



# Bombay Government Gazette.

PUBLISHED BY AUTHORITY.

In advance 3 Rs. per quarter.

THURSDAY, 1st FEBRUARY, 1844.

Four annas per Copy.

## NOTIFICATION.

Bombay Castle, 4th August 1831.

GENERAL DEPARTMENT

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

Bombay Castle, 18th January 1832.

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

The Bombay Government Gazettes furnished by government to public 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.

## Bank of Bombay.

At a General Meeting of the Proprietors of the Bank, held under Clause XIV. of Act III. of 1840, on Thursday the 25th instant, Thomas Cardwell Esq. was unanimously elected a Director, in room of James Wright Esq. resigned.

By order of the Board of Directors,  
J. STUART,

Secretary and Treasurer.

Bombay, 25th January 1844.

## Notice

Is hereby given, that persons desirous of entering into a Contract for the supply of Boats, Carriage &c. to the Commissariat Department at Vingorla, for the term, vizt. from 20th February to 15th June 1844, and from 15th — 1844 to 15th June 1845, a List of which with the rates affixed, and every other information relating thereto, may be obtained at this office daily, Sundays excepted, from 10 till 5 o'clock.

The Contractor will be required to comply immediately with all emergent demands, and others less urgent must be completed within the period stated in the supply notes, in failure of which such Carriage, Boats &c. as may be required, will be hired at his risk, and in all such cases an advance of Rupees 20 per cent upon the amount of expenses incurred, or a fine to an equal amount, at the option of the Commissariat Officer at Belgaum, will be levied as damages in compensation for each and every such breach of contract as often as the same may occur.

Verbal offers for the Contract will be received at this Office at 12 o'clock on Thursday the 15th February 1844, when persons will be required to bid a per-centage below the prices specified in the List above adverted, at which they will furnish such number of Carriage, Boats &c. as may be demanded by the Departments requiring them.

No person will be allowed to tender for the contract unless he previously deposits in this office the sum of Rupees 800, to be forfeited in

the event of delay, evasion or refusal to execute the deed of contract should his offer be accepted, in which case the tenderer must be prepared to add thereto a sum of 1000 Rupees, to be held as Security for the due performance of the engagement.

All further particulars will be communicated at the time of bidding, and no reason will be assigned for the rejection of any offer.

G. CARR, Bt. Captain,

For Capt. J. D. HALLETT,  
Acting Asst. Commy. General,  
S. D. Army.

Belgaum, 20th January 1844.

## Notice

Is hereby given, that such part of the Revenue Grain for 1843 | 44 amounting to 12,470 Candies or thereabout, consisting of Conkanee Ratty, Naglee, Wuree, and Hurick, as may not be commuted into money by the Ryots by whom it is due, will be put up to sale by public auction in this office, on the 1st March next.

Conditions of sale may be learnt on application at this office,

A. ELPHINSTON,

Collector.

Rutnaghree, 17th January 1844.

जाहीरखबर दिल्ली जाते की मस १८४३/४४  
सालपैकी सरकार जमाबंदीचा गद्दा काकणी भा  
त व नागली व वस्त्रा व हरीक मोळान सुमार  
१२४७० खंडी वस्त्रा यावयाचा त्यापैकी च्वा रथ  
तेकडून यावयाचा तीरथत दरठराउन गद्दा फ  
रोऊ नवेदल वितकागला तारीख १ मार्च मस  
१८४४ रोजी रतनागिरी घबोल कलेकटरचे क  
चेरीत जाहीर लिबावाने विकला जादल त्यालो  
लावाचे कराराची माहिती यावयाची असेलत्या

णी कलेक्टरचे हपोसांत जाउन घ्यावी तारीख  
१७ माहे जानेवारी सन इसवी १८४४

A. ELPHINSTON, Collr.

**Notice**

Is hereby given, that Tenders will be received until the 16th proximo, for Making and lining Coats for the Peons of this Establishment, and also for the supply of Turbans and Cumber Bunds, according to patterns which can be seen at the Town Custom House.

The party whose Tender may be accepted, will be required to furnish security for the proper performance of his agreement.

No reason will be assigned for rejecting any Tender.

A. SPENS,

Depty. Collector of Customs.

Bombay, 24th January 1844.

जाहिर नामु

मेवुने मादवी माहेला शीपाळ लोफोनां ए  
गलाओ अशतर शुधां फरी आपवानां तथा  
फोटमांनी मादवीमां नमुना हेमाडशे ते पर  
मांणे पागडीओ तथा फतरपंध आपवानां  
अरणे तारीख १५ मी माहे फेरवारी शने  
१८४४ एशवी शुधी लीघामां आवशी क  
नेतो अरण फलुल धरो तेने पोतानो फ  
रार पाडी आपवा शाउ जामीन आपवो  
पडशे \*

अरण नाकलुल फरशे तेनुं फारणे फेरशे  
नडी

नीशाणी

मे-एशपेनश

फशरंमना डीपुटी फलेफटर

तारीख २४ माहे जानीवारी शने १८४४

एशवी मुफाम मुंजाळ फशरंम हाकुश

W. ESCOMBE Secy. to Govt.

जाहिर नामा

ऐसाजे मांडवोतील सिपादलोकांचे डगले अ  
सारासुधां कळून दण्याचे व कोटांतोल मांडवोम  
घे नमुने दाखवितोल त्याप्रमाणे पागद्या व कंब  
रबंद पुरविण्याचे अर्ज तारीख १६ फेब्रुवारी स  
न १८४४ इसवी परीयंत घेतले जातील

ज्याचा अर्ज कबुल करतील त्यास आपली क  
रार पार पाडण्याकरितां जामीन द्यावा लागेल

अर्ज नाकबुल करतील त्याचे कारण सांगणार  
नोहोत

निशाणी

ए दस्ये नम

कठमचे डिप्टी कालेक्टर

तारीख २४ माहे जानेवारी सन १८४४

बद कठमहीस

W. ESCOMBE, Secy. to Govt.

**Notice**

Is hereby given, that persons desirous of entering into a contract, for supplying Clothing and Bedding to the Hospitals and Commissariat Department at the Presidency, as well as for other purposes, for two years from the 1st day of March next, may on application at this Office from 10 A. M. till 6 P. M. daily (sundays excepted,) obtain a list thereof with the prices affixed and such other information relating thereto, as they may require.

Verbal offers for the contract will be received at this Office at 12 o'clock on Monday the 19th proximo, when persons will be required to bid a per-centage below the prices specified in the list above adverted to, and they must undertake to furnish the whole of the articles embraced therein of unexceptionable quality to the Departments requiring them, in such numbers or quantity as may from time to time be demanded.

The contractor will be required to comply immediately with all emergent demands for the articles comprised in the above mentioned List, and others of less urgency must be met within the period stated in the Requisition Book, in failure thereof, the articles or such others as may be required in lieu, will be purchased at his risk and loss; and in all such cases an advance of Rupees (30) thirty per-cent upon the amount of expences incurred, or a fine of Rupees (50) fifty, at the option of the Executive Officer, will be levied as liquidated damages for each and every such breach of Contract as often as the same may occur.

No person will be allowed to bid for the Contract unless he previously deposits in this Office the sum of (200) two hundred Rupees, which will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of Contract, should his offer be accepted, in which case he must be prepared to add, thereto, a further sum of (300) three Hundred Rupees, which will be held as security for the due performance of the engagement.

The annual outlay on account of this contract is estimated at Rupees (10,300) ten thousand and three hundred or thereabouts. All further particulars will be communicated at the time of bidding, and no reason can be assigned for rejecting any offer.

D. DAVIDSON, Capt.

Depty. Commy. Genl.

B'bay, Depty. Comy. Genl's. }  
Office, 30th Jan. 1844. }

**Notice**

Is hereby given, that persons desirous of entering into a contract with this Department, for the supply of Rafters, Bamboos, Small Timber, Baskets &c. for two years from the 1st day of March next, may on application at this Office from 10 A. M. till 5 P. M. daily (Sundays excepted,) obtain a list of the prices and such other information relating thereto as they may require.

Verbal offers for the contract will be received at this Office at 12 o'clock on Monday the 12th proximo, when persons will be required to bid a per-centage below the prices specified in the above mentioned list, and they must undertake to furnish the whole of the articles embraced therein of unexceptionable quality to

the Departments requiring them, free of all further expense in such number or quantity as may from time to time be demanded.

The contractor will be required to comply immediately with all emergent demands for the articles comprised in the above mentioned List, and others of less urgency must be met within the period stated in the Requisition Book, in failure thereof, the articles or such others as may be required in lieu, will be purchased at his risk and loss; and in all such cases an advance of Rupees (30) thirty per-cent upon the amount of expences incurred, or a fine of Rupees fifty, at the option of the Executive Officer, will be levied as liquidated damages for each and every breach of Contract as often as the same may occur.

No person will be allowed to bid for the Contract unless he previously deposits in this Office (150) one hundred and fifty Rupees, which will be forfeited in the event of delay, evasion or refusal to execute the necessary deed of Contract, should his offer be accepted, in which case he must be prepared to add, thereto, a similar sum, which will be held as security for the due performance of the engagement.

The annual outlay on account of this contract is estimated at Rupees 7,578-0-0 or thereabouts. All further particulars will be communicated at the time of bidding and no reason can be assigned for rejecting any offer.

D. DAVIDSON, Capt.  
Deputy Commy. General.

Bombay, Depy. Commy. Gen'l's. }  
Office, 24th January 1844. }

**Advertisement.**

Notice is hereby given, that the Superintendent of the Indian Navy will receive Tenders, for the conveyance of seven Seamen (more or less) of the Hon'ble Company's steam vessel Akbar, from Bombay to Black wall, in the River Thames.

The tenders should express the rate per head in English currency. The ship finding the Men with good and wholesome Provisions during the voyage.

Two thirds of the passage money will be paid in Bombay at the exchange of two Shillings the Company's Rupee, and the remaining one third in England after the arrival of the ship, and the landing of the Men at their destination:—The time of the ship's departure is to be stated.

By order,  
H. B. LYNCH,  
Assist. Supt. I. N.

Bombay, 31st January 1844.

**Notice.**

Passage is required for the conveyance of (6) six Native Convicts to Singapore.

Freight is required for the conveyance to England, of a Box containing a Pattern Hussar Saddle and Appointments; the following are the dimensions of the Box,

	Feet.	Inches.
Length.....	2	2
Breadth.. ..	1	10
Depth.....	2	6

By order,  
H. B. LYNCH,  
Assist. Supt. I. N.

Bombay, 31st January 1844.

**Notice.**

Tenders will be received by the Superintendent Indian Navy, for the conveyance of a quantity of Gun Powder to Calcutta and Madras as follows.

To Calcutta 20 Barrels, each containing 50 lbs. of Powder. The tonnage of which is 42 Cubic Feet, and 637½ inches.

To Madras 10 Barrels, each containing 100 lbs. of Powder. The tonnage required for which will be 34 Cubic Feet, and 493 inches.

The whole freight will be paid in Calcutta and Madras respectively.

By order,  
H. B. LYNCH,  
Asst. Supt. I. N.

Bombay, 31st January 1844.

**Advertisement.**

Notice is hereby given, that the Superintendent of the Indian Navy will receive tenders for the conveyance of, from twelve to fourteen Anchors, weighing from 45 to 55 cwt. to Calcutta:—The tenders are to state the rate per Ton, and the time when the Ship will be ready to receive the Anchors and depart.

By order,  
H. B. LYNCH,  
Assist. Supt. I. N.

Bombay, 31st January 1844.

**Notice.**

Verbal tenders will be received at this Office at 1 o'clock on Saturday next, the 3rd proximo, for the supply of the following articles, vizt:—

- 17 Bricks, Bath, Europe.
- 2 Qr. 7lb. Nails, Boat, Copper do. 2 inches.
- 2 Maunds Nails, Boat, do. do. 2 do.
- 1 Pair Divider, Springs, Europe.
- 2 Candle Sticks, Tin, do.
- 1 Pound of Worsted, do.
- 1 Chest, Tool, Turner, do.
- 30 Pounds of Rhubarb Powder.
- 2 Chests Tool, Mining, Europe.
- 14 Pounds Pearl Ash.
- 1 Marble Slab 1 foot square.
- 4 Glass, Time, 1 hour.
- 2 Drum Hoop, Brass.

An immediate deposit of ten per cent will be required to be made by the lowest bidders upon the amount of their offers; all further particulars may be learnt on application at this Office from 10 till 5 o'clock daily.

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

D. DAVIDSON, Capt.  
Depty. Comy. Genl.

Bombay, Depy. Commy. Gen'l's. }  
Office, 31st Jany. 1844. }

**Notice**

The Overland Mail for despatch by the H. C. Steamer "Cleopatra," will be closed at this Office To-morrow at 3 o'clock P. M.

Letters and Newspapers will be received for the after Packet until 5 P. M. on the payment of one rupee on each.

JOHN GORDON,  
Post Master General.

Bombay, General Post Office, 31st Jan. 1844.

**BOMBAY PRICE CURRENT.**

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

ARTICLES.		PRICE.		ARTICLES.		PRICE.	
		Re.	A P.			Re.	A P.
<b>BEEF.</b>				<b>PORK FRESH AND SALT.</b>			
Prime pieces.	1st sort 10 lbs.	1	1	Pork	10 lbs.	1	4
Ditto.	2nd do. 12 do.	1	1	Pig, roasting, large size.	each.	1	4
Ditto.	3rd do. 14 do.	1	1	Ditto ditto small do.	20 lbs.	1	1
Brisket and round.	1st do. 12 do.	1	1	Pigs head.	4 do.	1	1
Ditto.	2nd do. 14 do.	1	1	Sausages.	per four.	1	4
Ditto.	3rd do. 16 do.	1	1	Trotters, large.	do.	1	2
Meat for Soup	10 do.	1	1	Ditto small.	do.	1	2
Shin.	1st sort, each.	4	1	Pig Liver & heart.	do.	2	1
Ditto.	2nd do. do.	3	1	Salt Pork, country.	10 lbs.	1	1
Tongue.	Large do.	4	1	<b>POULTRY.</b>			
Ditto.	small do.	3	1	Goose	each.	4	1
Heart.	Large do.	3	1	Turkey cock, Bombay.	do.	4	1
Ditto.	small do.	2	1	Ditto hen, do.	do.	4	1
Marrow-Bone.	do.	4	1	Ditto cock, Goa.	do.	4	1
Feet four.	per pound.	4	1	Ditto hen, do.	do.	2	1
Suet	do.	4	1	Fowls, large, Surat.	do.	4	1
<b>VEAL LARGE SIZE.</b>				<b>FRUITS OF SORTS.</b>			
Hind Quarter.	1st sort 3 lbs.	1	1	Mullet large.	per score.	1	12
Ditto.	2nd do. 3 do.	1	1	Ditto small.	do.	12	12
Ditto.	3rd do. 4 do.	1	1	Pamplet white large.	each.	6	12
Fore Quarter.	1st do. 3 do.	1	1	Ditto do. small.	do.	4	12
Ditto.	2nd do. 4 do.	1	1	Ditto black large.	do.	6	12
Ditto.	3rd do. 4 do.	1	1	Ditto do. small.	do.	4	12
<b>VEAL SMALL SIZE.</b>				<b>GRAIN OF SORTS.</b>			
Hind Quarter.	1st sort 2 1/2 lbs.	1	1	Wheat, Hansia.	{ pr. Cdy. of 8 pharas.	20	17
Ditto.	2nd do. 3 do.	1	1	Ditto Jamboseer 1st sort.	do. do.	15	12
Ditto.	3rd do. 3 do.	1	1	Ditto ditto 2d do.	do. do.	15	12
Fore Quarter.	1st do. 3 do.	1	1	Do. Blownuggur 1st do.	do. do.	12	12
Ditto.	2nd do. 4 do.	1	1	Ditto ditto 2d do.	do. do.	11	11
Ditto.	3rd do. 4 do.	1	1	Ditto Ghanty.	do. do.	13	11
Head.	1st do. each.	12	10	Ditto Sindy.	do. do.	14	14
Ditto.	2d do. do.	10	8	Gram, Jumboseer.	do. do.	14	14
Ditto.	3d do. do.	8	3	Ditto Gogaree, 1st sort.	do. do.	13	13
Feet, four.	1st sort	3	3	Ditto ditto 2d do.	do. do.	11	11
Ditto.	2d do.	3	3	Ditto Ghanty 1st do.	do. do.	12	8
Ditto.	3d do.	3	3	Ditto ditto.	2d do. do.	12	8
Liver & heart.	1st do. each.	1	1	Wooded Ghanty.	do. do.	11	8
Ditto.	2d do. do.	1	1	Ditto Cutchee.	do. do.	14	14
Ditto.	3d do. do.	1	1	Ditto Malabar.	do. do.	12	12
<b>MUTTON FOR EUROPEANS.</b>				<b>UNBOILED RICE OF SORTS.</b>			
Saddle.	1st sort per lb.	3	3	Ditto Rajahpoor.	do. do.	11	11
Leg, Loins, Shoulder and Neck.	1st do. ditto	2	2	Barley 1st sort.	do. do.	8	8
Breast.	1st do. ditto.	0	0	Ditto.	2d do. do.	7	7
Saddle.	2d do. ditto.	2	2	Toor.	1st do. do.	16	16
Leg, Loins, Shoulder and Neck.	2d do. ditto.	6	3	Ditto.	2d do. do.	15	15
Breast.	2d do. ditto.	1	3	Jooree.	do. do.	7	7
Saddle.	3d do. ditto.	1	3	Nachery.	do. do.	14	14
Leg, Loins, Shoulder and Neck.	3d do. ditto.	1	3	Vattarya.	do. do.	14	14
Breast.	3d do. ditto.	1	3	Chowley.	do. do.	2	2
Tongue.	each.	6	6	Dall Broach.	per phara.	3	3
Brains.	do.	4	4	Ditto Surat.	ditto.	3	8
Feet.	1st do.	1	9	<b>BEATEN RICE OF SORTS.</b>			
Feet, four.	1st do. each.	1	3	Rice Putney.	per phara.	2	2
Liver and heart.	1st do. do.	1	1	Ditto Sindy red.	ditto.	1	12
Suet.	per pound.	3	3	Ditto Raws.	ditto.	1	10
<b>MUTTON FOR NATIVES.</b>				<b>DRY FRUITS OF SORTS.</b>			
First sort.	12 pounds.	1	1	Plumbs fine.	per seer weight.	2	2
Second do.	14 ditto.	1	1	Ditto course.	ditto do.	1	6
Third do.	16 ditto.	1	1	Currents fine.	ditto do.	2	2
Head, feet, liver & heart.	each.	3	4	Ditto course.	ditto do.	1	6
Brains.	do.	4	4	Prune new.	ditto do.	2	2
<b>KID LARGE SIZE.</b>				<b>BREAD, FLOUR, ROLONG, &amp;c.</b>			
Hind Quarter.	1st sort 4 1/2 lbs.	1	1	A loaf of 1st sort.	poiz. 13 oz. each.	1	4
Ditto.	2d do. 5 do.	1	1	Ditto of 2d do.	do. 13 do.	1	1
Ditto.	3d do. 6 do.	1	1	Ditto brown do.	do. 32 do.	1	1
Fore Quarter.	1st do. 5 do.	1	1	Ditto do. do.	do. 16 do.	1	1
Ditto.	2d do. 6 do.	1	1	Flour wheat.	per seer measure.	4	4
Ditto.	3d do. 7 do.	1	1	Rolong.	ditto do.	1	6
<b>KID SMALL SIZE.</b>				<b>FIREWOOD.</b>			
Hind Quarter.	1st sort 3 1/2 lbs.	1	1	Sagoo fine.	ditto weight.	1	3
Ditto.	2d do. 4 do.	1	1	Ditto course.	ditto do.	1	3
Ditto.	3d do. 5 do.	1	1	Arrowroot.	ditto do.	2	2
Fore Quarter.	1st do. 4 do.	1	1	<b>MILK AND BUTTER.</b>			
Ditto.	2d do. 5 do.	1	1	Cows milk.	per seer measure.	1	4
Ditto.	3d do. 6 do.	1	1	Ditto butter.	per cup of 2 oz.	1	4
Head, feet, liver & heart.	do.	3	3	Buffalo milk.	per seer measure.	1	1
<b>LAMB LARGE SIZE.</b>				<b>SUNDRIES.</b>			
Hind Quarter.	1st sort 6 1/2 lbs.	1	1	Saltpetre Europe.	per md. of 28 lbs.	3	3
Ditto.	2d do. 7 do.	1	1	Ditto Bengal.	ditto ditto.	3	4
Ditto.	3d do. 8 do.	1	1	Ditto Rajapoor.	ditto ditto.	2	2
Fore Quarter.	1st do. 7 do.	1	1	Pepper black 1st sort.	per seer.	2	2
Ditto.	2d do. 8 do.	1	1	Ditto ditto 2d do.	ditto.	1	8
Ditto.	3d do. 9 do.	1	1	Garlick 1st sort.	ditto.	1	10
<b>LAMB SMALL SIZE.</b>				<b>BENGAL RICE OF SORTS.</b>			
Hind Quarter.	1st sort 4 lbs.	1	1	Rice Unboiled 1st sort.	{ per bag of 168 lbs.	6	2
Ditto.	2d do. 5 do.	1	1	Ditto ditto 2d do.	do. do.	5	8
Ditto.	3d do. 6 do.	1	1	Ditto Boiled 1st do.	do. do.	5	8
Fore Quarter.	1st do. 5 do.	1	1	Ditto ditto 2d do.	ditto.	5	12
Ditto.	2d do. 6 do.	1	1	<b>BATTY.</b>			
Ditto.	3d do. 7 do.	1	1	Batty Putney per moora of 25 pharas.	ditto.	22	22
Head, feet, liver & heart.	do.	3	3	Ditto Raws.	ditto.	20	20

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

Bombay Measures by which the Articles are sold.—4 Seers one Phylly—17 Phyllys one Phara—8 Pharas one Candy—25 Pharas one Moora.

A Robin of Rice averages about 15 Phyllys.

Bombay weight by which the Articles are sold.—1 Seer 11 ozs. and 4 decs.—40 Seers 1 Maund—1 Maund 28 English pounds.

Published by order of the Court of Petty Sessions.

J. WATSON, Clerk of the Market.

**GENERAL ORDERS**

BY THE HON'BLE THE GOVERNOR IN COUNCIL.

*MILITARY DEPARTMENT.*BOMBAY CASTLE, 25<sup>TH</sup> JANUARY 1844.

No 78 of 1844.—Lieutenant F. J. Oldfield, of the 3rd Regiment Light Cavalry, is allowed a furlough to Europe for three years, for the benefit of his health.

No. 79 of 1844.—The following temporary appointment is made.

Ensign C. W. Walker, of the 5th Regiment Native Light Infantry, to act as Adjutant to the Recruit Depot at Poona, vice Hough of the 18th Regiment Native Infantry, proceeding to join his Regiment in Scinde, or until further orders.

No 80 of 1844.—The undermentioned Officers are ranked from the dates specified opposite their names and posted to Regiments as follows.

	Rank as 2nd Lieut. Cornets and Ensign in the		To what Regiments appointed.
	Regiment.	Army.	
<i>Engineers.</i>			
William Chapman.....	16th Augt. 1843.....	10th June 1842.	Engineers.
<i>Cavalry.</i>			
1 William Maxwell McCandie Campbell.....	4th Nov. 1843.....	4th Nov. 1843.	3d Regt. Lt. Cy.
2 Charles Wm. Bannister.....	8th do. do.....	8th do. do.	2nd Regt. Lt. Cy.
<i>Infantry.</i>			
Isaac Fertius Nicholson.....	5th Jany. 1844.....	1st Sept. 1843.	23d Regt. N. L. I.

No. 81 of 1844.—The following native promotions are made.

*21st Regiment Native Infantry.**Date of Rank.*

Jemadar Shaik Peer Buccas to be Subedar, and Havildar Doorga Boobay to be Jemedar, in succession to Purson Sing deceased.....	14th Dec. 1843.
Jemedar Adjoodia Pursad to be Subedar, and Havildar Rama Khandaglay to be Jemedar, in succession to New Buccas Sing deceased.....	18th Dec. 1843.
Havildar Purrum Sook to be Jemedar, vice Davee Deen Misser deceased.....	do. do. do.

No. 82 of 1844.—Lieutenant Hoare of the 13th Regiment Native Infantry, is allowed to proceed to the Neilgherries, for the benefit of his health, with leave of absence for two years.

No. 83 of 1844 —Lieutenant F. Wemyss, of the Engineers, is granted a furlough to Europe for three years, for the benefit of his health.

No. 84 of 1844.—The leave to the Neilgherries granted to Ensign H. Lloyd, of the 21st Regiment Native Infantry, under date the 23rd August last, for the benefit of his health, is extended to the 31st July 1844, on the same account.

No. 85 of 1844.—The following orders are confirmed.

An order by Major General MacNeil, dated Poona the 15th Instant, appointing Lieutenant Newnham, of the 23rd Regiment Native Light Infantry, to act as Adjutant to the Recruit Depot at Poona, until further orders.

An order by Major General Simpson, dated Hyderabad the 29th December 1843, appointing Ensign Holland of the 13th Regiment Native Infantry, to act as Interpreter to the 15th Regiment Native Infantry, until further orders.

An order by His Excellency Major General Sir C. J. Napier, G. C. B. Governor of Scinde, dated Kurrachee the 27th December 1843, appointing Lieutenant Mereweather of the 21st Regiment Native Infantry, to act as Adjutant to the Scinde Irregular Horse.

No. 86 of 1844.—An order by Lieutenant Colonel Ovan's, dated Sattara the 9th Instant, appointing Lieutenant G. R. Grimes of the 2nd Grenadier Regiment Native Infantry, to act as Line Adjutant at Sattara on the departure of Captain Thomas from the station to join his Regiment in Scinde.

An order by Lieutenant Colonel Hickee, dated Sattara the 8th Instant, appointing Lieutenant G. W. Harding to act as Adjutant to the 2d Grenadier Regiment Native Infantry, during the time Lieutenant Grimes may be absent from the Regiment as Acting Line Adjutant at Sattara.

A Detachment order by Captain G. N. Prior, dated Dapoollee the 17th instant, appointing Lieutenant Laurie, to act as Adjutant to the Left Wing of the 21st Regiment Native Infantry from the 9th instant, the date of the departure of the Head Quarters of the left wing from Kurrachee.

An order by Lieutenant Colonel P. D. Ottey, dated the 2d instant, appointing Captain Baldwin to act as Staff Officer and to the charge of the Treasure Chest at Dapoollee, and Captain Tynjall to act as Adjutant to the Native Veteran Battalion, during the absence of Captain Haselwood on leave.

No. 87 of 1844.—The following appointments are made.

*4th Regiment N. I. or Rifle Corps.**Date of Appointment.*

Lieutenant A. Morris to be Adjutant, vice Lucas resigned the situation.....	11th January 1844.
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No. 88 of 1844.....	1st Grenadier Regiment N. I.	17th January 1844.
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*Bombay Castle, 26th January 1844.*

No. 89 of 1844.—The leave granted to Lieutenant Colonel T. Marshall, of the 11th Regiment Native Infantry, in General Order of the 3rd May last, is cancelled from the 19th Instant, the date of that Officer's return to the Presidency.

No. 90 of 1844 —Captains G. Rowley, and W. J. Ottey, of the 2nd Regiment Light Cavalry, are temporarily placed at the disposal of His Excellency the Commander in Chief, for Regimental duty.

No. 91 of 1844 —Serjeant Overseer Jones, at present employed in the Department of Public Works, is placed at the disposal of His Excellency the Commander in Chief, in order that he may be remanded to his Corps.

No. 92 of 1844.—Brevet Major Stevens, G. B. of the 21st Regiment N. I. will resume his appointment as Acting Assistant Garrison Engineer at the Presidency.

No. 93 of 1844.—Captain Pontardent, received charge of the Office of Agent for Clothing the Army from Captain Short on the 23rd Instant.

*Bombay Castle, 27th January 1844.*

No. 94 of 1844.—The following officers are allowed a furlough to Europe for three years, for the benefit of their health.

Brevet Captain W. St. Clair, of the Artillery, Lieut. C. F. North, of the Engineers.

*Bombay Castle, 29th January 1844.*

No. 95 of 1844.—Captain Berthon, officiating Superintending Engineer Northern Provinces, is allowed leave of absence to visit the Presidency for one month, from the 1st March next.

No. 96 of 1844.—With reference to the General Order of the 16th ultimo, No. 670, the services of Assistant Surgeon Winchester being no longer required in the Military Department, he is directed to rejoin his station at Rutnagherry.

No. 97 of 1844.—The special duty on which Lieutenant Curtis was detained at Bombay or Poona, by General Order No. 378, dated the 23rd June last, having been completed, that Officer is directed to return to Aden.

*Bombay Castle, 30th January 1844.*

No. 98 of 1844.—Captain D. Littlejohn, of the 48th Regiment Madras Native Infantry, is allowed a furlough to Europe for three years, for the benefit of his health.

No. 99 of 1844.—Lieutenant A. J. M. Boileau, of the Madras Engineers, is allowed a furlough to Europe, for the benefit of his health.

*Bombay Castle, 31st January 1844.*

No. 100 of 1844.—Assistant Surgeon T. Russel, of the Bengal Establishment, is allowed a furlough to Europe, for three years, for the benefit of his health.

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

P. M. MELVILL, Lieut. Col. Secy. to Govt.

### MARINE DEPARTMENT.

*Bombay Castle, 26th January 1844.*

No. 15 of 1844.—The Honorable the Governor in Council has had under consideration the proceedings of a Medical Committee assembled by order of the Officer Commanding the Troops, and the Senior Naval Officer at Aden, on the 3rd October last, to enquire into the state of health of Commander Kempthorne of the Indian Navy.

This Committee, composed of Surgeon Scott, as President, and Assistant Surgeons Sabben and Vaughan, as Members, passed an opinion that Commander Kempthorne should be permitted to proceed to Bombay on sick certificate, but at the same time remarked upon the establishment of the vessels of the Indian Navy, and upon the manner in which the services of Commander Kempthorne might be employed.

The Governor in Council regards such remarks as extremely irregular, and contrary to the regulations which have been defined for the guidance of Medical Officers, who are expected always to confine the terms of the certificates they pass within the legitimate sphere of their proper duties.

*Bombay Castle, 31st January 1844.*

No. 16 of 1844.—Captain J. Pepper, Indian Navy, is appointed to act until further orders, as Indian Naval Storekeeper, vice Captain G. Simpson deceased.

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

P. M. MELVILL, Lieut. Col. Secy. to Govt.

### PACKETS.

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

NAMES OF VESSELS.	AGENTS.	DATE OF INTENDED DEPARTURE.	TO WHAT PORT.	TOUCHING WHERE.
A Steamer .....	Superintendent of Indian Navy.....	1st March 1844.....	Suez.....	Aden.
Ditto.....	Ditto.....ditto.....	1st April.....	Ditto.....	Ditto.
Ditto.....	Ditto.....ditto.....	24 hours after arrival of the Overland Mail..	Kurrachee.....	Porebunder.
Ditto.....	Ditto.....ditto.....	2d Feb. 1844.....	Ditto.....	
Samuel Spynie .....	Messrs. Skinner and Co. ....	Ditto.....	Hull.....	
H. M. C. S. Champion.....	".....	4th do.....	Swan River.....	
Eleanor Lancaster.....	Messrs. McVicar Burn & Co.....	3d do.....	Liverpool.....	
Commodore.....	" W. & A. Graham & Co.....	4th do.....	Clyde.....	
Coromondel.....	" B. & A. Hormusjee and Co.....	Ditto.....	London.....	
John Wickliffe.....	" Frith and Co.....	Ditto.....	Columbo.....	
Lucinda.....	" Grey and Co.....	5th do.....	Liverpool.....	
Anthony Anderson.....	" Ewart Lyon and Co.....	6th do.....	China.....	
Hindoo.....	" Forbes and Co.....	12th do.....	Macao.....	
Maid of Athens.....	" Ditto.....	Ditto.....	Hong Kong.....	
Strabane.....	" Wm. Nicol and Co.....	Ditto.....	Clyde.....	
Duke.....	" Brownrigg and Co.....	15th do.....	Liverpool.....	
Carnatic.....	" W. and T. Edmond and Co.....	Ditto.....	London.....	
Mohawk.....	" Campbell Miller and Co.....	Ditto.....	Ditto.....	
Lord Lyndock.....	" Lancaster Moleynem and Co.....	20th do.....	Ditto.....	
John Moore.....	" Drom Hunter and Co.....	25th do.....	Liverpool.....	
Dorosina.....	" Brownrigg and Co.....	Ditto.....	China.....	
Ann.....	" W. and T. Edmond and Co.....	Ditto.....	Liverpool.....	
Hebrides.....	" Ditto.....	Ditto.....	China.....	
David Clark.....	" Ritchie Stewart and Co.....	Dispatch.....	Clyde.....	
Devonport.....	" Ditto.....	Ditto.....	Liverpool.....	
Corozra.....	" Ditto.....	Ditto.....	China.....	

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

*Bombay, General Post Office, 31st January 1844.*

JOHN GORDON,  
Post Master General.

**Notice**

Is hereby given, that Sealed Tenders will be received at this Office until the 16th proximo, for Tonnage, for the conveyance to London, of Forty Three Packages of Wool, weighing about Two thousand five hundred and seventy seven pounds.

The tenders to specify the rate per Ton of 50 Cubic Feet, and the name of the Vessel with the probable date of her departure.

H. H. GLASS,  
Collector of Customs.

Bombay, 31st January 1844.

**Notice**

Is hereby given, that a large quantity of unclaimed Salt will be disposed of by public auction, at the Musjeed Bunder Custom House, on Monday the 5th Proximo, at 12 o'clock. The conditions will be made known at the time of Sale.

A. SPENS,

Deputy Collector of Customs.

Bombay, 31st January 1844.

Having taken charge, in obedience to Instructions from His Excellency the Governor and Commander in Chief of Hongkong, of the effects of the late Major Eldred Pottinger, C. B. Extra-Aid-de-camp to His Excellency, I have remitted the Balance (after paying Servant's Wages, Funeral Expenses, and other authorized charges) amounting to Company's Rupees Eight Hundred and ninety three (893-0-0) to the Sub Treasurer to Government at Bombay.

G. T. BROOKE, Capt. 55th Regt.

Mily. Secy. and A. D. C.

Government House, Victoria,  
(Hong-Kong) Dec. 20th, 1843.

**OPIUM MEMORANDUM.**

Passes granted at Indore under the Proclamation of 1843-44 from 27th Oct. 1843 to the 11th January 1844..... Chests 10,852  
Ditto from 15th to the 20th Instant. 252

— 11,134

Ditto from Bombay from 17th Oct. 1843 to the 30th instant..... 500

Total.. 11,634

Balance remaining of the Passes granted in the previous year.. 30

Total.. 11,664

**IMPORTED.**

Under the passes granted previous to the 1st October 1843..... 3,744

Ditto... ditto from 1st October 1843 to the 23rd Instant,..... 7,030

Ditto from 24th to the 30th inst. 797

— 7,827

Total.. 11,571

**EXPORTED.**

From the 1st October 1843 to the 18th January 1844..... Chests 7,324

Ditto from 19th to the 30th instant..... 28

Total.. 7,352

H. H. GLASS,  
Opium Agent:

Bombay, 31st January 1844.

**Notice**

Is hereby given, that sealed tenders will be received at this office, until the 10th proximo, for Tonnage, for the conveyance of about Twenty Bales of Cotton from Bombay to Liverpool.

The tenders to specify the rate per Ton of (50) Fifty Cubic feet, and the name of the vessel, with the probable date of her departure to Liverpool.

H. H. GLASS,  
Collr. of Customs.

Bombay, 22nd January 1844.

**Notification**

**MARINE DEPARTMENT.**

Notice is hereby given, that the Hon'ble the Governor in Council intends to despatch the Monthly Mail Steamers to Suez, during the ensuing season, on the dates specified below, viz.

The Feb Steamer on Thursday, .. 1st Feb.  
,, March.. ,, on Friday, .... 1st March.  
,, April.... ,, on Monday,.... 1st April.  
,, May.... ,, on Wednesday, 1st May.

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

P. M. MELVILL, Lieut. Col.  
Secy. to Govt.

Bombay Castle, 16th August 1843.

**Civil Appointments &c.**

**TERRITORIAL DEPARTMENT,  
REVENUE.**

Bombay Castle, 31st January 1844.

Mr. A. St. J. Richardson, second assistant to the collector and magistrate of Broach, joined his Station on the 20th instant.

The Hon'ble the Governor in Council is pleased to notify the following appointment.

Bulwunt Rao Mahadeo, Deshust Bramin, acting mamludar of Potada, to be dafurdar of the Ahmednuggur collectorate.

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

L. R. REID, Chief Secy.

**JUDICIAL DEPARTMENT.**

Bombay Castle, 27th January 1844.

**Appointments.**

Mr. W. Boyce, to be an assistant magistrate in the Khandeish collectorate.

Bombay Castle, 31st January 1844.

Mr. A. W. Jones, first assistant to the magistrate of Ahmedabad, is vested with the full penal powers of a magistrate in that collectorate, under the provisions of Act No. XIV. of 1835.

The appointment of Subedar Bulnac Pudnac, of the Guzerat provincial battalion, as commandant of the Rutnagherry Rangers, to be cancelled, and Jemadar Tannaje Naik Nulowdey to be commandant of that corps.

**POLITICAL DEPARTMENT.**

Bombay Castle, 31st January 1844.

Mr. assistant surgeon Larkins is appointed to the medical charge of the Baroda residency from the 18th ultimo.

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

J. P. WILLOUGHBY,  
Secy. to Govt.

## Military Arrivals and Departures.

### ARRIVALS.

- 23rd Jan. 1844.—Assist. Surgeon J. Faithful, from Scinde.  
 26th do.—Inspector General Hospital R. Pinhey, Staff, from Poonah.  
 Do. do.—Lt. Col. J. T. Leslie, H. Brigade. from do.  
 Do. do.—Lt. Hough, 18th Regt. N. I., from do.  
 Do. do.—Ensign H. Fenwick, 19th Regt. N. I., from Surat  
 Do. do.—Assist. Chaplain G. Morison, from Hurnee.  
 27th do.—Lt. H. Daly, G. P. B., from Kairah.  
 Do. do.—Lt. Compton, 18th N. I., from Ahmedabad,  
 29th do.—Lt. Col. Payne, 13th Regt. N. I., from Hydrabad.  
 Do. do.—Capt. J. Liddell, 23rd Regt. N. I., from Tannah.  
 31st do.—Ensign L. B. Comyn, 18th Regt. N. I., from Hydrabad.  
 Do. do.—Lt. Richards, 3rd Regt N. I., from Bhooj.

### DEPARTURES.

- 26th Jany.—Assist. Surg. Win. Pitcairn, to Severndroog.  
 Do. do.—Wm. Braikenridge, 2nd Regt Eur. Lt. Infy., to Belgaum.  
 27th do.—Lt. Pottinger, Artillery, to Ahmednuggur.  
 Do. do.—2nd Lt. Gaye, do., to do.  
 Do. do.—Do. do. Rennie, do. to do.  
 Do. do.—Assist. Surg. W. Keith, Artillery, to Nuggur.  
 Do. do.—Assist. Chaplain G. Morison, to Surat.  
 29th do.—Lt. W. Wilkison, 21st Regt. N. I., to Mahableshwur.  
 30th do.—Capt. Shortt, 13th Regt., to Scinde.  
 Do. do.—Lt. J. A. Evans, Guzerat Horse, to Ahmedabad.  
 Do. do.—Bt. Capt. R. Travers, 23rd Regt., to Poonah.

*Town Major's Office, 31st January 1844.*

## SHIPPING INTELLIGENCE.

### ARRIVALS.

- 25th Jany.—H. C. Steamer Nemesis, N. W. Oliver, from Severndroog, 24th Instant.  
 26th do.—Ship Fort William, G. W. Hogg, from China 18th and Singapore 28th December.  
*Passengers.*—Senhor Aterza; Senhora Aterza, and Child; Senhor Luderias; Senhora Luderias, and three Children; Senhores Ladrono, Abat, J. Alcon, P. Alcon, and F. Alcon.  
 27th do.—Ship Rohomany, N. Heckford, from Mauritius, 12th ultimo.  
*Passengers.*—5 Natives.  
 Do. do.—Steamer Carnac, W. H. Grimes, from Surat, 26th Instant.  
*Passengers.*—Mrs. Fenwick, Merwanjee Hormusjee, and 28 Native.  
 Do. do.—Ship Caledonia, J. F. Burn, from China 19th and Singapore 29th December.  
*Passengers.*—Messrs Justill and De Sa.  
 Do. do.—Barque Mark Palmer, C. Spence, from Bordeaux 22nd August, and Mahe 16th Instant.  
 28th do.—H. C. Steam Frigate Akbar, Captain J. Pepper, from Kurrachee, 25th Instant.  
*Passengers.*—Captain Burns, H. M. 78th Highlanders; 3 Rank and file 2nd Troop Horse Artillery, 3 ditto 3rd Co. R. and file 1st Batn. Arty.; 2 public and 3 private followers; Mahomed Daood, and Servant.  
 28th do.—Ship Samdanny, from Calcutta, 1st Dec.  
*Passengers.*—Messrs. F. and J. Duverger.  
 29th do.—Ship Mor, L. Thomas, from Macao, 28th December, and Singapore 5th Instant.  
*Passengers.*—Capt. J. T. Brooks, H. M. 55th Regt.  
 30th do.—H. C. Steam Vessel Indus, Mr. Alfred Newnham, Commander, from Kurrachee, 27th Inst.

### DEPARTURES.

- 23rd Jany.—H. C. Steamer Nemesis, N. W. Oliver, in Charge, to Severndroog.  
 26th do.—H. C. Steam Frigate Semiramis, Commander J. P. Saunders, to Severndroog, Vingorlah, and Kurrachee.

- 27th do.—Barque Falcon, J. C. Umfreville, to London.  
*Passengers.*—Ensign E. D. Eldston, 10th Bengal N. I.; 3 Artillery men; and 1 Boy.  
 Do. do.—Ship Nimrod, R. Atkins, to Liverpool.  
 28th do.—Brig Fourteen, J. Baddeley, to London.  
 Do. do.—Ship Eliza Keith, F. Scott, to Liverpool.  
 29th do.—Barque Chance, R. Roxby, to China,  
 30th do.—H. C. Steamer Nemesis, N. W. Oliver to Porebunder and Kurrachee.  
 Do. do.—H. H. the Imaum of Muscat's Schooner Curlew, to Zanzibar,  
*Passengers.*—10 Natives.

P. W. LEGEYT,  
*Senior Magistrate of Police.*  
 Bombay, 31st January 1844.

## FORT WILLIAM, HONE DEPARTMENT.

### LEGISLATIVE.

THE 6TH JANUARY, 1844.

The following Draft of a proposed Act was read in Council for the first time on the 6th January 1844.

ACT No. — OF 1844.

*An Act for authorizing the institution of Suits in the Courts of Principal Sudder Ameens and Sudder Ameens.*

I. It is hereby enacted, that within the Territories subject to the Presidencies of Fort William in Bengal, Fort St. George and Bombay, all Suits within the competency of a Principal Sudder Ameen or Sudder Ameen to decide, shall ordinarily be instituted in the Courts of those Officers respectively.

II. Provided nevertheless, and it is hereby enacted, that it shall be competent to a Zillah or City Judge to withdraw such Suits from the Court in which they may have been instituted, and to try them himself, or to refer them for trial to any other Court subordinate to his authority, and competent in respect to the value of the Suit whenever he may see sufficient reason for so doing.

III. And it is hereby enacted, that whenever there shall be more than one Principal Sudder Ameen, or more than one Sudder Ameen attached to the Court of any Zillah or City Judge, and not having any special local jurisdiction, it shall be the duty of such Judge to appoint from time to time the several Mooniffs' division which shall constitute the special local jurisdiction of each of such Principal Sudder Ameens and Sudder Ameens, and that each of such Principal Sudder Ameens and Sudder Ameens shall be empowered to take cognizance of all such Suits as are mentioned in Section I. of this Act, provided the landed or other real property to which the Suit may relate shall be situated, or in all other cases the cause of action shall have arisen, or the defendant at the time when the Suit may be commenced shall reside as a fixed inhabitant within the limits of such local jurisdiction as aforesaid.

IV. And it is hereby enacted, that it shall be competent to the Zillah or City Judge to receive a Summary Appeal from the orders of any Principal Sudder Ameen or Sudder Ameen, rejecting any Original Suit cognizable by him, and that all Rules applicable to Summary Appeals from orders dismissing Original Suits on the ground of any default shall be applicable to the Summary Appeals given by this Act.

V. And it is hereby enacted, that in all Suits which in respect to value are cognizable by a Sudder Ameen, the same Stamps shall be sufficient in any other Court as would have been sufficient in the Court of a Sudder Ameen.

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 6th day of April 1844.

T. R. DAVIDSON,  
*Offg. Secy. to the Govt. of India.*



# SUPPLEMENT



## TO THE BOMBAY GOVERNMENT GAZETTE.

Published by authority.

THURSDAY, 1st FEBRUARY 1844.

### HOME DEPARTMENT. LEGISLATIVE.

THE 13TH JANUARY, 1844.

The Hon'ble the President in Council resolves that the following Draft of Act, approved by the Hon'ble the Court of Directors, and read in Council for the first time on the 13th January 1844, be published for general information.

ACT No.—OF 1844.

*An Act for better securing the observance of an Exact Discipline in the Indian Navy.*

I. Whereas by an Act of the British Parliament passed in the Session held in the 3d and 4th years of His late Majesty King William the 4th, intituled "An Act for effecting an arrangement with the East India Company, and for the better Government of His Majesty's Indian Territories till the 30th day of April 1854"—It is among other things enacted, that the Governor General of India in Council shall have power to make Laws and Regulations for repealing, amending or altering any Laws or Regulations whatever then in force, or thereafter to be in force in the said Territories, or any part thereof, and to make Laws and Regulations for all persons whether British or Native Foreigners, or others, and for all Courts of Justice whether established by His Majesty's Charters or otherwise, and the jurisdiction thereof, and for all places and things whatsoever within and throughout the whole or any part of the said Territories; and for all Servants of the said Company within the dominions of Princes and States in alliance with the said Company, save and except that the said Governor General in Council shall not have the power of making any Laws or Regulations which shall in any way repeal, vary, suspend or affect any of the provisions of the now reciting Act, or any of the provisions of the Acts for punishing mutiny and desertion of Officers and Soldiers, whether in the Service of His Majesty or the said Company, or any provisions of any Act thereafter to be passed in any wise affecting the said Company, or the said Territories or the Inhabitants thereof, or any Laws and Regulations which shall in any way affect any Prerogative of the Crown or the Authority of Parliament, or the constitution or rights of the said Company, or any part of the unwritten Laws or Constitution of the United Kingdom of Great Britain and Ireland, whereon may depend in any degree the allegiance of any person to the Crown of the United Kingdom, or the Sovereignty or Dominion of the said Crown over any part of the said Territories.

And it is thereby provided and enacted, that in case the Court of Directors of the said Company, under such control as by the now reciting Act is provided, shall signify to the said Governor General in Council their disallowance of any Laws or Regulations by the said Governor General in Council made then and in every such case upon receipt by the said Governor General in Council of notice of such disallowance, the said Governor General in Council shall forthwith repeal all Laws and Regulations so disallowed. And it is also provided and enacted, that all Laws and Regulations made as aforesaid so long as they shall remain unrepealed shall be of the same force and effect within and throughout the said Territories as any Act of Parliament would or ought to be within the same Territories, and shall be taken notice of by all Courts of Justice whatsoever within the same Territories in the same manner as any Public Act of Parliament would and ought to be taken

notice of, and it shall not be necessary to register or publish in any Court of Justice any Laws or Regulations made by the said Governor General in Council. And it is thereby also provided and enacted, that it shall not be lawful for the said Governor General in Council without the previous sanction of the said Court of Directors, to make any Law or Regulation whereby power shall be given to any Courts of Justice other than the Courts of Justice established by His Majesty's Charters, to sentence to the punishment of death, any of His Majesty's natural born subjects born in Europe, or the children of such subjects, or which shall abolish any of the Courts of Justice established by His Majesty's Charters.

And whereas by another Act passed in the Session held in the 3d and 4th years of the Reign of Her present Majesty, intituled "An Act to consolidate and amend the Laws for punishing Mutiny and Desertion of Officers and Soldiers in the Service of the East India Company, and for providing for the observance of Discipline in the Indian Navy, and to amend the Laws for regulating the payment of Regimental debts and the distribution of the Effects of Officers and Soldiers dying in Service," reciting that the said Company for the safety and protection of the Territories under their Government in addition to their Land Forces maintain a Marine Establishment theretofore called "The Bombay Marine," but then called "The Indian Navy;" and that by an Act passed in the 9th year of the Reign of King George the 4th, intituled "An Act to extend the provisions of the East India Mutiny Act to the Bombay Marine," reciting an Act of the 4th year of King George the 4th, and that it was expedient that discipline should be enforced in the said Marine Establishment in the manner provided by the said Act of the 4th year of King George the Fourth in respect to the other Forces of the said Company, it is enacted, that the provisions of the said Act of the 4th year of King George the 4th, and the Rules and Articles of War made and to be made by virtue thereof should extend and be applied to the Service of the "The Bombay Marine," and that all persons in the service of the said Company belonging to the said Bombay Marine who should be Commissioned, or in pay as Officers, or enlisted, or in pay as Non-Commissioned Officers or Soldiers respectively in the said Company's Army should be to all intents and purposes liable to the provisions of the said Act of the 4th year of His Majesty King George the Fourth, and to the same Rules and Articles of War, and the same penalties as the Officers and Soldiers of the said Company's other Forces, and reciting that it is expedient to provide other means for enforcing discipline in the said Marine Establishment called "The Indian Navy," it was amongst other things enacted, that for the retaining the Forces of the said Establishment in their duty the Governor General of India in Council should have power to make Laws and Regulations for securing the observance of an exact discipline in the said Service called "The Indian Navy," and for bringing to a more exemplary and speedy punishment than the usual forms of the Law will allow, all Officers, Engineers, Soldiers, Marines, Seamen and all others belonging to the said Marine Establishment who should mutiny, or stir up sedition, or should desert the said Service, or should commit any other offence which in its nature would be cognizable by Court Martial under the now reciting Act, or which might be against

good discipline in Naval Service in the same, and as full and ample manner to all intents and purposes as by virtue of the said Act passed in the Session held in the 3d and 4th years of the reign of his late Majesty King William the Fourth, the said Governor General in Council then had power to make any Laws and Regulations whatsoever, any thing in the said last mentioned Act, or any other Act or Acts to the contrary notwithstanding. And it was thereby provided and enacted, that in case the Court of Directors of the East India Company, under the control of the Board of Commissioners for the Affairs of India, should signify to the said Governor General in Council their disallowance of any Laws or Regulations by the said Governor General in Council made by virtue of the now reciting Act, then and in every such case upon receipt by the said Governor General in Council of notice of such disallowance the said Governor General in Council should forthwith repeal all Laws and Regulations so disallowed. And it was also provided and enacted that all Laws and Regulations made as aforesaid so long as they should remain unrepealed should be of the same force and effect within and throughout the said Territories as any Act of Parliament would or ought to be within the same Territories, and should be taken notice of by all Court of Justice whatsoever within the same Territories in the same manner as any public Act of Parliament would and ought to be taken notice of, and it should not be necessary to register or publish in any Court of Justice any Laws or Regulations made by the said Governor General in Council.

And it was also provided and enacted, that it should not be lawful for the said Governor General in Council without the previous sanction of the said Court of Directors, to make any Law or Regulation whereby power should be given to any Court other than the Courts of Justice established by the Charters of the Crown, to sentence to the punishment of death any of Her Majesty's natural born subjects born in Europe or the children of such subjects.

And it was also provided and enacted, that until the said Governor General in Council should have made Laws and Regulations for the good Government of the said "Indian Navy" by virtue of the powers by the now reciting Act for that purpose given, all the provisions of the now reciting Act, and the rules and articles of war to be made by virtue thereof should extend and be applied to the said marine establishment called the "Indian Navy," and that all persons in the Service of the said Company belonging to the said Indian Navy who should be commissioned or in pay as officers, or enlisted or in pay as non-commissioned officers, or soldiers respectively in the said Company's army, should be to all intents and purposes liable to the provisions of the now reciting Act, and to the same rules and articles of war, and the same penalties as the Officers and Soldiers of the said Company's other forces.

And whereas it is deemed expedient to place the Indian Navy under Articles and Orders as nearly similar as may be to those in force in Her Majesty's Navy, and the Court of Directors of the East India Company have given their previous sanction to the several enactments hereinafter contained, and to all and singular the Laws and Regulations hereby made. Now it is therefore hereby enacted, that from and after the day of the Articles and Orders hereinafter following as well in time of Peace as in time of War shall be duly observed and put in execution in manner hereinafter mentioned.

1. All Captains, Commanders, and Officers, in or belonging to any of the East India Company's Ships or Vessels of War shall cause the public Worship of Almighty God according to the Liturgy of the Church of England established by Law to be solemnly, orderly and reverently performed in their respective Ships, and shall take care that Prayers and Preaching be performed diligently, and that the Lord's day be observed according to Law.

2. All officers, engineers, soldiers, marines, seamen and others belonging to the Indian Navy, being guilty of profane oaths, cursing, execrations, drunkenness, uncleanness, or other scandalous actions, in derogation of God's honor, and corruption of good manners shall incur such punishment as a court martial shall think fit to impose, and as the nature and degree of their offence shall deserve.

3. If any officer, engineer, soldier, marine, seaman or other person belonging to the Indian Navy shall give, hold or entertain intelligence to or with any enemy or rebel without leave from the Queen's Majesty, or the Governor General in Council, or the Governor in Council of the presidency under which they serve, or persons duly authorized, commander in chief or his commanding officer, every such person so offending and being thereof convicted by the sentence of a court martial shall be punished with death, or such other punishment as the nature and degree of the offence may deserve or the court martial shall impose.

4. If any letter or message from any enemy or rebel be conveyed to any officer, engineer, soldier, marine, seaman or other person belonging to the Indian Navy, and the said officer, engineer, soldier, marine, seaman or other person as aforesaid shall not within twelve hours having opportunity so to do, acquaint his superior officer, or the officer commanding in chief with it, or if any superior officer belonging to the Indian Navy being acquainted therewith shall not in convenient time reveal the same to the officer commanding in chief the squadron, every such person so offending and being convicted thereof by the sentence of a court martial shall be punished with death, or such other punishment as the nature and degree of the offence shall deserve and the court martial shall impose.

5. All spies and all persons whatsoever who shall come or be found in the nature of spies within the Territories under the Government of the East India Company to bring or deliver any seducing letters or messages from any enemy or rebel, or endeavour to corrupt any officer, engineer, soldier, marine, seaman or other person belonging to the Indian Navy to betray his trust, being convicted of any such offence by the sentence of a court martial, shall be punished with death, or shall suffer such other punishment as the nature and degree of the offence shall deserve and the court martial shall impose.

6. No persons belonging to the Indian Navy shall relieve an enemy or rebel, with money, victuals, powder, shot, arms, ammunition, or any other supplies whatsoever, directly or indirectly, upon pain of death, or such other punishment as a court martial shall think fit to impose, and as the nature and degree of the crime shall deserve.

7. All the Papers, Charter Parties, Bills of Lading, Passports and other writings whatsoever that shall be taken, seized or found aboard any Ship or Vessel which shall be surprized or taken as prize, shall be duly preserved and the very originals shall, by the Commanding Officer of the Ship or Vessel which shall take such prize, be sent entirely and without fraud to the Court of Admiralty, or such other Court or Commissioners as shall be authorized to determine whether such prize be lawful capture, there to be viewed, made use of and proceeded upon according to Law upon pain that every person offending therein shall forfeit and lose all share of the capture, and shall suffer such further punishment as the nature and degree of his offence shall be found to deserve and the Court Martial shall impose.

8. No person in or belonging to the Indian Navy shall take out of any Prize, or Ship or Vessel seized for prize, any Money, Plate or Goods, unless it shall be necessary for the better securing thereof, or for the necessary use and service of any of Her Majesty's Ships or Vessels of War, or of any of the Ships or Vessels of the Indian Navy, before the same be adjudged lawful prize in some Admiralty or other competent Court, but the full and entire account of the whole without embezzlement shall be brought in and judgment passed entirely upon the whole without fraud, and upon pain that every person offending herein shall forfeit and lose all share of the capture, and suffer such further punishment as shall be imposed by a Court Martial, or such Court of Admiralty according to the nature and degree of the offence.

9. If any Ship or Vessel shall be taken as prize, none of the Officers, Mariners or other persons on board her shall be stripped of their clothes, or in any sort pillaged, beaten or evil treated upon pain that the person or persons so offending shall be liable to such punishment as a Court Martial shall think fit to inflict.

10. Every Superior Officer belonging to the Indian Navy, who upon signal or order of fight, or

sight of any Ship or Vessel which it may be his duty to engage, or who upon likelihood of engagement shall not make the necessary preparations for fight, and shall not in his own person and according to his place encourage the inferiors and men to fight courageously shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve, and if any person belonging to the Indian Navy, shall treacherously or cowardly yield or cry for quarter, any person so offending and being convicted thereof by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve.

11. Every person belonging to the Indian Navy who shall not duly observe the orders of the Officer Commanding in Chief the Squadron or Division, or other his Superior Officer, for assailing, joining battle with, or making defence against any Fleet, Squadron, or Ship or Vessel, or shall not obey the orders of his Superior Officer as aforesaid in time of action to the best of his powers, or shall not use all possible endeavours to put the same effectually in execution, every such person so offending and being convicted thereof by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve.

12. Every person belonging to the Indian Navy who through cowardice, negligence or disaffection shall in time of action withdraw or keep back, or not come into the fight or engagement, or shall not do his utmost to take or destroy every Ship and Vessel which it shall be his duty to engage, and to assist and relieve all and every the Ships and Vessels of Her Majesty and of the East India Company, or of Her Majesty's or the said Company's Allies, which it shall be his duty to assist and relieve, every such person so offending, and being convicted thereof by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve.

13. Every person belonging to the Indian Navy who through cowardice, negligence or disaffection shall forbear to pursue the chase of any Enemy, Pirate or Rebel beaten or flying, or shall not relieve or assist a known friend in view to the utmost of his power, being convicted of such offence by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence of Court Martial shall deem him to deserve.

14. If when action or any service shall be commanded, any person belonging to the Indian Navy shall presume to delay or discourage the said action or service upon pretence of arrears of wages, or upon any pretence whatsoever, every person so offending being convicted thereof by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve.

15. Every person in or belonging to the Indian Navy who shall desert to any Enemy, Pirate or Rebel, or run away with any of the Ships or Vessels of War of Her Majesty or of the East India Company, or any Ordnance, Ammunition, Stores or Provisions belonging thereto, to the weakening of the service, or yield up the same cowardly or treacherously to any Enemy, Pirate or Rebel, being convicted of any such offence by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve.

16. Every person belonging to the Indian Navy who shall desert or entice others so to do, shall suffer death, or such other punishment as the circumstances of the offence shall deserve and a Court Martial shall judge fit; and if any Commanding Officer of any of the East India Company's Ships or Vessels of War shall receive or entertain a deserter from any other Ship or Vessel of Her Majesty or of the East India Company, after discovering him to be such deserter, and shall not with all convenient speed give notice to the Captain of the Ship or Vessel to which such deserter belongs; or if the said Ships or Vessels are at any considerable distance from each other, to the Government or to the Officer Commanding in Chief, every person so offending and being convicted there-

of by the sentence of a Court Martial shall be cashiered.

17. The Officers and Seamen of all Ships or Vessels belonging to the Indian Navy, appointed for Convoy and Guard of Merchant Ships or Vessels or of any other, shall diligently attend upon that charge without delay according to their instructions in that behalf, and whosoever shall be faulty therein, and shall not faithfully perform their duty and defend the Ships, Vessels and Goods in their Convoy without either diverting to other parts, or occasion, or refusing or neglecting to fight in their defence, if they be assailed, or running away cowardly and submitting the Ships in their Convoy to peril and hazard, or shall demand or exact any money or other reward from any Merchant or Master for conveying of any Ships or Vessels entrusted to their care, or shall misuse the Masters or Mariners thereof, shall be condemned to make reparation of the damage to the Merchants, Owners and others, as the Court of Admiralty or other competent Court shall judge; and also be punished criminally according to the quality of their offences; be it by pains of death, or other punishment, according as shall be adjudged fit by a Court Martial.

18. If any Captain, Commander or other Officer of any of the Ships or Vessels of the Indian Navy shall receive on board, or permit to be received on board such Ship or Vessel any Goods or Merchandizes whatsoever, other than for the sole use of the Ship or Vessel except Gold, Silver, or Jewels, and except the Goods and Merchandizes belonging to any Merchant or other Ship or Vessel which may be Shipwrecked either on the High Seas, or in any Port, Creek or Harbour, in order to the preserving them for their proper Owners, and except such Goods or Merchandizes as he shall at any time be ordered to take or receive on board by order of any competent authority, every person so offending being convicted thereof by the sentence of a Court Martial shall be cashiered, and be for ever afterwards rendered incapable to serve in any place or office in the Naval Service of the East India Company.

19. If any person belonging to the Indian Navy shall make or endeavour to make any mutinous assembly upon any pretence whatsoever, or shall utter any words of sedition or mutiny, he shall suffer death or such other punishment as a Court Martial shall deem him to deserve; and if any Officer, Engineer, Soldier, Marine, Seaman, or other person belonging to the Indian Navy shall behave himself with contempt to his Superior Officer, such Superior Officer being in the execution of his office, he shall suffer such punishment according to the nature of his offence as a Court Martial shall deem to deserve.

20. If any person belonging to the Indian Navy shall conceal any traitorous or mutinous practice or design, being convicted thereof by the sentence of a Court Martial, he shall suffer death, or such other punishment as a Court Martial shall think fit; and if any person belonging to the Indian Navy shall conceal any traitorous or mutinous words spoken by any to the prejudice of Her Majesty, or any words, practice or design tending to the hindrance of the service, and shall not forthwith reveal the same to the Commanding Officer, or being present at any mutiny or sedition shall not use his utmost endeavours, to suppress the same, he shall be punished as a Court Martial shall think he deserves.

21. If any person belonging to the Indian Navy shall find cause for complaint of the unwholesomeness of the victuals or upon other just ground, he shall quietly make the same known to his Superior Officer, or Captain, or Commander in Chief, as the occasion may deserve, that such present remedy may be had as the matter may require; and the said Superior Officer, Captain or Commander in Chief shall as far as he is able, cause the same to be presently remedied, and no person belonging to the Indian Navy upon any such or any other pretence shall attempt to stir up any disturbance upon pain of such punishment as a Court Martial shall think fit to inflict according to the degree of the offence.

22. If any Officer, Engineer, Soldier, Marine, Seaman, or other person belonging to the Indian Navy shall strike any of his Superior Officer, or draw or offer to draw or lift up any weapon against him being in the execution of his office, on any pretence whatsoever; Or if any Officer, Engineer, Sol-

dier, Marine, Seaman, or other person belonging to the Indian Navy shall presume to quarrel with any of his Superior Officer being in the execution of his office, or shall disobey any lawful command of any of his Superior Officers, every such person being convicted of any such offence by the sentence of a Court Martial shall suffer death, or such other punishment as shall according to the nature and degree of his offence be inflicted upon him by the sentence of a Court Martial.

23. If any person belonging to the Indian Navy shall quarrel or fight with any other person therein, or use reproachful or provoking speeches or gestures, tending to make any quarrel or disturbance, he shall upon being convicted thereof suffer such punishment as the offence shall deserve and a Court Martial shall impose.

24. There shall be no embezzlement nor wasteful expense of any Powder, Shot, Ammunition, or other Stores. But the Stores and Provisions shall be carefully preserved upon pain of such punishment as shall be by a Court Martial found just in that behalf.

25. Every person belonging to the Indian Navy who shall unlawfully burn or set fire to any Magazine, or Store of Powder, or Ship, Boat, Ketch, Hoy or Vessel, or tackle or furniture thereunto belonging, not then appertaining to an Enemy, Pirate or Rebel, being convicted of any such offence by the sentence of a Court Martial shall suffer death, or such other punishment as from the nature and degree of the offence a Court Martial shall deem him to deserve.

26. Care shall be taken in the conducting and steering of any of the Ships or Vessels of the Indian Navy that through wilfulness, negligence or other defaults no Ship or Vessel be stranded or run upon any rocks, or sands, or split, or hazarded, upon pain that such as shall be found guilty therein be punished by death or such other punishment as the offence by a Court Martial shall be judged to deserve.

27. No person belonging to the Indian Navy shall sleep upon his watch, or negligently perform the duty imposed on him, or forsake his station upon pain of death or such other punishment a Court Martial shall think fit to impose and as the circumstances of the case shall require.

28. All murders committed by any person belonging to the Indian Navy shall be punished with death by the sentences of a Court Martial.

29. If any person belonging to the Indian Navy shall commit the unnatural and detestable sin of buggery or sodomy with man or beast, he shall be punished with death, or such other punishment as the offence by a Court Martial shall be judged to deserve.

30. All robbery committed by any person belonging to the Indian Navy shall be punished with death or otherwise as a Court Martial upon consideration of circumstances shall find meet.

31. Every Officer or other person belonging to the Indian Navy who shall knowingly make or sign a false muster or muster book, or who shall command, counsel, or procure the making or signing thereof or shall aid or abet any other person in the making or who signing thereof, shall, upon proof of any such offence being made before a Court Martial, be cashiered.

32. No person belonging to the Indian Navy being duly authorized so to do shall refuse to apprehend any criminal whom he shall be authorized by legal Warrant to apprehend, or to receive, or keep any prisoner committed to his charge, or wilfully suffer him to escape being once in his custody, or dismiss him without lawful order upon pain of such punishment as a Court Martial shall deem him to deserve; and all Captains, Officers and others belonging to the Indian Navy shall do their endeavour to detect, apprehend and bring to punishment all offenders, and shall assist the Officers appointed for that purpose therein upon pain of being proceeded against and punished by a Court Martial according to the nature and degree of the offence.

33. If any Superior Officer, Captain, or Commander, or Lieutenant belonging to the Indian Navy shall be convicted before a Court Martial of behaving in a scandalous, infamous, cruel, oppressive, or fraudulent manner unbecoming the character of an Officer, he shall be dismissed from the Indian Navy, or suffer such other punishment as a Court Martial shall deem him to deserve.

34. Every person belonging to the Indian Navy, being in actual service and full pay, who shall be guilty of Mutiny, Desertion, or Disobedience to any lawful command, in any part of the Territories under the Government of the East India Company on shore, when in actual service relative to the Indian Navy, shall be liable to be tried by a Court Martial, and suffer the like punishment for every such offence as if the same had been committed at Sea on board any Ships or Vessels of the Indian Navy.

35. If any person belonging to the Indian Navy, who shall be in actual service and full pay, shall commit upon the shore in any place or places out of the Territories under the Government of the East India Company, any of the crimes punishable by these Articles and Orders, the person so offending shall be liable to be tried and punished for the same in like manner to all intents and purposes as if the said crimes had been committed at Sea on board any of the Ships or Vessels of the Indian Navy.

II. Provided always, that no person convicted of any offence, shall by the sentence of any Court Martial, to be held by virtue of this Act, be adjudged to be imprisoned for a longer term than the space of two years.

III. Provided also, that nothing in this Act contained shall extend, or be construed to extend to empower any Court Martial to be constituted by virtue of this Act to proceed to the punishment or trial of any of the offences specified in the several Articles contained in this Act, or of any offence whatsoever (other than the offence specified in the 5th, 31th and 35th of the foregoing Articles and Orders), which shall not be committed upon the Main Sea or in Great Rivers only beneath the Bridges of the said Rivers nigh to the Sea, or any Haven, River, or Creek within the jurisdiction of the Admiralty, and which shall not be committed by such persons as at the time of the offence committed shall be in actual service and full pay in the Indian Navy, such persons only excepted, and for such offences only as are described in the 5th of the foregoing Articles and Orders.

IV. Provided also, that nothing in this Act contained shall extend or be construed to extend to empower any Court Martial to be constituted by virtue of this Act, to proceed to the punishment or trial of any Land Officer, or Soldier, on board any Transport Ship, for any of the offences specified in the several Articles contained in this Act.

V. And it is hereby further enacted, that the Governor General of India in Council, and the Governors in Council of Madras and Bombay respectively, shall have full power and authority to grant Commissions to any Officer Commanding in Chief, any Fleet or Squadron of Ships or Vessels of War, to call and assemble Courts Martial, consisting of Captains, Commanders and Lieutenants; and that in case any Officer Commanding in Chief any Fleet or Squadron of Ships or Vessels of War, (who shall be authorized by the Governor General or Governor in Council for the time being, to call and assemble Courts Martial in Foreign parts,) shall happen to die, or be recalled or removed from his command, then the Officer upon whom the command of the said Fleet or Squadron shall devolve, not under the rank of Commander, and so from time to time the Officer not under the rank of Commander, who shall have the command of the said Fleet or Squadron, shall have the same power to call and assemble Courts Martial as the first Commander in Chief of the said Fleet or Squadron was invested with.

VI. Provided always, and it is hereby enacted, that no Commander in Chief of any Fleet or Squadron of the Indian Navy or Detachment thereof, consisting of more than five Ships or Vessels, shall preside at any Court Martial, but that the Officer next in command to such Officer Commanding in Chief shall hold such Court Martial and preside thereat, any Law, Custom or Usage to the contrary notwithstanding.

VII. And it is hereby further enacted, that if any three or more of the Ships or Vessels of the Indian Navy shall happen to meet together in Foreign parts, then and in such case it shall be lawful for the Senior Officer of the said Ships or Vessels, not under the rank of Commander, to hold Courts Martial and preside thereat from time to time as long as the said Ships or Vessels of the Indian Navy, or any three or more of them shall continue together.

VIII. Provided nevertheless and it is also enact-

ed, that where any material objection occurs which may render it improper for the person who is next in Command to the Senior Officer or Commander in Chief of any Fleet or Squadron of the Ships of the Indian Navy, in Foreign parts, to hold Courts Martial or preside thereat, in such case it shall be lawful for the said Governor General or Governor in Council, as also the Commander in Chief of any such Squadron of the Ships or Vessels of the Indian Navy in Foreign parts respectively, to appoint the third Officer in Command to preside at or hold such Court Martial.

X. And it is hereby further enacted, that no court martial to be held or appointed by virtue of this present Act, shall consist of more than thirteen or less than five persons, to be composed of such superior officers, captains, commanders or lieutenants, then and there present as are next in seniority to the officer who presides at the court martial, such lieutenants not to exceed two-fifths of the whole court. Provided always, and be it enacted, that nothing herein contained shall extend or be construed to extend to authorize or empower the said Governor General or Governor in Council, (as the case may be) or any officer empowered to order or hold courts martial to direct or ascertain the particular number of persons of which any court martial to be held or appointed by virtue of this act shall consist.

X. And it is hereby further enacted, that upon all trials of offenders by any court martial all the officers present, who are to constitute the said court martial, shall before they proceed to such trial take such oath as is hereinafter mentioned upon the Holy Evangelists before the court, which oath the Judge Advocate or his Deputy, or the person appointed to officiate as such, is hereby authorized and required to administer in the words following (that is to say)

I, A. B, do swear, that I will administer justice according to the articles and orders established by an Act passed for the better securing the observance of an exact discipline in the Indian Navy, without partiality, favor or affection, and if any case shall arise which is not particularly mentioned in the said articles and orders, I will duly administer justice according to my conscience and the best of my understanding. And I do further swear, that I will not upon any account at any time whatsoever disclose or discover the vote or opinion of any particular member of this court martial unless thereto required by an Act of the Governor General of India in Council.

So help me God.

And so soon as the said oath shall have been administered to the respective members, the President of the court is hereby authorized and required to administer to the Judge Advocate, or the person officiating as such, an oath in the following words :

I, A. B, do swear, that I will not upon any account at any time whatsoever, disclose or discover the vote or opinion of any particular member of this court martial unless thereto required by an Act of the Governor General of India in council.

So help me God.

XI. And it is hereby further enacted, that in case any person in the Indian Navy being called upon to give evidence at any court martial shall refuse to give his evidence upon oath, or shall prevaricate in his evidence, or behave with contempt to the court, it shall and may be lawful for such court martial to punish every such offender by imprisonment at the discretion of the court; such imprisonment not to continue longer than three months in case of such refusal or prevarication, nor longer than one month in the case of such contempt, and that all and every person and persons who shall commit any wilful perjury in any evidence or examination upon oath at any such court martial, or who shall corruptly procure or suborn any person to commit such wilful perjury shall and may be prosecuted in Her Majesty's courts by indictment or information, and every issue joined in any such indictment or information shall be tried according to the Laws in force in such cases.

XII. And it is further enacted, that in every information or indictment to be prosecuted by virtue of this Act for any such offence, it shall be sufficient to set forth the offence charged upon the defendant without setting forth the commission or authority for holding the court martial, and without setting forth the particular matter tried or to be tried, or directed or intended to be tried before such court.

XIII. And it is hereby further enacted, that no

sentence of death given by any court martial shall be put in execution till after the report of the proceeding of the said court shall have been made to the said Governor General in Council and his directions shall have been given therein.

XIV. And it is further enacted, that the Judge Advocate for the time being, or his deputy, shall have full power and authority, and is hereby required to administer an oath to any witness at any trial by court martial, and in the absence of the judge advocate and his deputy the court martial shall have full power and authority to appoint any person to execute the office of judge advocate.

XV. And it is further enacted, that all the powers given by the several Articles and Orders established by this Act shall remain and be in full force with respect to the crews of such of the Ships or Vessels of the Indian Navy, as shall be wrecked, or be otherwise lost or destroyed, and all the command, power and authority of the Officers of the said Ships or Vessels shall remain and be in full force as effectually as if such Ships or Vessels to which they did belong were not so wrecked, lost or destroyed until they shall be regularly discharged from the East India Company's further Service, or remove into some other of the Ships or Vessels of the Indian Navy, or until a Court Martial shall be held to inquire into the causes of the loss of the said Ships or Vessels; and if upon such enquiry it shall appear by the sentence of the Court Martial that all or any of the Officers or Seamen of the said Ships or Vessels did their utmost to preserve, get off or recover the same, and since the loss thereof have behaved themselves obediently to their Superior Officers according to the Discipline of the Indian Navy, and the said Articles and Orders herein-before established, then all the pay and wages of the said Officers and Seamen, or of such of them as shall have done their duty as aforesaid, shall continue and go on and be paid to the time of their discharge or death, or if they shall be then alive to the time of the holding of such court martial, or removal into some other of the Ships or Vessels of the Indian Navy, and every such Officer and Seaman of the Ships or Vessels of the Indian Navy who after the wreck or loss of his Ship or Vessel shall act contrary to the Discipline of the Indian Navy, and the several Articles and Orders hereinbefore established, or any of them, shall be sentenced by the said Court Martial and punished as if the Ship or Vessel to which he did belong was not so wrecked, lost or destroyed.

XVI. And it is further enacted, that all the pay and wages of such Officers and Seamen of any of the Ships or Vessels of the Indian Navy as are taken by the Enemy, who upon enquiry at a Court Martial shall appear by the sentence of the said Court to have done the utmost to defend the said Ships or Vessels, and since the taking thereof have behaved themselves obediently to their Superior Officers according to the Discipline of the Indian Navy, and the said Articles and Orders hereinbefore established, shall continue and go on and be paid from the time of their being so taken to the time of the holding of such Court Martial, or until they shall be regularly discharged from the East India Company's Service, or removed into some other of the Ships or Vessels of the Indian Navy, or if, they shall die in captivity or not live to the time of the holding of such Court Martial to the time of their death in such manner and not otherwise, as if the said Ships or Vessels to which they did belong respectively were not so taken.

XVII. Provided always, and it is further enacted, that no person or persons not flying from justice shall be tried or punished by any Court Martial for any offence to be committed against this Act, unless the complaint of such offence be made in writing to the Governor General in Council or Governor in Council, or some Officer empowered to order a Court Martial, or unless a Court Martial to try such offender shall be ordered by the said Governor General or Governor in Council, or such Officer either within three years after such offence shall be committed, or within one year after the return of the Ship or Vessel or of the Squadron on which such offender shall belong into any of the Ports in the East Indies, or within one year after the return of such offender into the East Indies.

XVIII. Provided always, that nothing in this Act contained shall extend or be construed to extend to take away from the Lord High Admiral of Great

Britain, or the commissioners for executing the office of Lord High Admiral of Great Britain, or any Vice Admiral, or any Judge or Judges of the Admiralty, or his or their deputy or deputies, or any other officers or ministers of the Admiralty, or any others having or claiming any Admiralty power, jurisdiction or authority within any of the Queen's Dominions, or from any person or court whatsoever, any power, right, jurisdiction, pre-eminence or authority which he or they, or any of them lawfully hath, have or had, or ought to have or enjoy before the making of this Act, so as the same person shall not be punished twice for the same offence.

XIX. And it is further enacted, that the proceedings of any court martial shall not be delayed by the absence of any of its Members, provided a sufficient number doth remain to compose such court, which shall and is hereby required to sit from day to day, (Sundays always excepted,) until the sentence be given, any thing hereinbefore contained to the contrary thereof in anywise notwithstanding; and no member of the said court martial shall absent himself from the said court during the whole course of the trial upon pain of being cashiered from the East India Company's service, except in case of sickness, or other extraordinary and indispensable occasion, to be judged of by the said court.

At a Court of Directors, dated 16th August 1843.

The Draft of a proposed "Act of the Governor General of India in Council for better securing the observance of an Exact Discipline in the Indian Navy," being laid before the Court—

IT IS

Resolved, that this Court doth approve the said Draft, and doth give its sanction to the Governor General of India in Council to enact the same, and to make the Laws and Regulations therein contained, giving power to the Courts which will be established by virtue of such Act, to sentence to the punishment of death the several persons for whose respective offences that punishment shall be thereby authorized or prescribed.

JOHN COTTON.  
JOHN SHEPHERD.  
W. WIGRAM.  
WM. STANLEY CLARKE.  
J. L. LUSHINGTON.  
RUSSELL ELLICE.  
RD. JENKINS.  
HY. ALEXANDER.  
F. WARDEN.  
E. MACNAGHTEN.  
W. H. C. FLOWDEN.  
JNO. MASTERMAN.  
C. MILLS.

Ordered, that the Draft Act be re-considered at the first Meeting of the Legislative Council after the 13th April 1844.

T. R. DAVIDSON,  
*Offy. Secy. to the Govt. of India.*

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