Foujdaree Adawlut.

*Rule 19th.*—If the punishment awarded by the Agent shall exceed his own absolute Jurisdiction, he shall record the punishment awarded, but shall forward the case in original to the Suddur Foujdaree Adawlut, which Court shall proceed under the provisions of Section III. of the Act passed for Colaba ; and the instructions conveyed to the Agent from the superior Court shall be carried into effect by the Agent.

III. And in the event of a sentence, passed by the Agent being referred for the confirmation of the superior Court, the prisoner shall be kept in simple confinement under a warrant addressed to that effect to the Nazir, which temporary warrant shall give place to the final orders of the superior Court.

*Rule 20th.*—The Suddur Foujdaree Adawlut shall be empowered to call for the Agent's proceedings in any case, appealed to that Court by any party against whom a sentence may have been passed by the Agent and the superior Court, may thereafter proceed according to the provisions of Section III. of the act passed for Colaba.

*Rule 21st.*—The Agent shall exercise a control over the criminal Jail of Colaba under the general instructions of the Suddur Foujdaree Adawlut, and shall visit it from time to time, and shall issue such orders as may appear to him necessary for the accommodation, health, and security of the prisoners. The Agent shall also direct the application of the labor of such convicts, as may be sentenced to hard labor, towards works of public benefit and improvement.

II. The general Regulations contained in Chapter VII. of Regulation XIII. of 1827 added to the practice of the Zillah Courts, shall be held applicable to the discipline, food and clothing of the prisoners in the Agent's criminal Jail, subject to the alterations and general orders promulgated by the Judges of the Suddur Foujdaree Adawlut.

## CHAPTER V.

### *Of crimes and offences punishable in the Agent's Criminal Court.*

*Rule 22d.*—The Hon'ble the Governor in Council is pleased to declare that the crimes and offences specified in Regulation XIV. of 1827, and supplements 1st and 2d together with the punishments applicable thereto, are hereby promulgated for the territory subject to the control of the Agent at Colaba, and the Agent shall in all cases be guided by the provisions of that Regulation, as they may be modified by subsequent enactments or by interpretations passed from time to time by the Judges of the Suddur Foujdaree Adawlut.

*Rule 23d.*—And to meet the hypothetical case of inhabitants of Colaba perpetrating any of the crimes and offences comprised in the foregoing Regulation XIV. of 1827 within the limits of Districts not under the control of the Agent, whether domestic or foreign, the Hon'ble the Governor in Council is pleased to declare the provisions of Section IV. of Chapter I. of Regulation XI. of 1827 applicable to the Territory of Colaba.

Rule 24th.—And with the view of seeing that all the foregoing rules are properly attended to, it shall be competent to the Hon'ble the Governor in Council to appoint one of the Judicial Commissioners, as visitor to Colaba.

Appendix A. to Rules contemplated in Section II. of Act XVII. of 1844.

Scale of Fees leviable in Civil suits in Appendix C. to Regulation XVIII. of 1827.  
On every Plaintiff and Petition of appeal.

Proposed scale of Fees leviable in Civil suits in the Agent's Court at Colaba.  
On every Plaintiff and Petition of appeal

When the amount sued for		The stamp required is of the value of		When the amount sued for		A fee shall be levied on the petition of	
Rs.	As.	Rs.	As.	Rs.	As.	Rs.	As.
is below	1	1	0	is below	5	1	0
is above Rs.	1 & below	2	0	is above Rs.	5 & below	5	0
" " "	" " "	5	0	" " "	10	10	0
" " "	5	10	0	" " "	20	20	0
" " "	10	20	0	" " "	30	30	0
" " "	20	30	0	" " "	40	40	0
" " "	30	40	0	" " "	50	50	0
" " "	40	50	0	" " "	75	75	0
" " "	50	75	0	" " "	100	100	0
" " "	75	100	0	" " "	200	200	0
" " "	100	200	0	" " "	300	300	0
" " "	200	300	0	" " "	500	500	0
" " "	300	500	0	" " "	1,000	1,000	0
" " "	500	1,000	0	" " "	1,500	1,500	0
" " "	1,000	1,500	0	" " "	5,000	5,000	0
" " "	1,500	3,000	0	" " "	10,000	10,000	0
" " "	3,000	5,000	0	" " "	15,000	15,000	0
" " "	5,000	7,500	0	" " "	25,000	25,000	0
" " "	7,500	10,000	0	" " "	50,000	50,000	0
" " "	10,000	15,000	0	" " "	100,000	100,000	0
" " "	15,000	25,000	0	" " "	100,000 to whatever amount	2,000	0
" " "	25,000	50,000	0				
" " "	50,000	100,000	0				
" " "	100,000 to whatever amount	2,000	0				

Ditto Ditto in Appendix D. to Regulation XVIII. of 1827  
On every answer, exhibit &c.

Proposed scale of Fees leviable in Civil suits in the Agent's Civil Court at Colaba.  
On every answer, exhibit, application, Razeenamah or Wukeelatnamah

When the amount sued for		The stamp required for every answer, application, Razeenamah, Wukeelatnamah, or exhibit in a suit, is of the value of		When the amount sued for		A fee shall be levied of	
Rs.	As.	Rs.	As.	Rs.	As.	Rs.	As.
is below	25	25	0	is below	5	1	0
is above Rs.	25 & below	50	0	is above Rs.	5 & below	25	0
" " "	50	100	0	" " "	25	50	0
" " "	100	200	0	" " "	50	100	0
" " "	200	500	0	" " "	100	200	0
" " "	500	1,500	0	" " "	200	500	0
" " "	1,500 to any amount.	4	0	" " "	500	1,500	0
" " "				" " "	1,500 to any amount.	4	0

And upon every petition or application preferred in Court unconnected with a current suit there shall be levied a fee of 1 Rupee and if the petition be to the Sudur Dewance Adawlut a fee shall be levied of 2 Rupees.

And upon every petition or application presented in the Agent's Court relative to any matter not in a suit then current, a fee shall be levied upon such petition of 8 annas, and if the petition be to the Sudur Dewance Adawlut the fee shall upon transmission of the petition from the Superior Court, be increased to 1 Rupee.

Scale of fees leviable in Civil Suits in Appendix E. to Regulation XVIII. of 1827.  
On every copy of Decree, proceedings, registry, accounts, reports and authenticated documents.

Proposed scale of fees leviable in the Agents Civil Court at Colaba, on every copy of Decree, ditto of proceedings, ditto of Registry on accounts, ditto of reports, and generally of any authenticated document

If the sum, sued for or appealed against.		The value of the stamps required is.		If the sum sued for or appealed against.		A fee shall be levied of.		For every copy of a Decree in a Suit or appeal.	
Rs.	As.	Rs.	As.	Rs.	As.	Rs.	As.	Rs.	As.
is below	50	1	0	is below	25	1	0		
is above Rs.	50 & below	1	0	is above Rs.	25 & below	50	0		
" " "	100	2	0	" " "	50	100	0		
" " "	500	3	0	" " "	100	500	0		
" " "	1000	4	0	" " "	500	1000	0		
" " "	5000	5	0	" " "	1000	5000	0		
" " "	5000 to any amount	5	0	" " "	5000 to any amount	5	0		

For copies or other papers requiring to be authenticated by any public officer the Stamp required is of the value of Rupees 0-8-0.

For copies or other papers requiring to be authenticated by any public officer the fee required is Rupees 0-4-0

BOMBAY PRICE CURRENT

OF BUTCHERS MEAT, POULTRY, BREAD, FLOUR, ROLONG, MILK, BUTTER, FRUITS, OIL, CANDLES, SOAP, FIREWOOD, SUGAR, GHEE, GRAIN, &c. &c.—QUOTED BY THE DEALERS.

Main table with columns for ARTICLES, PRICE, and sub-sections like BEEF, PORK FRESH AND SAIT, POULTRY, OIL, CANDLES, & SOAP, SUGAR OF SORTS, GHEE OF SORTS, GRAIN OF SORTS, and DRY FRUITS OF SORTS.

Vegetables generally sold according to the quantity in the Market, and the choice of the Vegetables.

Bombay Measures by which the Articles are sold.—4 Seers is 1 Phylly—17 Phyllies one Phara—8 Pharas one Candy—25 Pharas one Moor P A Robin of Rice average about 15 Phyllies.

Bombay weight by which the Articles are sold.—1 Seer is 11 ozs. and 4 cwt.—10 Seers is 1 Maund—1 Maund is 28 English pounds.

Bombay, 24th November 1845. Published by order of the Court of Petty Sessions. J. WATSON, Clerk of the Markets.

**Notice.**

Under instructions from the Supreme Government, the sales of the Scinde Prize Property will commence at Bombay on the 1st of March 1846, consisting of the most valuable Jewellery of every kind, Jewelled Swords, Matchlocks &c. &c. &c. Catalogues are now in progress and will be circulated with further particulars when finished.

P. McPHERSON, Lt. Col.  
*Prize Agent.*

W. BLENKIN, Major,  
*Prize Agent.*

H. Y. BAZETT, Capt.  
*Prize Agent.*

Bombay, 18th November 1845.

**Notice**

Is hereby given, that verbal tenders will be received at this office on Saturday the 29th instant, at 12 o'clock, for the exclusive privilege of vending Country Liquor to the Native Troops and Camp Followers at Aden, for a period of two years from the 1st day of February next.

The Troops and Followers composing the force are as follows, and are to be considered as divided into the shares stated opposite to each, viz:—

47th Regt. M. N. I. strength 975—	2 Shares.
Company Madras Gol: }	150— ¼ do.
and Gun Lascars . . . . . }	„ 150— ¼ do.
Madras Sappers and }	93— ½ do.
Miners. . . . . }	„ 93— ½ do.
Poona Auxiliary Horse. „	50— ¼ do.
Camp Followers . . . . . „	1400— 2½ do.

The arrival at, or departure from Aden of 200 men or under, will have no effect on the amount payable for the monopoly, but all additions to that number, will be adjusted according to the preceding proportions.

The arrack sold at Aden is to be imported from Bombay of a good and wholesome quality and retailed at (1-8-0) one Rupee and eight annas per bottle, an ample supply to be always kept up by the contractors.

The stipulated amount for the monopoly for one month is to be paid in advance, and two unexceptionable sureties furnished for the due fulfilment of the agreement, who will be bound to make good any deficiency in the payment.

No liquor whatever is to be sold to European Troops without the written permission of the Military Superintendent of Bazars, or by such Regulations as may from time to time be issued under the instructions of the Officer Commanding the Aden Force.

The contractor will be bound in the penalty of the forfeiture of his contract as well as the advanced security deposited, neither to sell nor to permit any liquor to be sold at a lower rate than that stated above.

Should it hereafter appear that there are present at Aden on the 1st of February 1846, a greater number of Native Troops and Camp Followers than are mentioned above, a corresponding increase to the monthly sum for which the contract is sold, shall be paid to Government by the contractors for all alterations above 50 and *vice versa*, if a decrease should occur in the above number on the date before specified viz: 1st February 1846.

Further particulars can be obtained on application at this office from 10 A. M. till 4 P. M. daily Sundays excepted.

No reasons will be assigned for the rejection of any offer, neither will any person be allowed to

offer for the contract unless he previously deposits in this office the sum of Rupees (1,000) one thousand in cash, which sum will be forfeited in the event of delay, evasion or refusal to execute the deed of contract should his offer be accepted.

D. DAVIDSON, Capt.  
*Deputy Commy. General.*

Bombay,  
Depy. Comy. Genl's. Office, }  
19th November 1845. }

**Notice to Mariners.**

The decayed state of the Calicut Flag Staff, having rendered it necessary to have the same taken down, it is hereby made known, that until further notice, no Flag will be shewn at that Port.

(Signed) H. V. CONOLLY,  
*Collector of Malabar.*

Calicut, 16th August 1845.

(A True Copy.)

J. F. THOMAS,  
*Chief Secretary.*

**Notice**

Is hereby given, that sealed tenders will be received at this office until 2 P. M. on Saturday the 29th instant, for separate contracts for the supply of medical comforts and provisions &c. required by the Commissariat Department at Hyderabad for the term of one year, from such date as shall be hereafter fixed.

All persons desirous of tendering for the above contracts, may, on application at this office from 10 A. M. until 5 P. M. obtain daily (Sundays excepted,) lists of the rates and such other information relating thereto as they may require.

The tenders must specify both in words and figures the rates per cent below the prices in the lists above adverted to, at which they will undertake to furnish the whole of the articles embraced therein, on condition, the supplies are to be of a good and unexceptionable quality, deliverable at the Commissariat Department at Hyderabad free of all expences beyond that agreed upon, subject to the approval of the receiving authorities, and that they are to be delivered in such number or quantity as may from time to time be demanded by the departments requiring them during the existence of the contracts.

Every person submitting a tender will be required to lodge with it the sum stated opposite the lists respectively.

For List of Medical comforts, in cash, Rupees (200) two hundred,

For List of Provisions &c., in cash, Rupees (3000) three thousand,

which will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of contract, should his offer be accepted, in which case he must be prepared to furnish further sums respectively.

For list of Medical comforts, in cash, Rupees (300) three hundred.

For list of Provisions, in cash, Rupees (5000) five thousand,

which together will be held as security for the due performance of the engagements.

The contractor will be required to comply immediately with all emergent demands, for the articles included in the abovementioned lists, and others of less urgency must be complied with within the period stated in the requisition notes, in failure thereof the articles or such others as may be required in lieu will be purchased at his risk and loss, and in all such cases an advance of Rupees (30) thirty per cent upon the amount of expences incurred, or a fine of Rupees (50) fifty, at the option of the Commissariat Officer at Hyderabad, will be levied as liquidated damages, for each and every such breach of contract as often as the same may occur.

The tenders will be opened at the time already specified in presence of the parties concerned, or of such as may be in attendance, but none can be recorded that are not accompanied with the requisite deposit.

The annual outlay on account of the above contracts are estimated at, No. 1, Rupees (8,538) and No. 2, Rupees (1,63,215) or thereabouts. All further particulars will be communicated on receipt & opening of the tenders, and no reason will be assigned in the event of their rejection.

D. DAVIDSON, Captain.  
Deputy Commy. General.

Bombay,  
Deputy Commy. Genl's. }  
Office, 12th November 1845. }

### Notice

Is hereby given, that verbal tenders will be received at this office at 12 o'clock in the forenoon of Monday the 15th proximo, for the undermentioned supplies, for the term of one year and five months from 1st January 1846, lists of which may be seen and every necessary information obtained by application at this office every day from 10 to 5 o'clock Sundays excepted.

Wine Port. }  
Wine Sherry. } The contract will be applic-  
able to any Department Civil  
or Military requiring these  
articles, at Poona and the  
several Stations of this Divi-  
sion.

The lists in question exhibit the current selling rate of each article in Company's Rupees, and every person coming forward will be required to bid for the supply of the articles in the lists at a per centage above or below the said rates, and on the understanding that the articles are to be delivered free of every expense beyond the stipulated price to the Troops and Departments at Poona and Kirkee requiring them, or at the Commissariat Stores if so ordered, while those required for the outstations are to be delivered at the Commissariat Stores Poona, where they will be packed by the Commissariat Department in presence of the contractors or his agent, & despatched to outstations; any Wines condemned by a Committee of officers at either Poona or any of the outstations are promptly to be replaced at the risk and cost of the contractor.

No person will be permitted to bid for the contract who has not previously deposited in this office the sum of Company's Rupees (200) two hundred, which sum will be forfeited in

the event of delay, evasion or refusal to execute the necessary deed of contract; and the person whose offer may be accepted, must be prepared to furnish unexceptionable bonded security to the further amount of Rupees (500) five hundred, which together with the above mentioned deposit will be held as security for the due fulfilment of every part of the contract.

The contractor will be required to comply with all demands without delay or demur, the articles tendered must be unexceptionable and of the quality and description usually used by the departments requiring them, they will be rejected if not approved of by a Committee of Officers in all cases, and others will be purchased wherever procurable at their risk and loss, and in all such cases the contractor will be liable to be fined (50) fifty Rupees or (30) thirty per cent on the amount of expences so incurred at the option of the executive Commissariat officer.

No reason will be assigned for the rejection of any tender.

E. WHICHELO, Captain,  
Assistant Commissary Genl.  
Commissariat Office, }  
Poona, 3d November 1845. }

### PROCLAMATION.

**B**OMBAY TO WIT. By virtue of a precept to me directed, I hereby proclaim and give notice, that the Sessions of Oyer and Terminer and general Gaol Delivery, will be holden before the Supreme Court of Judicature at Bombay, at the Court House, on Wednesday the 3rd day of December next, at eleven o'clock in the forenoon, for the trial of all Treasons, Murders and other Felonies, Perjuries, Trespasses and other Crimes, and Misdemeanors, had, done, or committed within the Town and Island of Bombay, and the Limits thereof, and the Factories subordinate thereto, and also to enquire, hear and determine, in like manner, all Treasons, Murders, Felonies, Forgeries, Perjuries, Crimes, Extortions, Misdemeanors, Trespasses, Wrongs, Oppressions, had, done, or committed, by any of Her Majesty's British Subjects, in any of the Territories which now are subject to, or dependant upon the said Government of Bombay, or within any of the Dominions of the Native Princes of India, in alliance with the said Government.

And also, that at the same time and place, will be holden a Session of Admiralty, for the trial of all Treasons, Murders, Piracies, Robberies, Trespasses, Misdemeanors, and other Crimes and Offences, had, done, perpetrated or committed on the High Seas.

And I hereby give notice to all persons bound to prosecute, and give evidence, at the above Sessions, or in any way concerned therein, that they are to attend, at the time and place above mentioned, and not to depart without leave of the Court.

And I hereby give notice, to all Justices of the Peace, Coroners, Escheators, and also all Chief Constables and Bailiffs of the Town and Island of Bombay, and the Limits thereof, that they be then and there, in their own persons, with their Rolls, Records, Indictments and other Remembrances, to do those things, which to

their offices in that behalf appertain to be done. Dated this 12th day of November in the ninth year of the Reign of Her Majesty Queen Victoria.

J. HOLLAND, Sheriff.

**Notice**

Is hereby given that Verbal Tenders will be received at this Office on Monday the 1st day of December 1845, for the supply of any quantity of good cleaned Gram and Ottah, that may be required at Mhow, for the term of one year from February 1st 1846, to January 31st 1847.

The articles to be unexceptionable, completely cleaned and of the quality and description generally used by the Commissariat Department at Mhow, and to be delivered free of all expence to Government, on account of carriage &c. at the Commissariat Godowns at that Station. and in case of any dispute, the opinion of a Committee to decide the point, and to be final.

The Contractor is to lodge in the Commissariat Granary, a stock of Gram and Ottah, equal to 3 month's consumption, and to keep that supply for 9 months, when it will be gradually expended in fulfilment of this engagement.

To prevent mistakes hereafter, it is to be distinctly borne in mind, that the provisions of this Contract are only intended to extend to the demands made at Mhow, but in the event of any of the Mounted Corps or Cattle moving, it will be optional with the Commissariat Officer to take one month's supply, or not, for their use while on the march, and the contractor will not be liable for any greater demand.

The contractor must furnish unexceptionable bonded security to the amount of (10,000) ten thousand Rupees, for the due fulfilment of his contract.

Payment for supplies according to the quantity issued in the preceding month, will be made in the following month, on the requisite vouchers being produced.

No reason will be assigned for the rejection of any offer.

Further particulars will be made known on application at this office every day, from 10 till 4 o'clock (Sunday's excepted.)

R. SHAW,

Bt. Capt. D. A. C. G.

Mhow, Commissariat Office, }  
October 3rd, 1845. }

**Notice**

Is hereby given, that a quantity of Carbas of Rose Water, Wet Dates, a few pieces of Kin-cobs and Broad Cloth of various colours, a small quantity of Opium and sundry other goods, will be sold by public auction at the Town Custom House, on Friday the 28th instant at 12 o'clock.

The conditions of sale will be made known at the time of sale.

R. SPOONER,

Deputy Collector of Customs.

Pombay Custom House, }  
17th November 1845. }

**जाहिर नामा**

रेवाजे मुलावाचे पाण्याचे केरवे व खजुर व किनसापाच कांदो ताके व मिरमिराळे रंगाचो वनात व कांदो आफिण व दुसरे किरकोळ सामान चाखते सच्चियाचो तारीख २८ प्र कारचे रोजी वारा वाजतां कोडांतोळ मांडवी मध्ये जाहिर र जेलांव करून विकचें जादल

विकरीचा करार जेलांवाचे समर्प मासुम केला जादल  
तारीख १० माचे नवेंबर स निशाणी  
न १८४५ इसवी मुकाम मं रिचर्ड. सुनर  
वर मांडवी कटसचे डिपुटी कालेक्टर

W. E. COMBE, Secy. to Govt.

**जाहिर नामु**

जेहेकुंजे खुलाखना पाणीना करेभा तथा  
पजुर तथा कीनभापना फेटलायेक ताका  
तथा जुदा जुदा रंगानी जनात तथा थो  
डीक मकीए तथा जीजे कीरकोल शामान  
यालता महीनानी तारीख २८ मी शुक्रवा  
ने रेजेवार वागतें फोटमांडेली मांडवी मध्ये  
जाहिर जेलांव करीने येथामां आवशेक  
येथामांनो करार जेलांव करती वमत मासुम  
करामा आवशेक

नीशांनी

रीयार—जशपुर

कशरंमना डीपुटी कालेक्टर

तारीखी १७ नवंबर शाने १८४५

कराची मुकाम मुजध मांडवी

W. ESCOMBE, Secy. to Govt.

**Notification.**

**MARINE DEPARTMENT.**

The Hon'ble the Governor in Council is pleased to notify, that the Suez Mail Steamers will be despatched from Bombay, on the 1st of October, and on the 1st of each succeeding month, until further notice is given.

2. The Hon'ble the Governor in Council is pleased also to notify, that an intermediate Mail Steamer for Aden only, will be despatched from Bombay on the 15th of September, and on the 15th of each succeeding month, until further notice is given.

3. When the 1st of the month happens to fall on a Sunday, the dispatch will be on the 2nd; and when the 15th falls on a Sunday, the dispatch will be on the 14th.

4. The intermediate Mail Steamers to and from Aden are reserved for the transport service of the Government, and are not intended to carry any other passengers.

By order of the Hon'ble the Governor in Council,  
P. M. MELVILL, Lieut. Col.  
Secy. to Govt.

Bombay Castle, }  
1st August 1845. }

**OPIUM MEMORANDUM.**

FOR THE SEASON OF 1844 | 45.

Passes granted at Indore from	
1st October 1844, up to the	
30th Sept. 1845... Chests	29,741
Ditto at Bombay from 1st Oct.	
1844 up to the 30th Sept.	
1845..... Chests	2,230
<b>Chests..</b>	<b>31,971</b>



Imported into Bombay of the above passes up to the 18th instant.....	25,823½	
Ditto.. from 19th to the 25th instant.....	1,453	27,276½
<hr/>		
Exported from the above up to the 18th instant.....	19,762½	
"Ardasecr.".....	216	
"Anonyma".....	575	
"Regina".....	68	
"Jamsetjee Jeejeebhoy".....	17	
	876	20,638½
<hr/>		
FOR THE SEASON OF 1845   46.		
Passes granted at Indore from 1st Oct. to 7th instant ..	654	
Ditto.. from 8th to the 15th instant. ....	734	1,388
<hr/>		
Ditto .granted at Bombay from 1st October to the 18th instant. ....	288	
Ditto .. from 19th to the 26th instant.....	46	334
		<hr/>
	Chests..	1,722
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H. H. GLASS,  
Opium Agent.

Bombay, Opium Agent's Office, }  
26th November 1845. }

**CIVIL APPOINTMENTS, &c.**

**TERRITORIAL DEPARTMENT.**

REVENUE.

Bombay Castle, 26th November 1845.

Mr. J. Gordon, Collector of Surat, is permitted to proceed into his districts on deputation.

Mr. P. Stewart, assumed charge of his appointment of Collector and Magistrate of Kaira, on the 21st instant.

Mr. J. Webb, assumed charge of his appointment of First Assistant to the Collector and Magistrate of Kaira, on the 21st instant.

Lieutenant H. J. Day, Assistant to the Superintendent of the Ahmednuggur Revenue Survey and Assessment, is allowed leave of absence from the 6th December next to the 6th January 1846, under Sec. XI. of the Absentee Regulations, to visit the Presidency on private affairs

By order of the Hon'ble the Governor in Council.  
E. H. TOWNSEND, Secy. to Govt.

**JUDICIAL DEPARTMENT.**

Bombay Castle, 24th November 1845.

Captain W. F. Curtis, 1st Light Cavalry (Lancers), to be Superintendent of the Bombay Police.

**GENERAL DEPARTMENT.**

Bombay Castle, 26th November 1845.

The Reverend S. F. Pemberton, Chaplain of the Southern Konkun, is allowed leave of absence for one month, from the 17th instant, on urgent private affairs.

The Reverend W. Goodall, Junior Chaplain of Poona, is allowed leave of absence on private affairs, from the 1st to the 21st proximo.

By order of the Hon'ble the Governor in Council,  
W. ESCOMBE, Secy. to Govt.

**Military Arrivals and Departures.**

ARRIVALS.

18th Nov.	—Captain J. Roebuck, Nizam's Army, from Ellichpoor.
19th "	—Ensign C. Moberly, 17th Regt. N. I. from Poona.
" "	—Ensign H. Sparrow, 3rd Regt. N. I. from Poona.
" "	—Lieut. A. Raitt, 16th Regt. N. I. from Neilgherries.
" "	—Captain Gillanders, 2nd Regt. E. L. I. from Belgaum.
" "	—Do. Light, 3rd Regt. M. N. L. I. from Vingorla.
" "	—Do. W. F. Curtis, 1st Lancers, from Concan.
20th "	—Lieut. J. W. Savile, 2nd Regt. E. L. I. from Belgaum.
" "	—Assist. Surg. McKenzie, from do.
" "	—Major Genl. Allan, H. M's. Forces, from Madras.
21st "	—Cadet J. C. Corfield, Infantry, from London.
" "	—Do. W. Gray, . . . do . . . do . . . do.
" "	—Captain J. Laug, Madras Army, from Cannanore.
" "	—Ensign Fairbrother, Infantry, from England.
" "	—Assist. Surg. Dr. R. Bayne, from do.
22nd "	—Second Lieut F. Phillips, 1st Fusiliers, from Deesa.
" "	—Brigadier Bagnold, from Aurungabad.
23rd "	—Assist. Surg. J. E. Stock, 1st Fusiliers, from Deesa.
24th "	—Major W. Archer, 14th Dragoons, from England.
" "	—Assist. Surg. T. J. Young, Infantry, from England.
" "	—Cadet R. V. H. Mckenzie, do. do. do.
" "	—Do. T. Nuttall, . . . do . . . do . . . do.
" "	—Lieut. and Adjt. G. A. Leckie, 21st Regt. N. I. from Poona.

DEPARTURES.

19th Nov.	—Captain W. Purves, 9th Regt. N. I. to Poona.
" "	—Ensign W. Wylde Brown, do. do. do.
20th "	—Cadet W. H. Anderson, Artillery, to Nuggur.
" "	—Do. A. Blunt, . . . do . . . do . . . do.
22nd "	—Ensign A. B. Church, 9th Regt. N. I. to Poona.
" "	—Assist. Surg. E. Sabben, H. M's. 60th Rifles, to Poona.
" "	—Lieut. Col. A. Woodburn c. b. v, 25th Regt. N. I. to Malligaum.
" "	—Captain Willoughby, . . . . . } V. I. O.
" "	—Lieut. Glennie, . . . . . } ann.
" "	—Do. Sheppard, . . . . . }
" "	—Do. Grice, . . . . . }
" "	—Ensign Little, . . . . . }
" "	—Do. Bacon, . . . . . }
" "	—Do. Rice, . . . . . }
" "	—Do. Battye, . . . . . }
" "	—Do. Tawse, . . . . . }
" "	—Assist. Surgn. Wright, . . . . . }
24th "	—Ensign W. R. Houghton, 14th Regt. N. I. to Hyderabad Scinde.
" "	—Do. C. E. Moberly, 17th Regt. N. I.
" "	—Assist. Surg. D. Itchie, 20th Regt. N. I. to Poona.
" "	—Do. J. J. Faithful, to Broach.
" "	—Lieut. J. Fife, Engineers, to Nassick.
25th "	—Ensign H. Sparrow, 3rd Regt. N. I. to Ahmedabad.
" "	—Captain Hawkins, 8th Regt. N. I. to do.
" "	—Do Morse, . . . do . . . do . . . do.
" "	—Ensign Heatly, do . . . do . . . do.
" "	—Do. J. Campbell, 22nd Regt. N. I. to Mhow.

Town Major's Office, 26th Nov. 1845.

**SHIPPING INTELLIGENCE.**

1845. ARRIVALS.

20th Nov.	—H. C. Cutter Margaret, Syraug from Surat.
" "	—Barque Prince of Waterloo, from Calcutta, 21st September.

- Passenger*.—Mr. M. V. Cator.
- ” ” —Ship Malabar, W. H. Pare, from Portsmouth 23rd July, Ceylon 4th, Quilon 7th, Calicut 9th, and Cannanore 12th instant.
- Passengers*—Mrs. Pottinger, Mrs. Price, Misses Newcome, Pottinger, Curtis, and Hook; Messrs. Gray, and Corsfield, Cadet's Bombay Army; Mr. Fairbrother; Mrs. Feen, Servant; David de Souza; Philippe Manoel, and Race (Native Women) Servants;—(from Cannanore) Captain Laug, Mr. Johnson, T. Moile, Hagan, Michael Kern, and John Young, discharged Privates from H. M's. 25th Foot; (*Landed at Cannanore*) Mr. O'Connor, Mrs. McGregor and 1 Child, Miss Dent, Major O'Connor, Lieut. Wallace, Dr. McGregor, sixty men, three Women and five Children, H. M's. 25th Foot, Mr. and Master Brown;—Landed at Quilon, Miss. Fuxham, and Mr. Caseton.
- Landed at Colombo.—The Right Reverend James, Lord Bishop of Colombo, Revd. R.H. Fortescue, Ex-Chaplain to do; Mrs. Chapman and four Children, Mrs. Sanderson, Messrs Crank, Gorly and Thurston.
- 21st ” —Barque Andromache, J. Skelton, from Cork 13th July, and Mauritius 20th October.
- Passengers*.—Mrs. North, & Servant, Capt. C. H. Spence, Capt. H. Darrel, 1st Lieuts. C. N. North, H. Robinson; 2nd Lieuts. J. P. Battersby, J. McQueen, C. A. B. Gordon, and J. McGuire; two Buglers, 129 Rank and File, nineteen Women, and twenty-three Children of H. M's. 60th Rifles.
- 22nd ” —Steamer Carnac, P. Duverger, from Tankaria Bunder 21st instant.
- ” ” —Steamer Parsee, W. Grisdale, from Tankaria Bunder 19th instant.
- Passengers*—60 Natives.
- 24th ” —Ship Owen Glendower, D. Robertson, from Portsmouth 10th August, and Calicut 17th instant.
- Passengers*—Mesdames Hancock, Palmer, Wilkinson, Young, Mosgrove; Thos. Young, and Chapman; Misses Hancock, Emma Hancock; Broune Frankland, and Barnetti; Major W. H. Archer, Cornets Woodman and English, twenty-eight men, and three Women H. M's. 14th Dragoons; Captain F. R. Palmer, H. M's. 60th Rifles; Lieut. J. Maycock, and one private, H. M's. 22nd foot; Lieutenant Wilkinson; Assist. Surgs. T. J. Young, and Mosgrove; Cadets R. H. McKenzie, and Nuttall, Bombay Army; Mr. Carpendale, I. N.; Mr. Porter; Master and Misses Mosgrove; Ninety-three men two Women and one Child, H. M's. 78th Highlanders;—*Steerage* Mesdames English, Finley, Rigby, Robinson, and Macairy; Misses Revel, Wills, and Townsend, and an Ayah.—*Landed at Calicut*.—Mrs. Symons; Miss. Symons, Susan Symons, M. Jane Symons, and Miss. Stienbach.
- 24th ” —Ship Lord Western, W. W. Rice, from Calcutta 2nd October.

## DEPARTURES.

- 18th Nov.—Brig Rapid, R. J. Downes, to Cochin and Liverpool.
- Passengers*—T. R. Richmond, J. Power, J. G. Grant, and J. Shaw Esqs.
- 19th ” —Ship Stebon Heath, J. Cromarty, to Madras.
- Passengers*.—Serjeant Patterson, Wife, and Child; Serjeant Davies, Wife and two Children.
- ” ” —Ship Good Success, A. Cowie, to China.
- 20th ” —H. C. Bengal Govt. Buoy Vessel Grappler, Lieut. W. Fell, to Calcutta.
- 22nd ” —H. C. Sloop of War Coote, Lieut. J. S. Grieve, to the Malabar Coast.

- ” ” —Barque Mathew Plummer, L. Bruce, to London.
- 23rd ” —Barque Panama, G. McLeod, to Liverpool.
- ” ” —Steamer Carnac, P. Duverger, to Surat.
- 24th ” —Steamer Parsee, W. Grisdale to Surat.

P. W. LEGEY, T,

Senior Magistrate of Police.

Bombay, Police Office, }  
26th November 1845. }

## List of dead and unclaimed letters

( Continued. )

- H.
- 1 Hilton, W. D Lieut. H. M's. 22nd Regiment, Bombay.
- 1 Hutt, Captain, Poona.
- 1 Heeroo Neerkur, Kurrachee.
- 1 Hormusjee Jamsajee, Hydrabad Deccan.
- 1 Hajee Ebrahim Metta, Cantie.
- 1 Hajee Meya.
- 1 Hammond, W. Gunsmith, Bombay.
- 1 Haywood, William, European General Hospital, Bombay.
- I. & J.
- 2 Irving, Lieut. 17th Regt. N.I. Alliarka-Tanda, Hydrabad Scinde.
- 1 Joseph, writer of Regt. Kirkee.
- 1 Jugunnath *alias* Jejeeboy, late head clerk in the Ahmedabad Udawlut near Sunk er-sets, Bombay.
- 1 Jumsetjee Dhunjeebhoy, Bombay.
- K.
- 1 Karblually Mahomed, Horse dealer, or Aga Assoodoola, Deccan at Hydrabad.
- 1 Kissendass, Ghonsace, Kirkee.
- 1 Kristna Sing Purdasee, in Sudr Bazar, Bombay.
- 1 Korna Paro Culo, care of Mrs. Emmett, Cochin.
- L.
- 1 Lopes, Dionizio, servant to Qr. Master Hughes, at Poona.
- 1 Lingoo Codry, 1st Native Troop, Rajcote.
- 1 Lobo, X.
- M.
- 1 Miles, H. Lieut. 2nd European Lt. Infantry, Belgaum.
- 1 Macedo, Senhor Francisco, Bombay.
- 1 McAdam, Dr. Assistant Surgeon, Hydrabad Scinde.
- 1 Murphy, Mason, Corporal H. M's. 17th Regt. Bombay.
- 1 McKenzie, James, 12th Regt. N. I. Nassick.
- 1 Manoel, Mr. servant of Capt. Christie, Hydrabad in Scinde.
- 1 Moideen Sahib, care of Dadaboy Dorabjee, Nassick.
- 1 Mohany, Staff Serjt. John, in care of Mr. Flaherty, Constable Bombay Police, Dungere Green.
- 1 Munro, H. Conductor Roads and Tanks Department, Nassick.
- 2 Meya Patell Vimjakur, Panwell.
- 1 Mascarenhas, Sr. Domingos.
- 1 Mello, SeBastiao de, Dapoolie.
- 1 Morris. A. Mrs. Poona.
- 1 Mendes, J. A. Mr. Tanna.
- 1 McKaskill, J. C. Lieut. 21st Regt. Madras N. I. Kulladghee.
- 1 Mathews, Mr. C. Engineer, Bombay.
- 1 Munday M. D. Assistant Apothecary 2nd Queen's.
- 1 Morobah, Poorshotum, Forbes & Co. Bombay.
- 1 Mello, Mr. A. De. Camatepoora.
- 1 Moolloo Laboo, Boree, 27th Regt. in Ghoolee in War.
- 1 Menezes, Sr. Regina Dulcina, Goa.
- 1 Martins, Mr. Salvador, Mess cook 2nd Queen's E. R. Colaba.
- 1 Meghjee Ramjee & Co. Tent Makers, Forbes Street, Bombay.
- 1 Mahomed Essook Bhandy, Servant to Mr. Arbutnoth, Surat.
- 1 Muncherjee, Dadaboy Esq. Tannah.
- 1 Mahadoo, Masaul, care of Esseby Lieut. at Bombay.

- 1 McKinnan, Capt Aurungabad.  
N.
- 1 Nixon, J. P. Ensign, 25th Regt. N. I.  
1 Noronha, J. M. Baroda.
- 1 Naro Ananta, Devasthal at Indore.  
1 Naraen Powar, Subedar, 5th Bombay Lt. I.  
1 Nunda Sing Jemadar, Lucknow.  
O.
- 1 Oliver, J. B., H. M's. 40th Regt. Scinde.  
P.
- 1 Procter, Mr. J. W. Amedabad.  
1 Parker, Mr. G. A. care of the American  
Consul, Bombay.
- 1 Pinto, Mr. Se Bastiao, Contractor of Belgaum.  
1 Pinto, Esq. Bombay.
- 1 Procter, James, Mr. Engineer, Steam Frigate  
of War Semiramis, Indian Navy.
- 1 Parents, Mr. Belgaum.  
1 Preira, Mr. Thomas, cook to Revd. Woodhouse,  
Poona.
- 1 Parker, W. B. C. A. Esq. Lieut. H. M's. 73th  
Highlanders.
- 1 Pagly, Mrs Bombay.  
1 Prema, Ghorewalla, care of J. Turner Esq.  
Assistant Surgeon Kurrachic.
- 1 Peelaburdass Umhadass, Ahmedabad.  
1 Purushraam Moodliar, Collector's Office.  
1 Pestonjee Hornumjee, Esq. Messrs. Ritchie  
Stewart & Co.
- 1 Pereira Mr. Manoel, Mess Cook, 78th Regt.  
Poona.  
R.
- 1 Rollamd, Capt. H. M's. 19th Regt. N. I. Surat.  
1 Rosario, Mr. A. F. Clerk in the Record's  
Office Fort Bombay.
- 2 Remington, Lieut. W. 5th M. Lt. Cavy.  
Sholapore.
- 1 Ranken, W. C. Esq. Residency Sattara.  
1 Reid, Harris Esq. Ensign 21st Regt. Lt. I.  
Poona.
- 1 Robertson, Mrs. H. D. 2nd European Lt. I.  
Belgaum
- 1 Rama, Masall to Capt. Watkin 20th Regt. N. I.  
Poona.
- 1 Reis, Mr. Jose Pedro, Bombay.  
1 Rosario, Mr. L. de, Taylor, Armenian Street,  
Bombay.
- 1 Roberts, Lieut. J. Kurrachic.  
2 Ramehunder, Succuram Varda, care of Lieut.  
Nixon, 6th Regt. N. I. Sattara.
- 1 Ruttonjee Cursetjee Mody, Bombay.  
1 Rodrigues, Mr. A. G. Baroda.  
1 Rigby Edward, 4th Company 1st Bt. Artillery,  
Nuggur.
- 1 Rukmoo, Hamal, Kirkee.  
1 Rodrigues Mr. P. C. Vingorla.  
1 Ritta, Mr. A. Rajcote.  
S.
- 2 Simpson, J. D. Ensign 6th Regiment N. I.  
Sattara.
- 1 Shakespear, W. P. Lieut. 2nd European Lt.  
Infantry, Belgaum.
- 1 Sullivan, W. Esq. Bombay Medical Establish-  
ment with Guzerat Provincial Battalion  
Bombay.
- 1 Silva, Mr. A. D. Bombay.  
1 Stisted, H. W. Capt. H. Ms. 2nd Regt. of Foot,  
Bombay.
- 1 Smith, E. Surgeon H. M's. 22nd Regt. Poona.  
1 Simpson, J. F. Major 55th B. N. I. Sukkur.  
1 Silva, Mrs. Luiza de, Oomercarry, Bombay.  
1 Souza, Mr. J. X. de, to Lt. G. Toubin 2nd  
Royal's, Colaba.
- 1 Shaik Abdul Ruzak, Bagdad, Singapore.  
1 Sutherland, George Esq. Clipper Anonyma.  
Bombay.
- 1 Shaik, Nyanund, Servant of Lt. E. C. Cotgrave,  
8th Regt. Kurrachic.
- 1 Shaik Ahmed, Head Servant to the Collector,  
Nuggur.
- 1 Souza, de Luis Henrique, de Official Inferior  
Goa.
- 1 Silva, Bastiana de, at Camp Poona.  
1 Souza, R. Maria, Tanna.
- 1 Shaik Bapoo Moojawor, Sepoy, Sappers and  
Miners at Kurrachic, Bombay.
- 1 Sukina, Ayah of Mrs Col. Wyatt, Nuggur.  
1 Shaik Sheethum, Bengal. 2nd Stoker of H. Co's.  
Steamer Nimrod.
- 1 Mrs. Smyth, Nassick.

- 1 Sewoo, Hamall, Nassick, care of Qr. Mr. 23rd  
Regt. Nassick.
- 1 Sewamber Bhat, Havildar, 21st Regt. N. I. on  
Recruiting Service in Hindoostan,  
Banda.
- 1 Souza J. Silva de, Servant to Capt. Scott, 13th  
Regt. at Kurrachic.
- 1 Souza Antonio de, Bombay.  
1 Shaik Dada, care of Baloo Vadowur, Tanna.  
1 Sabajee Patell, at Chundunpory.
- 1 Simoens Sr. Custodio Abreao, Bombay.  
1 Shaik Abdool, Nuggur.  
1 Shaik Abdoola Culgay, Scinde Hydrabad.  
1 Syed Ameer Wullud Syed Jembar, Bombay.  
1 Souza, Sr. Anna Florindo, Goa.  
1 Souza, Sr. Joao de, Poona.  
1 Souza, Pascol de,  
1 Souza, Mr. J. C. de, to the kind care of Revd.  
Mr. Germano, Portuguese Chapel,  
Poona.
- 1 Souza, Caetano de, Servant of Capt. Stardly, 2d  
Bazar, Poona.
- 1 Souza, Pedro de, Servant of Col. Manson 4th  
Regt. Barodia.  
T.
- 1 Tassejde, Monsieur Remusat, Bundelkhund.  
2 Toolseydass Wullubdass Baboo, Bombay.
- 1 Thom, W. Assistant Surgeon care of James  
Burns Esq. K. H. Secy to the Med.  
Board.  
W.
- 2 Wingate, T. Lieut. 2nd Queen's, Deesa.  
1 Woolcombe, J. D. Lieut. Artillery, Ahmedabad.  
1 Westley, Capt. late of the 20th Bombay N. I.  
Poona, near Bombay.
- 1 Windsor, J. W. Mr., Poona, Hotell.

W. COURTNEY,  
Post Master General.

Bombay Genl. Post Office, }  
26th November 1845. }

FORT WILLIAM,  
HOME DEPARTMENT,  
LEGISLATIVE.

THE 7TH NOVEMBER 1845.

The following Draft of a proposed Act was read  
in Council for the first time on the 7th of Novem-  
ber 1845:

ACT No. — of 1845.

*An Act regarding Lands gained from the Sea or  
from Rivers by alluvion or dereliction.*

I. It is hereby enacted, that all the Regulations  
and Laws of the Bengal Code which prescribe the  
course to be followed in the Resumption of Lands  
gained from the Sea or from Rivers, by alluvion  
or dereliction, are repealed.

II. And it is hereby enacted, that after the ex-  
piration of ten years from the date of the passing  
of this Act, it shall be lawful for the Governor of  
Bengal, in all Zillahs and Districts, of which a  
Revenue Survey may have been completed and  
approved, and in no other, to direct an enquiry to  
be made by Officers appointed for that purpose,  
into the condition of the Lands on the banks of  
Rivers, and on the shores of the Sea, in order to  
ascertain the changes that may have taken place in  
the same since the date of the Survey and to correct  
the Maps accordingly.

III. And it is hereby enacted, that whenever  
it shall appear to the Local Revenue Authorities  
on inspection of the Maps so corrected, that Land  
has been washed away from or lost to any Zemindary,  
Talook, or other tenure, paying Revenue  
directly to Government, they shall without loss of  
time make a suitable deduction from the Sudder  
Jumma of the said tenure, either according to the  
actual Jumma of the Lands lost, if that be known  
and recorded, or rateably according to the propor-  
tion of the Land lost to that left, as compared with  
the Sudder Jumma of the whole tenure. And this  
deduction with the reasons thereof shall be forth-  
with reported by the Local Revenue Authorities  
for the information and orders of the Sudder Board  
of Revenue, whose orders thereupon shall be final.

IV. And it is hereby enacted, that whenever it shall appear to the Local Revenue Authorities on inspection of the Maps so corrected as aforesaid, that Land has been added to any Zemindary, Talook, or other tenure paying Revenue directly to Government, they shall without delay assess the same with a Revenue payable to Government according to the Rules in force for assessing alluvial increments, and shall report their proceedings forthwith to the Sudder Board of Revenue whose orders thereupon shall be final.

V. And it is hereby enacted, that whenever it shall appear to the Local Revenue Authorities on inspection of the Maps corrected as aforesaid that an Island has been thrown up in a large and navigable river, liable to be taken possession of by Government under Clause Third, Section IV. Regulation XI. 1825, the said Local Authorities shall take immediate possession of the same on behalf of Government, and shall assess and settle the land according to the Rules in force in that behalf, reporting their proceedings as aforesaid for the approval of the Sudder Board of Revenue, whose orders thereupon in regard to the assessment shall be final. Provided however that any party aggrieved by the act of the Revenue Authorities in taking possession of any Island as aforesaid, shall be at liberty to contest the same by a Regular Suit in the Civil Court.

VI. And it is hereby enacted, that in every case comprehended in the three last foregoing Sections, the corrected Map of the lands signed by the Officer appointed by Government to make the investigation and correction of the same, shall be deemed in all Courts conclusive evidence of the alluvion or dereliction, or of the formation of an Island as the case may be, and of all particulars thereof in each instance.

VII. And it is hereby enacted, that it shall be lawful to make a like enquiry and correction of Maps and a like abatement of Jumma or assessment of new lands, and to take a like possession of all Islands in unfordable channels, at the expiration of every ten years from the date of the completion of the enquiry and correction of Maps last preceding but not oftener.

VIII. And it is hereby enacted, that nothing in this Act contained shall affect Resumption Suits for Alluvial Lands now pending in appeal before the Special Commissioners, or such as, having been decided by the Lower Resumption Courts, are still at the date of the passing of this Act open to appeal to the Court of the Special Commissioners according to the Laws heretofore in force. All such cases shall proceed as if this present Act had never been passed. But all Resumption cases of Alluvial Lands now pending undecided before the Collectors or Deputy Collectors shall be struck off the file from the date of the passing of this Act, and all proceedings in them shall cease and determine.

IX. And it is hereby enacted, that except as regards the proprietary right to Islands surrounded by unfordable Channels no suit or action in any Court of Justice shall lie against the Government or any of its Officers on account of any thing done in conformity with the provisions of this Act.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be reconsidered at the first meeting of the Legislative Council of India after the 7th day of May next.

G. A. BUSHBY,  
Secy. to the Govt. of India.

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N. B.—The price of the Bombay Government Gazette to private Subscribers is Three Rupees per quarter, or 4 Annas per copy, payable in advance, and to Non-subscribers 8 Annas per copy. It is particularly requested to be noticed, that the price of the Government Gazette is the same whether it be taken for the whole or part of the quarter, as no subscriptions will be received for broken periods.

Subscribers are requested on change of stations to intimate the same to this Office.