



Bombay Government Gazette.

Published by Authority.

In advance, 3 Rs per quarter.

THURSDAY, 28th FEBRUARY 1839.

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, appearing in that paper, 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 conform'd to and obeyed accordingly. It is not intended that public intelligence, or private advertisements, and notifications should be inserted in the government gazette.

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 offices 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.

Legislative Department.

FORT WILLIAM.

THE 28th JANUARY, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 28th January, 1839.

ACT No. of 1839 A.

I. The existing Charter of the Bank of Bengal having been found in many respects inconvenient and imperfect, the Members of the said Corporation have by their Directors applied to the Governor General of India in Council for the amendment thereof, by a new Charter or Act of Incorporation, tendering the surrender thereupon of the said Charter, and the Governor General in Council having assented to such surrender, and to the continuance of the said Corporation as hereinafter declared;—It is hereby enacted, that from the 1st day of May next after the passing of this Act the Charter of the said Bank of Bengal, bearing date the 29th May 1823, and the Acts No. XIX. of 1836 and No. XXIV. of 1838 relating thereto, shall respectively cease to have effect; and the same are hereby from that day cancelled, save as to such particulars as are herein mentioned or referred to.

II. And it is hereby enacted, that the persons who at the time of the determination of the said Charter and Act aforesaid shall, under the provisions of the said Charter and Acts, be the Proprietors of the Capital Stock of the said Bank of Bengal, shall notwithstanding the determination of the said Charter and Acts continue to be a corporation, body corporate and politic by the name of the Bank of Bengal with perpetual succession to them and their successive Proprietors for the time being of the said Bank as hereinafter mentioned, and to possess and enjoy all the rights, privileges and immunities incident by law to a corporation aggregate.

III. And it is hereby enacted, that all property and securities for property, claims and demands whatsoever now vested in, or held by the said Bank of Bengal, under and by virtue of the said Charter and Acts, shall immediately on the determination of the said Charter, devolve

on and become vested and continued in the Bank of Bengal, so continued and incorporated by this Act as aforesaid, and that the said Bank of Bengal so continued and incorporated as aforesaid shall be subject to all debts, demands, claims and liabilities outstanding against the said Bank at the time of such determination of its said Charter as aforesaid, and that no suit or proceeding at Law or in Equity then pending shall cease or abate in consequence of such determination of the said present Charter, and of such renewal and continuance of the said Bank by virtue of this Act.

IV. And it is hereby enacted, that the said Bank so renewed and continued shall, and may sue and be sued by its corporate name aforesaid, and shall and may have and use such common seal as the Directors of the said Bank shall from time to time appoint, and shall be competent to acquire and hold either absolutely or conditionally, for a term or in perpetuity, any description of property whatsoever, and to transfer and convey the same.

V. And it is hereby enacted, that the Capital Stock of the said Bank as constituted under the said present Charter and Acts, shall on the determination of the same by virtue of this Act continue to be the Capital Stock of the said Bank so renewed and continued as aforesaid, provided however, that it shall be in the power of the Governor General of India in Council from time to time, by resolution notified in the *Calcutta Gazette*, to authorize the said Capital Stock to be increased, and to make such order and direction for the opening of subscriptions towards such increase of capital as to him may seem fit, giving due notice thereof to the Proprietors of the said Bank for the time being, and allowing to them a period of not less than twelve months to fill up such subscription themselves, and likewise to prescribe in what manner and form the Proprietors shall subscribe and pay into the said Bank the proportions of new Stock to which they may respectively be entitled, and to make such order and direction as to him, the said Governor General in Council may seem fit for the disposal of the amount of new Stock that

may not be subscribed for and paid up in the manner and form so prescribed.

VI. And whereas the Capital Stock of the said Bank which by the said Act No. XIX. of 1836, was fixed at 75 lakhs of Rupees, divided into 1,875 Shares of 4,000 Rupees each, has by the Resolution of the President of the Council of India in Council, issued and notified to the Proprietors on the 17th October 1838, in conformity with Act No. XXIV. of 1838, been ordered to be increased by one-half, and whereas a book is now open for subscriptions, and payment is now being made of such increased capital in the manner and under the terms and conditions authorized in the said Act No. XXIV. of 1838, and prescribed in the said order and notice of the President in Council, it is therefore hereby enacted, that the Capital Stock of the said Bank shall on the said 1st May next, when this Act shall take effect for the re-incorporation of the said Bank, consist of the said sum of seventy five lakhs of Company's Rupees, together with such further amount as shall on that date have been subscribed and paid into the Bank of Bengal under the order and notice referred to, and the further subscriptions and payments of Capital authorized and ordered as above mentioned shall continue, to be received in the manner provided in the said order and notice of the President in Council, and shall be added to the Capital Stock of the Bank as received, accordingly as is prescribed in the said order passed under the authority of the said Act, and the Capital Stock held by the Bank of Bengal on the said 1st May next, together with the further Capital that may be subscribed and paid up as above after that date, shall be divided into shares of 4,000 Rupees each, or into quarter shares of 1,000 Rupees each in the manner declared and provided by Act No. XIX. of 1836, and the shares of the said Capital that may be then registered in the name of the Governor General of India in Council, shall be the property of the said Governor General of India in Council for the time being on behalf of the East India Company, together with any new shares or quarter shares for which subscription may be made on account thereof, under the option reserved to the said Governor General of India in Council to that effect in the said order and notice, and the shares and quarter shares registered as belonging to individual Proprietors shall continue to be the property of such Proprietors, and the said Proprietors shall respectively be in the proportion of their several interests Proprietors of the Bank of Bengal as re-incorporated by this Act, and shall hold and enjoy in respect to their several shares and interests the same precise rights and privileges, as regards the subscription to fresh Stock under the order and notice referred to, as they would have done if the Bank of Bengal had continued under the Charter and Acts referred to, the re-incorporation of the said Bank by this Act notwithstanding.

VII. And it is hereby enacted, that no Proprietor shall be allowed to increase his share in the Capital Stock of the said Bank beyond the amount of one lakh and sixty thousand Rupees, excepting on occasion of any increase being made to the Capital Stock of the said Bank under the authority of the Governor General in Council, in the manner prescribed in Section V. in which case any Proprietor holding Stock to the full amount of one lakh and sixty thousand Rupees, shall notwithstanding be entitled to subscribe to the increased Capital Stock in a rateable proportion; and excepting any addition to his interest in the said Capital Stock arises from succession, bequest or marriage.

VIII. And it is hereby enacted, that a certificate signed by three Directors of the said

Bank shall be delivered to the Proprietor or Proprietors of all the said shares of the Capital Stock of the said Bank, upon demand made by the holder of such share, and that any person who is a Proprietor of more than one such share, may at his option demand a certificate for each of his shares, or one certificate for all his shares, or several certificates, each of which may be for any number of his shares.

IX. And it is hereby enacted, that the said share or shares of the Capital Stock of the said Bank shall be of the nature of personal estate of the Proprietors thereof respectively, and that the same shall be transferable by endorsement to be made on such certificates thereof respectively, under the hand of the Proprietor or Proprietors, or his, her, or their Attornies duly authorized, which endorsement shall specify the name of the person or persons to whom the said transfer shall be made, provided that no such endorsement shall be effectual to transfer any such share or shares until such endorsement shall have been registered at the Bank of Bengal, and such registration shall have been noted on such endorsement under the hand of an Officer appointed for that purpose by the Directors of the said Bank.

X. And it is hereby enacted, that the said corporate body, so renewed and continued as aforesaid, shall consist and be composed of the registered Proprietors for the time being of the said shares of the Capital Stock of the said Bank, and of no other person or persons whatsoever.

XI. And it is hereby enacted, that the business of the said Bank shall be managed by nine Directors, of whom three shall be appointed and removable by the Governor General of India in Council, and the remaining six shall be elected by a General Meeting of the Proprietors of the said Bank, and removable by vote of the majority of a General Meeting of the said Proprietors.

XII. And it is hereby enacted, that the persons who, at the time of such determination of the said present Charter and Acts as aforesaid, shall be Directors of the said Bank, shall thereafter continue to be Directors of the said Bank so renewed and continued as aforesaid.

XIII. And it is hereby enacted, that two of the six Directors elected and to be elected by the said Proprietors, shall in rotation go out of office on the second Monday in the month of December in every year, on which day in every year a General Meeting of Proprietors shall be held for the election of two Directors in their stead—provided always, that any Director going out by rotation as aforesaid may not be re-elected at the election which takes place thereupon—provided also, that the rotation existing at the time of such determination as aforesaid of the said present Charter and Acts, shall continue to be observed.

XIV. And it is hereby enacted, that in case of the death, resignation, or absence from Calcutta for more than three months, or removal as aforesaid of any Directors elected or to be elected by the said Proprietors, the Directors shall call a General Meeting of the Proprietors to be held within fifteen days, for the purpose of choosing a successor, and such successor shall come into the same place in the rotation abovementioned in which the Director was.

XV. And it is hereby enacted, that no person shall be capable of serving as a Director by election of the said Proprietors who shall not be Proprietor in his own right, and unincumbered of three shares or 12,000 Rupees of the Capital Stock of the Bank of Bengal, or who shall be a Director of any other Bank issuing Notes payable on demand within the Town or Suburbs of Calcutta.

XVI. And it is hereby enacted, that at General Meetings of the Proprietors every elec-

tion and other matter in question shall be decided by a majority of votes, and that no person shall be allowed to vote at any such Meeting in respect of any share of the said Capital Stock acquired by transfer, or purchase or otherwise than by act of law, unless such transfer shall have been completed six months at the least before the time of tendering such vote.

XVII. And it is hereby enacted, that at all such General Meetings the Proprietors shall vote according to the following scale.

1 Share of 4,000 Rs. shall entitle to 1 vote.	
5 " " " "	2 "
10 " " " "	3 "
15 " " " "	4 "
20 " " " "	5 "
30 " " " "	6 "
40 " " " "	7 "

and no Proprietor shall be entitled to more than seven votes.

XVIII. And it is hereby enacted, that it shall be lawful for the Governor General of India in Council to give a proxy in writing, signed by one of the Secretaries to Government, to any person whom the Governor General may appoint to attend any General Meeting of the Proprietors, and that the holder of such proxy shall be entitled to give seven votes upon all matters or questions that may be submitted to such Meeting, excepting upon the election or removal of such Directors as are elected by the said Proprietors.

XIX. And it is hereby enacted, that any Proprietor or Proprietors entitled to vote at any General Meeting may give a proxy in writing, either General or Special, under his, her, or their hand, or the hand of his, her, or their attorney, duly authorized, to any other Proprietor, and that such proxy shall be produced at the time of voting, and that such proxy shall entitle the person to whom it is given to vote on such matters as shall be authorized by the tenor of such proxy.

XX. And it is hereby enacted, that at the first Meeting of the Directors in every year, they shall choose a President from among themselves, and if the office of President shall become vacant, they shall at their next Meeting choose a successor for the remainder of the current year, and that during any vacancy or in the absence of the President, the senior Director shall be Vice-President for the time, and that such President or Vice-President shall have the casting vote in all cases of an equal division of votes at Meetings either of Directors or Proprietors.

XXI. And it is hereby enacted, that the presence of at least three Directors shall be necessary to form a board for the transaction of business, and the said Directors shall establish a weekly rotation among themselves, so that not less than three Directors may attend every Meeting of Directors, provided always, that nothing herein contained shall be held to preclude any Director from attending any Meeting of Directors.

XXII. And it is hereby enacted, that all accounts of the said Bank, and all instruments not under seal, whereby the said Bank can in any manner be bound, except the Cash Notes of the Bank, shall be signed by three Directors and shall be of no validity unless so signed, and that the seal of the said Bank shall not be affixed to any instrument except in the presence of three Directors who shall sign their names in the instrument in token of their presence, and that such signing shall be independent of the signing of any person who may sign the instrument as a witness, and that unless so signed by three Directors such instrument shall be of no validity.

XXIII. And it is hereby enacted, that the said Directors shall have power to appoint such Officers as may be necessary to conduct the busi-

ness of the said Bank, and to remove any Officer of the said Bank, and to fix the salaries of such Officers, provided that the whole expense of the establishment of the said Bank shall not in any one year exceed 60,000 Rupees, without previous authority from the General Meeting of the Proprietors.

XXIV. And it is hereby enacted, that no person who shall hold the office of Secretary, Treasurer, Head Accountant or Khazanchee of the Bank of Bengal, shall engage in any other commercial business either on his own account, or as Agent for any other person or persons, or act as a Broker for the sale or purchase of Government Securities; and that every person appointed to any one or more of the said offices shall give security to the Directors for the faithful discharge of his duty in the sum of 50,000 Rupees.

XXV. And it is hereby enacted, that the said Bank of Bengal shall not be engaged in any kind of business except the kinds of business hereinafter specified, that is to say:

1. The Discounting of Negotiable Securities.
2. The keeping of Cash Accounts.
3. Buying and Selling of Bills of Exchange payable in India.
4. The lending of Money on short loans.
5. The Buying and Selling of Bullion.
6. The receiving of Deposits.
7. The issuing and circulating of Cash Notes and Bank Post Bills.
8. The selling of Property or Securities deposited in the Bank as security for loans and not redeemed, or of Property or Securities recovered by the Bank, in satisfaction of debts and claims.

XXVI. And it is hereby enacted, that the Directors of the said Bank shall discount no Negotiable Security, and make no loan unless the amount of cash in possession of the said Bank and immediately available, shall be equal to at least one-fourth of all the claims against the said Bank, outstanding for the time being, and payable on demand.

XXVII. And it is hereby enacted, that the Directors of the said Bank of Bengal shall not discount any Negotiable Securities which shall have a longer period to run than three months, or lend any money for a longer period than three months, and that they shall make no loan or advance on any Bank Share or Certificate of Shares, nor on mortgage, or in any other manner on the security of any Lands, Houses, or immoveable property, nor on any Negotiable Security of any individual or partnership firm, which shall not carry on it the several responsibilities of at least two persons or firms unconnected with each other in general partnership, nor be in advance at one and the same time to any individual or partnership firm, either by way of discount, loan, or in any other manner (saving by loans upon the deposit of Government Securities) or Goods not perishable as hereinafter mentioned) beyond the amount of three Lakhs of Company's Rupees. Provided always, that advances upon Bills of Exchange accepted by the Government, or upon other Government Obligations shall not be considered as an advance within the meaning of this restriction.

XXVIII. And it is hereby enacted, that the Directors of the said Bank shall make no loan other than such loans as are described in the clause next preceding, except on deposit of Public Securities to the full amount of the loan, and which Public Securities shall be so endorsed as to put them at the absolute disposal of the said Bank of Bengal, or on deposit of Goods, not of a perishable nature, and of estimated value exceeding the amount of the loan by at least one-fourth.

XXIX. And it is hereby enacted, that the said Bank shall not be at any time in advance to the Government more than seven Lakhs and a half of Company's Rupees, provided always that the holding of Government Securities or of Bills of Exchange drawn upon the Government, or of other Government Acceptances or Obligations derived to the said Bank from individuals and not overdue, shall not be construed as being in advance to the Government within the meaning of this clause.

XXX. And it is hereby enacted, that the Directors of the said Bank of Bengal shall not suffer any person or persons, or body corporate, keeping cash with the said Bank of Bengal to overdraw his, her, or their account.

XXXI. And it is hereby enacted, that the said Bank of Bengal may issue Promissory Notes, payable either on demand or at a date not exceeding thirty days, after sight, which Notes shall, and may be signed on behalf of the said Bank by such persons as the Directors of the said Bank may appoint or authorize in that behalf, provided always, that the total amount of such Notes in circulation at any one time shall not exceed two Crores of Rupees, and provided also that no such Note shall be for a smaller amount than ten Rupees.

XXXII. And it is hereby enacted, that it shall not be lawful for the said Bank to make, issue or negotiate any Note, Bill or other instrument containing any promise, undertaking or order for the payment of money elsewhere than within the limits of India.

XXXIII. And it is hereby enacted, that it shall be lawful for the Directors of the said Bank of Bengal to receive in deposit Goods not of a perishable kind, and to contract for the safe keeping of the same.

XXXIV. And it is hereby enacted, that the Directors of the said Bank shall cause the books of the said Bank to be balanced on the 30th day of June, and the 31st of December in every year, and that a settlement of the balance on every such day, signed by a majority of the said Directors, shall be forthwith transmitted to one of the Secretaries to the Governor General of India in Council, and that the Governor General of India in Council shall at all times be entitled to require of the said Directors any information touching the affairs of the Bank, and the production of any documents of the said Bank, and that the said Directors shall comply with every such requisitions.

XXXV. And it is hereby enacted, that an account of the profits of the said Bank shall be taken half yearly on the 1st day of January and the 1st day of July in every year, and that a dividend thereof shall be made so soon thereafter as conveniently may be, and that the amount of such dividend shall be determined by the Directors of the said Bank, on the ground of the actual profits made by the said Bank during the six calendar months preceding the day up to which such half yearly account shall be taken, provided that the said Directors, subject to the control and sanction of the Proprietors at their General Meetings, shall have power when they see fit to set apart from such profits a sum not exceeding five per cent on the Capital Stock of the Bank as a reserve against contingencies.

XXXVI. And it is hereby enacted, that on the first Monday of the month of August in every year, a General Meeting of the Proprietors of the Capital Stock of the said Bank shall be held,

at which the Directors of the said Bank shall submit to the said Proprietors a statement of affairs of the said Bank, made up to the preceding 30th of June, and such General Meeting shall be competent to pass resolutions, and frame rules and directions relative to the affairs and conduct of the said Bank, which shall be binding on the Directors and Officers of the Bank, and on the Proprietors thereof, until rescinded or modified respectively by any subsequent General Meeting.

XXXVII. And it is hereby enacted, that any three Directors of the said Directors of the said Bank, or any ten Proprietors of the Capital Stock of the said Bank, may at any time convene a General Meeting of the Proprietors upon giving fifteen days previous notice of such Meeting, and of the purpose or purposes for which the same shall be convened, as well to the Directors of the said Bank for the time being, as also by public advertisement in the *Calcutta Gazette*.

XXXVIII. And it is hereby enacted, that it shall be lawful for the Bank of Bengal, with the sanction of the Governor General of India in Council, to establish Branch Banks at such places and under such rules and restrictions as shall be determined by the Proprietors at their General Meetings, provided however, that such Branch Banks when so established, besides being subject to the rules and restrictions that may be imposed by the Proprietors, and to the control and orders of the Directors of the Bank at Calcutta, shall be bound by the same rules as to the description of business in which they are to engage, and the manner of conducting such business, and likewise in respect to the issue of notes payable on demand and the retention of cash to meet the same, and in all transactions and matters herein above referred to, as are prescribed for the Bank of Bengal by this Act.

XXXIX. And it is further enacted, that if any of the said Proprietors shall become indebted to the said Bank, it shall be lawful for the said Bank to withhold payment of the dividends on the share or shares of such Proprietor registered as his or her own property, and not as held in trust, or as executor, or administrator, until payment of such debt, and to apply such dividends towards payment thereof, and that after demand and default of payment and notice in that behalf given either to such Proprietor or his or her constituted Agent, or by public advertisement in the *Calcutta Gazette*, it shall be lawful for the said Bank to refuse registration of the transfer of any such share or shares of such Proprietor, until payment of such debt, and if the same shall remain unpaid for the space of six months after such notice, to advertise for public sale, and to sell such share or shares or so many as may be necessary, and to apply the proceeds thereof towards payment of such debt with interest, at the rate of six per cent per annum, paying over the surplus, if any, to such Proprietors or to his or her lawful representative.

XL. And it is further enacted, that the said Bank shall continue as hereby constituted until the 1st day of May, which will be in the Year of Our Lord 1846, and shall thereafter continue in like manner until duly dissolved or modified, provided however, that after the said 1st day of May 1846, the said Bank shall not, except upon the application or by the consent of the said bank be dissolved, or anywise modified without previous notice of twelve months at the least being given to the Directors of the said Bank for the time

being of such intended dissolution or modification, provided also, that in the event of the said Bank at any time suspending any cash payments, the benefits granted to the said Bank by the present Act of incorporation shall be thenceforth forfeited.

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

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 12th day of March next.

J. P. GRANT,

Offg. Secy. to the Govt. of India.

Legislative Department.

FORT WILLIAM,

THE 28TH JANUARY, 1839.

Whereas it has been ordered by the Hon'ble Court of Directors of the East India Company, that an Act shall be prepared for incorporating a Bank at Bombay, on the same principles, and in the same form and manner as have been approved and sanctioned by the said Court, for the re-incorporation of the Bank already established at Calcutta, and called the Bank of Bengal, with a difference only in the amount of Capital Stock to be subscribed for and paid up by the Government and by the Proprietors respectively; and whereas it is further ordered and declared by the said Court of Directors, that when the provisions of the said Act shall have been adopted by the Proprietors to be incorporated thereby, and on condition that the amount of Capital be duly paid up, the Government of India is empowered and required without further reference to the said Court to carry the said Act into effect for incorporation of the said Bank at Bombay.

Resolved, that the following Draft of a proposed Act be published for general information.

Act No.—OF 1839. B.

I. It is hereby enacted, that from the 1st May next ensuing, in the year of our Lord 1839, provided that before that date a sufficient number of persons shall have subscribed and signed their acceptance of the terms of incorporation specified and declared by this Act, and provided that the amount of Capital Stock subscribed by them respectively, and to be subscribed by the Government of Bombay, on behalf of the East India Company, shall have been paid up, or such proportion thereof shall have been realized as is hereinafter prescribed—the persons so subscribing, accepting and paying up their subscriptions shall, together with the Governor in Council, for the time being of the Island and Presidency of Bombay, be a corporation, body corporate and politic, by name of the Bank of Bombay, with perpetual succession to them and their successors as Proprietors, for the time being of the said Bank as hereafter mentioned and provided, and shall possess and enjoy all the rights, privileges, and immunities incident by Law to a corporation aggregate—and if the conditions above stated be not fulfilled and completed on the said 1st May next ensuing, after the date of the passing of this Act, then it shall be lawful for the Governor in Council, of the Presidency of Bombay, so soon as it shall be certified to him that a sufficient number of persons have subscribed and signed their acceptance of the terms and conditions hereinafter prescribed, and that the proportion of the Capital Stock required is paid up and realized, to notify the same by public notice in

the *Bombay Gazette*, and the said persons so subscribing and paying as above, together with the Governor in Council shall, from the date of such notification be incorporated, and be a body corporate as above described, and the several provisions of this Act shall from the said 1st May or from such date of incorporation as may be so notified, take full effect and be in force for the establishment of the said Bank of Bombay.

II. And it is hereby enacted, that the Capital Stock of the said Bank of Bombay shall be Fifty Lakhs of Rupees, whereof the Governor in Council of Bombay, for the time being shall on behalf of the East India Company be Proprietor of three lakhs of Rupees, provided however, that it shall be in the power of the Governor General of India in Council from time to time, by an order duly published in the *Gazettes of Calcutta and of Bombay*, to authorize the said Capital Stock to be increased, and to make such order and direction for the opening of subscriptions towards such increase of Capital as to him may seem fit, giving due notice thereof to the Proprietors of the said Bank for the time being, and allowing to them a period of not less than twelve months to fill up such subscription themselves, and likewise to prescribe in what manner and form the Proprietors shall subscribe and pay into the said Bank the proportion of new Stock to which they may respectively be entitled, and also to make such order and direction as to him the said Governor General in Council may seem fit for the disposal of the amount of new Stock that may not be subscribed for and paid up by the Proprietors in the manner and form that may be so prescribed.

III. And it is hereby enacted, that the Capital Stock of the Bank of Bombay shall so long as it shall consist of fifty lakhs of Rupees be divided into 1250 shares of 4000 Rupees each, which shall be numbered from 1 to 1250, and seventy five of the said shares numbered from No. 1 to 75 shall be the property of the Governor in Council of Bombay, and the remainder numbered from No. 76 to 1250 shall be the property of the Proprietors who may subscribe and pay the same, and each of the said shares may be divided into quarter shares of 1000 Rupees each, but no separate interest or share in the Stock of the said Bank of less amount than 1000 Rupees shall be created or held by any Proprietor, and if at any time the Capital of the said Bank shall be increased, the new Stock added thereto shall in like manner be divided into shares of 4000 Rupees each, divisible into quarter shares of 1000 Rupees, and no Proprietor shall be entitled to claim a share of such new Stock of less amount than one thousand Rupees.

IV. And it is hereby enacted, that for taking the subscriptions of intending Proprietors of the said Bank of Bombay a day shall be fixed and notified to the public by the Governor in Council of Bombay, being not less than 20 days before the 1st of May 1839, whereon the privilege of subscribing for the Stock of the said Bank shall be publicly sold by an Officer of the Government of Bombay in the manner following.

First—The amount of 47 lakhs of Rupees which is the proportion of the Capital Stock to be subscribed for by Proprietors being divided into 1175 lots corresponding with 1175 shares of the stock of the said Bank, each of 4000 Rupees, and being numbered from 76 to 1250 as above ordered, shall be put up in successive lots to be bid for at public auction by all persons desirous of

taking the same and the privilege of subscribing for each of the said shares shall be given to the highest bidder for the same, provided that he shall forthwith pay to the Officer conducting the sale the amount so bid by him, and provided he shall sign in the presence of the said Officer an acknowledgment of his acceptance of the terms and conditions prescribed by this Act for the incorporation for the said Bank, and likewise an engagement binding himself to pay up the proportions of capital due on such share on or before the dates, and in the manner herein under prescribed, and to perform the other obligations and conditions of his purchase.

Second.—When a purchaser shall have paid the amount bid by him as a consideration for the privilege of subscribing for any share or shares, he shall receive for each share so purchased a certificate in the form following, which certificate shall entitle the said purchaser, or the person or persons to whom he may by endorsement assign the same to subscribe and pay the amount of Capital therein stated on the dates mentioned, and to become by reason of such subscription and payment a Proprietor and Shareholder of the Bank of Bombay when it shall be incorporated under this Act.

Form of Certificate of Purchase.

Certified, that A. B. purchaser of Lot No. _____ at the public sale held _____ at Bombay on this day _____ is entitled to subscribe for the sum of four thousand Rupees of the Capital Stock of the Bank of Bombay, to be incorporated under Act No. _____ of this year, and to become a Proprietor and Shareholder of the said Bank on the following terms and conditions.

The said amount of Stock must be paid to the person who may be appointed Secretary and Treasurer of the said Bank on the following dates: 1000 Rupees on or before the 1st May 1839—1000 Rupees on or before the 1st June 1839—1000 Rupees on or before the 1st July 1839, and the last 1000 Rupees on or before the 1st August 1839—and each payment as made shall be certified and inscribed on this certificate with the receipt of the said Secretary of the Bank of Bombay; provided however, that in the event of non-payment of any one of the said amounts on or before the date stated the right to subscribe for the share No. _____ of the Stock of the said Bank represented by this certificate shall be forfeited, together with any premium or purchase money paid for the same, and the privilege shall be resold in such manner, and on such date as may be ordered by the Governor in Council of Bombay. The purchaser at such resale after making good the amount of any Capital that may have been paid into the Secretary of the Bank of Bombay up to the date of resale, for refund to the original holder shall be entitled to subscribe and to become Proprietor in his room of the Capital Stock represented by this certificate.

(Signed) C. D. Accountant General.
(According to the Office held by the person making the Sale).

Third. The purchaser of any one lot at the sale held in the manner and form above described shall be entitled to claim and take nine other lots at the same price, provided that the total number purchased by him shall not exceed forty lots, that being the limit fixed by this Act of the quantity of Stock that may be held by one and the same person.

V. And it is hereby enacted, that upon the said 1st May 1839, if one-fourth of the Capital Stock of fifty Lakhs be then paid up, or so soon thereafter as it shall be notified as above provid-

ed that the sum of twelve Lakhs and fifty thousand Rupees, being one-fourth of the Capital Stock of the Bank has been realized, the Bank of Bombay being incorporated as above provided shall be opened for the transaction of all manner of business authorized by this Act, and the said Bank shall and may sue and be sued by its corporate name, and shall and may use such common seal as the Directors of the said Bank shall from time to time appoint, and shall be competent to acquire and hold either absolutely or conditionally, for a term, or in perpetuity, any description of property whatever, and to transfer and convey the same.

VI. And it is hereby enacted, that after payment shall have been made of the entire sum of 4,000 Rupees on account of any share, the certificate of the Officer of the Government of Bombay, given to the purchaser of the right to subscribe for such share in the manner provided in Section IV. of this Act shall be cancelled, and a certificate signed by three Directors of the Bank of Bombay shall be delivered to the Proprietor of such share, and the same shall be divisible as above provided into four quarter shares, and any person who is a Proprietor of more than one such share of the Capital Stock upon which the whole amount has been paid up, may at his option demand a certificate for each of his shares or quarter shares, or one certificate for all his shares, or several certificates, each of which may be for any number of his shares or quarter shares.

VII. And it is hereby enacted, that the said share or shares of the Capital Stock of the said Bank shall be of the nature of personal estate of the Proprietors thereof respectively and that the same shall be transferable by endorsement to be made on the certificates thereof respectively under the hand of the Proprietor, or Proprietors, or his, her, or their Attorney duly authorized, which endorsement shall specify the name of the person or persons to whom the said transfer shall be made, provided that no such endorsement shall be effectual to transfer any such share or shares until such endorsement shall have been registered at the Bank of Bombay, and such registration shall have been noted on such endorsement under the hand of an Officer appointed for that purpose by the Directors of the said Bank.

VIII. And it is hereby enacted, that the said corporate body of the Bank of Bombay, shall consist and be composed of the registered Proprietors for the time being of the said shares of the Capital Stock of the said Bank, and of no other person or persons whatsoever.

IX. And it is hereby enacted, that the business of the said Bank shall be managed by nine Directors, of whom three shall be appointed and removable by the Governor in Council of Bombay, and the remaining six shall be elected by a General Meeting of the Proprietors of the said Bank and removable by vote of the majority of a General Meeting of the said Proprietors.

X. And it is hereby enacted, that the first Directors of the said Bank of Bombay shall be such three persons as may be appointed by the Governor in Council of Bombay to be Directors of the Bank, together with six persons being purchasers of the privilege of subscribing for shares in the Bank of Bombay who shall be elected by the purchasers on some date subsequent to the day of the sale ordered in Section IV. of this Act, and prior to the 1st May 1839, and the election shall be made by the said purchasers as if they were Proprietors to all intents and purposes of the shares for which

they are entitled to subscribe, and they shall vote according to the number of shares to which they are entitled in like manner as if they were Proprietors of the said shares. And the Directors so appointed shall appoint Officers and take all necessary steps for opening the Bank when this Act shall take effect for its incorporation, and the rotation amongst the six Directors first appointed under the next preceding Section, shall be established according to the number of votes; the two Directors elected by the fewest votes first vacating, and the next two in the year following, and so in succession in the third year.

XI. And it is hereby enacted, that two of the six Directors elected by the said purchasers, and to be elected by the Proprietors, shall in rotation go out of office on the second Monday in the month of December in every year, on which day in every year a General Meeting of Proprietors shall be held for the election of two Directors in their stead, provided always that any Director going out by rotation as aforesaid may not be re-elected at the election which takes place thereupon.

XII. And it is hereby enacted, that in case of the death, resignation or absence from Bombay for more than three months, or removal as aforesaid of any Directors elected by the said purchasers, or to be elected by the Proprietors after the incorporation of the Bank of Bombay, the Directors shall call a General Meeting of the Proprietors to be held within fifteen days, for the purpose of choosing a successor, and such successor shall come into the same place in rotation abovementioned in which the Director was.

XIII. And it is hereby enacted, that no person shall be capable of serving as a Director by election of the said purchasers, or of the Proprietors who shall not be Proprietor in his own right, and unincumbered of three shares or 12,000 Rupees of the Capital Stock of the Bank of Bombay, or who shall be a Director of any other Bank issuing Notes payable on demand within the Town or Suburbs of Bombay.

XIV. And it is hereby enacted, that at General Meetings of the Proprietors every election and other matter in question shall be decided by a majority of votes, and that no person shall be allowed to vote at any such Meeting in respect of any share of the said Capital Stock, acquired by transfer or purchase, or otherwise than by act of law, unless such transfer shall have been completed six months at the least before the time of tendering such vote.

XV. And it is hereby enacted, that at all such General Meetings the Proprietors shall vote according to the following scale :

1 Share of 4000 Rs. shall entitle to 1 Vote.	
5	2 ..
10	3 ..
15	4 ..
20	5 ..
30	6 ..
40	7 ..

and no Proprietors shall be entitled to more than seven votes.

XVI. And it is hereby enacted, that it shall be lawful for the Governor in Council of Bombay to give a proxy in writing, signed by one of the Secretaries to Government, to any person whom the Governor of Bombay may appoint to attend any General Meeting of the Proprietors, and that the holder of such proxy shall be entitled to give seven votes upon all matters or

questions that may be submitted to such Meeting, excepting upon the election or removal of such Directors as are elected by the said Proprietors.

XVII. And it is hereby enacted, that any Proprietor or Proprietors entitled to vote at any General Meeting may give a proxy in writing either general or special, under his, her or their hand, or the hand of his, her or their Attorney, duly authorized, to any other Proprietor, and that such proxy shall be produced at the time of voting, and that such proxy shall entitle the person to whom it is given to vote on such matter only as shall be authorized by the tenor of such proxy.

XVIII. And it is hereby enacted, that at the first Meeting of the Directors in every year they shall choose a President from among themselves, and if the office of President shall become vacant, they shall at their next Meeting choose a successor for the remainder of the current year, and that during any vacancy, or in the absence of the President, the Senior Director shall be Vice President for the time, and that such President or Vice President shall have the casting vote in all cases of an equal division of votes at Meetings either of Directors or Proprietors.

XIX. And it is hereby enacted, that the presence of at least three Directors shall be necessary to form a board, for the transaction of business, and the said Directors shall establish a weekly rotation among themselves so that not less than three Directors may attend every Meeting of Directors, provided always that nothing therein contained shall be held to preclude any Director from attending any Meeting of Directors.

XX. And it is hereby enacted, that all accounts of the said Bank, and all instruments, not under seal, whereby the said Bank can in any manner be bound, except the Cash Notes of the Bank, shall be signed by three Directors and shall be of no validity unless so signed, and that the seal of the said Bank shall not be affixed to any instrument except in the presence of three Directors, who shall sign their names on the instrument in token of their presence, and that such signing shall be independent of the signing of every person who may sign the instrument as a witness, and that unless so signed by three Directors such instruments shall be of no validity.

XXI. And it is hereby enacted, that the said Directors shall have power to appoint such Officers as may be necessary to conduct the business of the said Bank, and to remove any Officer of the said Bank, and to fix the salaries of such Officers, provided that the whole expense of the establishment of the said Bank shall not in any one year exceed 60,000 Rupees, without previous authority from the General Meeting of the Proprietors.

XXII. And it is hereby enacted, that no person who shall hold the Office of Secretary, Treasurer, Head Accountant or Khazanchee of the Bank of Bombay, shall engage in any other commercial business either on his own account, or as Agent for any other person or persons, or act as a Broker for the sale or purchase of Government Securities, and that every person appointed to any one or more of the said Offices shall give security to the Directors for the faithful discharge of his duty in the sum of 50,000 Rupees.

XXIII. And it is hereby enacted, that the

said Bank of Bombay shall not be engaged in any kind of business except the kind of business hereinafter specified, that is to say—

1. The discounting of Negotiable Securities.
2. The keeping of Cash Accounts.
3. Buying and Selling of Bills of Exchange payable in India.
4. The lending of Money on short loans.
5. The buying and selling of Bullion.
6. The receiving of Deposits.
7. The issuing and circulating of ash Notes and Bank Post Bills.

8. The selling of Property or Securities deposited in the Bank as security for loans and not redeemed, or of Property or Securities recovered by the Bank in satisfaction of debts and claims.

XXIV. And it is hereby enacted, that the Directors of the said Bank shall discount no Negotiable Security and make no loan unless the amount of cash in possession of the said Bank, and immediately available, shall be equal to at least one-fourth of all the claims against the said Bank outstanding for the time being and payable on demand.

XXV. And it is hereby enacted, that the Directors of the said Bank of Bombay shall not discount any Negotiable Securities which shall have a longer period to run than three months, or lend any money for a longer period than three months, and that they shall make no loan or advance on any Bank share or certificate of shares, nor on mortgage, or in any other manner on the security of any Lands, Houses, or immovable property, nor on any Negotiable Security, of any individual or partnership firm, which shall not carry on it the several responsibilities of at least two persons or firms unconnected with each other in general partnership, nor be in advance at one and the same time to any individual or partnership firm, either by way of discount, loan, or in any other manner (saving by loans upon the deposit of Government Securities or Goods not perishable as hereinafter mentioned) beyond the amount of three lakhs of Co's. Rupees. Provided always, that the advances upon Bills of Exchange accepted by the Government, or upon other Government Obligations shall not be considered as an advance within the meaning of this restriction.

XXVI. And it is hereby enacted, that the Directors of the said Bank shall make no loan other than such loans as are described in the clause next preceding, except on deposit of Public Securities to the full amount of the loan, and which Public Securities shall be so endorsed as to put them at the absolute disposal of the said Bank of Bombay, or on deposit of Goods not of a perishable nature, and of estimated value exceeding the amount of the loan by at least one-fourth.

XXVII. And it is hereby enacted, that the said Bank shall not be at any time in advance to the Government more than seven lakhs and a half of Company's Rupees, provided always that the holding of Government Securities or of Bills of Exchange drawn upon the Government, or of other Government Acceptances or Obligations derived to the said Bank from individuals and not overdue, shall not be construed as being in advance to the Government within the meaning of this Clause.

XXVIII. And it is hereby enacted, that the Directors of the said Bank of Bombay shall not suffer any person or persons, or body corporate keeping cash with the said Bank of Bombay, to overdraw his, her or their account.

XXIX. And it is hereby enacted, that the said Bank of Bombay may issue promissory notes payable either on demand or at a date not exceeding thirty days after sight, which notes shall and may be signed on behalf of the said Bank by such person as the Directors of the

said Bank may appoint or authorize in that behalf, provided always, that the total amount of such notes in circulation at any one time shall not exceed two crores of Rupees, and provided also that no such note shall be for a smaller amount than ten Rupees.

XXX. And it is hereby enacted, that it shall not be lawful for the said Bank to make, issue or negotiate any note, bill or other instrument containing any promise, undertaking, or order for the payment of money elsewhere than within the limits of Bombay.

XXXI. And it is hereby enacted, that it shall be lawful for the Directors of the said Bank of Bombay to receive in deposit goods not of a perishable kind and to contract for the safe keeping of the same.

XXXII. And it is hereby enacted, that the Directors of the said Bank shall cause the books of the said Bank to be balanced on the 30th day of June and the 31st of December in every year, and that a settlement of the balance on every such day, signed by a majority of the said Directors, shall be forthwith transmitted to one of the Secretaries to the Governor in Council of Bombay, and that the Governor in Council of Bombay shall at all times be entitled to require of the said Directors any information touching the affairs of the said Bank and the production of any documents of the said Bank, and that the said Directors shall comply with every such requisition.

XXXIII. And it is hereby enacted, that an account of the profits of the said Bank shall be taken half yearly on the 1st day of January and the 1st day of July in every year, and that a dividend thereof shall be made so soon thereafter as conveniently may be, and that the amount of such dividend shall be determined by the Directors of the said Bank on the ground of the actual profits made by the said Bank during the six calendar months preceding the day up to which such half yearly account shall be taken, provided that the said Directors, subject to the control and sanction of the Proprietors at their General Meetings, shall have power when they see fit to set apart from such profits a sum not exceeding five per cent, on the Capital Stock of the Bank as a reserve against contingencies.

XXXIV. And it is hereby enacted, that on the 1st Monday of the month of August in every year, a General Meeting of the Proprietors of the Capital Stock of the said Bank shall be held at which the Directors of the said Bank shall submit to the said Proprietors a statement of the affairs of the said Bank, made up to the preceding 30th of June, and such General Meeting shall be competent to pass resolutions, and frame rules and directions relative to the affairs and conduct of the said Bank which shall be binding on the Directors and Officers of the Bank, and on the Proprietors thereof, until rescinded or modified respectively by any subsequent General Meeting.

XXXV. And it is hereby enacted, that any three Directors of the said Directors of the said Bank, or any ten Proprietors of the Capital Stock of the said Bank, may at any time convene a General Meeting of the Proprietors upon giving fifteen days previous notice of such Meeting, and of the purpose or purposes for which the same shall be convened, as well to the Directors of the said Bank for the time being, as also by public advertisement in the *Government Gazette*.

XXXVI. And it is hereby enacted, that it shall be lawful for the Bank of Bombay, with the sanction of the Governor in Council of Bombay, to establish Branch Banks at such places, and under such rules and restrictions as shall be determined by the Proprietors at their General Meetings; provided however, that such Branch

Banks when so established, besides being subject to the rules and restrictions that may be imposed by the Proprietors, and to the control and orders of the Directors of the Bank at Bombay, shall be bound by the same rules as to the description of business in which they are to engage, and the manner of conducting such business, and likewise in respect to the issue of notes payable on demand, and the retention of the cash to meet the same, and in all transactions and matters herein above referred to, as are prescribed for the Bank of Bombay by this Act.

XXXVII. And it is further enacted, that if any of the said Proprietors shall become indebted to the said Bank, it shall be lawful for the said Bank to withhold payment of the dividends, or the share or shares of such Proprietor registered as his, or her own property, and not as held in trust, or as executor or administrator, until payment of such debt, and to apply such dividends towards payment thereof, and that after demand and default of payment and notice in that behalf given, either to such Proprietor, or his, or her constituted agent, or by public advertisement in the *Government Gazette*, it shall be lawful for the said Bank to refuse registration of the transfer of any such share or shares of such Proprietor until payment of such debt, and if the same shall remain unpaid for the space of six months after such notice, to advertise for public sale and to sell such share or shares for so many as may be necessary, and to apply the proceeds thereof towards payment of such debt without interest at the rate of six per cent per annum, paying over the surplus, if any, to such Proprietor, or his or her lawful representative.

XXXVIII. And it is further enacted, that the said Bank shall continue as hereby constituted until the 1st day of May, which will be in the year of our Lord 1846, and shall thereafter continue in like manner until duly dissolved or modified, provided however that after the said 1st day of May 1846, the said Bank shall not except upon the application, or by the consent of the said Bank be dissolved or anywise modified without previous notice of twelve months at the least being given to the Directors of the said Bank for the time being of such intended dissolution or modification. Provided also, that in the event of the said Bank at any time suspending any cash payments, the benefits granted to the said Bank by the present Act of incorporation shall be thenceforth forfeited.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 12th day of March next.

J. P. GRANT,
Offg. Secy to the Govt. of India.

Legislative Department.

FORT WILLIAM,
THE 28TH JANUARY 1839.

The following Draft of a proposed Act was read in Council for the first time on the 28th January 1839.

ACT No. — OF 1839. C.

I. It is hereby enacted, that it shall be lawful for any Magistrate, or Justice of the Peace of the Settlement of Prince of Wales Island, Singapore and Malacca, to grant a Warrant or Warrants to any Peace or Revenue Officer or Officers of the said Settlement, empowering him or them by day or by night (but if between the hours of eleven o'clock at night and five in the morning, then the Warrant to be executed by or in the presence of a Peace Officer) to enter and search any Dwelling House, Shop or other building in any case in which there shall appear to such Magistrate or Justice of the Peace, upon the oath of any party, good and sufficient cause to believe that in any such Dwelling House,

Shop or other building there is deposited or concealed any article or articles, the exclusive privilege of preparing or selling which has been farmed out to any party or parties whosoever by the East India Company under Regulations No. II. III. IV. and V. of 1830, passed by the late Governor in Council of the said Settlement of Prince of Wales Island, Singapore and Malacca, and also under Regulation IV. of 1831, passed by the Vice President in Council on the 18th of October 1831, and also under Regulations X. and XI. of 1833, respectively passed by the Governor General in Council on the 9th of September 1833, and to seize and take possession of any such article or articles as may be found so deposited or concealed therein, and it shall be lawful for any Officer to whom any such Warrant shall be granted, and he is hereby authorized in case of resistance, to break open any door and to force and remove any other impediment or obstruction to such entry, search or seizure and removal as aforesaid.

II. And it is hereby enacted, that any person or persons found committing any act in contravention of any of the provisions of the said Regulations may be immediately searched without a Warrant by any Peace or Revenue Officer, provided always, that the person to be searched may demand to be taken before some neighbouring Magistrate or Justice of the Peace, who shall determine, if there be reasonable grounds of suspicion, and every such Officer or Officers as aforesaid is hereby authorized and required to take such person upon demand before a neighbouring Magistrate or Justice of the Peace, detaining such person in the meantime. And if any person shall obstruct any such Officer or Officers in making any such search as aforesaid, every such person shall be subject, on conviction before a Magistrate or Justice of the Peace, to a fine not exceeding 100 rupees, such fine to be commuted, in case of non-payment, to imprisonment for any period not exceeding three calendar months.

III. And it is hereby enacted, that if any Peace or Revenue Officer shall maliciously and without reasonable grounds apprehend or detain any person or persons on the plea that such person or persons have infringed any of the provisions of any of the said Regulations, it shall be competent for any Magistrate or Justice of the Peace to hear the complaint, and if necessary to adjudge the offending Officer or Officers to pay a fine not exceeding 100 Rupees, such fine to be commuted, in case of non-payment, to imprisonment for any period not exceeding three calendar months.

IV. And it is hereby enacted, that in case any Officer committed under the preceding Section, shall have paid the sum adjudged to be paid by him, or shall have suffered the imprisonment awarded for non-payment thereof, every such Officer shall be released from all further or other proceedings from the same cause.

V. And it is hereby enacted, that no Peace or Revenue Officer of the said Settlement shall be competent to act under the provisions of this Act, unless appointed specially so to do in writing by the Resident Councillor of the station where such Peace or Revenue Officers may reside, which authority shall be duly registered at the Police Office of the said station, and liable to be annulled at the pleasure of the said Resident Councillor.

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

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 12th day of March next.

J. P. GRANT,
Officiating Secy. to the Govt. of India.

Legislative Department.

FORT WILLIAM.

THE 4TH FEBRUARY, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 4th February, 1839.

Act No.— of 1839.

I. It is hereby enacted, that the several charges of the Port and Roadstead of Madras, levied under the heads of Anchorage duty, Light House duty, Regular Boat hire and Report Catamaran hire, shall from and after the

next be consolidated and commuted into a Port duty to be levied at the rate of three Annas per Ton upon every Vessel, not being a vessel sailing under the colours of a Foreign European or American nation of which the Tonnage shall not exceed 700 tons by measurement made in the manner prescribed by Acts 5 and 6 of William IV. Cap. LVI. and if the vessel exceed 700 tons by measurement so made, the Port duty shall be levied as upon that tonnage.

II. And it is hereby enacted, that upon every vessel sailing under the colours of a Foreign European or American nation, that may anchor in the Port of Madras, there shall be levied a consolidated Port duty at the rate of three Annas six Pie per ton, according to measurement made in the manner above prescribed.

III. And it is hereby enacted, that if any vessels, British, Native or Foreign, anchoring in the Port of Madras, shall not break bulk therein, and shall not remain four complete days from the time of dropping anchor, there shall be levied upon such vessels reduced duties as follows; that is to say, two-fifths of the tonnage duty prescribed above shall be levied upon every vessel which without breaking bulk shall after anchoring therein, sail again out of the Port within forty-eight hours, and seven-tenths upon every vessel which without breaking bulk shall stay more than forty-eight hours and less than four complete days.

IV. And it is hereby enacted, that all the powers and authorities, penalties and other means whereby the payment of any of the charges of the Port and Roadstead of Madras may have been legally enforced before the passing of this Act, shall be applicable to the enforcing of the consolidated and commuted Port duties imposed by virtue of this Act.

V. And it is hereby enacted, that it shall be lawful for the Government of India to order the consolidation and commutation of any Port or Harbour duties, as levied in any subordinate Port of any Presidency into a Tonnage duty, which shall be leviable at the rate and in the manner specified in the next following Section of this Act, upon the vessels anchoring in and trading with such port.

VI. And it is hereby enacted, that when the Governor General of India in Council shall direct the Port duties to be commuted and consolidated at any Port of the Madras Presidency other than that of Madras, or at any subordinate Port of any other Presidency, the total amount levied at such Port shall not exceed One Anna per ton for British and Native vessels not exceeding 700 tons, and upon vessels exceeding that measurement at the rate of 700 tons, and upon Foreign, European, and American vessels, at the

rate of One Anna Four Pie per ton; and all vessels anchoring in any such outports shall be charged with reduced duty, in the proportions above provided for the Port of Madras, if they leave such port without breaking bulk before completing four entire days from the time of anchoring therein.

VII. And it is hereby enacted, that the consolidated and commuted Port duties above prescribed, when ordered to be levied in any Port by the Government of India, shall be levied by the Officer appointed by the Government of the Presidency to give Port Clearances or other customary documents to vessels sailing from such Port, that is to say, by the Master Attendant, or by the Collector of Customs at such Port, as may be ordered by such Government, and if such duties be not paid upon demand, it shall be competent to such Officer to withhold from the vessel on account of which payment may be refused, any Port Clearance or other customary document required to be possessed by ships leaving such Port until the same shall be paid.

VIII. And it is hereby enacted, that all the powers and authorities, penalties and other means by which any Port or Harbour duty of any subordinate Port of any Presidency which shall be consolidated, and commuted by virtue of this Act may have been legally enforced before the consolidation and commutation thereof as hereinbefore provided, shall be applicable to the enforcing of the consolidated and commuted duties at such Port imposed by virtue of this Act.

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

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 4th day of May next.

J. P. GRANT.

(1) *Offg. Secy. to the Govt. of India.*

No. 88.

Separate Department.

FORT WILLIAM,

THE 9TH JANUARY 1839.

Under the authority conveyed to the Governor General of India in Council by Act No. XIV. of 1837, it is hereby directed, that Goods imported into the several Ports of the Presidency of Bombay, in the vessels of any of the States and Territories hereinundermentioned, in which British vessels are received and treated on terms as favorable as Native vessels, and likewise Goods exported from the Ports of Bombay in the vessels of such States and Territories, shall be treated and dealt with in all respects as Goods imported and exported in British bottoms.

1. The Ports of Arabia and of the Persian Gulf.
2. Ports in the Red Sea belonging to the Ruler of Egypt, and
3. The dominions of the King of Ava.

By order of the Hon'ble the
President in Council,

H. T. PRINSEP,

Secy. to the Govt. of India.

(1)

Legislative Department.

FORT WILLIAM.

THE 4TH FEBRUARY 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 4th February 1839, with the assent of the Right Hon'ble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

ACT No. I. of 1839.

I. It is hereby enacted, that from the first day of May next ensuing after the passing of this Act, all Regulations and parts of Regulations of the Bengal Code, which give to any persons or class of persons authority, by virtue of any office held by them, to sell property distrained for the recovery of arrears of rent, shall, so far as they give such authority, be repealed.

II. And it is hereby enacted, that from the date aforesaid it shall be lawful for the Collector or Officer duly exercising the powers of a Collector in each District subject to the Presidency of Fort William in Bengal, to appoint, by a Sunnud under his signature and seal, in the terms of the Schedule appended to this Act, and conformably to such instructions as he may receive in that behalf, any person or persons to exercise the function of selling property distrained for the recovery of arrears of rent in each Pergunnah or Sub-division of his District, and to authorize such persons to remunerate themselves by deducting a per centage, not in any case exceeding ten per centum on the amount of the proceeds of the sale.

III. And it is hereby enacted, that all Regulations and parts of Regulations of the Bengal Code which give powers to, or prescribe rules for the guidance of persons appointed to conduct the sale of property distrained for the recovery of arrears of rent, or which assign any penalty or other punishment for misfeasance in the discharge of such duty, shall be applicable to all parties appointed for the sale of such property under this Act.

SCHEDULE.

I. A. B., Collector of Zillah
(or exercising the powers of a Collector) in virtue of the powers vested in me by Act No. I. of 1839, appoint you C. D. Commissioner for the sale of property distrained for the recovery of arrears of rent, in the manner prescribed by the Regulations of Government. You are to reside at E., in Pergunnah F., and are to exercise the authority vested in you by these Regulations, or by any others which may be hereafter transmitted to you for your guidance, in strict conformity thereto; and are to keep a regular and complete record of your proceedings to be produced when called for by me, or by the Courts of Justice. You are hereby authorized to remunerate yourself for your trouble, by deducting and appropriating — per centum on the amount of the proceeds of sale.

J. P. GRANT,

(3) *Offg. Secy. to the Govt. of India.***Legislative Department.**

FORT WILLIAM,

THE 4TH FEBRUARY 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 4th February 1839, with the assent of the

Right Hon'ble the Governor General of India, which has been read and recorded.

Ordered that the Act be promulgated for general information.

ACT No. II. OF 1839.

I. It is hereby enacted, that in all cases of fines by which offenders are or may be punishable by any Magistrate, according to the Provisions of any Act heretofore passed or which shall hereafter be passed by the Governor General of India in Council, it shall be lawful, in case of non-payment, if no other means for enforcing the payment are or shall be provided by such Act or otherwise, for the Magistrate, by warrant under his hand, to levy the amount of such fine by distress and sale of any goods and chattels of the offender which may be found within the jurisdiction of such Magistrate, and if no such property shall be found within such jurisdiction, then it shall be lawful for every such Magistrate by warrant under his hand, to commit the offender to prison there to be imprisoned only, or to be imprisoned and kept to hard labor, according to the discretion of such Magistrate, for any term not exceeding two calendar months, where the amount of the fine shall not exceed 50 Rupees, and for any term not exceeding four calendar months, where the amount shall not exceed 100 Rupees, and for any term not exceeding six calendar months in any other case, the commitment to be determinable in each of the cases aforesaid upon payment of the amount.

II. And it is hereby enacted, that in all cases in which offenders are or may be punishable by any Magistrate with fine or imprisonment, or both, according to the Provisions of any Act heretofore passed, or which shall hereafter be passed by the Governor General of India in Council, and where the extreme amount of the fine or imprisonment is not specified, it shall not be lawful for the Magistrate to impose any fine exceeding 200 Rupees, or to imprison the offender for any term exceeding six months.

III. And it is hereby enacted, that in all cases in which offenders are or may be punishable by fine before a Magistrate, according to the Provisions of any Act heretofore passed, or which hereafter shall be passed by the Governor General of India in Council, it shall be lawful for the Magistrate, and he is hereby required to receive proof of the commission of the offence upon oath, or upon solemn affirmation in cases where a solemn affirmation is receivable by law instead of an oath.

IV. And it is hereby declared and enacted, that in this Act and in all Acts heretofore passed by the Governor General of India in Council, the terms "fine" and "fines" shall extend to all "penalties" and "forfeitures," and the term "Magistrate" shall extend to all "Joint Magistrates" "Persons lawfully "exercising the powers of a Magistrate," and "Justices of the "Peace."

J. P. GRANT,

(3) *Offg. Secy. of the Govt. of India.***Madras****SIXTY FOURTH GOVERNMENT
LOTTERY.***Fort St. George: Govt. Lottery Office,
1st February 1839.*

The Sixty-fourth Government Lottery, for Company's Rupees (4,70,000) Four Lacs and Seventy Thousand, under the sanction of the Right Hon'ble the Governor in Council, consis-

ting of (5,000) Five Thousand Tickets, in Two Classes, to be conducted under the management of the Superintendent and Commissioners appointed by Government.

SCHHEME.

FIRST CLASS.

1	Prize of.... Co.'s Rupees..	20,000
1	do of.....	10,000
3	do of..... 5,000.....	15,000
4	do of..... 2,000.....	8,000
6	do of..... 1,000.....	5,000
6	do of..... 500.....	3,000
10	do of..... 250.....	2,500
15	do of..... 100.....	1,500
455	do of..... 60.....	27,300
		92,300

500

SECOND CLASS.

1	Prize of.....	80,000
1	do of.....	30,000
1	do of.....	20,000
1	do of.....	15,000
2	do of..... 10,000.....	20,000
3	do of..... 5,000.....	15,000
4	do of..... 2,500.....	10,000
6	do of..... 2,000.....	12,000
8	do of..... 1,000.....	8,000
12	do of..... 500.....	6,000
16	do of..... 300.....	4,800
26	do of..... 250.....	6,500
517	do of..... 200.....	1,03,400
		3,30,700

1,098 Prizes.

3,902 Blauks. Company's Rupees. 4,23,000

To be appropriated to the Lottery 47,000

5,000 Tickets.

Company's Rupees.. 4,70,000

COMPUTATION.

5,000 Tickets at 40 Co.'s Rupees each, is 2,00,000

500 Deduct in the first Class,

4,500 Tickets at 60 Co.'s Rupees each, is 2,70,000

Company's Rupees.. 4,70,000,

The price of a Ticket in the

First Class is..... C. Rs.... 40

The additional price of a Ticket bought and not drawn in the First Class is C. Rs.... 60

The price of a Ticket in the Second Class is..... C. Rs.. 100

1st. The Capital Prize of 80,000 Company's Rupees in the Second Class, will be a floating Prize on the last day of drawing.

2nd. No Ticket will be renewed into the Second Class, unless the Ticket of the First Class be produced, or the full price of the Ticket in the Second Class be paid, in the event of the First Class Ticket having either been mislaid or lost, —No part of the full price so paid will be refunded upon the subsequent production of the Ticket of the First Class, and the party so paying will be held responsible for any consequences of refusal by the Superintendent to renew such First Class Ticket, when produced by any other person.

3d. The renewal of Tickets into the Second Class will cease one day before that which may be fixed for the first drawing of that Class, and all unexchanged Tickets will then be disposed of for the full price of that Class, without reference to unrenewed First Class Tickets which may be held by parties.

4th. The price of the Tickets will be liable to augmentation during the drawings of the Second Class.

5th. Prizes in the two Classes drawn to Tickets sold at Madras are payable at the Government Bank, ten days after the conclusion of the drawings of the Classes respectively; and all Prizes drawn to Tickets sold at Out-Stations are payable by the Collectors or Paymasters, from whom they may have been purchased, within thirty days from the conclusion of the drawing of each Class, but after that period by the Government Bank at Madras.

6th. No Prize Ticket will be discharged unless presented for payment within one year from the conclusion of the drawing of the Lottery, nor will any representation of the loss of Tickets be attended to unless made within that period.

7th. No deduction will be made from the amount of Prizes.

8th. The Tickets will be sold to personal applicants at the Government Lottery Office, and at the Offices of the Collectors and Paymasters at Out-Stations.

9th. The Tickets will be ready for Sale on Friday the 1st March, and the drawing of the First Class will commence on Wednesday the 10th April 1839.

A. BROOKE, Supt.

Interpretation of Regulation declared by the Sudur Udalut under Clause 3rd Section VII. Regulation I. A. D. 1827.

Regulation xii. On a reference being made, of 1827, Section It was declared, that the rule ii. Clause 2nd. which should guide a Session Judge, as Magistrate in regard to procedure, is to be determined by the General rules laid down for the guidance of the Magistrate in cases, the sentences in which do not exceed the jurisdiction of a magistrate.

By order of the Sudur Udalut, 28th January 1839.

C. SIMS,
Actg. Register.

Interpretation of Regulation declared by the Sudur Udalut under Clause 3rd Section VII. Regulation I. A. D. 1827.

Clause 5th Section xxxiv. Regulation xiii. of 1827.

It was ruled on a reference, that Assistant Session Judges on whom full powers have been conferred, are competent to grant pardons under the above quoted regulation.

By order of the Sudur Udalut, 22nd February 1839.

C. SIMS,
Acting Register.

First Lottery of 1839, for the Improvement of the City of Calcutta.

*Seventh Day's Drawing; Wednesday,
February 6, 1839.*

PRIZES.

No. 2984 Prize of 20,000 Company's Rupees.
No. 431 Prize of 2,000 Company's Rupees.
Nos. 745 4106 892 2279 and 3534 Prizes of 1,000 Company's Rupees each.

Nos. 1511 534 and 3916 Prizes of 5,00 Company's Rupees each.

*Eight Day's Drawing ; Saturday,
February 9, 1839.*

PRIZES.

No. 679 Prize of 50,000 Company's Rupees.
No. 4473 Prize of 1,000 Company's Rupees.
Nos. 2956 and 1783 Prizes of 500 Company's Rupees each.

*Ninth Day's Drawing ; Monday,
February 11, 1839.*

PRIZES.

Nos. 741 and 4252 Prizes of 5,000 Company's Rupees each.
Nos. 2444 and 723 Prizes of 1,000 Company's Rupees each.
Nos. 2964 3471 and 2414 Prizes of 500 Company's Rupees each.

**IN THE COURT FOR THE RELIEF
OF INSOLVENT DEBTORS BOMBAY.**

NOTICE IS HEREBY GIVEN,

That Petitions to the Court for the relief of Insolvent debtors Bombay, have been filed by the several persons afternamed, all now Prisoners in the Gaol of Bombay for debt, and that they have also filed assignments of their estates and effects in my office, vizt.

William Wilson, an Assistant in the Office of the Collector of Customs, Bombay, formerly residing at Colaba, without the fort of Bombay.

Anundrow Bedkey, Halker Bramin, an E-namdar, formerly residing at Khuterwady, near Soonder Bavajee's oart, without the fort of Bombay.

J. P. LARKINS,
Chief Clerk.

Bombay, 23rd February 1839.

શ્રી મુંબાઈના નાદાર દેણદાર લોકોનો
કુટકો કરવાની કોરટમાં
ખબર આપેવામાં આવેલે
નીચાં લખેલા શખશો જે હાલ મુંબાઈનાં
ગુરંગમાં લોકોના દેવાં બાબત ફેટીઓકે તે
લાઓએ મુંબાઈના નાદાર દેણદાર લોકોનો કુ
ટકો કરવાની કોરટને પોતપોતાની અરજીઓ
કરીકે અને પોતપોતાના માલ મીલકત અ
શાશ્રુલખેત શુધાંની જમાદદાશત હમારી હા
રીશમાં દાખલ કરીકે *

જુલમ વુલશંત મુંબાઈના કશરંમના
ફલેકટર શાહેબની હાપ્રીશમાંના આ
શીશરેટ એ શખશ આગલ મુંબાઈ
ના કોરટમાં હુલાખામાં રહેતો હ
તો તે *

આંણદરાવ ખેડકે હાલકર ખંરાંનણ *

નામદાર આગલ મુંબાઈના કોરટમાં
હાર શુદર બાબતની વાડી નજીક
ખેતરવાડીમાં રહેતો હતો તે *
નીશાણી
જે-પી-હારકીનશ
ચીફ કલારક

તા. ૨૩ માર્ચે પંચરવારી શને ૧૮૩૯
જશવી મુ. મુંબાઈના કોરટમાં
લી ચીફ કલારકની હાપ્રીશ *

Notice

Is hereby given, that verbal tenders will be received at this Office, at 12 o'clock in the forenoon of Saturday the 23rd proximo, for the following Supplies required at this station, for the term of one year from the 1st April next, lists of which may be seen, and every other information obtained by application at this office every day, from 10 till 4 o'clock, Sundays excepted, vizt.

No 1, Hospital Provisions,

No 2, Hospital Country Medicines and Stationery.

Persons desirous of obtaining the contracts will be required to bid a per-centage in the Company's Rupee below the rates exhibited in the lists abovementioned, without any exception, and on the understanding, that the articles are to be delivered free of all charges, to the Departments at Ahmednuggur.

The contractor will be required to comply with demands without delay or demur, and all articles tendered to be unexceptionable, and of the quality and description generally used by the departments requiring them, and in failing in either of which conditions, they will be purchased wherever procurable, at his risk and loss : any point in dispute to be decided by a committee of officers.

No persons will be allowed to bid for any of the contracts, unless they previously deposit in this office, as follows. vizt. for No. 1, Hospital Provisions (150) one hundred and fifty Company's Rupees, and for No. 2, Hospital Country Medicines and Stationery (100) one hundred Company's Rupees, which sums will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of contract, and the persons whose offer may be accepted, must be prepared to give unexceptionable bonded security for the further sums, vizt. No. 1, of Company's Rupees 299, and No. 2, Company's Rupees 199, which together with the above-mentioned deposits will be held as security for the due fulfillment of every part of the contracts respectively.

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

T. CLEATHER, Bt. Capt.
Commissariat Agent.

Ahmednuggur, 22nd February 1839.

Notice.

Wanted immediately for the service of Government, the undermentioned articles, for which, either sealed or verbal offers will be received at this office, on Thursday the 28th instant, at 12 o'clock noon.

One hundred good Camel Sullectas.
Thirty serviceable Camel Puckauls.

G. POPE, Capt.

Depy. Assist. Commy. Genl. in charge.
Bombay, 23rd February 1839.

Notice

Is hereby given, that verbal tenders will be received at this Office, until 12 o'clock in the forenoon of Saturday the 23rd Proximo, for the supply of sundry articles, amongst other comprizing those coming under the head of Barrack and Office Furniture, required at this station for the term of one year, from the 1st April next; a list of which may be seen and every other information obtained by application at this office daily, Sundays excepted, from 10 till 4 o'clock.

Persons desirous of obtaining the contract will be required to bid a per-centage in the Company's Rupee below the rates exhibited in the list abovementioned, without any exception, and on the understanding, that the articles are to be delivered free of all charges, to the Departments at Ahmednuggur.

The contractor will be required to comply with demands without delay or demur, all articles tendered to be unexceptionable, and of the quality and description generally used by the Departments requiring them, or in failing to do so, they will be purchased wherever procurable, at his risk and loss; any point in dispute to be decided by a Committee of Officers.

No person will be allowed to bid who has not previously deposited the sum of Company's Rupees (75) seventy five, to be forfeited in the event of delay, evasion or refusal, to execute the necessary deed of contract, and the person whose offer is the lowest, must be prepared to furnish unexceptionable bonded security to the further amount of Company's Rupees (149) one hundred and forty nine, which sum, together with the abovementioned deposit, will be held as security for the due fulfilment of every part of the agreement.

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

T. CLEATHER, Bt. Capt.
Commissariat Agent.

Ahmednuggur, 22nd February 1839.

Notice

Is hereby given, that verbal offers will be received at this office, at 12 o'clock on Monday next the 4th proximo, for the supply of the undermentioned articles to this department, vizt.

(655) Six hundred and fifty five cwt. of Pig Lead.

(1) One Desk, Teakwood, 5 feet length, 3 feet 9 inches breadth, and 4 feet in height, with 6 drawers and an opening Slope, covered with 2nd sort Green Cloth, Locks and Keys complete.

(1) One Press, Teakwood, for the above Desk, 5 feet in length, 1 foot 3 inches in breadth, and 2 feet 9 inches in height, with 3 drawers, 12 Pegion holes and 2 Slopes, and Lock and Key complete.

(1) One box, Teakwood, 7 feet in length, 2 feet 6 inches in breadth, and 2 feet 3 inches height, with one Lock and Key, and 2 Hooks complete.

(1) One Press, Teakwood, in two pieces, 7 feet high, 1½ feet broad, 4 feet 4 inches in length, with Lock, Hinges &c. complete.

(1) One table, Writing, with Desk, Teakwood, 5 feet 4 inches long, 3 feet 4 inches broad, high 32 inches in front, and 36 inches in the back, furnished with 4 drawers, Brass handles with Lock and Key complete.

(2) Two Chests of Tools, Shoemakers, as per list.

(12) Twelve cases, Leather, reconnoitering, as per muster.

The articles will be put up separately, and persons desirous of obtaining the supply, will be required to offer a per-centage below the prices exhibited in a list, which may be seen at this office, prior to, and during the time of bidding, and the persons whose offers are the lowest, will be required to make an immediate deposit of ten per cent upon the amount of their offers as security for the due performance of their engagement; all further particulars may be known on application at this office, from 10 till 5 o'clock daily, Sundays excepted.

G. POPE, Captain,

Depy. Assist. Comy. Genl. in charge.
Bombay, 26th February 1839.

Opium Memorandum.

BOMBAY.

Passes granted up to the 20th instant.....	Chests 1,251
	<u>Chests 1,251</u>

MALWA.

Passes granted up to the 13th instant.....	Chests.. 18,679
	<u>Chests 18,679</u>

IMPORTED.

From the 16th October 1838 to the 19th instant.....	Chests 18,266
Ditto from the 20th to the 25th instant....., 482
	<u>Total 18,748</u>

EXPORTED.

From the 8th November 1838 to the 19th instant....	Chests 8,077
Ditto from the 20th to the 25th instant....., 149
	<u>Total 8,226</u>

F. BOURCHIER,

Opium Agent.
Bombay, 27th February 1839.

GENERAL ORDERS.**MILITARY DEPARTMENT.**

BY THE HONORABLE THE GOVERNOR IN COUNCIL.

BOMBAY CASTLE, 21st FEBRUARY 1839.

No. 116 of 1839.—The following temporary arrangements made in the Scinde Field Force, are confirmed: Lieutenant J. B. Woosnam, to act as Interpreter in Hindoostance to the Horse Artillery with the Scinde Field Force, from the 23rd ultimo, the date of Lieutenant W. C. Say's departure from Tatta on sick certificate.

Lieutenant G. A. Shaw of the 22nd Regiment Native Infantry, to act as Adjutant to the Left Wing of that Regiment now in Camp Bominacote, from the 28th ultimo.

No. 117 of 1839.—Captain C. H. Wells of the 26th Regiment Native Infantry, received charge of the Commissariat Department at Belgaum from Captain L. W. Hart, on the 21st ultimo.

No. 118 of 1839.—The following Native promotions are made:—

	<i>Date of Rank.</i>
<i>6th Regiment Native Infantry.</i>	
Jemedar Sadoo Sing to be Subedar, and Havildar Coober Sing to be Jemedar, } in succession to Subedar Bapoo Doorie pensioned.....	} 1st January 1839.
<i>11th Regiment Native Infantry.</i>	
Jemedar Curreem Khan to be Subedar, and Color Havildar Bhamboo Boat to be } Jemedar, in succession to Subedar Govind Jadoo pensioned.....	} do....do....do.
<i>17th Regiment Native Infantry.</i>	
Jemedar Mahalinga to be Subedar, and Havildar Major Munnac Gunnac, to be } Jemedar, in succession to Subedar Misnac Bhicknac pensioned.....	} do....do....do.
<i>25th Regiment Native Infantry.</i>	
Jemedar Heera Lall to be Subedar, and Havildar Dewjee Jadow to be Jemedar, } in succession to Subedar Pelwan Sing pensioned.....	} do....do....do.

No. 119 of 1839.—Mr. William Bellet is admitted to the Service in conformity with his appointment by the Honorable the Court of Directors, as an Assistant Surgeon on this Establishment, leaving the date of his Commission for future adjustment.

The undermentioned Officers have returned to their duty without prejudice to their rank, by permission of the Honorable the Court of Directors.

	<i>Date of arrival at Bombay.</i>
Brevet Colonel T. Morgan, of the 17th Regiment N. I.....	} 4th February 1839.
Captain J. E. Lang, of the 20th Regiment N. I.....	
Brevet Captain G. N. Prior, of the 21st Regiment N. I.....	
Lieutenant R. Travers, of the 23rd Regiment N. I.....	} 6th....do....do.
„ G. Rippon, of the 21st Regiment N. I.....	
„ M. Wyllie, of the 8th Regiment N. I.....	} 4th....do....do.
Assistant Surgeon D. Fraser, } Assistant Surgeon D. Clarke, } of the Medical Establishment.....	

No. 120 of 1839.—The following temporary arrangements are confirmed:—

Lieutenant W. R. Simpson of the 17th Regiment Native Infantry, to act as Adjutant to the Left Wing of that Regiment from the 1st to the 31st January last, vice Lieutenant Burnes.

Surgeon W. Erskine of the Recruit Depôt, to receive Medical charge of the Medical Store Depôt, Staff, and Details at Poona, from the 1st January last, from Surgeon Howison.

No. 121 of 1839.—Lieutenant W. B. G. Blenkins of the 6th Regiment Native Infantry, is appointed Staff Officer to the Detachment at Balmoor, from the 2nd Instant, in succession to Lieutenant Hay resigned the appointment.

No. 122 of 1839.—The leave on medical certificate granted to Lieutenant D. E. Mills of the 19th Regiment Native Infantry, Deputy Paymaster at Deesa, by G. G. O. of the 19th December last, and extended on the 21st ultimo, is further prolonged until the 1st of March next.

No. 123 of 1839.—The Division Order by Major General R. A. Willis, Commanding Northern Division of the Army, under date the 2nd Instant, appointing the Assistant Adjutant General Northern Division of the Army, to assume charge of the Assistant Quarter Master General's Office, from the 17th January 1839, until further orders, is confirmed.

No. 124 of 1839.—The Honorable the Governor in Council is pleased to publish the following Extract, paras. 1 @ 3 of the Honorable Court's letter No. 63, dated 19th December last.

Para. 1. We have appointed Mr. George Elliott Ashburner, now abroad, a Cadet of Infantry on your establishment, provided he is not under the age of sixteen or above twenty-two years, and that agreeably to our Resolution of the 19th June 1833, he has not been dismissed or obliged to retire from the Army or Navy, the Royal Military College at Sandhurst, the Royal Military Academy at Woolwich, or from any other public institution, on account of immoral or ungentlemanly conduct, and that he produce a certificate from the Medical Board according to the form transmitted with our letter, No. 13, in this Department dated the 23rd February 1838.

2. Upon your being satisfied as to the above particulars, we direct you to admit him a Cadet of Infantry, and administer to him the usual Oath of fidelity to the East India Company.

3. His order of rank will be transmitted at an early opportunity.

No. 125 of 1839.—The Hon'ble the Governor in Council is pleased to publish the following Extract Paras. 1 @ 3 of the Hon'ble Court's letter No. 66, dated 12th December last.

Para 1. We have appointed Mr. William Henry Seale, now abroad, a Cadet of Infantry on your establishment, provided he is not under the age of sixteen or above twenty-two years, and that agreeably to our Resolution of the 19th June 1833, he has not been dismissed or obliged to retire from the Army or Navy, the Royal Military College at Sandhurst, the Royal Military Academy at Woolwich, or from any other public institution, on account of immoral or ungentlemanly conduct, and that he produce a certificate from the Medical Board according to the form transmitted with our letter, No. 13, in this Department, dated the 23rd February 1838.

2. Upon your being satisfied as to the above particulars, we direct you to admit him a Cadet of Infantry, and administer to him the usual Oath of fidelity to the East India Company.

3. His order of rank will be transmitted at an early period.

No. 126 of 1839.—The Honorable the Governor in Council is pleased to publish for information, the accompanying Extract, paras. 1 and 2 of the Honorable Court's letter No. 69, dated 19th December 1838.

Para. 1. We have permitted the undermentioned Officers to return to their duty, vizt.

Captain Thomas Gidley, } Captain George More.

2. We have granted additional leave to the following Officers, vizt.

Captain Windham Maunsell, for 12 months.

Captain W. C. Manesty, } for 6 months.

Captain J. B. M. Gillanders, }

Bombay Castle, 22nd February 1839.

No. 127 of 1839.—With reference to the Government General Order, No. 14 of the 7th ultimo, Lieutenant Kilner is placed under the control of the Inspecting Engineer of the Deccan.

No. 128 of 1839.—Lieutenant W. Say, of the Horse Artillery, is allowed a furlough to Europe for three years, for the benefit of his health.

Bombay Castle, 23rd February 1839.

No. 129 of 1839.—Captain R. Foster, Superintendent of Roads and Tanks in the Concan, is directed to hold himself in readiness to proceed to Aden on duty, by the Hon'ble Company's Steamer "Berenice," on her approaching voyage to the Red Sea.

No. 130 of 1839.—2nd Lieutenant C. Walker, is appointed Field Engineer at Karrack, to relieve 2nd Lieutenant Hart, who will return to the Presidency.

Bombay Castle, 25th February 1839.

No. 131 of 1839.—The order issued by the Officer Commanding at Aden, appointing Captain H. Stiles, of the Bombay European Regiment, to act as Bazar Master to the Force, is confirmed.

Bombay Castle, 27th February 1839.

No. 133 of 1839.—Lieutenant A. A. Drummond, of the 11th Regiment Native Infantry, received charge of the Ordnance Store Department, from Captain W. Brett, on the 21st ultimo.

No. 134 of 1839.—Assistant Surgeon W. Leggett, Civil Surgeon at Sholapoor, is allowed leave of absence for twelve months, to proceed to the Neilgherries, for the benefit of his health.

No. 135 of 1839.—The undermentioned Officers have returned to their duty without prejudice to their rank, by permission of the Hon'ble the Court of Directors,

Date of arrival at Bombay.

Captain F. Apthorp, 20th Regiment Native Infantry }
Lieutenant W. Jones, 20th Regiment Native Infantry } 15th February 1839.
Lieutenant W. H. Clarke, 2nd or Grenadier Regiment Native Infantry }

No. 136 of 1839.—The following arrangements by His Excellency the Commander in Chief, are confirmed by the Hon'ble the Governor in Council.

Lieutenant Parr, of the 23rd Regiment Native Infantry, is placed under the orders of the Senior Assistant Commissary General, for Commissariat duties, from the 14th December 1835, as a temporary measure.

The following Non-Commissioned Officers are placed under the orders of the Senior Assistant Commissary General, as a temporary measure, for Commissariat duties, and at a rate of pay of 25 Rupees per month each, to be charged in Contingent Bills, to have effect from the 5th December last.

Her Majesty's 2nd or Queen's Royal }
Lance Serjeant, Toole.
" Corporal, Evans.
" " Newson.
" " Smith.

Her Majesty's 17th Regiment }
Serjeant Connaughton.
" Hart.
" Webb.

No. 137 of 1839.—The Hon'ble the Governor in Council is pleased to direct, that the following Extract, from the London Gazette, be published in General Orders.

Whitehall, 28th October 1838.

The Queen has been pleased to grant to Captain Frederick Apthorp, 20th Regiment Native Infantry, in the Service of the East India Company, on the Bombay Establishment, and late a Lieutenant Colonel in the British Auxiliary Legion, Her Royal Permission, that he may accept the Cross of a Knight of the Royal Order of Isabel the Catholic, which the Queen Regent of Spain hath been pleased to confer upon that Officer, in Testimony of Her Catholic Majesty's Royal approbation of his Services in the actions of the 10th and 15th March 1837, on the heights of San Marcos, Oriamendi, and that he may enjoy all the rights and privileges thereunto annexed, provided nevertheless that this licence and permission doth not authorize the assumption of any style, appellation, rank, or precedence appertaining unto a Knight Bachelor of these Realms.

No. 138 of 1839.—Captain Humphreys, of the Madras Artillery, is allowed a furlough to Europe, for the benefit of his health.

No. 139 of 1839.—By a Resolution passed in the General Department, 2nd Lieutenant H. Wood, of the Engineers, is appointed Acting 2nd Assistant to the Superintendent of Roads, &c. until further order.

No. 140 of 1839.—All Correspondence, Returns and Papers, connected with the Department of Public Works, Civil and Military, throughout the Presidency, heretofore addressed to the Secretaries to Government and to the Chief Engineer, are in future to be forwarded direct to the Military Board.

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

MARINE DEPARTMENT.

Bombay Castle, 21st February 1839.

No. 12 of 1839.—The Hon'ble the Governor in Council is pleased to publish the following Extract of a letter from the Hon'ble Court, dated 12th December last, No. 83, for information.

1st. We have appointed Mr. John Henry Disbrowe, a Volunteer for the Indian Navy, on your Establishment.

2nd. His rank will be settled at a future opportunity.

Bombay Castle, 23rd February 1839.

No. 13 of 1839.—The following temporary arrangements, and appointments are confirmed :—

By the Superintendent of the Indian Navy.

Lieutenant Webb, from the Hastings to the charge of the Hugh Lindsay, from the 12th January last.

Lieutenant Gordon, to the charge of the Hastings receiving Ship, and to be Superintendent of Pattamars and 2nd Member of the Standing Committee of Survey, from the 12th January last, as a temporary measure.

Lieutenant Young, to the charge of the Schooner Constance, from the 12th January last.

Lieutenant Jenkins, is placed at the disposal of His Excellency Rear Admiral Sir, F. Maitland, from 12th January last.

Lieutenant Campbell, to perform the duties of Mate, in addition to those of Lieutenant on board the Hugh Lindsay, from the 18th January last.

Captain Elder, and Lieutenant Anderson, to be accommodated with a passage on board the Hugh Lindsay to Aden, from the date of the sailing of that vessel.

Captains Corsellis, Pottinger, and Delloste, with three Servants, to be accommodated with a passage on board the Semiramis, to the Indus, from the date of the sailing of that vessel.

Mr. Fallon, to join the Semiramis as Clerk in charge, from the 28th January last.

Mr. Betham, to resume the duties of Acting Examiner of Indents, from the 28th January last.

By the Senior Indian Naval Officer in the Persian Gulf.

Lieutenant Sharp, Midshipmen Roberts, Manners and Leeds, and Clerk, Fallon, proceeding to the Presidency for duty, to be accommodated with a passage on board the "Fort Field" from the 5th to the 27th January last, both days inclusive.

Assistant Surgeon W. R. Williams, proceeding to the Presidency under arrest, to be accommodated with a passage on board the "Fort Field" from 5th to the 27th January last, both days inclusive.

Acting Lieutenant Draper, to perform the duties of Mate on board the Tigris, from the date of the sailing of the "Fort Field."

Mr. Stockham, to act as Clerk of the Clive, vice Fallon, proceeded to Bombay, from the date of the sailing of the "Fort Field."

Acting Lieutenant Campbell, to perform the duties of Mate of the "Clive," from the date of the sailing of the "Fort Field."

Assistant Apothecary White, four European Seamen and two Lascars, proceeding to the Presidency on sick certificate, to be accommodated with a passage on board the Fort Field, from 5th to the 27th January last, both days inclusive.

Mr. Berthon, Acting 3rd Lieutenant of the Elphinstone, to act as Mate of that vessel from the 1st of December last.

Assistant Surgeon Arbuckle, to the Tigris and Commodore's Station Surgeon, from the 6th November 1838, vice Winchester, proceeding to the Presidency.

By Captain Pepper, Commanding the Naval Branch of the Expedition to the Indus, in Scinde.

Mr. J. Gibbon, Purser of the Euphrates, to perform the duties of Clerk to the Senior Naval Officer Commanding the Naval Branch of the Expedition in Scinde, from 1st to the 20th December last,

Lieutenant Shepherd, to assume the temporary Command of the Palinurus, during the absence of Lieutenant Carless, from the 24th December last.

Acting Lieutenant Grieve, of the Palinurus, to perform the duties of Mate of that vessel, from the 1st of December last.

No. 14 of 1839.—Mr. J. Christian, Sub-Conductor, is promoted to a Conductor in the Steam Department, and placed under the orders of the Mint Engineer.

Bombay Castle, 27th February 1839.

No. 15 of 1839.—The Honorable the Governor in Council has much pleasure in publishing to the Indian Navy the following letter from His Excellency the Naval Commander in Chief.

To,

Captain OLIVER, R. N.
Superintendent of the I. N. &c. &c.

Bombay,

Sir,

I have the honor to transmit, for your information, the disposition of the Hon'ble Company's Vessels of War, lately serving under my Command, as well as copies of the orders I left with their Commanders on quitting Curachee, on the 10th instant, and in doing so it is a pleasing part of my duty to assure you, that nothing could exceed the zeal and activity of Captain Pepper, (who I regret to say, will on account of the ill state of his health, be obliged to return to Bombay, in the Semiramis) and of every Officer in the Honorable Company's Service, with whom I have had the good fortune to communicate.

Lieutenant J. W. Young, Commanding the Hon'ble Company's Schooner Constance, performed every Service committed to his charge in a manner which merits my high approbation, particularly in his taking the Schooner in shore on the 2nd instant, and placing her in a position for covering the landing of the Troops on Maohara Point.

Lieutenant J. Frushard, Commanding the Honorable Company's Brig Euphrates, to whom I entrusted the Superintendence of landing the Troops, Baggage, Stores &c. at the Town of Curachee, was most indefatigable in his exertions, and performed that duty much to my satisfaction.

Of Lieutenant Jenkins, who the Bombay Government kindly lent to the Wellesley, as a Pilot for the Coast, and an Interpreter, I cannot speak in too high terms in both capacities, but I am particularly indebted to him for carrying on all our communications with the authorities at Curachee, as well as with the Governor of the Fort, at the entrance of the harbour: all of which services were performed in a manner that proved both zeal and intelligence on his part.

Wellesley at Sea, }
13th February 1839. }

I have the honor to be &c.
(Signed) F. MAITLAND, Rear Admiral,
Commander in Chief.

No. 16 of 1839.—The unexpired portion of the leave granted to Mr. Gunner Scott, under date the 2nd December last, is cancelled from the 15th instant.

No. 17 of 1839.—Mr. Thomas Livingstone and Mr. William Maxton are appointed Conductors for duty in the Store and Steam Branches of the Storekeepers' Department.

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

P A C K E T S.

The Post Master General has the honor to notify, that Packets for the reception of letters for dispatch by the following vessels are open at this office.

Names of Vessels.	Agents.	Date of intended Departure.	To what port.	Touching where.
A Steamer.	Superintendent Indian Navy.	25th March.	Suez.	Cape.
Cambridge.	Messrs. Dirom Carter & Co.	To-day.	China.	
Lancaster.	Do. Higginson & Cardwell.	Do.	Liverpool.	
Warwick.	Do. Dirom Carter & Co.	5th March.	Ditto.	
Emigrant.	Do. Edmond Bibby & Co.	6th Ditto.	Ditto.	
Poultfield.	Do. Ditto.	8th Ditto.	Ditto.	
Reliance.	Do. Foster & Co.	8th Ditto.	Ditto.	
Walmer Castle.	Do. Skinner & Co.	10th Ditto.	London.	
Calcutta.	Do. Ritchie Stewart & Co.	15th Ditto.	Liverpool.	

As a general rule, the Packets for sailing Vessels will be closed on the evening before the date of dispatch.

Bombay, Genl. Post Office, 28th February 1839.

E. E. ELLIOT.
Post Master General.

Notice

Is hereby given, that sealed tenders will be received at this office, until 12th o'clock on Monday next the 4th proximo, for the supply of Tonnage, for the conveyance of Commissariat Provisions &c. to Karrack.

G. POPE, Capt.

Dept. Assist. Comy. Genl. in charge.

Bombay, 27th February 1839.

Civil Appointments, &c.**GENERAL DEPARTMENT.**

Bombay Castle, 27th February 1839.

The Hon'ble the Governor in Council is pleased to appoint 2nd lieutenant H. Wood, of the engineers, acting assistant to the superintendent of roads &c. until further orders.

ECCLESIASTICAL DEPARTMENT.

Bombay Castle, 25th February 1839.

The Hon'ble the Governor in Council is pleased to sanction the following arrangements in the Ecclesiastical department, viz.

The Reverend W. K. Fletcher, A. M. to be chaplain at Mhow, visiting Indore, monthly, during the occupation of Mhow by the troops of this presidency, or until further orders.

The Reverend J. Jackson, to continue acting chaplain at Byculia, in Mr. Fletcher's absence.

The Reverend R. Y. Keays, in like manner to be acting chaplain at Ahmednuggur.

The Reverend J. H. Hughes, to be chaplain at Surat, visiting Baroda and Broach, the former 8, and the latter 4 times in the year.

The Reverend M. Davies, to act as chaplain of Colaba and the Harbour, until further orders.

The stations of Ahmedabad and Hursole are annexed to the chaplaincy of Deesa, and the Reverend S. Pemberton, is appointed to visit them, the former 8, and the latter 4 times in the year.

Bombay Castle, 26th February 1839.

The Hon'ble the Governor in Council has been pleased to permit the reverend J. Lawrie, senior minister of St. Andrew's church, to proceed to England, on furlough, for three years, agreeably to the existing regulations.

The Hon'ble the Governor in Council has been pleased to appoint the reverend J. Stevenson, D. D. to be senior minister of St. Andrew's church, in succession to the reverend J. Lawrie, proceeding to England, on furlough, from the date of that Gentleman's departure.

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

TERRITORIAL DEPARTMENT.**REVENUE.**

Bombay Castle, 21st February 1839.

Mr. S. Mansfield, assistant to the collector of Poona, is allowed leave of absence, from the 21st to the 26th instant, under section XIV. of the absentee regulation, to proceed to the presidency, on private affairs.

Mr. R. C. Chambers, received charge of the sub-collectorate of Nassick, from Mr. Goldsmid, on the 6th instant.

Sir R. K. Arbuthnot, Bt. received charge of the collectorate of Ahmedabad, from Mr. Liddell, on the 11th instant.

Mr. R. Keays, first assistant to the collector and magistrate of Kaira, is permitted to remain on deputation for four months, in extension of the permission granted on the 26th of September last.

Bombay Castle, 25th February 1839.

Sir R. K. Arbuthnot, Bt. collector and Magistrate of Ahmedabad, is allowed an extension of leave, under section XIV. of the absentee regulation, to enable him to join his station.

Bombay Castle, 27th February 1839.

Mr. J. H. Jackson, collector of Tanna, is allowed leave of absence for eighteen months, from the date of the sailing of the Lancaster, to proceed to the Cape of Good Hope, and eventually to New South Wales, for the benefit of his health.

Mr. N. Kirkland, acting collector of Kaira, is permitted to remain on deputation in the districts, till the completion of the jummahundee settlement, in extension of the leave granted on the 26th of September last.

Mr. W. Simson, acting collector of Belgaum, is allowed to proceed into the districts, on deputation, from the 25th instant.

GENERAL DEPARTMENT.

Bombay Castle, 27th February 1839.

Lieutenant colonel E. M. Wood, secretary to government in the military department, is allowed leave of absence, from the 1st to the 10th proximo, his duties being conducted by Mr. W. S. Boyd, acting secretary to government in the general department.

By order of the Hon'ble
the Governor in Council.

L. R. REID,
Actg. Chief Secy.

JUDICIAL DEPARTMENT.

Bombay Castle, 23rd February 1839.

The Hon'ble the Governor in Council is pleased to make the following appointments.

Mr. A. Bell, to be acting senior puisne judge of the sudder dewanee and sudder foudjaree adawlut and judicial commissioner for the Deccan and Candesh.

Mr. G. Giberne, to be acting second, and Mr. J. Pyne, acting third puisne judges of that court.

Mr. R. Mills, to be acting judge and session judge of Poona, and agent for Sirdars in the Deccan.

Bombay Castle, 26th February 1839.

The Hon'ble the Governor in Council is pleased to appoint Sookhrum Moogutram, to the office of Government pleader in the sudder dewanee adawlut.

Bombay Castle, 27th February 1839.

Mr. C. D. Straker, civil surgeon at Ahmednuggur, has been appointed, under act No. XIV. of 1835, an assistant magistrate in that collectorate from the 7th of December last.

Mr. H. Hebbert, acting assistant judge and session judge at Surat, is allowed leave of absence for one month from the 1st proximo, under section XIV. of the absentee regulation, to visit the presidency, on urgent private affairs.

By order of the Hon'ble
the Governor in Council,

J. P. WILLOUGHBY,

Secy. to Govt.

Military**Arrivals and Departures.****ARRIVALS.**

20th Feby.—Major General Kennett, from Southern Conkan.

Do. do.—Lieut. G. Walker, engineers, from Poona.

21st do.—Capt. Foster, do. from Tannah.

Do. do.—Lieut. col. G. R. Jervis, engineers, from Poona.

22nd do.—Veterinary surg. Aston, M. H. A. from Jaulnah.

Do. do.—Lieut. C. Munro, 16th N. I. from Vingorla.

Do. do.—Ensign A. Raitt, do. do. from do.

Do. do.—Capt. Hart, 22nd R. from Belgaum.

23rd do.—Capt. Macready, 30th R. from Ceylon.

Do. do.—Capt. C. S. Stuart, A. D. C. to Major Genl. Willis, from Baroda.

26th Do.—Lieut. H. Shakespear, 2nd Nizam's cavalry.

DEPARTURES.

20th Feby.—Ensign J. S. Aked, 4th R. N. I. to Tannah.

Do. do.—Col. Morgan, 9th R. to Ahmedabad.

21st do.—Lieut. col. C. F. Wills, 30th B. N. I. to Nee-much.

Do. do.—Capt. Commandant J. S. Young, B. H. N. cavalry, to Arungabad.

22nd do.—Capt. C. McLeod, 4th Q. R. M. N. I. to Husingabad.

23rd do.—Surg. D. S. Young, M. A. to Tellicherry.

Do. do.—Lieut. C. Walker, Engineers, to Persian Gulph.

24th do.—Capt. Benwell, 46th M. N. I. to England.

25th do.—Assist. surg. A. Arnott, M. D. to do.

Do. do.—Lieut. col. G. R. Jervis, engineers, to do.

Do. do.—Capt. R. Foster, engineers, to Aden.

Do. do.—Assist. surg. W. Picairn, M. D. to Suez.

29. do.—Capt. Hobson, B. E. R. to Aden.
 Do. do.—Capt. Farquharson, artillery staff, to Scinde.
 Do. do.—Assist. surg. A. Wright, M. D.
 26th do.—Brevet capt. H. Stamford, A. to Scinde.
 Do. do.—Capt. J. Deere, H. M. 41st R. to Poona.
 Do. do.—Lieut. R. Travers, 23rd R. N. I. to Scinde.
 Do. do.—Lieut. & adjt. E. Green, 21st R. N. I. to Poona.
 Town Major's Office. 27th Feby. 1839.

Shipping Intelligence.
 ARRIVALS.

22nd February.—Ship Lady Rowena, W. A. Clayton, master, from Liverpool, 18th September 1838.
 Do. do.—Ship Fattay Sallum, J. L. Gellert, master, from Calcutta, 21st January, Colombo 2nd, and Allepie 6th instant.
 Passengers.—Ogilvy Esq. Bengal civil service—Blanchard Esq.—Freeman Esq.—Bonellia Esq. Garbania Esq.—Bonain Esq.—E. Presgrave, engineer department—and 3 native merchants.
 Do. do.—Ship Morley, C. Evans, master, from London, 15th August 1838.
 Passengers.—Capt. Macready, H. M. 30th—George Leigh Esq.—Capt. Blackburn, H. M. 17th foot—Ensign Piercy, 2nd or Queen's—Ensign Johnson, 40th foot—Ensign Moore, 17th do.—Mr. Strong, merchant—Mr. Foulerton, I. S.—Mrs. Evans and 2 children—141 Rank and File—8 Women—6 children—one native and one European Servant.
 Do. do.—Barque Famont, N. Burtal, master, from Currachie, 19th instant.
 Passengers.—3 Natives.
 24th Do.—Barque Eliza, John Mann, master, from Litenelly, 24th June, and Cape of Good Hope 21st October 1838.
 Do. do.—Danish Ship Syden, A. Molbye, master, from Currachie, 21st instant.
 Passengers.—Capt. Kelly of the 40th R.—5 Invalid soldiers—and some officer's servants.
 Do. do.—Ship Julia, R. Richards, master, from China, 31st December 1838, and Singapore 15th January 1839.
 Passengers.—Mrs. Richards and child—Mrs. Bennett and 2 children, returned from barque Aurora at Sea—4 Arabs from Singapore.

DEPARTURES.

22nd Feby.—The E. I. C. Steamer Atalanta, R. Lowe esqr. commander, to Kurrachie.
 Do. do.—Brig Rampurap, Seedy Bellal, nacoda, to Aden.
 23rd do.—H. M. Ship Wellesley, bearing the flag of His Excellency Real Admiral Sir F. Maitland, K. C. B. commander in chief of H. M. Squadron in India, Thomas Maitland esq. captain, to Sea.
 24th do.—French Ship George Cuvier, J. Techoires, master, to Malabar Coast and Bordeaux.
 Passenger.—Mr. J. J. Dussumier.
 Do. do.—Ship Birkshire, John Clarkson, master, to London.
 Passengers.—Mrs. Simson—Mrs. Stuart—Mrs. Pinhey—Mrs. col. Wild and 2 children—Mrs. Coarington and 3 children—Mrs. Hodgson and a child—Mrs. Green—Mrs. Smith—Mrs. Maule and 3 children—Mrs. Dr. Stuart, Bombay Presidency—T. L. Strange Esq. Madras civil service—2 misses Harrison—master Harrison—master Naylor—master Campbell—and 7 servants.
 25th Feby.—The E. I. C. Steamer Berenice, W. Lowe Esq. commander, to Suez.
 Passengers.—Lieut. Colonel Jervis—Major Moore—Mrs. Kennedy and 2 children—The Hon'ble R. Cavendish—Mr. Orr. of Madras—Major General and Mrs. Bellasis—Mr. and Mrs. Duso—Monsieur Delasert—Mr. Edwards—Capt. Simpson—Dr. Arnot—Mr. Blanchard—Mr. Borrelly—Mr. Thornton—Col. Joao Casimiro Pereira, Portuguese—Mr. J. Freeman—F. Gambiny Esq.—E. Beauran Esq.—Lieut. W. Say—Mr. J. Colville—G. Lee Esq.—Capt. Macready—3 European and 3 Native Servants.
 26th Feby.—Ship Hannah, D. McGregor, master, to Scinde.
 Passengers.—Major Sir E. Campbell—Major Clunes—Capt. Stanford—Capt. Farquharson—Capt. Hart—Lieut. Travers—Lieut. Brady—Lieut. Margary—Lieut. Clark—Assist. Surgeon Wright.

Do. do.—Ship Mermaid, J. Chapman, master, to Tellicherry and London.
 Passengers.—Mrs. Swanson, and 3 children—Mrs. Gillespie, and 3 children—Mrs. Benwell and 3 children—Mrs. Leech—Capt. Benwell—Master Leech—Mr. and Mrs. Neave—1 Native, and 2 European servants to Tellicherry.
 27th do.—H. M. Brig Algerine, lieut. W. S. Thomas, commander, to Sea.

D. ROSS,
 Master Attendant,

Bombay. 27th February 1839.

Unclaimed Letters.
 SHIP LETTERS.

- 1 T. M. Otley Esq. Bombay,
- 1 John Vaux Esq. Earl of Balcarras. do.
- 1 F. Harrison, Apt. Surgeon Medical Board. do.
- 4 Mr. Stewart Patterson, Engineer H. C. Steamer Semiramis do.
- 1 Ao. Illmo. Sr. Lewis Caetano de Menezes, do.
- 1 Robert Horston, Clive Cruiser, Care of Rustonjee do.
- 1 H. H. Hewett, Capt. Commanding Office do.
- 1 Suit Col. W. Beatson, Care of M. M. Farmworth do.
- 1 John Dias Esq. Surgeon do.
- 1 Mr. Scott, Leather Bottle Inn. do.
- 1 Mr. S. H. Mattass. do.
- 1 Mr. Peter Cunningham do.
- 1 Mess. Amerchand Kemchud & Co. do.
- 1 Dossabhoj Franjee Esq. do.
- 1 Hornasjee Dadabhoj Esq. do.
- 1 Burjorjee Manickjee do.
- 1 Ganjee Visram do.
- 1 Jairam Marjee do.
- 1 Mhoroojee Callianjee do.
- 1 Chinese Chuni do.
- 1 Bhowanidass Calliandass do.

POST LETTERS.

- 1 Captain E. Inge, H. M. 4th Light Dragoons Bombay.
- 1 C. Black, Esq. 7th Regt. N. I. do.
- 1 Lieut. Newsam, 20th Regt. N. I. do.
- 1 Ditto ditto (Paper) do.
- 1 Mr. T. Ellbeck, in charge H. C. Schooner Emily do.
- 1 John Watkins Esq. do.
- 1 W. Parlebean, Esq. Engineer Bombay Steam Committee. do.
- 1 Captain James Fulljames, new Mint. do.
- 1 Captain Hart do.
- 1 Mr. J. Cartwright, with Dr. Ducak. do.
- 1 Major Woodcock, Horse Artillery. do.
- 1 Cornet C. Deacon, 4th Dragoons. do.
- 1 Lieut. Charles Montrieu, Indian Navy. do.
- 1 Captain J. E. G. Morris, 24th Regt. N. I. do.
- 1 Sensidug, No. 10 new China St. do.
- 1 Essabin Mahomed Ebraim. do.
- 1 Senhor Joze Maria Pinto. do.
- 1 Narrayan Gunesht Aptay, Scholar in the N. E. Society. do.
- 1 Hornasjee Jenseetjee, care of Captain Rowley, Fort Adjutant. do.
- 1 Baba Jenoodin Khulub. do.
- 1 Abdoolah Sath, Bombay Howker. do.
- 1 Curneram Dhobee, Dobeet tallow, Marcet. do.
- 1 Hurdial Bearer, care Mr. Lekey, in the Fort. do.
- 1 Dajeeba Wakimecur. do.
- 1 Mr. John Mathews de Sowza, care of Mr. J. S. Fernaides, Butler of Revd. Ward. do.

E. E. ELLIOT,
 Post Master General.

Bombay, 27th February 1839.

High water in the harbour under the following dates.

	A.	M.	P.	M.
1839.	H.	U.	H.	M.
Febry. 28th Thursday.	11	30	11	46
March 1st Friday.	12	0	0	0
.. 2nd Saturday.	0	15	0	29
.. 3rd Sunday.	0	44	0	59
.. 4th Monday.	1	14	1	29
.. 5th Tuesday.	1	45	2	1
.. 6th Wednesday.	2	19	2	38

It is requested, that advertisements and the translations, of any length, may be sent to this office on Tuesday evening, and those of a few lines only, by noon of Wednesday.
 Printed and Published by F. D. RAMOS, at the Government Press, APOLLO STREET.



SUPPLEMENT TO THE BOMBAY GOVERNMENT GAZETTE.

Published by authority.

THURSDAY, 28th FEBRUARY 1839.

POLITICAL DEPARTMENT.

Bombay Castle, 27th February 1839.

The following report of the capture of Aden from Major Bailie, not having reached Government with the other despatches, is now published.

*By order of the Hon'ble
the Governor in Council.*

J. P. WILLOUGHBY,
Secy. to Govt.

To,
The Adjutant General of the Army.
Bombay.

Sir,

I have the honor to report for the information of the Commander of the Forces, that as soon as the Ships got outside the Harbour of Bombay, I received from Captain Smith, of the Royal Navy, a letter from Mr. Secretary Willoughby, directing me to proceed with the Expedition to Vingorla, and to land the Troops there if necessary. Fortunately on the arrival of the Expedition off Vingorla, it was ascertained that the Troops were not required, and the Expedition made for its original destination, which it reached on the 16th January 1839.—I immediately communicated with Commander Haines, the Political authority there, and proceeded to consult with Captain Smith, on the Plan of attack, which was decided should take place on the Eastern side.—The Ships of War to bombard the Fortified Island and Town, whilst the Troops embarked on the Boats were to be under the lee of the Ships of War and push off for the shore at a preconcerted signal: as soon as I received Captain Smith's disposition of the Boats, I issued an order for the disembarkation of the Troops.

On the 17th, in company with Captain Smith and Lieutenant Western, Engineers, I reconnoitred the Northern Pass, and it was agreed to attempt to land on an Island about eight hundred yards from the Pass, two twelve pounder Howitzers, with a proportion of Artillery, and one hundred Men to protect them, which would have distracted the attention of the Enemy, have prevented ingress into the Town, and formed a diversion when the attack was made on the Eastern side.—It was attempted the same night, but unfortunately failed.—The Guns proving too heavy to enable the Boats to reach the Island at low water.

On the morning of the 18th the expedition sailed for the Eastern Bay, and anchored there the same evening.

Early on the morning of the 19th the signal having been made from the Frigate, that the landing would be attempted, the reserve consisting of 35 European Infantry, 177 of Golludauze and 24th Regiment Native Infantry, was put on board the Hon'ble Company's Sloop of War "Coote," and both divisions were em-

barked as soon as the Boats returned, the right, commanded by Major Osborne, consisting of 276 Muskets of the Bombay European Regiment; the left, under Captain Morris, consisting of 30 Muskets of the 24th Regiment Native Infantry: at 9 A. M. the Men of War, having taken up their positions, Her Majesty's Frigate "Voleg," Brig "Cruizer" and Gun Boat on the Northern side of the Fortified Island, and the Hon'ble Company's Sloop of War "Coote," and Schooner "Myhi" on the Southern side; they opened a tremendous fire on the lower Battery and Town, which very soon silenced the Enemies Guns.—At $\frac{1}{2}$ past 11 the signal was made for the Boats to push off and land, which both Divisions effected under a fire from the Matchlock Men, which wounded two Men, European Regiment, in the Right Division, and killed one Private and wounded one Private and a Bugler of the 24th Regiment Native Infantry, in the Left Division, with which I landed. Both Divisions formed up in the most steady manner and advanced through the Town, the Enemy retiring before them.—The Bombay European Regiment seized on the Sultan's Palace, and planted the British Flag on the top of it.—On debouching from the Town, a Flag of Truce was hoisted at Hydroos, the principal Mahomedan Mosque, where all the Inhabitants, both male and female, had sought protection.—The halt was immediately sounded and I advanced with a White Flag, met the Mahomedan Priest and explained to him, through my Arab Interpreter, that none of the Inhabitants should be touched, to keep all unarmed people and females with him at the Mosque, and to collect any arms there might be, and deliver them to Lieutenant Evans, European Regiment, whom I posted with a Picquet of 30 Europeans a little to the right and within 300 yards of Hydroos, with instructions not to approach the Mosque.—At the Western end of the Town, within 200 yards of the abovementioned Picquet, Captain Morris, having occupied a large stone building with the Head Quarters of the 24th Regiment Native Infantry, hoisted the British Flag, having previously seized on the Southern Gate and occupied a Mosque situated half way between the South Gate and his own position.—Captain Willoughby, with 22 Europeans of the Bombay Artillery, having just landed from the Mortar Boat, took post between the European and 24th Regiments, thus forming a semicircle; Lieutenant Evans's Picquet in advance.—At 1 A. M. I proceeded with the Flank Companies of the European Regiment, under the Command of Captain Cumming, to seize on the Gateway at the Northern Pass.—The Enemy still keeping up a desultory fire from the heights on our right, as the column advanced, but without effect.—On approaching within 200 yards of the defile, skirmishers were thrown out under Lieut-

enant Rose, supported by Captain Stiles, to dislodge a small body of Arabs who kept up a fire on the advance from the heights to the right of the Pass; a small party was thrown forward to examine the Gully, and meeting with no opposition, the whole pushed on and occupied the Gate which was deserted.—It had 2 Guns to defend the passage, a Picquet consisting of an Officer and 50 Rank and File was left at this Gate, and Captain Stiles was directed to scour the heights on our left returning: the small column returned to the Town where I found (139) one hundred and thirty nine Arab Prisoners, sent by Lieutenant Dobree, R. N. from the Fortified Island. I instantly desired the Arab Interpreter, to explain to the Shaik or Chief, that they must give up their arms, when they would be escorted to the Northern Gate, and permitted to proceed wherever they pleased; to this some demur was made, but at last acceded to, and their Matchlocks were taken from them. In the mean time knowing what little dependance was to be placed on the faith of the Arabs, I directed Major Osborne and Captain Willoughby, to get their Men under arms quietly in case of accidents.—In taking their Creeces from the Arabs, they became alarmed I suppose, for several of them jumped up, drew their Creeces, stabbed the Serjeant Major of the Artillery, in five places, and inflicted a fearful wound on the Arab Interpreter.—Some of the Sentries immediately fired on them, when they broke away in a body, killing a Corporal of the European Regiment and a Gunner of the Artillery, and wounding 2 Privates, European Regiment, and a Serjeant of Artillery since dead, the remaining Sentries fired on them and killed and mortally wounded 12 Arabs.

In their flight the Arabs killed a Bhistie of the European Regiment.

The Sultan has since written the Political Agent, that the alarm amongst the Arabs was occasioned by a Negro Slave of his own, who drew his Creecce to conceal it.—Had it not been for this unfortunate occurrence, so deeply to be regretted, the loss of life would have been very trifling.

On the 21st as the Inhabitants were returning to their houses, the 24th Regiment Native Infantry, were moved back to the Jumma Musseed—The duty being very fatiguing to the Troops, the Picquet on the Fortified Island was relieved by the Marines of the "Coote."

On the 25th, in consequence of information received from the Political Agent, that the Bedouins were gathering, and intended an attack, 200 European and Native Troops with 2 guns under the command of Captain Morris, were moved out, and occupied the old Turkish Wall on the Isthmus, which commands the approach to Aden, but there has been no symptom of any attack, on the contrary, as far as I can learn, every thing seems to be as quiet as could be expected, and provisions of every kind are brought in daily from the interior.

The extreme regularity with which the Troops embarked, and their patience while cooped up in the Boats for upwards of three hours, reflects the highest credit on both Men and Officers.—I have to thank Major Osborne and Captains Morris and St. John, for their unremitting exertions during the landing and throughout the day. In fact, every Officer has exerted himself to the utmost, and all I have now to fear is, for their health.

Captain Willoughby, with the assistance of Lieutenant Western, and his Pioneers, has completed a Battery of Field Pieces on a most commanding Position in a very short time.

I am extremely happy to state, that the privacy of the inhabitants whilst at Hydroos was

never invaded, nor has there been a single complaint against any Soldier, whether European or Native.

I have to express my high sense of the cordial co-operation and assistance afforded me on every occasion by Captain Smith, R. N. and the Squadron under his Command; their labors and exertions have been great and unremitting.

Some Matchlocks were received from the Mahomedan Priest, and 40 unarmed Bedouins were escorted to the Northern Gateway, and went into the interior on the 20th.

I have the honor to send a Plan of Aden, by Lieutenant Western, Engineers, with copies of my orders, and of all the letters I have received; also returns of killed and wounded, and of the Ordnance captured on the 19th, that the Commander of the Forces may be aware of all my proceedings, which I hope will meet with his approbation.

I have requested Captain Smith, R. N. to convey the three large Turkish Brass Guns to Bombay, which he has kindly consented to do, and they are now busily engaged getting them on board the Frigate.

I have the honor to be, &c.
(Signed) T. BAILIE, Major.
Commanding Aden Force.

Aden, 31st January 1839.

ADEN FORCE.
Return of Killed and Wounded, at the Storming of Aden, during 19th January 1839.
Camp Aden, 25th January 1839.

	Europeans.				Natives.					
	Killed.		Wounded.		Killed.		Wounded.			
	Lance Corporals.	Gunners.	Privates.	Serjeant Major.	Serjeants.	Lance Corporals.	Privates.	Bhisties.	Buglers.	Scapoys.
4th Company 2nd Battalion Artillery ..	1	1	1	*						
6th do. Gollundauze ..										
European Regt.	1				1	3		1		
24th Regiment N. Infantry ..							1		1	1
Total ..	1	1	1	1	1	3	1	1	1	2

*Since dead.
A Native Interpreter Wounded.
Killed..... 4
Wounded... 10
Total.... 14

(Signed) R. ST. JOHN, Capt.
Staff Officer.

J. P. WILLOUGHBY,
Secy. to Govt.

GENERAL ORDER BY THE HONORABLE THE GOVERNOR IN COUNCIL.
Bombay Castle, 27th February 1839.

The Honorable the Governor in Council repeats his thanks to Major Bailie, and to the Troops under his Command, for the admirable conduct and discipline displayed after the capture of Aden.

By order of the Hon'ble the Governor in Council.
J. P. WILLOUGHBY,
Secy. to the Govt.