

THE



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PART I.

Government Notifications, Appointments, &c.

NOTIFICATIONS.

JUDICIAL DEPARTMENT.

Bombay Castle, 6th August 1888.

No. 4239.—In exercise of the power conferred by Section 3 of the Glanders and Farcy Act (XX of 1879), the Governor in Council is pleased to apply the said Act to the city of Bombay, as defined in the Bombay General Clauses Act (III of 1886, Section 3, clause 7).

No. 4240.—With reference to the foregoing Notification the following Rules framed under Section 14 of the Glanders and Farcy Act (XX of 1879, and sanctioned by the Governor in Council, are published for general information :—

1. The Inspector appointed under section 4 shall, whenever he has reason to believe, from personal knowledge or from information given by

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any person and taken down in writing, that a diseased horse is to be found in any building, enclosure or place, forthwith proceed to the said building, enclosure, or other place, and in the presence of the owner or other person then in charge or, if he is absent, in the presence of an officer of Police, shall inspect the said premises and execute and discharge the duties and powers conferred on him under the Act.

The Inspector may in such entry and search be accompanied by a Veterinary Surgeon or such Police officers as he considers necessary, or by both.

The owner of the premises or person in charge at the time shall give free ingress to the Inspector and shall in every possible way facilitate the search; and he shall be entitled subsequently to receive from the Inspector a statement in writing of the grounds of entry and, in the event of his premises being infected, shall receive written

instructions as to his liabilities and duties under the Act signed by the Inspector.

2. The Inspector shall seize and hand over to the Police for detention any horse which he considers diseased or which he reasonably suspects of being so. Such animal shall, as soon as possible, and with the exercise of due precautions against contagion to other horses and men, be examined by a Veterinary Surgeon and dealt with under the Act.

Such precautions shall comprise, in the case of a discharge from the nose, the wearing of a nose-bag and, in the case of open sores, the covering up of the same, so far as is practicable, with disinfecting powder and cloths and bandages during removal along public roads; and such removal shall, unless there be any sufficient reason to the contrary, be at night. These precautions shall be enforced in all cases where horses have to be moved for examination or disposal under the Act.

3. The owner or person in charge of a horse which he believes, or has reason to believe, to be diseased, shall report the case within twenty-four hours to the Inspector or to a Police officer (who shall at once inform the Inspector) and may remove the animal to any isolated building within fifty yards of the stable or to a remote part of the building, enclosure or other place, where the animal has been standing; and shall keep it, as much as is possible, within these limits, away from other horses. He shall detain in the stable, until the granting of a license for removal, any horse which has been in contact with or near the diseased animal.

Except as provided in these rules, no person shall intentionally or negligently cause or permit any diseased horse to stray or to be worked, led, or driven, in a public thoroughfare, road, street or place.

4. Except as provided in section 11, no horse shall be removed from an infected building, enclosure, or other place, without license from an Inspector; and such license shall not be granted until the Inspector considers there is no danger of such horse becoming diseased and, on careful examination, has found it free from any indication of Glanders or Farcy and has seen that it (and such gear as it is wearing) has been washed over with a strong solution of phenyl or chloride of zinc or some other recognized disinfectant.

If considered necessary by the Veterinary Surgeon, license may be granted for use only on condition that the animal for the period of one week shall not be allowed to mix with other horses and shall be picketed apart.

5. The owner or person in charge of any building, enclosure, or other premises which have been occupied by any diseased horse shall within seven days carry out such disinfection of such building, enclosure, or other premises and destruction of dung, litter, and waste food gear, and other articles in or near to the premises, as may be prescribed by the Veterinary Surgeon.

In all cases dung, surplus food, and litter from the infected stable, also clothing and other gear which has been used by or been in contact with the diseased horse, shall be consumed or disin-

fected by fire; temporary building materials such as thatch of grass or leaves, bamboo walls and matting shall be burned, if the position admits of this being done with safety, and (after complete removal of all dung, temporary fittings and other articles for destruction by fire) the wood-work of the stable shall be thoroughly washed with boiling water, the walls, wood-work and ceiling shall be scraped and lime-washed with freshly mixed quicklime and water, to which shall be added crude carbolic acid in the proportion of half a pint to a bucketful of lime-wash, and the flooring shall be removed to a depth of two feet and not renewed for the space of two weeks, the removed earth being burnt and replaced by fresh earth. The whole of the interior shall then be fumigated with burning sulphur, chlorine, carbolic vapour, or some other gaseous disinfectant.

6. On a certificate from the Veterinary Surgeon that a horse is diseased, it shall be destroyed humanely in the presence of the Inspector and the carcass disposed of by burning under supervision of the Police. Excepting with the sanction of the Police and for the purpose of burning it, no person shall remove the carcass or any portion of it.

7. In the event of disinfection of premises and destruction of gear, fittings, dung and other articles condemned by the Inspector not being carried out by the owner within the period of seven days, they shall be carried out by the Inspector under Police supervision and the expenses shall be recovered from the owner of the premises in the manner prescribed by Section 9.

8. The Commissioner of Police may award to the Inspector, at whose instance any conviction is obtained under the Act, a sum not exceeding half the amount of any fine imposed.

No. 4211.—Under Section 4 of the Glanders and Farcy Act, 1879, the Governor in Council is pleased to appoint the following Inspectors of Police to be Inspectors under the said Act and to exercise and perform, within the Police Divisions of the city of Bombay respectively specified opposite to their names, the powers conferred and the duties imposed by the said Act on such officers, viz. :—

Police Inspectors.	Police Divisions.
1 Police Inspector in charge of 1st Section, C Division.	A, B and C Divisions.
2 Police Inspector in charge of 1st, 2nd and 3rd Sections, D Division.	D Division.
3 Police Inspector in charge of 3rd Section, E Division.	E Division.
4 Police Inspector in charge of 1st Section, F Division.	F and G Divisions.

Bombay Castle, 11th August 1888.

No. 4379.—It is hereby notified for the information of officers employed in the Police Department that the next examination under the Rules prescribed by Government Notifications dated the 30th June 1873 and No. 6969 dated the 7th

November 1882, will be held at the Council Hall, Poona, on Tuesday the 2nd October 1888, at 11 A.M. (Madras time). Officers intending to present themselves for examination should send in their names to the Secretary to the Examination Committee before the 10th September 1888.

Bombay Castle, 15th August 1888.

No. 4475.—In supersession of that portion of Government Notification No. 501, dated the 25th January 1888, which extends (Bombay) Act IV of 1887 (The Bombay Prevention of Gambling Act, 1887) to the town of Ankola in the Kánara District, the Governor in Council is pleased, under the provisions of Section 1 of that Act, to extend the said Act to the town of Ankola and to the villages of Babarwada, Laxmeshwar, Tenkankeri, Shedgeri, Wandigé and Nadibag.

By order of His Excellency the Right Honourable the Governor in Council,
W. LEE-WARNER,
Secretary to Government.

MARINE DEPARTMENT.

Bombay Castle, 30th July 1888.

No. 54.—The following additional Dock Bye-law No. 33A passed by the Trustees of the Port of Bombay under the provisions of Section 73 of the Bombay Port Trust Act, 1879, and published in Notification No. 47, dated 7th July 1888, on the 12th, 19th and 26th July 1888, has received the approval of Government as required by Section 74 of the said Act:—

"No. 33A.—Vessels requiring to carry out repairs in the Wet Docks may do so when a berth can be made available, on condition that when such berth is required for a working vessel it must be at once vacated for an off-side berth."

Bombay Castle, 14th August 1888.

No. 55.—The following Bye-law No. 30A, made by the Trustees of the Port of Bombay under the provisions of Section 73 of the Bombay Port Trust Act, 1879, and published in Notification No. 52, dated 25th July 1888, on the 26th July and 2nd and 9th August 1888, has

received the approval of Government as required by Section 74 of the Act:—

"No. 30A.—A vessel desiring to discharge coal overside may be allowed to do so should the Dock Superintendent be able to allot a berth where injury is not likely to be done to another ship or to cargo by coal dust, but should, before the whole of the coal is discharged, there be, in the opinion of the Dock Superintendent, a prospect of injury from its dust, the vessel must be removed either to another berth, should one be available, at which injury from coal dust is unlikely, or out of the Dock, as the Dock Superintendent may direct.

"This is to apply not only to ordinary vessels, but to those of lines having preferential berths, and also to those discharging coal under Dock Bye-law No. 19."

Bombay Castle, 15th August 1888.

No. 56.—The following Notice by the Master Attendant, Ceylon, dated 25th July 1888, is republished for general information:—

"Notice to Mariners.

Ceylon, South Coast.

Notice is hereby given that the buoy marking Whale Rock off Galle has been re-moored in position, viz., in 16 fathoms S.S.W. of the Rock, distant 3 cables."

By order of His Excellency the Right Honourable the Governor in Council,
B. H. POTTINGER, Brigadier-General,
Secretary to Government.

REVENUE DEPARTMENT.

Bombay Castle, 10th August 1888.

No. 5428.—In exercise of the power conferred by Section 216 of the Bombay Land Revenue Code, 1879, His Excellency the Governor in Council is pleased to authorize the extension of the provisions of Chapters VIII and IX of the said Code to the following villages of the Nandurbar Taluka of the Khándesh District:—

Ranálé.	Hatnur.
Sundardé.	Khánggaon.
Sonáré.	

Bombay Castle, 13th August 1888.

No. 5467.—Whereas it appears to the Governor of Bombay in Council that land is required to be taken at the public expense for a public purpose, viz., for ball practice for the Belgaum Head-quarter Police, in the village of Belgaum, taluka Belgaum, district Belgaum; it is hereby declared that for the above purpose the land specified in the following schedule is required within the aforesaid village of Belgaum:—

Schedule referred to above.

Survey Number.	Portion required.		Boundaries of the land required.			
	Area.	Assessment.	North.	West.	South.	East.
	A. g.	Rs. a. p.	Survey Nos.	Survey Nos.	Survey Nos.	Survey Nos.
651	2 30	1 1 6	632, 633, 634.	652 and part of 613.	653	644
643	0 13½	0 2 1			654	650

This declaration is made, under Section 6, Act X of 1870, to all whom it may concern, who are hereby warned not to obstruct or interfere with the persons employed on the land.

Bombay Castle, 13th August 1888.

No. 5471.—In exercise of the power conferred

No. 9117, dated 12th December 1883, published at page 982 of the *Bombay Government Gazette* of the 13th idem, Part I.

No. 1334, dated 17th February 1885, published at pages 205-6 of the *Bombay Government Gazette* of the 19th idem, Part I.

No. 6063, dated 27th July 1885, published at pages 945-6 of the *Bombay Government Gazette* of the 30th idem, Part I.

No. 7028, dated 31st August 1885, published at page 1080 of the *Bombay Government Gazette* of the 3rd September 1885, Part I.

No. 10227A, dated 19th December 1885, published at page 1416 of the *Bombay Government Gazette* of the 24th idem, Part I.

No. 4120, dated 5th July 1887, published at page 570 of the *Bombay Government Gazette* of the 7th idem, Part I.

by Section 19 of the Indian Forest Act, No. VII of 1878, His Excellency the Governor in Council is pleased, with reference to the Government Notifications marginally noted, to declare the lands specified in the schedule heretoannexed to be Reserved Forests in the Mulshi Petha of the Poona District from the 1st October 1888:—

Schedule referred to above.

Serial No.	Village.	Survey No.	Area.
			A. g.
1	Sheré ...	Part of 230 " 394 " 396 " 398	0 29 2 25 2 30 7 29 13 33
2	Paud ...	Part of 325 " 326	2 20 1 20 4 0
3	Shiraoli ...	Part of 138 171	9 20 33 20 43 0
4	Ghotowdó ...	No. 58	1 35
5	Belowdó ...	Part of 271 " 272 " 274	1 10 3 15 2 10 6 35
6	Palsé ...	No. 106	82 30
7	Dáraoli ...	No. 95 223	119 1 50 12 169 13
8	Pimpri ...	Part of 106 130 143	92 34 71 0 48 16 212 10

Serial No.	Village.	Survey No.	Area.
			A. g.
9	Bhádás Khurd ...	No. 109 113 114 115	32 28 34 8 34 8 42 4 143 8
10	Málé ...	Part of 281 " 286 " 287 " 297 Part of 298 " 306 " 308 " 310 " 311 Part of 312 " 314 Part of 315 " 318 " 319 " 320 " 321 " 322 Part of 327 " 328 Part of 332 " 336 " 343 " 344 " 347 " 348 " 349 " 352 " 355 " 367	14 7 3 23 12 1 26 10 15 30 4 29 0 11 25 0 16 0 7 36 6 0 7 0 20 0 24 0 25 0 20 0 11 0 2 3 15 0 5 8 20 11 13 24 2 32 6 20 17 34 18 30 16 0 18 0 17 0
11	Gonowdi ...	Part of 122 " 124	3 0 5 0 8 0
12	Pomgaon ...	No. 71 155 Part of 178	20 3 7 31 3 11 31 5
13	Kumabheri ...	No. 14 26	18 26 23 36 42 22
14	Visékhar ...	No. 60 67 76 77 78 80 87	29 33 14 7 21 26 23 11 23 36 20 39½ 23 24 162 16½
15	Ghutké ...	No. 79 92 97	2 14 11 27 21 7 35 8

Serial No.	Village.	Survey No.	Area.	Serial No.	Village.	Survey No.	Area.
			A. g.				A. g.
16	Málusté ...	No. 8 9 10 Part of 11 " 12 13 20	20 30 20 15 20 7 20 1 23 15 54 7 29 29	27	Koteri ...	No. 8 9 10 13 14	14 29 3 11½ 21 2 15 5 7 22
			193 24				61 29½
17	A'dgaon ...	No. 105 112 117	32 33 15 36 51 12	28	Nándgaon ...	No. 55 59	26 32 22 39
			100 1				49 31
18	Tiskari ...	No. 20 41 46 74	8 7 5 6 6 21 11 7	29	Deoghar ...	No. 152 162 165 168	15 25 6 9 8 27 11 11
			31 1				41 32
19	Pet Sháhápur ...	No. 73 74 102	16 34 1 36 13 29	30	Ambowné ...	Part of 43 47 106 111 130 131 135 136 137 140 164	19 0 21 7 16 11 13 29 2 8 38 26 33 18 28 7 21 15 35 18 29 16
			32 19				258 35
20	Ekolé ...	No. 51 68 74	15 36 10 16 17 14	31	Dhángola ...	Part of 6	8 0
			43 26				
21	Telbaila ...	No. 99 175 177	35 2 46 12 48 8				
			132 22				
22	Másgaon ...	No. 72 74 79 Part of 81 95 96 99 101 Part of 103 110 111 114 115	14 20 34 4 14 37 13 17 19 10 15 15½ 18 24 15 39 18 7 0 29 4 18 6 18 5 11				
			121 9½				
23	Sáitar ...	No. 124 125	39 17 21 12				
			60 29				
24	Bárpé Khurd ...	No. 74	25 20				
25	Nivkhandé ...	No. 94 95	14 3 2 14				
			16 17				
26	Bárpé Budruk ...	No. 103	7 28				

No. 5471A.—In exercise of the power conferred by Section 4 of the Indian Forest Act, No. VII of 1878, His Excellency the Governor in Council is pleased to declare that it is proposed to constitute the lands specified in the schedule hereto annexed Reserved Forests in the Mulshi Petha of the Poona District:—

Schedule referred to above.

Name of Village.	Survey No.	Area.
		A. g.
Ekolé ...	70	13 38
Telbaila ...	18 79 113	23 27½ 15 13 10 17

2. The Forest Settlement Officer, Poona, is hereby appointed, under clause (c) of the same section, to inquire into and determine the existence, nature and extent of any rights alleged to exist in favour of any person in these lands.

By order of His Excellency the Right Honourable the Governor in Council,
J. NUGENT,
Chief Secretary to Government.

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 15th August 1888.

No. 51.—The following Notification by the Government of India is republished :—

" TELEGRAPH.

Simla, the 3rd August 1888.

No. 229.—The Governor-General in Council is pleased, under the provisions of Section 7, Act XIII of 1885, entitled the Telegraph Act, to order, with effect from the 1st August 1888, the changes detailed below to be made in the Rules for Inland telegrams published by Gazette Notification, Public Works Department, No. 146, dated the 4th June 1886 :

The following Rules are to be substituted for Rules 6, 13, 15 and 33 IV :

Rule 6.—Telegrams can be addressed to places where there are no Telegraph offices.

I.—In such cases, the sender must state from what Telegraph office delivery is to be effected: thus — 'To Shergotty, Post Burhee.' The words 'Post Burhee' form part of the address and are transmitted free of charge.

II.—No charge is made for postage on a telegram addressed to a place in India where there is no Telegraph office, or to a place out of India to which Indian Inland postal rates apply; but on a telegram to be posted to a place beyond the limits of the Indian Inland Postal Tariff, eight annas must be paid as an additional charge to cover postage and registration.

Rule 13.—When numbers are expressed in figures, all the characters, figures, letters, or signs in each group are added together, the total divided by three and the quotient, plus one for

the remainder, if there be any, gives the number of words the group represents.

I.—Signs used to separate groups and letters added to figures to form ordinal numbers are counted each as a figure or letter. Groups of letters not forming words (letter cipher) cannot be transmitted in Private telegrams.

Rule 15.—Telegrams from British Government officials on the business of the British Government must be marked 'State' by the sender, and as a rule paid for in cash or stamps prior to despatch. The charges are the same for State as for Private telegrams.

I.—The rule regarding prepayment will be relaxed in case of great emergency. Whenever an 'Urgent' or 'Ordinary' State telegram is tendered for transmission under this permission, the sender must take the necessary steps to ascertain the charges on it and pay them into the Telegraph office within 24 hours. The rule cannot be relaxed in the case of 'Deferred' State telegrams.

II.—State telegrams have no priority over Private telegrams, and take their turn with the latter, according to class, in the order in which tendered.

Rule 33 IV.—It must be written in plain English language so as to be intelligible to the transmitting offices, and must contain nothing of concealed meaning either in code or cipher.

(Signed) R. C. B. PEMBERTON, Colonel, R.E.,
Secretary to the Government of India."

By order of His Excellency the Right Honourable the Governor in Council,
W. S. HOWARD,
Acting Secretary to Government.

GENERAL DEPARTMENT.

Bombay Castle, 11th August 1888.

No. 2801.—The following telegraphic correspondence with the Political Resident, Aden, is published for general information :—

Telegram from the Political Resident, Aden, dated 9th August 1888 :—

"The following telegram has been received from British Consul at Alexandria :
'Quarantine imposed against Barus Island off Sumatra.'"

Telegram to the Political Resident, Aden, dated 10th August 1888 :—

"Your telegram of 9th. Will you impose quarantine at Aden and Perim?"

Telegram from the Political Resident, Aden, dated 10th August 1888 :—

"Your telegram of to-day. Yes."

By order of His Excellency the Right Honourable the Governor in Council,

J. NUGENT,
Chief Secretary to Government.

GENERAL ORDERS

By the Right Honourable the
Governor in Council.

MILITARY DEPARTMENT.

Bombay Castle, 15th August 1888.

No. 374.—The undermentioned officers have been permitted by the Secretary of State for India to return to duty :—

Lieutenant-Colonel F. W. Major, Staff Corps.

Captain T. R. M. Macpherson, Staff Corps.

The undermentioned officer has been granted by the Secretary of State for India an extension of leave for the period specified :—

Colonel E. S. Walcott, C.B., General List, Infantry, six months, medical certificate.

No. 375.—Lieutenant Herbert John Edward Purvis, 2nd Battalion Durham Light Infantry, is appointed a Probationer for the Bombay Staff Corps, with effect from 9th August 1888.

No. 376.—The following extract from General Order by the Government of India No. 640, dated 10th August 1888, is republished :—

"Appointments.

Judge Advocate-General's Department.

No. 640.—The following appointments are made in the Judge Advocate-General's Department, with effect from the 1st April 1888, under the recent reorganization of the Department :—

* * * *

Lieutenant-Colonel R. A. Prideaux, Bombay General List, Infantry, a Deputy Judge Advocate in Bombay, to be an Assistant Judge Advocate-General.

* * * *

Captain E. Balfe, Bombay S. C., a Deputy Judge Advocate in Bombay, to be an Assistant Judge Advocate-General.

* * * *

No. 377.—The following General Order by the Government of India, No. 642, dated 10th August 1888, is republished :—

"ORDNANCE DEPARTMENT.

No. 642.—Major P. F. M. Baddeley, R. A., Assistant Superintendent of Factories, and officiating Superintendent, Harness and Saddlery Factory, Cawnpore, is confirmed in the latter appointment ;

Lieutenant N. S. Bertie-Clay, R. A., Ordnance Officer, 4th class, officiating 3rd class, to be Assistant Superintendent of Factories ;

Lieutenant C. G. Oldfield, R. A., officiating Ordnance Officer, 4th class, is confirmed in that class,—

with effect from the 22nd May 1888 vice Colonel J. Stewart, R. A., C.I.E., Superintendent, Harness and Saddlery Factory, Cawnpore, retired from the Service.

This cancels G. G. O. No. 589 of 1886."

No. 378.—The following General Order by the Government of India, No. 643, dated 10th August 1888, is republished :—

"No. 643.—Lieutenant M. S. C. Campbell, R. A., to be Ordnance Officer, 4th class, with effect from the 10th June 1888, vice Lieutenant F. A. L. Powell, R. A., Ordnance Officer, 4th class, reverted to regimental duty."

No. 379.—The following General Order by the Government of India, No. 644, dated 10th August 1888, is republished :—

"No. 644.—Captain S. G. D. Smith, R. A., Assistant Superintendent of Factories, to be Ordnance Officer, 3rd class ;

Lieutenant M. S. C. Campbell, R. A., Ordnance Officer, 4th class, officiating 3rd class, to be Assistant Superintendent of Factories,—

with effect from the 10th July 1888 vice Captain E. B. Anderson, R. A., Ordnance Officer, 3rd class, resigned.

This cancels G. G. O. Nos. 603 and 604 of 1888."

No. 380.—The following General Order by the Government of India, No. 645, dated 10th August 1888, is republished :—

"No. 645.—Lieutenant F. T. Cole, R. A., to be Ordnance Officer, 4th class, with effect from the 3rd August 1888, vice Lieutenant M. S. C. Campbell, R. A., Ordnance Officer, 4th class, appointed Assistant Superintendent of Factories."

Erratum.—In G. G. O. No. 372, dated 8th August 1888, published at page 661 of the *Bombay Government Gazette* of the 9th idem, Part I, the second Christian name of Lieutenant Vincent should be *Lloyd*, and not as therein stated.

In Notification dated 23rd July 1888, the date of death of Surgeon E. Tully should be the 7th instead of the 8th June 1888.

*By order of His Excellency the Right
Honourable the Governor in Council,*
B. H. POTTINGER, Brigadier-General,
Secretary to Government.

CIVIL APPOINTMENTS, &c.

POLITICAL DEPARTMENT.

Bombay Castle, 13th August 1888.

No. 5464.—Hospital Assistant Jaymiatram Jayshankar was in charge of the duties of the Residency Surgeon, Baroda, from the 28th February 1888, after office hours, to the 3rd May 1888, before office hours.

*By order of His Excellency the Right
Honourable the Governor in Council,*
W. LEE-WARNER,
Secretary to Government.

JUDICIAL DEPARTMENT.

Bombay Castle, 7th August 1888.

No. 4264.—Ráo Bahádur Kashinath Balerishna Marathé, First Class Subordinate Judge of Kárwár, is allowed privilege leave for three months.

No. 4267.—Ráo Sáheb Ramchandra Dinkar Paranjpe is appointed to act as First Class, Third Grade, Subordinate Judge of Kárwár in the Kánara District during the absence of Ráo Bahádur Kashinath Balerishna Marathé, or till further orders.

Bombay Castle, 8th August 1888.

No. 4304.—In supersession of Government Notification No. 3520, dated 5th July 1888, the Governor in Council is pleased to make the following appointments:—

Ráo Sáheb Raghunath Gangadhar Bhadbhade to be Second Class Subordinate Judge at Chikodi in the Belgaum District.

Ráo Sáheb Ramchandra Venkatesh Patki, on his return from leave, to be Second Class Subordinate Judge at Rahimatpur in the Sátára District.

Under the provisions of Section 28 of Act XIV of 1869 (The Bombay Civil Courts Act) Ráo Sáheb Raghunath Gangadhar Bhadbhade, Second Class Subordinate Judge, is, on his transfer to Chikodi, invested, within the local limits of his ordinary jurisdiction, with the powers of a Judge of a Court of Small Causes for the trial of suits cognizable by such Courts up to the amount of Rs. 50.

Bombay Castle, 11th August 1888.

No. 4380.—Ráo Sáheb Vishwanath Vinayek Paranjpe received charge of the Second Class Subordinate Judge's Court at Karád in the Sátára District on the 23rd ultimo, after office hours.

Ráo Sáheb Vishwanath Vinayek Paranjpe and Ráo Sáheb Gopal Ganesh Soman respectively delivered over and received charge of the Second Class Subordinate Judge's Court at Tásgaon in the Sátára District on the 16th ultimo, after office hours, and 20th ultimo, before office hours.

Ráo Sáheb Gopal Ganesh Soman and Ráo Sáheb Damodar Waman Bhat respectively delivered over and received charge of the Second Class Subordinate Judge's Court at Pátan in the Sátára District on the 16th ultimo and 30th ultimo, before office hours.

Ráo Sáheb Damodar Waman Bhat and Ráo Sáheb Gopal Anant Bhat respectively delivered over and received charge of the Second Class Subordinate Judge's Court at Khatáv and Dahi-vádi in the Sátára District on the 21st ultimo and 23rd ultimo, before office hours.

Bombay Castle, 14th August 1888.

No. 4421.—Mr. A. R. Bonus, Assistant Collector in the district of Ahmednagar, is appointed to be a Magistrate of the First Class in that district under Section 12 of the Code of Criminal Procedure, 1882.

No. 4423.—Under the provisions of Section 47 of (Bombay) Act II of 1874 the Governor in Council is pleased to appoint A'zam Mukhdum Madadullah valad Abdul Warsi to be a Visitor of

the Subordinate Jail at Sehwan in the district of Karáchi vice Mr. Syud Jaffer Ali Shah valad Gimban Shah, deceased.

No. 4446.—Under the provisions of Section 27 of Act XIV of 1869 (The Bombay Civil Courts Act) Mr. L. G. Fernandez, First Class Subordinate Judge of Poona, is invested with power to hear appeals from such decrees and orders of Subordinate Courts as may be referred to him by the District Judge of Poona.

No. 4447.—Ráo Sáheb Abaji Vithal Purohit and Ráo Sáheb Dattatraya Ganesh Medhekar respectively delivered over and received charge of the Joint Second Class Subordinate Judge's Court at Dhulia in the Khándesh District on the 30th ultimo, after office hours.

No. 4448.—Mr. Dayaram Gidumal resumed charge of the office of Assistant Judge and Sessions Judge of Ahmedabad in the forenoon of the 22nd ultimo.

No. 4450.—Ráo Bahádur Kashinath Bal-krishna Marathe and Ráo Bahádur Gopal Vinayak Bhanap respectively delivered over and received charge of the First Class Subordinate Judge's Court at Belgaum on the 6th instant, after office hours.

No. 4451.—A'zam Essardas Chotirmal, Head Munshi of táluka Sujáwal in the district of Karáchi, is appointed to be a Magistrate of the Second Class in that district under Section 12 of the Code of Criminal Procedure, 1882.

No. 4452.—Mr. E. Van der Straaten, Registrar of the Court of Small Causes at Bombay, has been allowed by Her Majesty's Secretary of State for India a further extension of extraordinary leave for one week without pay. Mr. Van der Straaten has also been permitted by Her Majesty's Secretary of State for India to return to duty within the period of his leave.

Bombay Castle, 15th August 1888.

No. 4474.—The Governor in Council is pleased to authorize A'zam Sitaram Ganesh Patankar, Mahálkari of petha Mulshi in the Poona District, to exercise the powers of a Mámlatdár under the Mámlatdárs' Courts Act, 1876.

By order of His Excellency the Right
Honourable the Governor in Council,
W. LEE-WARNER,
Secretary to Government.

EDUCATIONAL DEPARTMENT.

Bombay Castle, 18th August 1888.

No. 1476.—In substitution of Government Notification No. 1308, dated 18th ultimo, it is hereby notified that Surgeon-Major S. O'B. Banks, L.R.C.S., L.K. and Q.C.P., M.K. and Q.C.P., F.R.C.S., L.M., is appointed substantive *pro tem*. Professor of Surgery and Clinical Surgery, Grant Medical College, with effect from 16th December 1887, vice Surgeon-Major W. Gray, L.M., L.Ch., or until further orders.

No. 1484.—With reference to Government Notification No. 1217, dated 6th ultimo, it is hereby notified that, Ráo Sáheb Ganpatrao G. Shástri received charge of the office of Deputy Educational Inspector, Kaira Sub-Division, on the 28th ultimo, in the forenoon.

Bombay Castle, 14th August 1888.

No. 1491.—His Excellency the Governor in Council is pleased to make the following appointments during the absence of Mr. E. Giles, M.A., or till further orders:—

Mr. S. Cooke, M.A., L.C.E., to act in the Second Grade of the Educational Department.

Mr. G. W. Forrest, B.A., to act in the Third Grade of the Educational Department.

Mr. Dorabji Edalji Gimi, B.A., to act as Educational Inspector, N.D., and in the Fourth Grade of the Educational Department.

Bombay Castle, 15th August 1888.

No. 1494.—With reference to Government Notification No. 1023A, dated 12th June last, which has been cancelled, it is hereby notified that Surgeon-Major S. O'B. Banks held charge of the Principalship of the Grant Medical College from the 1st to the 14th June last.

By order of His Excellency the Right Honourable the Governor in Council,

W. LEE-WARNER,
Secretary to Government.

REVENUE DEPARTMENT.

Bombay Castle, 10th August 1888.

No. 5410.—Mr. F. R. Desai, Deputy Conservator of Forests, First Grade, has been allowed by Her Majesty's Secretary of State for India to return to duty within the period of his leave.

No. 5433.—His Excellency the Governor in Council is pleased to appoint Inspecting Veterinary Surgeon J. Anderson to carry on, in addition to his own duties, the current work of the Superintendent, Horse-breeding Operations, during the absence of Veterinary Surgeon J. K. Grainger on privilege leave.

Bombay Castle, 11th August 1888.

No. 5443.—The services of Mr. W. P. Symonds, C. S., are placed at the disposal of the Government of India in the Department of Finance and Commerce.

Bombay Castle, 13th August 1888.

No. 5453.—His Excellency the Governor in Council is pleased to make the following appointments:—

Mr. A. C. Logan, C. S., to do duty as Assistant Collector, Suolápur, till further orders.

Mr. M. C. Gibb, C. S., to do duty as Assistant Collector, Poona, till further orders.

No. 5468.—Mr. Lakshaman Narayan Sheshgiri, Sub-Registrar of Haliyál in the district of Kánara,

officially as Sub-Registrar of Supa, taluka Haliyál in the Kánara District, in addition to his own duties, from the 1st to 14th July 1888, both days inclusive.

No. 5472.—In exercise of the power conferred by Section 4 of the Indian Forest Act, No. VII of 1878, and in supersession of Government Notification No. 7543, dated 5th November 1887, published at page 907 of the *Bombay Government Gazette* of the 10th idem, Part I, His Excellency the Governor in Council is pleased to appoint Mr. A. C. Logan, C. S., to be Forest Settlement Officer in the Poona District, with effect from 6th June 1888, in addition to his other duties as Assistant Collector, Poona, for the purposes set forth in Section 4, clause (c), and Section 34 of the said Act.

2. Under Section 16 of the said Act His Excellency the Governor in Council is also pleased to appoint the Collector of Poona to hear appeals from any orders passed by the said Forest Settlement Officer under Sections 10, 11, 14 or 15 of the said Act.

3. His Excellency the Governor in Council is pleased to direct that the enquiry and record in respect of the Protected Forests of the said district shall be made and prepared in the same manner and subject to the same provisions and right of appeal as in the case of Reserved Forests.

Bombay Castle, 14th August 1888.

No. 5493.—Mr. C. H. Jopp, C. S., has been allowed by Her Majesty's Secretary of State for India an extension of leave on sick certificate for six months.

Bombay Castle, 15th August 1888.

No. 5529.—His Excellency the Governor in Council is pleased to make the following appointments, with effect from the date of retirement of Ráo Bahádúr Umedráñ Ranchhordás:—

Ráo Bahádúr Bhimbháñ Kirpáram to be Fourth Grade Deputy Collector.

Mr. H. F. Carvalho to be substantive *pro tem*. Fourth Grade Deputy Collector.

Ráo Bahádúr Káshináth Náráyan Bhangaonkar to be Fifth Grade Deputy Collector.

Ráo Bahádúr Gurshidáppa Virbasáppa to be substantive *pro tem*. Fifth Grade Deputy Collector.

Ráo Bahádúr Náráyan Chintáman Soman to be Sixth Grade Deputy Collector.

Ráo Bahádúr Pránálál Harkisandás to be substantive *pro tem*. Sixth Grade Deputy Collector.

Kháñ Sáheb Dínsha Jamshedji to act as District Deputy Collector, Surat, till further orders.

No. 5530.—Mr. A. Dalzell, Assistant Superintendent, Poona and Násik and Southern Marátha Country Revenue Surveys, has been allowed by Her Majesty's Secretary of State for India an extension of leave on medical certificate for six months.

No. 5533.—Mr. F. T. Willaume, Assistant Superintendent, Poona and Násik and Southern Marátha Country Revenue Surveys, has been

allowed by Her Majesty's Secretary of State for India to return to duty within the period of his leave.

By order of His Excellency the Right Honourable the Governor in Council,
J. NUGENT,
Chief Secretary to Government.

GENERAL DEPARTMENT.

Bombay Castle, 15th August 1888.

No. 2854.—Mr. D. Clabby, Clerk in the office of the Examiner of Commissariat Accounts, Poona, passed an examination in Maráthi according to the Higher Standard on the 8th August 1888.

By order of His Excellency the Right Honourable the Governor in Council,
J. NUGENT,
Chief Secretary to Government.

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 2nd August 1888.

No. 49.—Mr. H. G. Palliser, M.Inst.C.E., is appointed to act as Executive Engineer, Ahmedabad, on his return from furlough, during Mr. Doig's absence, or until further orders.

Bombay Castle, 13th August 1888.

No. 50.—Under the operation of Section 110, Rule 9A (a) of the Civil Pension Code, Mr. J. H. E. Hart, M.Inst.C.E., Chief Engineer and Secretary to Government, Public Works Department, vacates his appointment in the Public Works Department, from 14th August 1888, on attaining the age of fifty-five years.

By order of His Excellency the Right Honourable the Governor in Council,
W. S. HOWARD,
Acting Secretary to Government.

Miscellaneous Notifications, Appointments, &c.

BY THE COMMISSIONERS.

NORTHERN DIVISION.

A'zam Narayan Anandrao, Head Kárkún of táluks Jalápor in the Surat District, acted as Mámlatdár of that táluks from 1st to 6th June 1888, both days inclusive, pending the arrival of the permanent incumbent.

G. F. SHEPPARD,
Commissioner, N. D.

Poona, 9th August 1888.

CENTRAL DIVISION.

Mr. W. Doderet and Major Rowley Watson respectively delivered over and received charge of the office of Cantonment Magistrate, Málegaon, on the 2nd instant, in the forenoon.

J. MOORE,
Officiating Commissioner, C. D.

Poona, 13th August 1888.

SOUTHERN DIVISION.

Messrs. G. Carmichael and W. C. Rand respectively delivered over and received charge of the office of First Assistant Collector in charge Ven-gurá, Málvan, Devgad, Rájápur and Ratnágiri Táluks on the 1st instant, in the forenoon.

Messrs. Laxuman Narayan Ajgaokar and Balaji Gangadhar Sathe respectively delivered over and received charge of the office of Huzúr Deputy Collector and Magistrate, First Class, Ratnágiri, on the 1st instant, in the forenoon.

Poona, 9th August 1888.

Messrs. H. Woodward and H. W. J. Bagnell respectively delivered over and received charge of the office of First Assistant Collector, Belgaum, on the 4th instant, in the afternoon.

Poona, 10th August 1888.

W. H. PROPERT,
Commissioner, S. D.

BY THE COMMISSIONER OF CUSTOMS, SALT, OPIUM AND A'BKÁRI.

No. 5378.—Mr. Vajirallí *Amiralli, A'bkári Inspector in charge Shirpur Range, Khándesh, has been granted privilege leave of absence for three months commencing from the 1st instant.

Bombay, 9th August 1888.

No. 5407.—Under paragraph 2, Section 6 of the Bombay A'bkári Act, 1878, and in virtue of the authority delegated to him by Government, the Commissioner of A'bkári hereby invests the under-mentioned servants of the licensee of the country spirit farm of the Khándesh District with the powers contemplated in Section 37 of the said Act to be exercised by them within the limits of the said farm during the currency of the said license and during their employment by the said licensee:—

1. Ramsevak Dalpatram Dave.
2. Rastamji Ratanji Patel.
3. Ratanji Hormasji Apu.

Bombay, 10th August 1888.

A. C. TREVOR,
Acting Commissioner of Customs,
Salt, Opium and A'bkári.

BY HER MAJESTY'S HIGH COURT OF
JUDICATURE.

ORIGINAL SIDE.

RULES OF THE HIGH COURT OF JUDICA-
TURE AT BOMBAY UNDER THE INDIAN
COMPANIES' ACT, 1882.

1. The following shall be used as general headings in all cases under these rules relating to companies in the High Court of Judicature at Bombay and in the Courts subordinate thereto.

A.—For proceedings before the Judge in Chambers or in Court:—

In the High Court of Judicature at Bombay, or in the District Court of [as the case may be].

In the matter of the Indian Companies' Act VI. of 1882, and of the Company, Limited.

B.—For all advertisements, notices and other proceedings not before the Judge in Chambers or in Court:—

In the matter of the Indian Companies' Act VI. of 1882, and of the Company, Limited.

C.—In cases where it is required the words "and reduced" shall be added to the description of the company.

2. In the High Court of Judicature at Bombay all petitions shall be presented, applications made to, and proceedings taken under the direction of, the Judge who may be sitting in Chambers for the time being; provided nevertheless that the said Judge may refer any matter so brought before him into Court, or to any other Judge of the High Court. In the Mofussil of the Bombay Presidency all petitions shall be presented, applications made to, and proceedings taken under the direction of, the Judge for the time being of the District Court within whose jurisdiction the principal office of the company may be situate.

3. Upon the presentation of a petition for an order confirming a special resolution for reducing the capital of a company in cases where, as provided by section 15 of the Act, the creditors of the company are not entitled to object to the proposed reduction, the words "and reduced" shall be used, unless an order has been obtained dispensing with those words. Such an order may be obtained in Chambers, either on application *ex parte* by summons, before the presentation of the petition, or at the time when the petition is presented.

4. In the cases mentioned in the last preceding rule, a certificate shall not be granted as is hereinafter provided by rule 16, but the petition shall, if necessary, be answered and shall come on for hearing in the ordinary way. In all other cases the rules here-

inafter provided with reference to petitions to reduce capital shall be followed.

5. In cases in which the creditors are entitled to object to the proposed reduction, the petition shall not come on to be heard in Chambers until after the expiration of 14 clear days from the filing of such certificate as is mentioned in the 16th rule hereafter.

6. When any such petition as last aforesaid has been presented, application may be made *ex parte*, by summons in Chambers to the sitting Judge in Chambers for directions as to the proceedings to be taken for settling the list of creditors entitled to object to the proposed reduction, and the Judge may thereupon fix the date with reference to which the list of such creditors is to be made out, pursuant to the 16th section of the Act; and may, either at the same time or afterwards, as he shall think fit, give such directions as are mentioned in the two following rules. The order upon such summons may be in the Form No. 1 in the first schedule hereto, with such variations as the circumstances of the case may require.

7. Notice of the presentation of the petition shall be published at such times and in such newspapers in English and in the vernacular as the Judge shall direct, so that the first insertion of such notice be made not less than one calendar month before the day of the date fixed, as mentioned in the last preceding rule. Such notice may be in the Form No. 2 in the first schedule hereto, with such variations as the circumstances of the case may require.

8. The company shall, within such time as the Judge shall direct, file in Court an affidavit made by some officer or officers of the company competent to make the same, verifying a list containing the names and addresses of the creditors of the company at the date fixed as mentioned in the 7th rule herein; and the amounts due to them respectively.

9. The person making such affidavit shall state therein his belief that such list is correct, and that there was not at the date so fixed as aforesaid any debt or claim which, if that date was the commencement of the winding-up of the company, would be admissible in proof against the company, except the debts set forth in such list, and shall state his means of knowledge of the matters deposited to in such affidavit. Such affidavit may be in the Form No. 3 in the schedule hereto, with such variations as the circumstances of the case may require.

10. Copies of such list, containing the names and addresses of the creditors, and the total amount due to them, but omitting the amounts due to them respectively, or (as the Judge shall think fit) complete copies of such list shall be kept at the registered office of the company and at the offices of their attorneys.

and agents (if any), and any person desirous of inspecting the same may, at any time during the ordinary hours of business, inspect and take extracts from the same on payment of the sum of one rupee.

11. The company shall, within seven days after the filing of such affidavit, or such further

Notice to creditors.

time as the Judge may allow, send to each creditor whose name is entered in the said list a notice stating the amount of the proposed reduction of capital, and the amount of the debt for which such creditor is entered in the said list, and the time (such time to be fixed by the Judge) within which, if he claims to be a creditor for a larger amount, he must send in his name and address, and the particulars of his debt or claim and the name and address of his attorney (if any) to the attorney of the company; and such notice shall be sent through the post in a registered letter addressed to each creditor at his last known address or place of abode, and may be in the form or to the effect of the Form No. 4 in the first schedule hereto, with such variations as the circumstances of the case may require. Provided that if any of the creditors of the company are residing out of British India, or if the names of any of the creditors are not known to the company, the Judge may direct notice to be given to them by advertisement in such papers and at such times as he may think proper.

12. Notice of the list of creditors shall, after

Advertisement as to list of creditors.

the filing of the affidavit mentioned in the 8th of these rules, be published at such times and in such newspapers as the Judge shall direct. Every such notice shall state the amount of the proposed reduction of capital, and the places where the aforesaid list of the creditors may be inspected, and the time within which creditors of the company, whose names are not entered on the said list, and are desirous of being entered therein, must send in their names and addresses, and the particulars of their debts or claims, and the names and addresses of their attorneys (if any) to the attorney of the company; and such notice may be in the Form No. 5 set forth in the first schedule hereto, with such variations as the circumstances of the case may require.

13. The company shall, within such time as

Affidavit as to result of rules 11 and 12.

the Judge shall direct, file in Court an affidavit made by the person to whom the particulars of debts or claims are, by such notices as are mentioned in the above 11th and 12th rules required to be sent in, stating the result of such notices respectively, and verifying a list containing the names and addresses of the persons (if any), who shall have sent in the particulars of their debts or claims in pursuance of such notices respectively, and the amounts of such debts or claims, and some competent officer or officers of the company shall join in such affidavit, and shall in such list distinguish which (if any) of such debts and claims are wholly, or as to any and what part thereof, admitted by the company, and which (if any) of such debts and claims are wholly, or as to any and what part thereof,

disputed by the company. Such affidavit may be in the Form No. 6 in the schedule hereto, with such variations as the circumstances of the case may require.

14. If any debt or claim, the particulars of

Proceedings where claim not admitted.

which are so sent in, shall not be admitted by the company at its full amount, then and in every such case, unless the company are willing to set apart and appropriate in such manner as the Judge shall direct the full amount of such debt or claim, the company shall, if the Judge think fit so to direct, send to the creditor a notice that he is required to come in and prove such debt or claim, or such part thereof as is not admitted by the company, by a day to be therein named, being not less than 14 clear days after such notice, and being the time appointed by the Judge for adjudicating upon such debts and claims, and such notice shall be sent in the manner mentioned in the 11th rule above, and may be in the Form No. 7 in the schedule hereto, with such variations as the circumstances of the case may require.

15. Such creditors as come in to prove their

Costs of proof.

debts or claims in pursuance of such notice as is mentioned in the 14th of these rules shall be allowed their costs of proof against the company and such costs shall be added to their debt; or the said creditors may be answerable for costs in the event of their proof not being established.

16. The result of the settlement of the list of

Certificate by the Judge as to creditors.

creditors shall be stated in a certificate which shall be signed by the Judge, and such certificate shall state what debts or claims (if any) have been disallowed, and shall distinguish the debts or claims the full amount of which the company are willing to set apart and appropriate, and the debts or claims (if any) the amount of which has been fixed by inquiry and adjudication in manner provided by section 17 of the Act, and the debts or claims (if any) the full amount of which is not admitted by the company, nor such as the company are willing to set apart and appropriate, and the amount of which has not been fixed by inquiry and adjudication as aforesaid; and shall show which of the creditors have consented in writing to the proposed reduction, and the total amount of the debts due to them, and the total amount of the debts or claims the payment of which has been secured in manner provided by the said 17th section, and the persons to or by whom the same are due or claimed; but it shall not be necessary to show in such certificate the several amounts of the debts or claims of any persons who have consented in writing to the proposed reduction or the payment of whose debts or claims has been secured as aforesaid.

17. After the expiration of eight clear days

Petition to come on for hearing.

from the filing of such last-mentioned certificate the petition shall be set down for hearing in the ordinary course upon a praecipe addressed to the Prothonotary by the petitioner or his attorney to have the petition set down for hearing.

18. Before the hearing of the petition, notices stating the day on which the same is appointed to be heard shall be published at such times and in such newspapers in English and the vernacular, as the Judge shall direct. Such notices may be in the Form No. 8 in the first schedule hereto, with such variations as the circumstances of the case may require.

19. Any creditor settled on the said list whose debt or claim has not, before the hearing of the petition, been discharged or determined, or been secured in manner provided by the 17th section of the Act, and who has not before the hearing signed a consent to the proposed reduction of capital, may, if he think fit, upon giving two clear days' notice to the attorney of the company of his intention so to do, appear at the hearing of the petition and oppose the application.

20. When a creditor who appears at the hearing under the last preceding rule is a creditor the full amount of whose debt or claim is not admitted by the company, and the validity of whose debt or claim has not been inquired into and adjudicated upon under section 17 of the Act, the costs of and occasioned by his appearance shall be dealt with as to the Court shall seem just, but in all other cases a creditor appearing, under the last preceding rule, shall be entitled to the costs of such appearance, unless the Court shall be of opinion that in the circumstances of the particular case his costs ought not to be allowed.

21. When the petition comes on to be heard, the Judge may, if he shall so think fit, give such directions as may seem proper with reference to the securing in manner mentioned in section 17 of the Act the payment of the debts or claims of any creditors who do not consent to the proposed reduction; and the further hearing of the petition may, if the Judge shall think fit, be adjourned for the purpose of allowing any steps to be taken with reference to the securing in manner aforesaid the payment of such debts or claims.

22. Where the Judge makes an order confirming a reduction, such order shall give directions in what manner and in what newspapers, in English and the vernacular, notice of the registration of the order and of such minute as is mentioned in the 18th section of the Act is to be published; and shall fix the date until which the words "and reduced" are to be deemed part of the name of the company as mentioned in the 14th section of the Act.

23. If the Judge should think fit to require the company to publish the reasons for the reduction of its capital, or any other information with regard thereto or the causes which led to such reduction (as provided by section 15 of the Act) the same shall be advertised in such newspapers, in English and in the vernacular, as the Judge shall think proper.

24. Every petition for the winding up of any company by the Court, or subject to the supervision of the Court, shall be advertised 14 clear days before the hearing, as follows:—

(1) In the case of a company whose registered office, or if there shall be no such office, then whose principal or last known principal place of business is, or was, situate within the Island of Bombay, once in the *Bombay Government Gazette*, and once at least in two English *Daily Newspapers* and two *Native Newspapers* published in Bombay.

2. In the case of any other company, once in the *Bombay Government Gazette*, and once at least in two local newspapers, or if there should be none such, in two newspapers circulating in the district where such registered office or principal or last known principal place of business, as the case may be, of such company, is or was situate, and also by proclamation affixed to the walls of the Court House.

The advertisement shall state the day on which the petition was presented, and the name and address of the petitioner, and of his attorney (if any).

25. Every such petition shall, unless presented by the company, be served at the registered office (if any) of the company, and if no registered office, then at the principal or last known principal place of business of the company, if any such can be found, upon any member, officer, or servant of the company there, or in case no such member, officer, or servant can be found there, then by being left at such registered office or principal place of business, or by being served on such member or members of the company as the Judge may direct; and every petition for the winding up of a company subject to the supervision of the Court shall also be served upon the liquidator (if any) appointed for the purpose of winding up the affairs of the company. So also every petition for the compulsory winding up of a company shall be served upon the liquidator (if any) who may have been appointed to act in a voluntary winding up, or in a winding up under supervision, as the case may be.

26. Every petition for the winding up of any company by the Court, or subject to the supervision of the Court, shall be verified by an affidavit referring thereto, in the form or to the effect set forth in Form No. 10 in the first schedule hereto—such affidavit shall be made by the petitioner, or by one of the petitioners if more than one, or in case the petition is presented by the company, by some director, secretary, or other principal officer thereof, and shall be made and filed within four days after the petition is presented, and such affidavit shall be sufficient *prima facie* evidence of the statements in the petition. When the petition is presented by a corporate body, other than the company itself, the affidavit shall be made by some director, secretary or other principal officer of such corporate body. Provided that if the petitioner is by reason

of absence or for other good cause unable to verify such petition the same may be verified by any person duly authorized by him in that behalf or deemed by the Court competent to verify the same.

27. Every contributory or creditor of the company shall be entitled to be furnished by the attorney to the petitioner with a copy of the petition within twenty-four hours after requiring the same, on paying at the rate of 8 annas per folio of 90 words for such copy.

28. When a petition to wind up has been presented, the petitioner shall not be entitled to have it dismissed, if any creditor appear and prove his debt and is desirous of taking advantage of the petition.

29. Every order for the winding up of a company by the Court, or subject to its supervision, shall within twelve days after the date thereof be advertised by the petitioner once in the *Bombay Government Gazette*, and shall be served upon such person (if any), and in such manner as the Court may direct.

30. Within 10 days after any order for the winding up of a company has been sealed, a summons at Chambers shall be taken out by the petitioner to proceed with the winding up of the company, and in default thereof such summons may be taken out by any other person interested in the winding up to whom the Judge may think fit to give the conduct and prosecution of the said order, and in either case such summons shall be served upon all parties who may have appeared upon the hearing of the petition. Upon the return of such summons a time shall, if the Judge think fit, be fixed for the appointment of an official liquidator, and for the proof of debts and for the list of contributories to be brought in and directions may be given as to the advertisement to be issued for all or any of such purposes, and generally as to the proceedings and the parties to attend thereon. The proceedings under the order shall be continued by adjournment, and when necessary, by further summons, and any such directions as aforesaid may be given, added to, or varied, at any subsequent time as may be found necessary.

31. The Judge may appoint a person to the office of official liquidator without any previous advertisement, or notice to any party, or may fix a time and place for the appointment of an official liquidator, and may appoint or reject any person nominated at such time and place, and appoint any person not so nominated.

32. When a time and place are fixed for the appointment of an official liquidator, such time and place shall be advertised in such manner as the Judge shall direct, so that the first or only advertisement shall be published

within fourteen days and not less than seven days before the day so fixed.

33. Every official liquidator shall give security by entering into a recognizance with one or more sufficient sureties, or by depositing Government Securities in such sum as the Court may approve.

34. The official liquidator shall be appointed by order; and unless he shall have given security, a time shall be fixed by such order within which he is to do so, and the order shall fix the times or periods at which the official liquidator is to file his accounts of receipts and payments, and shall direct that all moneys to be received shall be paid into the Bank of Bombay or Branch thereof nearest to the principal place of business of the company, or in the case of a District Court into that Court, immediately after the receipt thereof to the account of the official liquidator of the company, and an account shall be opened there accordingly, and an office copy of the order shall be lodged at the Bank of Bombay or Branch thereof as aforesaid.

35. When an official liquidator has given security pursuant to the directions in the order appointing him, the same shall be certified by the Prothonotary of the High Court or the District Judge, as the case may be.

36. The official liquidator shall on each occasion of passing his accounts, and also whenever the Judge may so require, satisfy the Judge that his sureties are living, and resident in the Presidency of Bombay, and have not been adjudged bankrupt or become insolvent, and in default thereof he may be required to enter into fresh security, within such time as shall be directed.

37. Every appointment of an official liquidator shall be advertised in such manner as the Judge shall direct, immediately after he has been appointed and has given security.

38. Where it is desired to appoint provisionally an official liquidator an application for that purpose may at any time after the presentation of the petition for winding up the company be made by petition without advertisement or notice to any person unless the Judge shall otherwise direct; and such provisional official liquidator may, if the Judge shall think fit, be appointed without security.

39. In case of the death, removal, or resignation of an official liquidator, another shall be appointed in his room, in the same manner as directed in the case of a first appointment; and the proceedings for that purpose may be taken by such party interested

as may be authorized by the Judge to take the same.

40. The official liquidator shall, with all convenient speed after he is appointed, proceed to make up, continue, complete, and rectify the books of account of the company; and shall provide and keep such books of account as shall be necessary, or as the Judge may direct, for the purposes aforesaid, and for showing the debts and credits of the company, including a ledger which shall contain the separate accounts of the contributories, and in which every contributor shall be debited from time to time with the amount payable by him in respect of any call to be made as provided by the said Act and these rules.

41. The official liquidator shall be allowed in his accounts, or otherwise paid, such salary or remuneration as the Judge may from time to time direct, and such salary or remuneration may either be fixed at the time of his appointment, or at any time thereafter as the Judge may think fit, the sum so fixed as to cover the expenses of the employment of assistants or clerks by the official liquidator, and also his office rent, stationery, &c., unless the Judge shall otherwise order. Every allowance of such salary or remuneration, unless made at the time of his appointment, or upon passing an account, shall be made upon application for that purpose by the official liquidator, on notice to such persons (if any) and supported by such evidence as the Judge shall require, nevertheless the Judge may from time to time allow any sum he may think fit to the official liquidator, on account of the salary or remuneration to be thereafter allowed.

42. The accounts of the official liquidator shall be filed at such times as may from time to time be ordered by the Judge, and shall, upon notice to such persons (if any) as the Judge shall direct, be audited, passed or verified as may be ordered.

43. Where joint official liquidators are appointed the above rules relating to the official liquidators shall be applicable *mutatis mutandis*.

44. For the purpose of ascertaining the debts and claims due from the company and of requiring the creditors to come in and prove their debts or claims, an advertisement shall be issued at such time as the Judge shall direct, and such advertisement shall fix a time for the creditors to send their names and addresses, and the particulars of their debts or claims, and the names and addresses of their attorneys (if any), to the official liquidator, and appoint a day for adjudicating thereon.

45. The creditors need not attend upon the adjudication, nor prove their debts or claims, unless they are required to do so by notice from the official liquidator, but upon such notice being given, they are to come in and prove their debts or claims within a time to be therein specified.

46. The official liquidator shall investigate the debts and claims sent in to him, and ascertain, so far as he is able, which of such debts and claims are justly due from the company, and he shall make out and leave with the Court a list of all the debts and claims sent in to him, distinguishing which of the debts and claims, or parts of debts and claims, so claimed, are, in his opinion, justly due and proper to be allowed without further evidence, and which of them in his opinion ought to be proved by the creditors, and he shall make and file, prior to the time appointed for adjudication, an affidavit setting forth which of the debts and claims in his opinion are justly due and proper to be allowed without further evidence, and stating his belief that such debts and claims are justly due and proper to be allowed, and the reasons for such belief.

47. At the time appointed for adjudicating upon the debts and claims, or at any adjournment thereof, the Judge may either allow the debts and claims upon the affidavit of the official liquidator, or may require the same, or any of them, to be proved by the claimants, and adjourn the adjudication thereon to a time to be then fixed, and the official liquidator shall give notice to the creditors whose debts or claims have been so allowed of such allowance.

48. The official liquidator shall give notice to the creditors whose debts or claims have not been allowed upon his affidavit that they are required to come in and prove the same by a day to be therein named, being not less than four days after such notice, and to attend at a time to be therein named, being the time appointed by the advertisement or by adjournment (as the case may be) for adjudicating upon such debts and claims.

49. All debts payable on a contingency, and all claims against the company, present or future, certain or contingent, ascertained or sounding only in damages, shall be admissible to proof in the winding-up of a company, a just estimate being made, so far as is possible, of the value of all such debts or claims as may be subject to a contingency, or sound only in damages, or for some other reason do not bear a certain value. The value of all such debts and claims shall, so far as is possible, be estimated according to the value thereof at the date of the order to wind up the company.

50. Creditors whose debts and claims carry interest and are allowed shall be entitled to receive dividends upon what was due for principal and interest at the date of the winding-up. In the event of there being a surplus the dividends payable to such creditors shall be applied firstly, towards payment of the interest, and secondly, in reduction of the principal due to them.

Interest may be allowed on all claims in respect of which it is recoverable as damages.

51. Such creditors as come in and prove their debts or claims pursuant to notice from the official liquidator shall be allowed their costs of proof which will be added to the debt.

52. The result of the adjudication upon debts and claims shall be in the form of a certificate to be signed by the Judge from time to time as convenience may require, and such certificate shall state whether the debts or claims are allowed or disallowed, and whether allowed as against any particular assets, or in any other qualified or special manner.

53. The official liquidator shall, with all convenient speed after his appointment, or at such time as the Judge shall direct, make out and leave with the Court a list of the contributories of the company; and such list shall be verified by the affidavit of the official liquidator, and shall, so far as is practicable, state the respective addresses of, and the number of shares or extent of interest to be attributed to, each such contributory and distinguish the several classes of contributories. And such list may, from time to time, by leave of the Judge, be varied or added to by the official liquidator.

54. Upon the list of contributories being left with the Court, the official liquidator shall obtain an appointment for the Judge to settle the same, and shall give notice in writing of such appointment to every person included in such list, and stating in what character, and for what number of shares of interest such person is included in such list, and in case any variation or addition to such list shall at any time be made by the official liquidator, a similar notice in writing shall be given to every person to whom such variation or addition applies. All such notices shall be served four clear days before the day appointed to settle such list or such variation or addition.

55. A list of contributories as the same shall have been settled by the Judge shall from time to time (when the Judge shall so order) be drawn up by the official liquidator and signed by the Judge for the purpose of stating the result of such settlement down to any particular time, or as to any particular person or stating any variation of the list.

56. Any moveable or immoveable property belonging to the company may be sold with the approbation of the Judge in the same manner as in the case of a sale under a decree or order of the Court in a suit, or, if the Judge shall so direct, by the official liquidator, in which case the conditions or contracts of sale shall be settled and approved of by the Judge unless he shall otherwise direct, and unless on account of the small amount of the purchase money or other cause, it shall, having regard to the amount of the security given by the official liquidator, be thought proper that the purchase moneys shall be paid to him; all conditions and contracts of sale shall provide that the purchase money shall be paid by the respective purchasers into the Bank of Bombay or the branch thereof nearest to the principal place of business of the company to the account of the official liquidator of the company, or in the case of a District Court, into that Court.

57. Every application to the Judge to make any call on the contributories or any of them, for any purpose authorized by the said Act, shall be made by summons at Chambers, stating the proposed amount of such call: and such summons shall be served four clear days at the least before the day appointed for making the call on every contributory proposed to be included in such call, or if the Judge shall so direct, notice of such intended call may be given by advertisement or such other public notification as the Judge in his discretion may think sufficient.

58. When any order for a call has been made a copy thereof shall be forthwith served upon each of the contributories included in such call, together with a notice from the official liquidator specifying the amount or balance due from such contributory, having regard to the provisions of the said Act in respect to such call; but such order need not be advertised unless for any special reason the Judge shall so direct.

59. At the time of making an order for call, the further proceedings relating thereto shall be adjourned to a time subsequent to the day appointed for the payment thereof, and afterwards from time to time so long as may be necessary, and at the time appointed by any such adjournment or upon a summons at Chambers to enforce payment of the call duly served, and upon proof of the service of the order and notice of the amount due, and non-payment, an order may be made for such of the contributories who have made default, or such of them against whom it shall be thought proper to make such order, to pay the sum which by such former order and notice they were respectively required to pay, or any less sum which may appear to be due from them respectively.

60. If any official liquidator shall not pay all the moneys received by him into the Bank of Bombay or Branch thereof of nearest to the principal place of business of the company, or in the case of a District Court into that Court, to the account of the official liquidator of the company, within seven days next after the receipt thereof, unless the Judge shall have otherwise directed, such official liquidator shall be charged in his account with rupees ten for every thousand rupees and a proportionate sum for any larger amount retained in his hands beyond such period for every seven days during which the same shall have been so retained, and the Judge may, for any such retention, disallow the salary or remuneration of such official liquidator.

61. All bills, hundis, notes and other securities payable to the company or to the official liquidator thereof shall, as soon as they shall come to the hands of such official liquidator, be deposited by him in the Bank of Bombay or Branch thereof nearest to the principal place of business of the company, or in the case of a District Court in that Court, for the

purpose of being presented for acceptance and payment, or for payment only, as the case may be.

62. All orders for payment of calls, balances or other moneys due from any contributory or other person shall direct the

Calls, &c., to be paid into Bank.

same to be paid into the Bank of Bombay or Branch thereof as aforesaid, or in the case of a District Court into that Court, to the account of the official liquidator of the company unless, on account of smallness of the amount or other cause, it shall, having regard to the amount of the security given by the official liquidator, be thought proper to direct payment thereof to the official liquidator; provided that where any such order has been made directing payment of a specific sum into the Bank of Bombay or Branch thereof, or in the case of a District Court into that Court, as aforesaid, in case it shall be thought proper for the purpose of enabling the official liquidator to issue execution or take other proceedings to enforce the payment thereof, or for any other reason, an order may, either before service of such former order or after the time thereby fixed for payment, be made, without notice for the payment of the same sum to the official liquidator.

63. At the time of the service of any order for payment into the Bank of Bombay or Branch thereof or into a District

Notice as to payment into Bank.

Court as aforesaid the official liquidator shall give to the party served a notice to the purport or effect set forth in Form No. 48 in the first schedule hereto, for the purpose of informing him how the payment is to be made, and before the time fixed for such payment the official liquidator shall furnish the cashier of the Bank of Bombay or Branch thereof as aforesaid, or in the case of a District Court the Nazir thereof, with a certificate to the purport or effect set forth in Form No. 49 in the first schedule hereto to be signed by such cashier or Nazir as the case may be and delivered to the party paying in the money therein mentioned.

64. For the purpose of enforcing any order for payment of money

Affidavit of non-payment.

into the Bank of Bombay or Branch thereof as aforesaid, or in the case of a District Court into that Court, an affidavit of the official liquidator to the purport or effect set forth in the Form No. 51 in the first schedule hereto, shall be sufficient evidence of the non-payment thereof.

65. All moneys, bills, hundis, notes, and other securities, paid and deli-

Title of account in Bank.

vered into the Bank of Bombay or Branch thereof as aforesaid, or in the case of a District Court into that Court, shall be placed to the credit or account of the official liquidator of the company; and orders for any such payment and delivery shall direct the same accordingly.

66. All bills, hundis, notes and other securities delivered into the

Requests and cheques.

Bank of Bombay or Branch thereof as aforesaid, or in the case of a District Court into that Court, shall be delivered out upon a request signed by the official liquidator, and countersigned by the Judge or one of

the Judges of the Court; and moneys placed to the account of the official liquidator shall be paid out upon such cheques or orders signed by the official liquidator and countersigned by the Judge or one of the Judges of the Court.

67. All or any part of the money for the time

Investment.

being standing to the credit of the account of the official liquidator at the Bank of Bombay or Branch thereof as aforesaid, or in the case of a District Court in that Court, and not immediately required for the purposes of winding up may be invested in the purchase of Government Promissory Notes in the name of the official liquidator. All investments of moneys in the Bank of Bombay or Branch thereof as aforesaid shall be made by the Bank of Bombay upon a request signed by the official liquidator and countersigned by the Judge or one of the Judges of the Court; and all investments of moneys standing to the credit of the account of the official liquidator in a District Court shall be made upon a request signed by the official liquidator and addressed to such Court: such request respectively shall be sufficient authority for debiting the account with the purchase money; and such Government notes shall be retained by or deposited with the Bank of Bombay or by or with the said District Court in the name and on behalf of the official liquidator, and such notes shall not afterwards be sold or transferred or otherwise dealt with except upon a direction for that purpose signed by the official liquidator, and countersigned by the Judge or one of the Judges of the Court or under an order made by the Court.

68. All dividends and interest to accrue due

Receipt of dividends.

from any such notes shall from time to time be received by the Bank of Bombay under a power of attorney to be executed by the official liquidator, and placed to the credit of the account of such official liquidator, and when any of such notes shall become payable the same shall be renewed or the principal and interest due thereon be received and placed to the credit of the account of the official liquidator.

69. When the Court shall direct a meeting of the creditors or contribu-

Notice.

tories of the company to be summoned under the 140th or 193rd section of the said Act, the official liquidator shall give notice in writing, seven clear days before the day appointed for such meeting, to every creditor or contributory of the time and place appointed for such meeting, and of the matter upon which the Court desires to ascertain the wishes of the creditors or contributories, or if the Court shall so direct, such notice may be given by advertisement in the daily papers, in which case the object of the meeting need not be stated and it shall not be necessary to insert such advertisement in the *Bombay Government Gazette*.

70. The votes of the creditors or contribu-

Votes.

tories of the company at any meeting summoned by the direction of the Court may be given either personally or by proxy; but no creditor shall appoint a proxy who is not a creditor of the company

whose debt or claim has been allowed, and no contributory shall appoint a proxy who is not a contributory of the company.

71. The direction of the Judge for any meeting of creditors or contributories under the 140th or 193rd section of the said Act, and the appointment of a person to act as Chairman of any such meeting shall be testified by a memorandum signed by the Judge or one of the Judges of the Court.

72. The sanction of the Judge to the drawing, accepting, making and endorsing of any bills of exchange, hundi or promissory note by any official liquidator, shall be testified by a memorandum on such bill of exchange or promissory note signed by the Judge or one of the Judges of the Court.

73. Every application for the sanction of the Judge to a compromise with any contributory or other person indebted to the company shall be supported by the affidavit of the official liquidator that he has investigated the affairs of such contributory or person, and stating his belief that the proposed compromise will be beneficial to the company, and his reasons for such belief; and the sanction of the Judge thereto shall be testified by a memorandum signed by the Judge or one of the Judges of the Court, on the agreement of compromise, unless any party shall desire to appeal from the decision of the Judge, in which case an order shall be drawn up for that purpose.

74. The direction or sanction of the Judge for any other proceeding or act to be taken or done by the official liquidator shall be obtained upon application on affidavit and an order shall be drawn up thereon, unless the Judge shall otherwise direct.

75. Every application under sections 181 and 185 of the said Act shall be made by petition or, if the Court shall so direct, by summons at Chambers, and every application under section 216 of the said Act shall be made by petition.

76. When an advertisement is required for any purpose except where otherwise directed by these rules the advertisement shall be inserted once in the *Bombay Government Gazette* and in such other newspaper or newspapers, and for such number of times as may be directed. The Judge, however, may, in such cases as he shall think fit, dispense with any advertisement required by these Rules.

77. Where an order shall have been made for the winding up of any company, any person intending to use any affidavit in any proceeding under such order, shall file the same in Court, and serve a copy thereof on the official liquidator. The person other than the official liquidator filing the affidavit shall not be required to take an office copy thereof, but an office copy thereof shall be taken by the official liquidator, and he shall produce the same at the hearing

of any application or proceeding upon which it is intended to be used unless the Judge shall otherwise direct.

78. A Register shall be kept by the Court of all proceedings in each matter in a book set apart for that purpose.

79. All the above rules relating to official liquidators shall, so far as the same are applicable and subject to the directions of the Court or the Judge, in each case, apply to provisional liquidators.

80. No order to the prejudice of contributories or creditors shall be made *ex parte* on the application of the official liquidator and every person for the time being on the list of contributories of the company left with the Judge by the official liquidator, and every person having a debt or claim against the company allowed by the Judge shall be at liberty at his own expense to attend the proceedings before the Judge, and shall be entitled upon payment of the costs occasioned thereby to have notice of all such proceedings as he shall by written request desire to have notice of, but if the Judge shall be of opinion that the attendance of any such person upon any proceeding has occasioned any additional costs which ought not to be borne by the funds of the company, he may direct such costs or a gross sum in lieu thereof to be paid by such person, and such person shall not be entitled to attend any further proceedings until he has paid the same.

81. The Judge may from time to time appoint any one or more of the contributories or creditors as he thinks fit to represent before him at the expense of the company all or any class of the contributories or creditors upon any question as to a compromise with any of the contributories or creditors, or in and about any other proceedings before him relating to the winding-up of the company, and may remove the person or persons so appointed. In case more than one person shall be so appointed they shall unite in employing the same attorney to represent them.

82. No contributory or creditor shall be entitled to attend any proceedings before the Judge unless and until he has filed an appearance with the Prothonotary.

83. Services upon contributories and creditors shall be effected, except when personal service is required, by sending the notice, or a copy of the summons or order or other proceedings, through the post in a prepaid letter, addressed to the attorney of the party to be served (if any) or otherwise to the party himself, if a contributory, to his last known address or place of abode, and if a creditor, to the address given by him pursuant to the foregoing rule 41, and such notice or copy, summons, order, or other proceedings shall be considered as served at the time the same ought to be delivered in due course of delivery by the Post Office, and notwithstanding the same may be returned by the Post Office.

84. No service under these rules shall be deemed invalid by reason of the name of person incomplete.

Name of person in complete. that any name other than the surname of the person (if the said person be a European) or any name other than the final name ordinarily used by the person (being other than a European) on whom service is sought to be made has been omitted, or designated by initial letters, in the list of contributories or in the summons, order, notice, or other document, wherein the name of such contributory or creditor is contained, provided the Court is satisfied that such service is in other respects sufficient.

85. Applications for the transfer of winding up proceedings either from the High Court to a District Court, or from one District Court to another, as the case may be, shall be made by petition which shall be filed in Court. Upon the filing of such petition as aforesaid the Judge shall give such orders and directions and direct that an advertisement thereof be made as the nature of the case may require, and shall fix a date for the hearing of such petition.

86. When the petition in the last preceding rule has been heard and an order thereon passed by the Court, the Court shall thereupon make an order for transferring the winding up proceedings.

87. Upon the termination of the proceedings for the winding up of any company, a balance sheet shall be brought in by the official liquidator of his receipts and payments, and verified by his affidavit; and the official liquidator shall pass his final account, and the balance (if any) due on the final account shall be certified by the Judge, and upon payment by the official liquidator of the balance (if any) in such manner as the Judge shall direct, the recognizances entered into by the official liquidator and his sureties may be vacated.

88. When the official liquidator has passed his final account, and the balance (if any) due thereon has been paid in such manner as the Judge shall direct, the official liquidator shall, in case the company has not been already dissolved, apply to the Judge for an order that the company be dissolved from the date of such order.

89. When the proceedings for winding up any company have been completed, the file of proceedings and the book containing the official liquidator's account shall be deposited in the records of the Court.

90. The attorney, or, in Courts other than the High Court, the vakeel, of the official liquidator shall conduct all such proceedings as are ordinarily conducted by attorneys of the High Court, or by vakeels in such other Courts; and where the attendance of his attorney or vakeel is required on any proceedings in Court or Chambers, the official liquidator need not attend in person, except in cases where his presence is necessary in

addition to that of his attorney or vakeel, or the Court shall direct him to attend.

91. The forms set forth referred to in the second schedule to these orders, with such variations as the circumstances of each case may require, may be used for the respective purposes mentioned in such schedule.

92. Attorneys and vakeels shall be entitled to charge and be allowed the fees set forth and referred to in the second schedule hereto, unless the Court shall otherwise specially direct.

93. Where an order is made by the High Court in Court or in Chambers for payment of any costs, the order shall direct the taxation thereof by the taxing officer; except in cases where a gross sum in lieu of taxed costs is fixed by the order.

94. The power of the Court or a Judge to enlarge or abridge the time for doing any act, or taking any proceeding, to adjourn, or review any proceeding, and to give any direction as to the course of proceeding, is unaffected by these rules.

95. All accounts, lists, notices and other documents directed by these rules to be filed in Court shall be filed in the office of the Prothonotary of the Court.

96. The general practice of the Court, including the course of proceeding and practice in Chambers and the rules of the Court relative thereto, shall in cases not provided for by the Indian Companies' Act, 1882, or these rules, and so far as the same are applicable and not inconsistent with the said Act or these rules, apply to all proceedings for winding up a company.

97. In all cases in which by law a person may make a solemn affirmation instead of an affidavit, the word affidavit in these rules shall be deemed and taken to mean a solemn affirmation; and in proceedings in Courts, other than the High Court on its original jurisdiction side, the word attorney in these rules shall be deemed and taken to mean a vakeel.

98. These rules apply to proceedings under the Indian Companies' Act, 1882, and to proceedings under the Indian Companies' Act X of 1866.

99. These Rules shall take effect, and come into operation on and after the 1st day of September 1888.

(Signed) C. SARGENT,
(") L. H. BATLEY,
(") J. SCOTT,
(") NA'NA'BHAI HARIDAS,
(") H. BIRDWOOD,
(") JOHN JARDINE,
(") H. J. PARSONS.

High Court, Bombay,
15th August 1888.

First Schedule.

FORMS IN PROCEEDINGS FOR REDUCTION OF CAPITAL.

1. Form of order (Rule 6).
2. Advertisement, presentation of petition (Rule 7).
3. Affidavit verifying list of creditors (Rule 9).
4. Notice to creditor (Rule 11).
5. Advertisement of list of creditors (Rule 12).
6. Affidavit of list of persons who have sent in claims (Rule 13).
7. Notice to creditors to come in and prove debt (Rule 14).
8. Advertisement of day fixed for hearing petition (Rule 18).

FORMS IN WINDING UP PROCEEDINGS.

9. Form of advertisement of petition to wind up (Rule 24).
10. Affidavit verifying petition (Rule 26).
11. Form of order for winding up by the Court (Rule 29).
12. Form of order for winding up, subject to supervision (Rule 29).
13. Advertisement of order to wind up (Rule 29).
14. Advertisement of time and place fixed for the appointment of official liquidator (Rule 32).
15. Proposal for appointment of official liquidator (and sureties) when Form No. 14 has been issued.
16. Recognizance of official liquidator and sureties (Rule 33).
17. Affidavit of sureties (Rule 33).
18. Order appointing official liquidator (Rules 33 and 34).
19. Order appointing a provisional official liquidator (Rules 33, 34 and 79).
20. Sanction of appointment of attorney or valuer to official liquidator and appointment (sec. 146 of the Act).
21. Order for payment of money or delivery of books, &c., to the official liquidator (see secs 149, 151 of the Act).
22. Direction to open account at the Bank of Bombay (Rules 34, 56, 60 and 66).
23. Advertisement of appointment of official liquidator (Rule 37).
24. Advertisement for creditors (Rule 44).
25. Affidavit of official liquidator as to debts and claims (Rule 46).
26. Exhibit referred to in affidavit No. 25.
27. Notice to creditors of allowance of debt (Rule 47).
28. Notice to creditors to come in and prove their debts (Rule 48).
29. Affidavit of creditor in proof of debt (Rule 48).
30. Settlement by the Judge of debts and claims (Rule 52).
31. Notice to creditor to attend to receive debt (Rule 52).
32. Affidavit in support of list of contributories (Rule 53).
33. List of contributories referred to in Form No. 32 (Rule 53).
34. Notice to contributories of appointment to settle list of contributories (Rule 54).
35. Affidavit of service of notice (Rule 54).
36. The schedule referred to in Form No. 35 (Rule 54).
37. Affidavit in support of supplemental list of contributories (Rule 54).
38. Supplemental list of contributories referred to in Form No. 37 (Rule 54).
39. Settlement by the Judge of list of contributories (Rule 55).
40. Order on application to vary list (Rule 53).
41. Affidavit of official liquidator in support of proposal for call (Rule 57).
42. Summons for intended call (Rule 57).
43. Advertisement of intended call (Rule 57).
44. General order for a call (Rule 58).
45. Notice to be served with the general order for a call (Rule 58).
46. Affidavit in support of application for order for payment of call due from contributory (Rule 59).
47. Order for payment of call due from contributory (Rule 59).
48. Notice to be endorsed on or served with every order directing payment of money into the Bank of Bombay or into Court (Rule 63).
49. Certificate of payment of money into Bank of Bombay or into Court.
50. Affidavit of service of order for payment of call (Rule 59).
51. Affidavit of non-payment of money by order directed to be paid into the Bank of Bombay or into Court (Rule 64).
52. Request to invest cash in Government Promissory Notes (Rule 67).
53. Request to sanction investment of cash in Government Promissory Notes to the District Court (Rule 67).
54. Notice (or advertisement) of meeting of creditors or contributories (Rule 69).
55. Appointment of proxy to vote at meeting of creditors or contributories (Rule 70).
56. Memorandum of appointment of a person to act as chairman at meeting of creditors or contributories (Rule 71).
57. Chairman's report of result of meeting of creditors or contributories (Rules 69, 70 and 71).
58. Memorandum of sanction of Judge to accepting Bills of Exchange (Rule 72).
59. Memorandum of agreement of compromise with a contributory (Rule 73).
60. Memorandum of sanction of Judge to agreement of compromise.
61. Order or memorandum of the sanction of the Court for certain acts to be done by the official liquidator (Rule 74).
62. Form of order transferring winding up proceedings from High Court to a District Court (Rule 86).
63. Form of order transferring winding up proceedings from one District Court to another.
64. Summons for persons to attend at Chambers to be examined (sec. 162 of the Act of 1882).
65. Declaration of the company being completely wound up, and of the official liquidator having passed his final account (Rule 87).
66. Order to dissolve the company (Rules 88 and 89).

The First Schedule.

No. 1.—Form of Order.

(RULE 6.)

[For General heading, see Rule 1.]

Upon the application of the petitioners by summons dated _____ and upon hearing the attorneys for the petitioners, and on reading the petition on the day of _____ preferred unto the Honorable the Chief Justice and the Judges of the said High Court It is ordered, that an enquiry be made what are the debts, claims, and liabilities of or affect-

of creditors, marked A., referred to in the affidavit of
filed on the day of
18 .

2. I served the said respective copies of the said notice by putting such copies respectively duly addressed to such persons respectively according to their respective names and addresses appearing in the said list (being the last known addresses or places of abode of such persons respectively) and with the proper postage stamps affixed thereto as prepaid letters, into the post-office receiving house at between the hours of and of the clock in the noon of the said day of .

And I, the said E. F., for myself, say as follows :—

3. A true copy of the notice now produced and shown to me, and marked C., has appeared in the ,
(If the notice issued under rule 12.) of the day of 18 .
the of the day of 18 , &c.

4. I have, in the paper writing now produced and shown to me, and marked D., set forth a list of all claims, the particulars of which have been sent in to me pursuant to the said notice B. now produced and shown to me by persons claiming to be creditors of the said company for larger amounts than are stated in the list of creditors, marked A., referred in the affidavit of ,
filed on the day of 18 .

5. I have, in the paper writing now produced and shown to me, marked E., set forth a list of all claims, the particulars of which have been sent in to me pursuant to the notice referred to in the third paragraph of this affidavit by persons claiming to be creditors of the said company on the day of 18 , not appearing on the said list of creditors marked A., and who claimed to be entered thereon.

And we, C. D. and A. B. for ourselves, say as follows :—

6. We have, in the first part of the said paper writing, marked D. (now produced and shown to us) and also in the first part of the said paper writing, marked E (also produced and shown to us), respectively set forth such of the said debts and claims as are admitted by the said company to be due wholly or in part, and how much is admitted to be due in respect of such of the same debts and claims respectively as are not wholly admitted.

7. We have, in the second part of each of the said paper writings, marked D. and E., set forth such of the said debts and claims as are wholly disputed by the said company.

8. In the said exhibits D. and E. are distinguished such of the debts the full amounts whereof are proposed to be set apart and appropriated in such manner as the Judge shall direct. Sworn, &c.

Exhibit D. referred to in the last mentioned Affidavit.

D,

In the matter, &c.

List of debts and claims of which the particulars have been sent in to by persons claiming to be creditors of the said company for larger amounts than are stated in list of creditors made out by the company,

This paper writing, marked D., was produced and shown to C. D., E. F., and A. B., respectively, and is the same as is referred to in their affidavit sworn before me this day of 18 .

X. Y., &c.

First Part.—Debts and Claims wholly or partly admitted by the Company.

Names, Addresses, and Description of Creditors.	Particulars of Debt or Claim.	Amount claimed.	Amount admitted by the Company to be owing to creditors.	Debt proposed to be set apart and appropriated in full although disputed.

Second Part.—Debts and Claims wholly disputed by the Company.

Names, Addresses and Description of Claimants.	Particulars of Claim.	Amount claimed.	Debts proposed to be set apart and appropriated in full although disputed.

Exhibit E referred to in the last Affidavit.

E.

In the matter, &c.

List of debts and claims of which the particulars have been sent in to Mr. by persons claiming to be creditors of the company and to be entered on the list of the creditors made out by the company.

This paper writing, marked E., was produced and shown to C. D., E. F., and A. B., respectively, and is the same as is referred to in their affidavit sworn before me this day of 18 .

X. Y., &c.

First Part.—(Same as in Exhibit D.)

Second Part.—(Same as in Exhibit D.)

Note.—The names are to be inserted alphabetically.

No. 7.—(See Rule 14.)

[For General heading, see Rule 1.]

To Mr.

You are hereby required to come in and prove the debt claimed by you against the above company, by filing your affidavit, and giving notice thereof to Mr. , the attorney of the company, on or before the day of next; and you are to attend in person or by your attorney at the Chambers of the Honorable at the High Court on the day of 18 at o'clock in the noon, being the time appointed for hearing and adjudicating upon the claim, and produce any securities or document relating to your claim.

In default of your complying with the above directions, you will (be precluded from objecting to the proposed reduction of the capital of the company,) or (in all proceedings relative to the proposed reduction of the capital of the company, be treated as a creditor for such amount only as is set against your name in the list of creditors.)

Dated this day of 18 .

A. B.,

Attorney for the said company.

No. 8.—(see Rule 18.)

[For General heading, see Rule 1.]

Notice is hereby given that a petition presented to the Honorable on the day of , for confirming a resolution reducing the capital of the above company from Rupees to Rupees , is directed to be heard before The Honorable on the day of 18 .

C. and D. of 18 .

(Agents for E. and F. of)

Attorneys for the company.

FORMS RELATING TO WINDING UP PROCEEDINGS.

No. 9.—*Advertisement of Petition.*

(RULE 24.)

[For General heading, see Rule 1.]

Notice is hereby given that a petition for the winding up of the abovenamed company by the (or subject to the supervision of the) High Court of Judicature at Bombay (or District Court of) was on the day of 18 presented to by the said company (or A. B. of , a creditor or contributory of the said company or as the case may be). And that the said petition is directed to be heard before on the day of 18 ; and any creditor or contributory of the said company, desirous to oppose the making of an order for the winding up of the said company under the above Act, should appear at the time of hearing by himself or his counsel for that purpose; and a copy of the petition will be furnished to any creditor or contributory of the said company requiring the same, by the undersigned, on payment of the regulated charge for the same.

C. and D. of, &c.,

Attorneys for the Petitioners.

No. 10.—*Affidavit verifying Petition.*

(RULE 26.)

[For General heading, see Rule 1.]

I, A. B., of &c., make oath and say (or do solemnly affirm) that such of the statements in the petition now produced and shown to me, and marked with the letter A., as relate to my own acts and deeds, are true, and such of the said statements as relate to the acts and deeds of any other persons or person I believe to be true.

Sworn, &c.

Or Solemnly affirmed, &c.

No. 11.—*Order for winding up by the Court.*

(Secs. 130, 131 of the Act, and rule 29.)

[For General heading, see Rule 1.]

Upon the petition of the abovenamed company or, A. B. of &c.; a creditor (or contributory of the abovenamed company) on the day of 18 , preferred unto the said Court, and upon hearing counsel for the petitioner, and for , and upon reading the said petition, an affidavit (or solemn affirmation) of the said petitioner, filed, &c.; verifying the said petition, an affidavit (or solemn affirmation of S. M.) filed the day of 18 , the *Bombay Government Gazette* of the day of of the of the (enter any other paper) each containing an advertisement of the said petition (enter any other evidence) this Court doth order that the said company be wound up by this Court under the provisions of the Indian Companies' Act, 1882.

No. 12.—*Order for winding up, subject to Supervision.*

(Secs. 191-192 of the Act, and rule 29.)

[For General heading, see rule 1.]

Upon the petition, &c.; this Court doth order that the voluntary winding of the said company be continued, but subject to the supervision of the Court; and any of the proceedings under the said voluntary winding up may be adopted as this Court shall think fit. And the creditors, contributories, and liquidators of the said company, and all other persons interested, are to be at liberty to apply to a Judge of this Court at Chambers as there may be occasion.

No. 12.—*Advertisement of Order to wind up.*

(RULE 29.)

[For General heading, see Rule 1.]

By an order made by the High Court of Judicature at Bombay (or District Court of) in the above matter, dated the day of 18 , on the petition of the abovenamed company (or A. B. of) : It was ordered that, &c.; as in order

C. and D. of, &c.,

Attorneys for the said petitioner.

No. 14.—*Advertisement of Time and Place fixed for the Appointment of Official Liquidator.*

(RULE 32.)

[For General heading, see Rule 1.]

Notice is hereby given that the Hon'ble Mr. Justice (or the Judge of the District Court of) has fixed the day of 18 , at o'clock in the noon, at his Chambers in the Court House of the High Court at Bombay (or at the District Court House at) as the time and place for the appointment of an official liquidator of the abovenamed company.

G. H.,

Prothonotary,

(or as the case may be).

No. 15.—*Proposal for Appointment of Official Liquidator (and Sureties) where Form No. 14 has been issued.*

[For General heading, see Rule 1.]

We, the undersigned contributors of the above-named company for the number of shares placed opposite our respective names, hereby propose Mr. R. P. H. of, &c., public accountant, to be the official liquidator of the said company (and H. N. of &c., and J. P. of, &c., to be his sureties).

Name.	Address.	No. of Shares held.

No. 16.—*Recognizance of the Official Liquidator and Sureties.*

(RULE 33.)

[For General heading, see Rule 1.]

The Hon'ble Mr. Justice (or the Judge of the District Court) has approved of and allowed this recognizance G. H. (Prothonotary or as the case may be)

R. P. H. of, &c., W. B. of, &c., and T. P. of, &c., in the High Court of Judicature at Bombay (or District Court of) personally appearing, do acknowledge themselves, and every of them doth acknowledge himself to owe the respective sums of money set opposite to their respective names in the schedule hereto to be paid to the Hon'ble Mr. Justice, a Judge of the said High Court (or to Esquire, Judge of the said District Court of), his executors or administrators; and in default of payment of the said sums, the said R. P. H., W. B., and T. P. are willing and doth agree for himself, his heirs, executors and administrators, by these presents, that the said sums shall be levied, recovered, and received of and from them and every of them, and of and from them and every of them, and of and from all and singular the manors, messuages, lands, tenements and hereditaments, goods and chattels of them and every of them wheresoever the same shall be found. Witness the day of 18

Whereas in the matter of, &c. (take title from order to wind up), the High Court of Judicature at Bombay, (or District Court of the) has by an order dated the day of 18, appointed the said R. P. H., official liquidator of the said company, and has thereby directed him to give security to be approved of by the said Court, or (in case the security precedes the order appointing) has approved of the said R. P. H. as a proper person to be appointed official liquidator of the said company (upon his giving security). And whereas the said Judge has approved of the said W. B. and T. P. to be sureties for the said R. P. H. in the amounts set opposite to their respective names in the schedule hereto and has also approved of the above written recognizance, with the under-written condition as a proper security to be entered into by the said R. P. H., W. B. and T. P., pursuant to the said order and (or pursu-

ant to) the General Order of the said Court in that behalf; and in testimony of such approbation the Hon'ble , one of the Judges of the said Court (or in a District Court) Esq. (the Judge of the said Court), hath signed an allowance in the margin hereof. Now the condition of the above-written recognizance is such that if the said R. P. H., his executors or administrators or any of them do and shall duly account for what the said R. P. H. shall receive, or become liable to pay, as official liquidator of the said company at such periods and in such manner as the said Court shall appoint, and pay the same as the said Court hath (by the said order) directed, or shall hereafter direct, then the above recognizance to be void, otherwise to remain in full force and virtue.

The schedule above referred to.

R. P. H.	...	...	Thousand Rupees.
W. B.	...	...	Thousand Rupees.
T. P.	...	...	Thousand Rupees.

Taken and acknowledged by the abovenamed R. P. H., &c., &c.

No. 17.—*Affidavit of Sureties.*

(RULE 33.)

[For General heading, see Rule 1.]

We, W. B. of, &c., and T. P. of, &c., severally make oath and say (or solemnly affirm) as follows:—

1. I, the said W. B. for myself, say that I am worth the sum of Rupees of lawful money of British India, over and above what is sufficient for the payment of all my just debts and liabilities.

2. And I, the said T. P. for myself, say that I am worth the sum of Rupees of, &c. (as above).

Sworn, &c.

(or solemnly affirmed).

No. 18.—*Order appointing an Official Liquidator.*

(RULES 33 AND 34.)

[For General heading, see Rule 1.]

The day of 18

Upon the application, &c., and upon reading, &c. The Court doth hereby appoint R. P. H. of, &c., official liquidator of the abovenamed company. [If security has not been given add,] and it is ordered that the said R. P. H. do, on or before the day of next, give security to be approved of by the Court). And it is ordered that the said R. P. H. on the day of day of 18, and the same days in each succeeding year, file his accounts in the office of the Prothonotary (or office) of the said Court (or in the case of a District Court in the District Court at) and it is ordered that all moneys to be received by the said R. P. H. be paid by him into the Bank of Bombay (or the Branch nearest to the Court in which the matter is pending, or in the case of a District Court into the District Court at) to the credit of the account of the official liquidator of the said company, within seven days after the receipt thereof. (In case two or more official liquidators are appointed add) And the said Court doth declare that the following acts, required or authorized by the above Act to be done by the official liquidators may be done by either (or any

one, or two) of the official liquidators hereby appointed, that is to say (*describe the acts*), and all other acts so required or authorized to be done by both (or all) the official liquidators hereby appointed.

No. 19.—*Order appointing a Provisional Official Liquidator.*

(RULES 33, 34 AND 79.)

[*For General heading, see Rule 1.*]

The day of 18 . . .

Upon the application, &c., and upon reading, &c. The Court doth hereby appoint R. P. H. of, &c., provisionally, official liquidator of the abovenamed company. (*If security dispensed with add, without security; or if security is to be given add direction as to security account and payment into the Bank as in Form No. 18.*) And the said Court doth hereby limit and restrict the powers of the said R. P. H. as such provisional official liquidator, to the following acts, that is to say (*describe the acts which the provisional official liquidator is to be authorised to do.*)

No. 20.—*Sanction of Appointment of Attorney to Official Liquidator and Appointment.*

(See sec. 146 of the Act.)

[*For General heading, see Rule 1.*]

The Court sanctions the official liquidator appointing an attorney (or vakel) to assist him in the performance of his duties.

L. H.

I hereby appoint to be my attorney in this matter, dated this day of 18 . . .
R. P. H.,
Official Liquidator.

No. 21.—*Order for payment of money or delivery of books, &c., to the Official Liquidator.*

(See secs. 149 and 151 of the Act.)

[*For General heading, see Rule 1.*]

Upon the application of, &c., and on reading, &c. It is ordered that A. B. of, &c., do, within four days after service hereof, pay to (or deliver, convey, surrender or transfer to or into the hands of) R. P. H., the official liquidator of the said company, at the office of the said R. P. H., situate at, &c., the sum of Rupees being the amount of debt appearing to be due from the said A. B. on his account with the said company (or any sum or balance, books, papers, estate or effects specifying the property) now being in the hands of the said A. B., and to which the said company is *prima facie* entitled (*or otherwise as the case may be*).

No. 22.—*Direction to open Account at the Bank of Bombay.*

(RULES 24, 35, 60 AND 66.)

[*For General heading, see Rule 1.*]

To the Secretary of the Bank of Bombay (or the Agent of the Branch of the Bank of Bombay at)

SIR,

An order, dated the day of 18, having been made in the above matter by the High Court of Judicature at Bombay (or

District Court of) for winding up the abovenamed company by the Court, under the provisions of the said Act, and R. P. H., of , having by order dated the day of 18 been appointed the official liquidator of the said company, you are requested to open an account, to be entitled "The account of the official liquidator of the company," in your books pursuant to the said Act, all cheques drawn upon such account must be signed by the official liquidator, whose signature is attached hereto, and countersigned by whose signature is also attached hereto.

I am, Gentlemen,

Your most obedient Servant,

G. H.

Signature,

R. P. H., Official Liquidator.

G. W.

In the case of winding up proceedings being carried on in a District Court the liquidator of the company should present a similar application to the Judge as the above, *mutatis mutandis*, for leave to open such an account in the District Court.

No. 23.—*Advertisement of Appointment of Official Liquidator.*

(RULE 39.)

[*For General heading, see Rule 1.*]

The Hon'ble Mr. Justice (or the District Judge of) has, by an order dated the day of 18 appointed R. P. H. of to be official liquidator of the abovenamed company.

Dated this day of 18 . . .

G. H.

No. 24.—*Advertisement for Creditors.*

(RULE 44.)

[*For General heading, see Rule 1.*]

The creditors of the abovenamed company are required on or before the day of 18 to send their names and addresses and the particulars of their debts or claims, and the names and addresses of their attorneys (if any) to R. P. H., of , the official liquidator of the said company, and if so required by notice in writing from the official liquidator, are in person or by their attorneys to come in and prove their said debts or claims, at such time as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts proved day the day of 18, at o'clock in the noon, at the said is appointed for hearing and adjudicating upon the debts and claims.

Dated this day of 18 . . .

G. H.

No. 30.—*Settlement by the Judge of Debts and Claims.*

(RULE 52.)

[For General heading, see Rule 1.]

The debts and claims which have been allowed are set forth in the first schedule hereto, and with the interest thereon and costs mentioned in the schedule are due to the persons therein named, and amount altogether to Rs.

In the first part of the said schedule are set forth such of the said debts and claims as carry interest, and the interest thereon has been computed, after the rate they respectively carry down to [the present date] date of the winding up.

In the second part of the said schedule are set forth such of the debts and claims as do not carry interest.

The claims set forth in the second schedule hereto have been brought in by the persons therein named and have been disallowed.

The First Schedule above referred to.

First Part.—Debts and Claims which carry Interest.

No.	Names of creditors.	Addresses and description.	Particulars of debt.	Total Amount.
1	J. L.	Of (address) ...	On bills of exchange dated, &c. Rs.	Rs. a. p.
		Principal ...		
		Interest at per cent. per annum from 18 to the date of this certificate ...	Rs.	
		Costs of proof.		

Second Part.—Debts and Claims which do not carry Interest.

No.	Names of creditors.	Addresses and descriptions.	Particulars of debts.	Interest on principal.	Total due.
40	W. R.	Of (address). Principal.	Goods sold. 50-0-0 2-0-0		
		Costs of Proof.	Total Rs. .. Add Total ..	2-0-0	51-0-0
			First part .. Total First and Second Part.		

The Second Schedule above referred to.

No.	Names of creditors.	Addresses and descriptions.	Particulars of claims.	Amount claimed.

Dated this day of 18
(Signature of the Judge or District Judge.)

No. 31.—*Notice to Creditor to attend to receive Debt.*

(RULE 52.)

[For General heading, see Rule 1.]

SIR,

Upon application at my office, No. Street, Bombay, on or after the instant, between the hours of ten and four o'clock, you may receive a cheque for the amount of your debt allowed in this matter as under:—

Principal.....Rs.

Interest....."

Costs of Proof....."

Total...Rs.

If you cannot attend personally, the cheque will be delivered to your order, upon your filling up and signing the subjoined form.

The bills or securities (if any) held by you must be produced at the time of such application.

Date this day of 18

R. P. H., Official Liquidator.

SIR,

Please to deliver to W. R. the cheque for Rs. referred to in the above letter as payable to me.

S. T., Creditor.

To

Mr. R. P. H.,

Official Liquidator of the Company.

No. 32.—*Affidavit in Support of List of Contributories.*

(RULE 53.)

[For General heading, see Rule 1.]

I, R. P. H., of &c., the official liquidator of the abovenamed company, make oath and say (or solemnly affirm) as follows:—

1. The paper writing now produced and shown to me, and marked with the letter A., contains a list of the contributories of the said company, made out by me from the books and papers of the said company, together with their respective addresses, and the number of shares (or extent of interest) to be attributed to each; and such is, to the best of my knowledge, information and belief, a true and accurate list of the contributories of the said company, so far as I have been able to make out and ascertain the same.

2. I have, in the first part of the said list, marked A., distinguished the persons who are contributories in their own right.

3. I have, in the second part of the said list, marked A., distinguished the persons who are contributories as being representatives of, or being liable for the debts of, others.

Sworn (or solemnly affirmed), &c.

No. 33.—*List of Contributories referred to in Form No. 32.*

A.

In the matter, &c.

This list of contributories, marked A., was produced and shown to R. P. H. and is the same list of contributories as is referred to in his affidavit. Sworn (or solemn affirmation made) before me this

day of 18

W. B., &c.

First Part.—Contributories in their own right.

Serial No.	Name.	Address.	Description.	In what character included.	Number of shares (or extent of interest).

Second Part.—Contributories as being Representatives of, or liable for the debts of, others.

Serial No.	Name.	Address.	Description.	In what character included.	Number of shares (or extent of interest).

No. 34.—Notice to Contributories of Appointment to settle List of Contributories.

(RULE 54.)

[For General heading, see Rule 1.]

The Honorable Mr. Justice (or as the case may be) has appointed the day of 18, at _____ of the clock in the _____ noon at _____, to settle the list of the contributories of the abovenamed company, made out and left at the Chambers of the said Judge by the official liquidator of the said company, and you are included in such list in the character, and for the number of shares (or extent of interest), stated below, and if no sufficient case is shown by you to the contrary at the time and place aforesaid the list will be settled by the said Judge, including you therein. Dated this day of 18.

R. P. H., Official Liquidator.

To Mr. A. B. and to Mr. C. D. his attorney.

No. on list.	Name.	Address.	Description.	In what character included.	No. of shares (or extent of interest).

No. 35.—Affidavit of Service of Notice.

(RULE 54.)

[For General heading, see Rule 1.]

I, W. S. of &c., clerk to Messrs. C. and D. of &c., the attorneys of the official liquidator of the abovenamed company, make oath (or solemnly affirm) and say as follows:—

1. The first six columns of the schedule now produced and shown to me, and marked with the letter A., contain a true copy of the list of contributories of the said company, made out and left at the _____ by the said official liquidator, on the _____ day of 18, and now on the file of proceedings of the said company, as I know from having, on the _____ day of 18, examined and compared the said schedule with the said list; and I have in the seventh column of the said schedule, marked A., set forth the names and addresses of the attorneys who have entered appearances for any of the contributories named in the said list.

2. I did, on the _____ day of 18, in the manner hereinafter mentioned, serve a true copy of the notice now produced and shown to me, and marked B., upon each of the said respective persons whose names, addresses, and descriptions appear in the second, third and fourth columns of the said schedule, marked A., except that in the tabular form at the foot of such copies respectively I inserted the number on list, name, address, description, in what character included, and number of shares (or extent of interest) of the person on whom such copy of the said notice was served, in the same words and figures as the same particulars are set forth in the said schedule, marked A.

3. I served the said respective copies of the said notice, by putting such copies respectively, duly addressed to such persons respectively or their attorneys, according to their respective names and addresses appearing in the said schedule, and marked A., and with the proper postage stamps affixed thereto as prepaid letters, into the Post Office Receiving House No. _____, in _____ Street, Bombay, (or as the case may be) between the hours of _____ and _____ of the _____ day of _____ in the _____ of the said _____ day of _____ Sworn (or solemnly affirmed), &c.

No. 36.—The Schedule referred to in Form No. 35.

A.

[For General heading, see Rule 1.]

This schedule, marked A., was produced and shown to W. S. and is the same schedule as is referred to in his affidavit. Sworn (or solemnly affirmed) before me this _____ day of 18.

W. B., &c.

No. on list.	Name.	Address.	Description.	In what character included.	Number of shares (or extent of interest).	Names and addresses of attorneys who have entered appearances, and been served with a copy of the notice referred to in the affidavit of W. S. to which this schedule is an exhibit.
1	2	3	4	5	6	7

No. 37.—*Supplemental List of Contributories, and Affidavit in Support.*

(RULE 54.)

[For General heading, see Rule 1.]

I, R. P. H. of, &c., the official liquidator of the abovenamed company, make oath (or solemnly affirm) and say as follows:—

1. Since leaving at the office of the list of the contributories in the matter, on the day of 18, it has come to my knowledge that the several persons whose names are set forth in the supplemental list of contributories now produced and shown to me, and marked with the letter B., are or have been holders of shares (or members of) the said company, and to the best of my judgment, information and belief, such persons are contributories of the said company.

2. The said supplemental list, marked B., contains the names of such persons, together with their respective addresses, and the number of shares (or extent of interest) to be attributed to each; and such list is to the best of my knowledge, information and belief, true and accurate.

3. I have, in the first part of the said list, marked B., distinguished such of the said persons as are contributories in their own right.

4. I have, in the second part of the said list, marked B., distinguished such of the said persons as are contributories as being representatives of, or being liable for the debts of, others. Sworn (or solemnly affirmed), &c.

No. 38.—*Supplemental List of Contributories referred to in Form No. 37.*

B.

[For General heading, see Rule 1.]

This supplemental list of contributories, marked B., was produced and shown to R. P. H. and is the same supplemental list of contributories as is referred to in his affidavit. Sworn (or solemn affirmation made) before me, this day of 18.

W. B., &c.

NOTE.—The supplemental list is to be made out in the same form as the original list, Form No. 33.

No. 39.—*Settlement by the Judge of the List of Contributories.*

(RULE 55.)

[For General heading, see Rule 1.]

The result of the settlement of the list of the contributories of the abovenamed company, made out and left at the Office of the by the official liquidator of the said company, on the day of 18, pursuant to the above Act and the General Order of this Court in that behalf, so far as the said list has been settled up to the date of this certificate is as follows:—

1. The several persons, whose names are set forth in the second column of the first schedule hereto have been included in the said list of contributories as contributories of the said company in re-

spect of the number of shares (or extent of interest) set opposite the names of such contributories respectively in the said schedule.

I have, in the first part of the said schedule, distinguished such of the said several persons included in the said list as are contributories in their own right. I have, in the second part of the said schedule, distinguished such of the said several persons included in the said list as are contributories as being representative of, or being liable to the debts of, others.

2. The several persons whose names are set forth in the second column of the said schedule hereto have been excluded from the said list of contributories.

3. I have, in the seventh column of the said first and second schedules, set forth opposite the names of each of the said several persons respectively the date when such person was included in or excluded from the said list of contributories.

The First Schedule above referred to.

First Part.—Contributories in their own right.

Serial No. in list.	Name.	Address.	Description.	In what character included.	Number of shares (or extent of interest).	Date when included in the list.

Second Part.—Contributories as being representatives of, or liable to the debts of, others.

Serial No. in list.	Name.	Address.	Description.	In what character included.	Number of shares (or extent of interest).	Date when included in the list.

The Second Schedule above referred to.

Serial No. in list.	Name.	Address.	Description.	In what character proposed to be included.	Number of shares (or extent of interest).	Date when excluded from the list.

Dated this day of 18.

(Signature of the Judge or District Judge.)

No. 40.—Order on Application to vary List.

(RULE 53.)

[For General heading, see Rule 1.]

Upon the application of W. N. to review the list of contributories of the said company, in respect of the inclusion of the said W. N. therein, and that his name may be excluded therefrom, and upon hearing advocates, &c., and upon reading, &c. It is ordered that the name of the said W. N. be excluded from the said list of contributories (or the Court doth not think fit to make any order on the said application, except that the said W. N. do pay to R.P.H., the official liquidator of the said company, his costs of this application, to be taxed by the Taxing Master in case the parties differ or in the case of a District Court the sum of Rs. for his costs of this application.

No. 41.—Affidavit of Official Liquidator in Support of Proposal for Call.

(RULE 54 A.)

[For General heading, see Rule 1.]

I, R. P. H. of, &c., the official liquidator of the abovenamed company, make oath (or solemnly affirm) and say as follows:—

1. I have in the schedule now produced and shown to me, and marked with the letter A., set forth a statement showing the amount due in respect of the debts allowed against the said company, and the estimated amount of the costs, charges and expenses or and incidental to the winding up the affairs thereof, and which several amounts form in the aggregate the sum of Rs. or thereabouts.

2. I have also in the said schedule set forth a statement of the assets in hand belonging to the said company, amounting to the sum of Rs. and no more. There are no other assets belonging to the said company, except the amounts due from certain of the said contributories of the said company, and to the best of my information and belief it will be impossible to realize in respect of the said amounts more than the sum of Rs. or thereabouts.

3. It appears by the certificate of the Honorable Mr. Justice (or as the case may be) dated the day of 18 , that persons have been settled on the list of contributories of the said company, in respect of the total number of shares.

4. For the purpose of satisfying the several debts and liabilities of the said company, and of paying the costs, charges and expenses of and incidental to the winding up the affairs thereof, I believe the sum of Rs. will be required, in addition to the amount of the assets of the said company mentioned in Schedule A. and the said sum of Rs. .

5. In order to provide the said sum of Rs. it is necessary to make a call upon the several persons who have been settled on the list of contributories as before mentioned, and having regard to the probability that some of such contributories will partly or wholly fail to pay the amount of such call, I believe that for the purpose of realizing the amount required, as before mentioned, it is necessary that a call of Rs. per share should be made.

Sworn (or solemnly affirmed), &c.

No. 42.—Summons for Intended Call.
(RULE 57.)

[For General heading, see Rule 1.]

Let all parties concerned attend at on day the day of 18 , at of the clock in the noon, on the hearing of an application on the part of the official liquidator of the abovenamed company, that a call to the amount of Rs. per share may be made on all the contributories (or if upon any particular class specify the same) of the said company.

This summons was taken out by A. B. of , Attorney for the said official liquidator.

To Mr. A. B. of, &c., a contributory of the said company, proposed to be included in the said call.

No. 43.—Advertisement of Intended Call

(RULE 57.)

[For General heading, see Rule 1.]

By direction of the Notice is hereby given that the said Judge has appointed the day of 18 , at o'clock in the noon, at to make a call on all the contributories of the said company, (or as the case may be) and that the said call shall be for Rs. per share. All persons interested are entitled to attend at such day, hour, and place to offer objections to such call.

Dated this day of 18 .

No. 44.—General Order for a Call.

(RULE 58.)

[For General heading, see Rule 1.]

Upon the application of the official liquidator of the abovenamed company, and upon reading two orders, dated the day of 18 , and the day of 18 , the certificate of the dated the day of 18 , an affidavit of the said official liquidator filed 18 , and the exhibit marked A. therein referred to, and an affidavit of filed 18 . It is ordered that a call of Rs. per share be made on all the contributories of the said company (or as the case may be). And it is ordered that each such contributory do, on or before the day of 18 , pay into the Bank of Bombay (or the Branch of the Bank of Bombay, or in the case of District Court into the District Court at) to the account of the official liquidator of the company, the amount which will be due from him or her in respect of such call.

No. 45.—Notice to be served with the General Order for a Call.

(RULE 58.)

[For General heading, see Rule 1.]

The amount due from you, A. B., in respect of the call made by the above (or within) order, is the sum of Rs. , which sum is to be paid by you into the Bank of Bombay (or the Branch of the Bank of Bombay, or in the case of a District Court into the District Court at) to the account mentioned in the said order. You can

pay the same in person, or through a banker or other agent, but this notice and copy of order must be produced at the Bank or to the Court upon such payment, and the cashier of the Bank or the Nazir of the said Court will, upon receiving the same, deliver to you a certificate of the payment in, numbered _____ signed by the said cashier or Judge. In order to prevent proceedings being taken against you for non-payment, you must immediately upon such payment in, cause written notice of the payment, and of the date thereof, to be given to me, as the official liquidator of the said company, at my office, No. _____ Street, inside the Fort, Bombay. Dated this _____ day of _____ 18____

R. P. H., official liquidator.

To Mr. A. B.

No. 46.—*Affidavit in support of Application for Order for Payment of Call due from Contributory.*

(RULE 59.)

[For General heading, see Rule 1.]

I, R. P. H. of, &c., the official liquidator of the abovenamed company, make oath (or solemnly affirm) and say as follows:—

1. None of the contributories of the said company, whose names are set forth in the schedule hereunto annexed, marked A., have paid, or caused to be paid, the respective sums set opposite their respective names in the said schedule, and which sums are the respective amounts now due from them respectively in respect of the calls of Rs. _____ per share, in pursuance of the order of the Judge in that behalf. Dated the _____ day of _____ 18 _____.

2. The respective amounts or sums set opposite the names of such contributories respectively in such schedule are the true amounts due and owing by such contributories respectively in respect of the said call. Sworn (or solemnly affirmed), &c.

The Schedule above referred to.

No. on List.	Name.	Address.	Description.	In what character included.	Amount due.

NOTE.—In addition to the above affidavit, an affidavit of the service of the order and notice (Nos. 44 and 45) will be required.

No. 47.—*Order for Payment of Call due from a Contributory.*

(RULE 59.)

[For General heading, see Rule 1.]

Upon the application of the official liquidator of the abovenamed company, and upon reading the order, dated the day of 18 , an affidavit of filed the day of 18 , and an affidavit of the said official liquidator,

filed the day of 18 , it is ordered that C. D. of, &c. (or E. F. of, &c., the legal personal representative of L. M., late of, &c., deceased), one of the contributors of the said company, (or if against several contributors the several persons named in the second column of the schedule to this order being respectively contributors of the said company) do, on or before the day of

order, pay into the Bank of Bombay (or the Branch of the Bank of Bombay, or in the case of a District Court into the District Court at _____) to the account of the official liquidator of the company (or to A. B., the official liquidator of the said company, at his office, No. _____ street, in the _____) the sum of Rs. _____

(If against a legal personal representative, add out of the assets of the said L. M., deceased, in his hands as such legal personal representative as aforesaid, to be administered in a due course of administration, if the said E. F. has in his hands so much to be administered; or if against several contributories the several sums of money set opposite to their respective names in the sixth column of the schedule hereto) such sum (or sums) being the amount (or amounts) due from the said C. D. (or L. M.) or the said several persons respectively in respect of the call of Rs. _____ per share made by the said order dated the _____ day of _____ 18 _____.

The Schedule referred to in the foregoing Order.

No. on List.	Name.	Address.	Description.	In what character included.	Amount due.

No. 48.—Notice to be indorsed on or served with every Order directing Payment of money into the Bank of Bombay or into Court.

(RULE 63.)

You can make the payment directed by the within (or above) order to the Bank of Bombay (or the Branch of the Bank of Bombay, or in the case of a District Court into the District Court at _____,) in person, &c. (as in the Form No. 37).

R. P. H., Official Liquidator.

No. 49.—*Certificate of Payment of Money into the
Bank of Bombay or into Court.*

No. _____ day of _____ 18 .
I hereby certify that C. D. of, &c., has this day
paid into the Bank of Bombay or into Court the sum of
_____, to be placed to the credit of the official
liquidator of the _____ company,
pursuant to an order dated the _____ day of
_____ 18 .

For the Bank of Bombay, Rs.

H. M., Cashier.

or

Názir, Dis. Court.
(as the case may be).

No. 50.—*Affidavit of Service of Order for Payment of Call.*

(RULE 59.)

[For General heading, see Rule 1.]

I, J. B. of, &c., make oath (or solemnly affirm and say as follows:—

1. I did, on the day of 18 , personally serve G. F., of in the of , &c., with an order made in this matter by , dated the day of 18 , whereby it was ordered (*set out the order in the past tense*), by delivering to and leaving with the said G. F. at , in the , a true copy of the said order together with a translation thereof in the language, and at the same time producing and showing unto him, the said G. F. the said original order duly entered.

Sworn (or solemnly affirmed), &c.

No. 51.—*Affidavit of Non-payment of Money by Order directed to be paid into the Bank of Bombay or into Court.*

(RULE 64.)

[For General heading, see Rule 1.]

I, R. P. H. of, &c., the official liquidator of the abovenamed company, make oath and say as follows:—

1. G. S., the person named in an order made in the matter by the Honorable Mr. Justice (or as the case may be), dated the day of 18 , has not paid into the Bank of Bombay (or in the case of a District Court into the District Court at) to the account of the official liquidator of the company, the whole or any part of the sum of Rs. as by the said order directed.

Or, (in case of several parties):—

1. None of the several persons whose names and addresses are set forth in the schedule hereunder written, and who have respectively been duly served with orders made in this matter by the Honorable Mr. Justice (or as the case may be) of the respective dates set opposite to their respective names in the said schedule, have paid into the Bank of Bombay (or in the case of a District Court into the District Court at) to the account of the official liquidator of the company, the whole or any part of the several sums of money set opposite to their respective names in the schedule hereunder written, as by the said order respectively directed.

2. I am enabled to depose to such non-payment, by reason of my having this day ascertained, by inquiry at the said Bank (or at the said Court) that such payment (or payments) has (or have) not been made, and seen the certificate of payment in, numbered (or several certificates of payment in, the numbers whereof respectively are set forth in the sixth column of the said schedule, opposite the names of the said respective persons, being certificates) furnished by me to the cashier of the said Bank (or Názir of the said District Court at) for delivery to the said G. F. (or several persons respectively) upon such payment (or payments) being made, still in the hands of the cashier of the said Bank (or Názir of the said District Court). No notice (or notices)

of such payment (or payments) having been made has (or have) been given to me by the said G. F. (or several persons respectively). Sworn (or solemnly affirmed), &c.

The Schedule above referred to.

Name.	Address.	Description.	Amount.	Date of balance order.	Number of certificate.

No. 52.—*Request to invest Cash in Government Promissory Notes.*

(RULE 69.)

[For General heading, see Rule 1.]

To the Secretary of the Bank of Bombay.
SIR,

It appearing that the sum of Rs. cash is standing to the credit of the account of the official liquidator of the abovenamed company, you are hereby requested to invest the sum of Rs. , part thereof, in the purchase of per cent. Government Notes in the name of R. P. H. of, &c., the official liquidator of the said company, and to deposit such Government Notes in the Bank of Bombay (or the Branch thereof, or in the case of a District Court into the District Court at) in the name and on behalf of the official liquidator. The said notes are not to be sold, transferred, or otherwise dealt with, except upon a direction for that purpose signed by the official liquidator of the said company, and countersigned by a Judge of the High Court of Judicature of Bombay (or by the Judge of the District Court of , or under an order to be made by the said Judge).

Dated this day of 18 .

I am, Gentlemen, .

Your most obedient Servant,

R. P. H., Official Liquidator.

G. H.

(Countersigned).

No. 53.—*Request to the Court to sanction the investment of cash in Government Promissory Notes.*

(RULE 67.)

[For General heading, see Rule 1.]

or To the Judge of the District Court at

SIR,

It appearing that the sum of Rs. cash is standing in the said Court to the credit of the account of myself the official liquidator of the abovenamed company, you are hereby requested to authorise me to invest the sum of Rs. part thereof in the purchase of per cent. Government Promissory Notes in my name as such official liquidator and to deposit such Government notes in the said Court in my name and on my behalf as such official liquidator. The said notes are not to be sold, transferred, or otherwise dealt with except

upon a direction for that purpose signed by the official liquidator of the said company and countersigned by the Judge of your said Court.

Dated the day of 18 .

I am, Sir,

Your obedient Servant,

R. P. H., Official Liquidator

No. 54.—*Notice (or Advertisement) of Meeting of Creditors or Contributories.*

(RULE 69.)

[For General heading, see Rule 1.]

Notice is hereby given that the High Court of Judicature at Bombay (or the District Court of) has directed a meeting of the creditors (or contributories) of the abovenamed company to be summoned, pursuant to the above Act, for the purpose of ascertaining their wishes as to (state the object for which meeting called, unless notice is by advertisement, in which case say, certain matters relating to the winding up of the said company), and that such meeting will be held on day the day of 18 , at o'clock in the noon, at in the , at which time and place all the creditors (or contributories) of the said company are requested to attend. (The said Court has appointed H. T. of, &c., to act as chairman of such meeting). Dated this day of 18 .

R. P. H., Official Liquidator.

No. 55.—*Appointment of Proxy to vote at Meeting of Creditors or Contributories.*

(RULE 70.)

[For General heading, see Rule 1.]

I, W. S. of , in the being a creditor (or contributory) of the abovenamed company, hereby appoint of , as my proxy to vote for me, and on my behalf, at the meeting of the creditors (or contributories) of the said company, summoned by the director of the , to be held on the day of , and at any adjournment thereof . A witness my hand this day of 18 , signed by the said W. S. in the W. S. presence of

J. M. of, &c.

No. 56.—*Memorandum of Appointment of a Person to act as Chairman at Meeting of Creditors or Contributories.*

(RULE 71.)

[For General heading, see Rule 1.]

Mr. H. T. of, &c., one of the creditors (or contributories) of the abovenamed company is appointed to act as chairman of a meeting of the creditors (or contributories) of the said company, summoned by direction of the said Judge, pursuant to the above Act, to be held on the day of 18 , at o'clock in the noon, at and to report the result of such meeting to the said Judge.

I.—202

The said meeting is summoned for the purpose of ascertaining the wishes of the creditors (or contributories) of the said company as to (state the object for which meeting called), and at such meeting the votes of the creditors (or contributories) may be given either personally or by proxy.

Dated this day of 18 .

No. 57.—*Chairman's Report of result of Meeting of Creditors or Contributories.*

(RULES 69, 70 AND 71.)

[For General heading, see Rule 1.]

I, H. T., the person appointed by the High Court of Judicature at Bombay (or District Court of) to act as chairman of a meeting of the creditors (or contributories) of the abovenamed company, summoned by advertisement (or notice) dated the day of 18 , and held on the day of 18 , at , do hereby report to the said Court the result of such meeting as follows:—

The said meeting was attended, either personally or by proxy, by creditors, to whom debts against the said company have been allowed, amounting in the whole to the value of Rs. (or by contributories holding in the whole shares in the said company, and entitled respectively, by the regulations of the company, to the number of votes hereinafter mentioned).

The question submitted to the said meeting was whether the creditors (or contributories) of the said company approved of the proposal of the official liquidator of the said company, that, &c. (as the case may be), and wished that such proposal should be adopted and carried into effect.

The said meeting was unanimously of opinion that the said proposal should (or should not) be adopted and carried into effect, or the result of the voting upon such question was as follows:—

The undermentioned creditors (or contributories) voted in favour of the said proposal being adopted and carried into effect:—

Name of creditors (or contributory).	Address.	Value of debt (or number of shares).	Number of votes conferred on each contributory by the regulations of the company.

The undermentioned creditors (or contributories) voted against the said proposal being adopted and carried into effect:—

Name of creditor (or contributory).	Address.	Value of debt (or number of shares).	Number of votes conferred on each contributory by the regulations of the company.

Dated this day of 18 .

(Signed) H. T.,
Chairman.

No. 58.—*Memorandum of Sanction of Judge to Accepting Bill of Exchange.*

(RULE 72.)

[For General heading, see Rule 1.]

The Judge has sanctioned the acceptance of this Bill of Exchange by the official liquidator, on behalf of the said company.

No. 59.—*Memorandum of Agreement of Compromise with a Contributory.*

(RULE 73.)

[For General heading, see Rule 1.]

Memorandum of Agreement, entered into this day of 18, between R. P. H. of, &c., the official liquidator of the abovenamed company, of the one part, and S. B. of, &c., one of the contributories of the said company, of the other part.

Whereas the said S. B. has been settled on the list of contributories of the said company as a contributory in respect of shares in the said company; and whereas, by an order made by dated the day of

18, a call of Rs. per share was made on all the contributories of the said company, and there is now due from the said S. B. to the said company the sum of Rs. in respect of the said call; and whereas the said S. B. has proposed to pay to the said official liquidator the sum of Rs.

by way of compromise, and in satisfaction and discharge of the said sum of Rs., and of all liability whatsoever, as a contributory of the said company; and whereas the said official liquidator, having investigated the affairs of the said S. B., and believing that such compromise will be beneficial to the said company, hath, in exercise of the power for that purpose given to him by the above Act, agreed to accept the same, subject to the sanction of the Court, and to the conditions and agreements herein-after contained:—

Now it is hereby agreed by and between the said parties hereto:

1. That the said official liquidator shall, before the day of next, apply to a Judge of the said Court at Chambers to sanction this agreement of compromise.

2. That upon this agreement being sanctioned by the said Judge the said S. B. shall, within day next after such sanction, pay to the said official liquidator the said sum of Rs., and when thereto required, shall do and execute all such acts and deeds as may be necessary for transferring or surrendering and releasing to the said official liquidator on behalf of the said company, or in such manner as the said Judge may direct, the said shares held by the said S. B. in the said company, and all claim and demand whatsoever which the said S. B. has or may have against the said company in respect of the said shares, or the distribution of the assets of the said company, otherwise howsoever.

3. That the said sum of Rs., and the transfer or surrender and release of the said shares and interest of the said S. B. as aforesaid shall be accepted by the said official liquidator as, and be deemed and taken to give to the said S. B. a full and complete discharge from all calls and liabilities, claims and demands whatsoever, which the company or the official liquidator thereof now has or may hereafter have, or be entitled to against the said S. B. in respect of his being or having been the holder of the said shares, or otherwise, as a contributory of the said company.

4. That in case this agreement shall not be sanctioned by the said Judge it shall cease and determine, and the said official liquidator and the said S. B. shall be remitted to their original rights with respect to each other, as if this agreement had not been entered into.

5. That in case this agreement shall be sanctioned by the said Judge, and the said S. B. shall not in all respects perform the same on his part, the official liquidator shall be at liberty, with the sanction of the said Judge, and without notice to the said S. B., to enforce the performance thereof, or with the like sanction, to give notice to the said S. B. that he abandons this agreement, whereupon the same shall cease and determine, and the said official liquidator shall be entitled to proceed against the said S. B. to enforce payment of the said sum of Rs. or so much thereof as shall then remain due and owing unpaid, as if this agreement had not been entered into.

Witness to the signatures } R. P. H., Official
of the said R. P. H. } Liquidator.
and S. B. ... } S. B.
C. D. of &c.

No. 60.—*Memorandum of Sanction of Judge to Agreement of Compromise.*

(RULE 70.)

[For General heading, see Rule 1.]

The Judge has sanctioned this agreement of compromise.

No. 61.—*Order or Memorandum of the Sanction of the Judge for certain Acts to be done by Official Liquidator.*

(RULE 71.)

[For General heading, see Rule 1.]

The Judge doth hereby sanction (or has sanctioned) the following proceedings being taken (or acts being done) by the official liquidator of the abovenamed company, namely (state the proceedings to be taken or acts to be done as) the bringing or instituting and prosecuting an action in the name and on behalf of the said company, against, or defending an action brought against the said company by K. M. of, &c., to recover a debt or sum of Rs., alleged to be due from (or to) the said K. M., to (or from) the said company, &c.

No. 62.—*Form of Order transferring Winding-up Proceedings from High Court to District Court.*

(RULE 86.)

[For General heading, see Rule 1.]

It is hereby ordered that all the winding-up proceedings in the above matter together with all documents and papers thereto relating, and all moneys and securities standing therein to the credit of the official liquidator be and they are hereby transferred from the said High Court to the District Court at and the said District Court shall hereafter have cognizance of all such proceedings and take charge of all such moneys and securities.

Dated this day of 18

A. B. (Judge of High Court.)

No. 63.—*Form of Order transferring Winding-up Proceedings from a District Court to another.*

(RULE 86.)

[For General heading, see Rule 1.]

It is hereby ordered that all the winding-up proceedings in the above matter together with all documents and papers relating thereto, and all moneys and securities standing therein to the credit of the account of the official liquidator be and they are hereby transferred from the District Court at _____ to the District Court at _____ and the said last-mentioned District Court shall hereafter have cognizance of all such proceedings and take charge of all such moneys and securities.

Dated this _____ day of _____

A. B. (Judge of High Court.)

No. 64.—*Summons for Persons to attend at Chambers to be examined.*

(See sec. 162 of the Act.)

[For General heading, see Rule 1.]

A. B. of, &c., and E. F. of, &c., are hereby severally summoned to attend at _____ on the _____ day of _____ 18 _____, at _____ of the clock in the _____ noon, to be examined on the part of the said official liquidator (or of W. D. of, &c.) for the purpose of proceedings directed by the said Court to be taken before me in the above matter. (And the said A. B. is hereby required to bring with him and produce at the time and place aforesaid, a certain indenture (describe documents) and all other books, papers, deeds, writings, and other documents in his custody or power in any wise relating to the abovenamed company.

Dated this _____ day of _____ 18 _____.

This summons was taken out by Messrs. C. & D. of _____, attorneys for the official liquidator (or for the said W. D.).

No. 65.—*Declaration of the Company being completely wound up, and of the Official Liquidator having passed his Final Account.*

(RULE 87.)

[For General heading, see Rule 1.]

I hereby declare that R. P. H., the official liquidator of the abovenamed company, has passed his final account as such official liquidator, and that the balance of Rs. _____ thereby found to be due to (or from) the said official liquidator has been paid in the manner directed by the order dated the _____ day of _____ 18 _____, and that the affairs of the said company have been completely wound up

Dated this _____ day of _____ 18 _____.

A. B., Judge.

No. 66.—*Order to dissolve the Company.*

(RULE 88.)

[For General heading, see Rule 1.]

Upon the application of the official liquidator of the abovenamed company, and upon reading an order dated the _____ day of _____, and the declaration of the Court dated the _____ day of _____, whereby it appears that the affairs of the said company have been

completely wound up, and that the balance of Rs. _____

due from (or to) the official liquidator has been paid in manner directed by the said order. It is ordered that the said _____ company be dissolved as from this _____ day of _____ 18 _____, and that the recognizance, dated the _____ day of _____ 18 _____, entered into by the said official liquidator, together with W. B. and S. P., his sureties, be vacated.

A. B.,

Prothonotary,

or A. B.,

District Judge.

The Second Schedule.

Fees and Charges to be allowed to Attorneys.

(RULE 92.)

Rs.

For attending any summons or other application at the Judge's Chambers, per hour. 10

Or where from the length of the attendance or the difficulty of the case the Judge shall think this fee an insufficient remuneration for services performed; such fee as the Judge may allow to the attorneys by a memorandum in writing expressly made for that purpose and signed by the Judge specifying distinctly the ground of such allowance. 1

For notice and services where the service may be effected as provided by rule 58. 1

For other duties performed, such of the fees authorised by the rules and regulations of the High Court as to attorney's fees as are applicable.

Note.—The fees for notices and services are not to apply where the same attorney is for both parties, unless it is necessary for the purpose of making an affidavit of services.

J. W. ORR,

Prothonotary and Registrar, O. J.

APPELLATE SIDE.

Ráo Sáheb Vaman Narayan Rahurkar, Sub-ordinate Judge of Ráhuri, having returned to duty on the 25th July 1888 from the privilege leave granted to him in High Court Notification dated 28th idem, the unexpired portion of the leave has been cancelled by the District Judge of Ahmeanagar.

Bombay, 6th August 1888.

The Annual October vacation of the High Court, Appellate Side, will commence on Monday the 15th October and end on Wednesday the 14th November 1888, both days inclusive.

Applications in Criminal Cases and applications of an urgent character in Civil Cases will be received during the vacation, and the Court will sit for the disposal of ordinary criminal business on Tuesday the 30th October 1888.

The Registrar's Office will be open daily from 11 A.M. till 4 P.M., during the vacation, except on Saturdays and close holidays.

Bombay, 14th August 1888.

G. JACOB,
Acting Registrar.

BY THE COURT OF SMALL CAUSES.

No. 54 of 1888.

Whereas the Judges of the Court of Small Causes of Bombay did, by Notification dated the 12th of June 1882, under the powers and with the approval therein specified, notify in manner therein appearing that the portions of the Civil Procedure Code specified in the Second Schedule to Act XV of 1882 should be applied in all suits in the Court of Small Causes of Bombay for the recovery of any sum not exceeding Rs. 1,000 with the omissions and modifications in the said Notification set forth; And whereas certain alterations and amendments in certain of such portions of the said Code have been made by the provisions of Act VII of 1888, with effect from the 1st of July 1888; And whereas the Government of Bombay has signified its approval of the Notification hereinafter appearing; Now we the Judges of the Court of Small Causes of Bombay, under and by virtue of the powers to us reserved in that behalf, and with such approval of the said Government as aforesaid, do hereby notify that from and after the coming into effect of the said amending Act on 1st July 1888 in all suits in the Court of Small Causes of Bombay for the recovery of any sum not exceeding Rs. 1,000, the portions of the Civil Procedure Code specified in the Second Schedule to Act XV of 1882 and amended by Act VII of 1888 shall be applied with the omissions and modifications following, viz., Section 53 of the Code amended by Section 9 of the amending Act, *omit* the whole. Sections 141 and 142 of the Code amended by Section 13 of the amending Act:

- In Section 141 (1) (a) *omit* "and title."
 (b) *omit* the whole.
 (d) *omit* the whole.
 (1) and (2) *omit* "and the endorsement shall be signed by the Judge."

In Section 142 *omit* all preceding 142A.

Section 209 of the Code amended by Section 20 of the amending Act:
Omit the whole.

Section 258 of the Code amended by Section 27 of the amending Act:
Omit the whole.

W. E. HART,
 Chief Judge.
 JOHN L. WARDEN,
 Second Judge.
 GANPATRAO BHASKAR,
 Third Judge.
 K. M. CURSETJI,
 Fourth Judge.

Bombay, 8th August 1888.

BY THE SANITARY COMMISSIONER.

No. 194.—In Notifications Nos. 147 and 148, dated 26th June 1888, read "18th May" for "20th May."

No. 195.—Rango Gurunath is appointed Municipal Vaccinator, Bijapur Town, with effect from 12th July 1888.

No. 196.—Venkatesh Tatyaji is appointed Third Grade Local Fund Vaccinator, Bijapur Zilla, with effect from 12th July 1888.

No. 197.—Annaji Hanmant is appointed Candidate Vaccinator, Bijapur Zilla, with effect from 24th July 1888.

No. 198.—In Notification No. 166, dated 10th July 1888, read "12th July" for "13th July."

C. W. MACRURY, Surgeon-Major,
 Sanitary Commissioner.

Bombay, 14th August 1888.

BY THE SURVEY AND SETTLEMENT COMMISSIONER.

Mr. T. A. LeMesurier, Superintendent, Government Photoinco Office, relinquished charge of the Government Photoinco Office, Poona, in the afternoon of the 13th instant, and proceeded on the three months' privilege leave granted him under Government Resolution No. 4325, dated 30th June 1888.

Mr. J. H. C. Dunsterville, Assistant Superintendent, Koukan Revenue Survey, took charge of the Government Photoinco Office, Poona, on the 13th instant, in the afternoon.

T. H. STEWART,
 Survey and Settlement Commissioner.
Poona, 14th August 1888.

BY THE CONSERVATOR OF FORESTS.

NORTHERN CIRCLE.

Messrs. W. G. Clabby, Acting Assistant Conservator of Forests, Third Grade, and H. Mainwaring, Acting Second Grade Deputy Conservator of Forests, respectively delivered over and received charge of the Divisional Forest Office, Ahmednagar, on the 3rd August 1888, before office hours.

Poona, 8th August 1888.

Messrs. T. B. Fry, Acting Second Grade Deputy Conservator of Forests, and R. C. Wroughton, Acting First Grade Deputy Conservator of Forests, respectively delivered over and received charge of the Divisional Forest Office, Working Plains, Northern Circle, on the 6th August 1888, after noon.

Poona, 11th August 1888.

A. T. SHUTTLEWORTH,
 Conservator of Forests, N. C.

Notice.

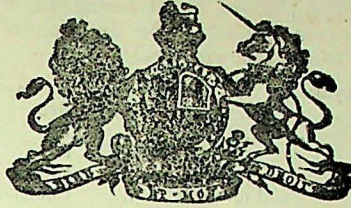
The next Quarterly Meeting of the Central Committee for Vernacular Examinations will take place in the Council Hall, Poona, on Monday the 1st October 1888, at 11 A.M. (Madras time). Junior Civil Servants who may be liable or prepared to undergo an examination in the Vernacular languages, as also Forest or other officers who may be permitted to appear before the Committee, are requested to send an intimation to the undersigned by the 15th proximo, stating at the same time the language or languages in which they are prepared to be examined.

*By order of the Central Committee
 for Vernacular Examinations,*

Y. M. KELKAR,
 Secretary to the Central Committee
 for Vernacular Examinations.

Poona, 2nd August 1888.

THE

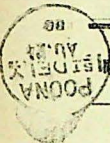


Bombay Government Gazette

EXTRAORDINARY.

Published by Authority.

THURSDAY, 16TH AUGUST 1888.



Separate paging is given to this Part, in order that it may be filed as a separate compilation.

PART I.

Notification.

GENERAL DEPARTMENT.

Bombay Castle, 16th August 1888.

No. 2870.—In exercise of the power conferred by Act I of 1870, the following Rules for Quarantine against Cholera have been made by the Government of Bombay, with the previous sanction of the Governor General in Council: they have effect from the 9th instant in the Port of Aden and at Perim as a temporary measure:—

- I.—The Commander of every vessel, including buggalows or other native craft, arriving from Barus Island off Sumatra shall, before entering the harbour, indicate by signal the port from which such vessel has come.
- II.—Such Commander shall not, except as hereinafter provided, allow any communication, either with the pilot boat, except orally, or with the shore, or with any other vessel or boat in the harbour.
- III.—Immediately on arrival the Commander shall cause the letter R of the Commercial Signal Code to be hoisted, and shall keep the said flag flying during his stay in port or until authorized by the Health Officer to haul it down. If communication with the shore is not desired, the vessel shall anchor at such place as may be pointed out by the Port authorities, having regard to the season of the year. If communication with the shore is desired, the Health Officer shall go alongside the vessel, and, after all necessary enquiries, shall direct the Commander to take the vessel to the quarantine anchorage duly appointed and notified in that behalf by the Resident, there to remain for a period of seven days from the date of arrival, or for the shorter period prescribed in Rule IV, and undergo disinfection, which should apply as well to crew, passengers, effects, and susceptible goods.

IV.—If the Health Officer of the Port has sufficient evidence that no cases of a suspicious nature have taken place on board during the voyage, and if the vessel is besides in good hygienic condition, the duration of the quarantine will be diminished according to the following scale :—

After eight days of voyage	...	...	six days of quarantine.
Do. nine do.	...	...	five do.
Do. ten do.	...	...	four do.
Do. eleven do.	...	...	three do.
Do. twelve do.	...	...	two do.
Do. thirteen do.	and upwards	...	twenty-four hours of quarantine.

V.—If during the period a vessel is at the quarantine anchorage aforesaid, any case or cases of cholera should occur on board, the said vessel shall remain in quarantine for a period of seven days from the date of the last case occurring, and be subject to all the prohibitions provided for in Rule III.

VI.—When any vessel has been placed in quarantine as aforesaid, the Health Officer may direct the removal of so many of the passengers and crew as may not be suffering from illness, and whose services may not be required on board the vessel, to such particular spots as may from time to time be selected by the Resident as places of quarantine, there to remain for a period of seven days. If a case of cholera occurs among such passengers and crew during any such period, they shall remain in a place of quarantine for a period of fifteen days from the date of the occurrence of the last case of such illness.

VII.—Any mails or cargo which may be brought by any vessel so arriving shall be landed under such precautions as the Health Officer may deem necessary to prevent the spread of the disease.

VIII.—It will be the duty of the Port Officer to facilitate the conveyance to all vessels in quarantine of such supplies of provisions, stores and other articles as may be required by those on board. Such supplies will be placed on the boats of the vessels in quarantine to be subsequently removed by members of their crews.

IX.—All vessels arriving at Aden and Perim which may have communicated with vessels coming from Barus Island off Sumatra shall be subjected to the same quarantine as vessels arriving at Aden and Perim from that Port.

X.—All vessels which have undergone quarantine in the manner above prescribed should have the fact clearly stated on their Bills of Health.

By order of His Excellency the Right Honourable the Governor in Council,

J. NUGENT,

Chief Secretary to Government.