

Report on the Administration of Civil and Criminal Justice in the Bombay Presidency (Including Sind) for the Year 1917

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### No. 1594 of 1918.

HIS MAJESTY'S HIGH COURT OF JUDICATURE,
APPELLATE SIDE,

Bombay, 11th October 1918.

From

F. W. ALLISON, Esquire,
Registrar, High Court,
Appellate Side,
Bombay;

To

THE SECRETARY TO GOVERNMENT,

Judicial Department,

Bombay.

Sir,

I am directed to forward the accompanying Reports on the Administration of Civil and Criminal Justice in the Presidency of Bombay for the year 1917, together with the Reports in original of the Judicial Commissioner in Sind.

- 2. Judicial Statements Nos. 1 to 13 accompany the Reports.
- 3. The statement showing the amount of work disposed of by the Courts in each District will be sent separately as it is not required by the Government of India.

I have the honour to be,
Sir,
Your most obedient servant,
F. W. ALLISON,
Registrar.

# REPORT ON THE ADMINISTRATION OF CIVIL JUSTICE IN THE PRESIDENCY OF BOMBAY FOR THE YEAR 1917.

#### PRELIMINARY REMARKS.

The area and population of the territories to which the report relates are shown in the following table:—

				Area in square miles.	Population according to the Census of 1911.
Presidency p	roper	•••	•••	77,275 47,789	16,113,042 3,513,435
		Total	•••	125,064	19,626,477

- 2. During the year under report there were few variations in the constitution and jurisdiction of the Civil Courts in the Presidency. The Subordinate Courts of Kaira and Dohad continued to be linked till the end of the year. There was a redistribution of villages constituting the jurisdictions of various Subordinate Courts in the Dharwar District. Sixteen villages, which had been heretofore included within the local limits of the ordinary jurisdiction of the Subordinate Judge of Karwar in the Kanara District, were excluded therefrom, and included within the local limits of the ordinary jurisdiction of the Subordinate Judge of Dharwar in the Dharwar District. The villages of Sai, Kasarbhat and Dighati, which had been heretofore included within the local limits of the ordinary jurisdiction of the Subordinate Judge of Pen in the Kolaba District, were excluded therefrom, and included within the local limits of the ordinary jurisdiction of the Subordinate Judge of Panvel in the same district. The village of Alia Bet, which had been heretofore included within the local limits of the ordinary jurisdiction of the Subordinate Judge of Broach in the Broach District, was excluded therefrom, and included within the local limits of the ordinary jurisdiction of the Subordinate Judge of Wagra in the same district.
- 3. The Honourable Sir-Basil Scott, Knight, presided over the High Court from 1st January to 10th September and from 11th October to 31st December 1917. His Lordship was on privilege leave from 11th September to 10th October 1917. During this period the Honourable Sir Stanley Lockhart Batchelor, Knight, acted as Chief Justice.

#### Puisne Judges.

The Honourable Sir Stanley Lockhart Batchelor, Knight, from 1st January to 10th September and from 11th October to 31st December 1917. His Lordship acted as Chief Justice from 11th September to 10th October 1917.

The Honourable Sir Frank Clement Offley Beaman, Knight, from 1st January to 31st December 1917.

The Honourable Sir Joseph John Heaton, Knight, from 1st January to 10th June and from 11th July to 31st December 1917. His Lordship was on privilege leave from 11th June to 10th July 1917.

The Honourable Mr. Justice N. C. Macleod from 1st January to 10th June 1917. His Lordship was on furlough from 11th June to 31st December 1917.

The Honourable Mr. Justice L. A. Shah from 1st to 8th January and from 9th February to 31st December 1917. His Lordship was on privilege leave from 9th January to 8th February 1917.

The Honourable Mr. Justice A. B. Marten from 1st January to 31st December 1917.

The Honourable Mr. Justice A. M. Kajiji officiated as a Judge of the High Court from 11th June to 31st December 1917.

- 4. In the Presidency proper there were on the 31st December 1917:-
  - 15 District Judges,
  - 2 Joint Judges,
  - 8 Assistant Judges,

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- 8 Small Cause Court Judges (including those at the Presidency Town) besides the Cantonment Magistrates at Belgaum, Ahmednagar and Ahmedabad and the Registrars of the Small Cause Courts of Bombay, Poona and Nadiad, who are also invested with Small Cause Court powers),
- 18 First Class Subordinate Judges (excluding two Inspecting First Class Subordinate Judges, who do not exercise judicial powers).
- 100 Second Class Subordinate Judges (excluding two Inspecting Second Class Subordinate Judges, who do not exercise judicial powers).
- 5. Besides the above Judicial Officers, there were during the year under report 5 Inamdars and Jahagirdars exercising powers of Subordinate Judges under Regulation XIII of 1830.
- 6. In the Province of Sind, there were, on the 31st December 1917, besides the Judicial Commissioner,—
  - 2 Additional Judicial Commissioners.
  - 3 District Judges.
  - 2 Joint Judges,
  - 2 Assistant Judges,
  - 1 Small Cause Court Judge (besides the Cantomnent Magistrate at Karachi exercising civil powers, and the Registrar of the Small Cause Court, Karachi),
  - 3 First Class Subordinate Judges,
  - 13 Second Class Subordinate Judges.
  - 7. As regards the working of the Dekkhan Agriculturists' Relief Act, the District Judge of Kanara is of opinion that the Act is not really required in the District and that the provisions of the Act regarding instalments are specially and constantly used for the purpose of delaying payment of the debt.

The District Judge of Nasik observes that the provisions of the Dekkham Agriculturists' Relief Act are widely known to, and fully utilized by, the agriculturists generally and that there are no Village Munsiffs appointed in the District.

The District Judges of Broach and Surat report that the working of the Act appears to be satisfactory.

The District Judges of Ahmedabad, Ahmedagar, Belgaum, Bijapur, Dharwar, Khandesh, Poona, Ratnagiri, Satara, Sholapur and Thana have made no special remarks on the working of the Act.

#### THE ANNUAL STATEMENTS.

- 8. In accordance with letter No. 1446-1448, dated the 18th September 1905, from the Government of India to the Government of Bombay, this statement is filled up in duplicate—one form for Civil and the other for Criminal work—and the statistics for Revenue Courts are excluded from it, as also from the other judicial statements.
- 9. The total number of civil cases decided during the year under report was 330,747 as against 340,351 in the last year, showing a decrease of 9,604. The decrease was in respect of Regular and Miscellaneous Original Suits. There was an increase in the number of Appellate decisions.
- 10. Of the total number of decided cases, 48.8 per cent. were regular suits, 48.9 per cent. Miscellaneous cases, and 2.3 per cent. appeals, as against 48.6, 49.4 and 2 per cent. respectively during the year 1916.
- 11. The total receipts of all the Courts (Civil and Criminal) have risen from Rs. 53,61,703 to Rs. 59,40,675 and the total charges have fallen from Rs. 52,06,187 to Rs. 50,80,720. These figures are supplied by the Accountant General, Bombay, in accordance with Government Resolution, Judicial Department, No. 5042, dated 11th August 1893.

- 12. The total number of suits instituted in all the Courts was 158,430 as against 165,377 in the preceding year, showing a decrease of 6,947. Last year there was an increase of 2,960.
- 13. There was a decrease of 5,601 in the number of suits for money as compared with the increase of 2,174 last year. There was also a decrease in all other kinds of suits, except suits to establish a right of pre-emption and suits not falling under any specific head, which showed a slight increase.
- 14. The percentage of suits for money or moveable property rose slightly from 83.7 to 83.8 and that of suits relating to immoveable property (including mortgage and pre-emption suits) fell from 11.6 to 11.4; the percentage of all other kinds of suits was 4.8 as compared with 4.7 last year.
- 15. The aggregate value of suits rose from Rs. 6,41,90,856 to Rs. 7,66,02,048.

  Statement No. VIII. There was a decrease of 1,598, 3,551, 1,540, 296, 215 and 124, respectively, in the number of suits not exceeding Rs. 10, 50, 100, 500, 1,000 and in the number of suits the value of which could not be estimated in money; while all other kinds of suits, i. e., those not exceeding in value Rs. 5,000 and 10,000, as also those exceeding Rs. 10,000, showed an increase.
- 16. The small Cause Courts, the Presidency Small Cause Courts and the Superior Courts showed a decrease in the value of suits instituted during the year, while all the rest showed an increase. The increase is marked in the Paid Sub-Divisional Tribunals and the District Courts, where the value of suits instituted rose from Rs. 4,17,63,239 and Rs. 18,90,887 to Rs. 5,57,90,995 and Rs. 23,44,737 respectively.
- 17. There were 217,049 suits for disposal before all the Courts, out of which 161,596 were disposed of, leaving a balance of 55,453 pending at the close of the year. The corresponding figures for the last year were 222,021, 165,553 and 56,468.

18. The disposals may be classified as under :-

Without trial	•••	•••	about	10.2
Without contest	-	***	,,	55.5
After contest	•••	• • •	<b>))</b> `	33.0
On reference to Arbitration		***	,,	1.3

- 19. Of the total number of suits disposed of after contest or on reference to Arbitration, judgment was given for plaintiff in whole or in part in 85.2 per cent. and for the defendant in 14.8 per cent. of cases.
- 20. The average duration of contested suits rose from 194 to 200 days in the year under report, and of uncontested suits was the same as last year, viz. 88 days. The corresponding figures for 1914 and 1915 respectively were 191 and 213 days for contested, and 101 and 89 days for uncontested suits. In the District Courts the average duration was 401 days for contested and 136 days for uncontested suits as against 394 and 196 days respectively in the preceding year. In the Mofussil Subordinate Courts the average duration was 222 days for contested and 102 days uncontested suits as against 212 and 99 days respectively in the previous year. In the Superior Courts the average duration was 335 days for contested and 364 days for uncontested suits as against 327 and 365 days respectively in the preceding year.

21. The following table gives some idea of the comparative litigiousness of the several districts in the Presidency:—

	District			Population.	Number of suits instituted.	Proportion of suits instituted to population.	Total number of decided suits.	Proportion of contested suits to the number of decided suits
Bombay Karachi Khandesh Poona Broach Nasik Larkana Ahmedabad (including Ka	Kaira and	d Panch	979,445 521,721 1,615,609 1,071,512 306,717 905,030 660,879 1,842,248	521,721 1,615,609 1,071,512 306,717 905,030 660,879	29,838 6,185 18,400 11,056 8,024 8,951 6,541 15,944	1 to 93 1 to 85 1 to 88 1 to 97 1 to 101 1 to 101 1 to 101 1 to 116	80,116 6,235 18,932 10,314 2,942 9,249 6,707 16,223	1 to 61 1 to 41 1 to 21 1 to 21 1 to 3 1 to 3 1 to 81 1 to 3

District.	Population.	Number of suits instituted.	I'roportion of suits instituted to population.	Total r number of decided suits.	l'repertion of contested suits to the number of decided suits.
Surat Sukkur (including Upper Siud Frontier) Kanara Thana (including Kolaba) Ahmednagar Sholapur Dharwar Hyderabad (including Thar and Parkar) Ratnagiri Satara Bolgaum Bijapur	654,109 836,920 430,548 1,476,475 945,305 768,930 1,026,005 1,493,915 1,203,638 1,081,278 943,820 862,978	4,651 5,616 2,797 8,619 5,294 4,093 4,792 6,864 4,967 4,886 3,569 2,928	1 to 141 1 to 149 1 to 154 1 to 171 1 to 179 1 to 188 1 to 217 1 to 218 1 to 242 1 to 242 1 to 244 1 to 295	4,677 5,560 2,864 8,700 5,612 4,481 4,781 7,279 6,183 5,109 3,580 3,052	1 to 8 1 to 7 1 to 19 1 to 22 1 to 2 1 to 2 1 to 6 1 to 12 1 to 2 1 to 6 1 to 12 1 to 2 1 to 8

22. In addition to the regular suits mentioned above, the Courts disposed of 19,201 miscellaneous cases as against 19,215 during the previous year. Of these the percentage of contested cases was 25.7 and their average duration was 62 days as against 82 days in the preceding year.

23. The following table shows the results of appeals disposed of during the Statement No. X, Part I. year as compared with those disposed of during the last year:—

	Year.	Appeals presented.	Objections under Order XLI, rule 22, Civil Procedure Code.	Appeals decided,	Arrears,
1916		6,921	844	6,530	7,276
1917		6,807	315	7,149	6,934

24. The First Class Subordinate Judges and Small Cause Court Judges invested with Appellate powers disposed of 559 appeals as against 285 last year.

25. Of the total number of appeals decided, 1,438 were dismissed under Order XLI, rule 11, Civil Procedure Code, or for default or were otherwise not prosecuted. Excluding one transferred to another Presidency, the disposal of the remaining 5,710 may be classified as under:—

Number in which decree was confirmed ... 3,906 or 68.4 per cent.

26. The average duration of appeals was 356 days as against 353 last year.

27. There was a slight decrease in the institutions, but practically no change in the disposals, of miscellaneous appeals, the figures being 305 and 319 as against 312 and 318 respectively, last year. The average duration of these appeals was 206 days as against 175 in the previous year.

28. As regards applications for execution the following table shows the figures for the year under report as compared with those in 1916:—

	Year.		Institutions.	Disposals.	Arrears.
1916 1917	***	* ***	145,814 137,943	148,104 141,638	45,820 41,925

29. Out of the total number of applications for execution disposed of, 553 were disposed of by transfer. In 31,199 satisfaction was obtained in full and in 33,920 in part, while 76,166 proved wholly infructuous. The percentages of the last three heads of disposal were 22, 24 and 54 as compared with 23, 24 and 53 in the preceding year.

- 30. The total amount realized in execution came to Rs. 79,92,382 as against Rs. 89,05,504 last year.
- 31. The number of cases in which the judgment-debtor was imprisoned was 734 as against 775 last year, and of those in which immoveable property was sold was 2,633 as against 3,102 in the preceding year.
- 32. As against 734 persons imprisoned in execution of decrees, the number of persons arrested but released without imprisonment was 3,450.
  - 33. The number of applications before the Courts for declaration of insolvency was 1,021, out of which 644 were disposed of. Of these, 74 were withdrawn, 441 were granted and 129 rejected.

### General Remarks.

- 34. The congestion of the civil files was partially dealt with by the appointment of Additional First Class Subordinate Judges at Ahmedabad, Dhulia, Poona, Satara, Sholapur and Surat and by the deputation or appointment of Joint or Additional Second Class Subordinate Judges to the following places during the whole or part of the year under report, viz., Ahmedabad, Borsad, Nadiad, Umreth, Ahmednagar, Sangamner, Rahuri and Kopargaon, Belgaum, Gokak, Bijapur, Bagalkot, Broach, Dharwar, Haveri, Hubli, Karwar, Dhulia, Chalisgaon, Jalgaon, Yawal, Nasik, Sinnar, Yeola, Poona, Haveli, Khed, Chiplun, Dapoli, Devgad, Malwan, Rajapur, Satara, Islampur, Karad, Patan, Tasgaon, Sholapur, Barsi, Surat, Bulsar, Thana and Mahad.
- 35. In recent years there has been a steady increase in the number of suits instituted in the Subordinate Courts. The number, fixed many years ago, of Judges on the permanent cadre, has become wholly insufficient to cope with the present volume of work, and in spite of the appointment of temporary Additional Judges, the arrears of work have accumulated to a serious extent. The proposals of the High Court for a substantial strengthening of the permanent cadre are under the consideration of Government.
- 36. This increase of original suits has naturally been followed by an increase in the appellate work of the District Courts, and the High Court has made proposals for adequate assistance to be given to the District Judges.
- 37. The District or Assistant Judges or Inspecting Subordinate Judges of Ahmedabad, Ahmednagar, Belgaum, Bijapur, Broach, Dharwar, Kanara, Khandesh, Nasik, Poona, Ratnagiri, Satara, Sholapur, Surat and Thana inspected in all 37 Subordinate Judges' Courts during the year under report.
- 38. The District Judges of Ahmedabad, Bijapur, Kanara, Khandesh and Thana assembled judicial conferences of the Judges subordinate to them, where points touching the practice and procedure of Civil Courts were discussed.
- 39. The record rooms and libraries are reported by all District Judges to be in good order. The destruction of useless records is carried out periodically in accordance with the rules framed by the High Court.

F. W. ALLISON,
Registrar,

His Majesty's High Court of Judicature,
• Appellate Side, Bombay, 11th October 1918.

### REPORT ON THE ADMINISTRATION OF CRIMINAL JUSTICE IN THE PRESIDENCY OF BOMBAY FOR THE YEAR 1917.

### PRELIMINARY REMARKS.

The report relates to the Administration of Criminal Justice in all the Courts (including the Courts of the Presidency Magistrates) in the Bombây Presidency proper and in the Province of Sind.

- 2. The area and population of the above territories are the same as those given at page 1.
- 3. In the Presidency proper there were on the 31st December '1917, besides the Honourable the Chief Justice and Judges of the High Court,—
  - 15 Sessions Judges,
  - 8 Additional Sessions Judges,
  - 2 Assistant Sessions Judges,
  - 19 District Magistrates,
    - 4 Presidency Magistrates,

  - 268 First Class Magistrates, 327 Second Class Magistrates,

  - 260 Third Class Magistrates, 260 Sanitary Committees and Sanitary Boards under Bombay Act I of 1889.

In addition to the above, the number of Police Patels in the Presidency exercising powers under section 14 of the Village Police Act, VIII of 1867, was 21,441. Out of these, 340 have also been invested with powers under section 15 of the said Act.

- 4. In Sind, on the 31st December 1917, besides the Judicial Commissioner and two Additional Judicial Commissioners, there were,—
  - 3 Sessions Judges,
  - 4 Additional Sessions Judges,
  - 6 District Magistrates,.
  - 1 Deputy Commissioner,
  - 80 First Class Magistrates,
  - 77 Second Class Magistrates,
  - 194 Third Class Magistrates,
  - 19 Sanitary Committees and Sanitary Boards under Bombay Act I of 1889.
- 5. All the Judges and Magistrates mentioned above were stipendiary, with the exception of 573 Special and Honorary Magistrates, of whom 561 formed 96 benches which were distributed as follows:—

4 'a	t Bombay	consisting of	98 1	Magistrate
2 "	Poona	,	<b>22</b>	"
2 "	Nadiad	, ,,	12	"
1 ,,	$\mathbf{Belgaum}$	"	10	"
1 "	Bijapur	"	10	,,
2 "	Dharwar	,,,	10	"
.2 "		"	10	"
2 ,,	Sholapur	233	10	ı <b>22</b> -
1 ,,	Karwar	• • • • • • • • • • • • • • • • • • • •	9	"
1 ,,	Bagalkot	<b>99</b> .	7	"
1 ,,	Dhulia Nasik	,,,	7.	,,
1 "		**	7	99
1 ,,	Nipani	"	7	"
1,,	Ahmednagar Ankleshwar	"	6	"
1 ,,	$\alpha$ 1	"	6	,,,
1 "	Godhra	"	6 6	"
1 ,,	Malwan	"		"
1 ,,	Ranebennur	"	6 6	"
1 "	Dotnogini	"	6	"
Ι,,	Tanamagni	"	J,	,,

1 at Thana 1 " Barsi 1 " Broach 1 " Guledgudd 1 " Kalyan 1 " Kumta 1 " Panvel 1 " Satara 1 " Sirsi 1 " Uran 1 " Ilkal 1 " Amingad 1 " Chinchni 1 " Hungund 1 " Panchgani 1 " Sangamner 52 in Sind	consisting of	6 Magistrate 5 " 5 " 5 " 5 " 5 " 5 " 7 " 7 " 7 " 7 " 7 " 7 " 7 " 7 " 7 " 7
<del></del> 96	_	561

### THE ANNUAL STATEMENTS.

- 6. The total number of Criminal cases disposed of during the year under report was 167,450 as compared with 170,444 in the last year, showing a decrease of 2,994. Of the total number of decided cases, 96.8 per cent. were original cases and 3.2 per cent. were cases in appeal and revision. The percentages for the previous year were 96.7 and 3.3.
- 7. The total number of offences reported during the year was 169,343

  Statement No. II. as compared with 173,149 in the last year showing a decrease of 3,806. The number of cases returned as true was 163,564 or 96 6 per cent. of the total number of offences reported, the rest being cases dismissed under section 203, Criminal Procedure Code, or cases in which the charge was declared to be false.
- 8. Of the total number of cases returned as true about 30 3 per cent. were under the Indian Penal Code and the rest under Special and Local Laws Cases under the Indian Penal Code related chiefly to offences of hurt, criminal force and assault, theft, criminal breach of trust, receiving of stolen property, mischief, criminal trespass, criminal intimidation, insult and annoyance and offences relating to marriage. The principal cases under Special and Local Laws related to offences under the Breaches of Contract Act, Cantonment Act, Cattle Trespass Act, Criminal Procedure Code, Forest Act, Prevention of Cruelty to Animals Act, Abkari Act, City of Bombay Police Act, District Police Acts, Bombay and District Municipal Acts, Public Conveyance Act and Village Police Act.
- 9. Among the offences returned as true, there was no offence against the State. There were 3 offences against the Army and Navy and none under the Official Secrets Act.
  - 10. There was a material increase in the following classes of offences:—

Offences.	nber <b>i</b> n 916.	Number in 1917.
Theft Under the Cattle Trespass Act  "European Vagrancy Act "Factories Act "Abkari Act "Municipal (Bombay) Act "Municipal Servants Act "Port Trust (Karachi) Act "Public Conveyance Act "Balt Act "Vaccination Act	10,489 1,720 67 20 2,177 9,757 2 9 8,534 95 45	11,124 2,036 99 74 3,074 11,033 17 193 9,863 137

### 11. Offences under the following heads show a considerable decrease:-

Offences.	Number in 1916.	Number in C
Public Tranquillity Criminal Intimidation, insult and annoyance Under the Criminal Procedure Code Under Explosives Act Prevention of Cruelty to Animals Act District Police Acts Municipal (District) Act Village Sanitation Act	1,661 41 13,846 17,883	1,175 8,361 1,977 9 12,936 13,792 20,709

12. Out of 742 cases affecting human life brought to trial during the year, 355 were murders. The corresponding numbers in the previous, year were 714 and 364.

13.	These murders ma	y be classified	as under:—
-----	------------------	-----------------	------------

From motives connected with women Of children for the sake of their orna Other murders for the sake of gain Murders from other causes		•••	136 13 34 172
•	•		355

14. The following table shows the comparative criminality of the several districts:—

Distri	ic <b>t</b> .		Populs- tion.	Offences returned as true,	Proportion of such offences to population.	District.	Popula- tion.	Offences returned as true,	Proportion of such offences to population.	
Bombay			979,445	65,483	1 to 15	Kolaba	594,166	2,692	1 to 227	
Karachi	• • •		521,721	9,111	1 to 57	Nasik	905,030	8,704	1 to 244	
Ahmedabad	•••		827,809	19,543	1 to 66	West Khandesh	580,723	2,215	1 to 969	
Surat	•••		654,109	6,051	1 to 108	Kanara	430,548	1,404	1 to 507	
Kaire	•••		691,744	5,117	1 to 121	Dharwar	1,026,005	8,210	1 to 320	
Poons			1,071,519	8,502	1 to 126	Upper Sind Frontier	263,007	174	1 to 340	
Broach			306,717	2,392	1 to 128	East Khandesh	1,034,886	2,838	1 to 365	
Hyderabed	***		612,039	4,378	1 to 140	Belgaum	943,820	9,341	1 to 403	
Sholapur	•••		168,330	5,404	1 to 149	Satara	1,081,978	2,579	1 to 420	
Thene	•••	•••	882,309	5,663	1 to 155	Ahmednagar	945,305	9,028	1 to 466	
Panch Mahal	J,	<b></b> .	822,695	1,833	1 to 176	Rainagiri	1,203,638	9,235	. 1 to 539	
Larkana	•••		660,879	8,505	1 to 189	Thar and Parker	433,398	749	1 to 584	
Bukkur		•	573,918	2,844	1 to 909	Bijapor	862,973	1,854	1 to 637	
Newabshah	- <b></b>		448,478	2,079	1 to 216		·			

- 15. In the districts of Surat, Bombay and Kaira, the number of offences increased by 2,028, 1,251 and 1,235, respectively, whereas in the districts of Ahmedabad, Sukkur, Sholapur and Larkana, there was a decrease of 4,746, 988, 857 and 499 respectively. In the remaining districts there was no marked increase or decrease.
- 16. The number of cases brought to trial during the year was 162,954 and the number of persons involved in them was 233,765, as against 165,558 cases and 237,255 persons in the preceding year.
- 17. Of the 233,765 persons under trial, 89,240 or 38.2 per cent. were acquitted or discharged; 134,489 or 57.5 per cent. were convicted, 1,922 or 8 per cent. died, escaped, were transferred to another province or made over to Military Authorities; and 8,114 or 3.5 per cent. remained under trial.
- 18. In the last year the percentages were 38.1, 57.9, .7 and 3.3 respectively. Out of 89,240 persons acquitted or discharged 41,064 or about 46 per cent. were acquitted under section 345, Criminal Procedure Code, the cases against them being compounded.

19. The following table shows the ratio of acquittals to convictions in each class of offences:—

	Description	of offend	:6.		· .	Persons	Persons	Ratio of
•	•	~				acquitted or discharged.	convicted.	acquittals
					(	ersoner Ref.	{	conviction
Oran and maladin a day dis								<del>`</del>
Offences relating to the against the pul	Army and Nav	/y	***	•••	, <b></b>	. 7	1	87:18
, against the pui	o miplio eccion	***	•••	***		8,201	2,829	58 : 42
contempts of the lawful	o public servan	uhlio com		•••	• • • • •	68	78	47 : 59
alse evidence and offer	nces against nu	hlin instin	япия	***	•••	262	527	33 : 67
fiences relating to coir	is	nno Japaici		•••	•••	422	496	46:54
	ernment Stam	19	***	•••	•••	24	45	35:65
	thts and meast		***	***	""	******	2	200
,, affecting the pr	blic health, sai	etv. conv	enience, dec	ency and	morale	37 261	60	43:57
" relating to relig	ion	•••	•••	***		87	956 24	21:79
affecting life	•••	144	•••	***		509	581	61:89
ttempts at life		•••			. 1	31	25	47 : 55 55 : 48
ausing of miscarriage.	injuries to unb	orn childr	en, exposu	re of infa	nts and	63	54	54:46
the concealment of bi	rths						] "	02;20
lurt	449 .	200	***	•••		30,708	8,544	90:10
ttempts at hurt		•••	•	•••		60	18	74 : 20
rongful restraint and	wrongful confi	dement	***	•••	•••	1,078	213	84:1
riminal force and assa	ult	***	***	_ •••	•••	6,709	935	88:1
ttempts at				• * •	****	1	1	50 : 50
idnapping, foroible abo	luction, slavery	and tore	ed labour	•••	••••	396	213	65:3
ttempts at	) <u>19</u>	23		***	•••	*****	2	
ape nnatural offence	***	***	***	•••	***	58	40.	59:4
ttammtt	***	·**	***	•••	•••	23	[ 81	49:5
h _ { + -	****	***	•••	***			2	
ttempts at theft.	•••	- * •	400	•••		3,985	11,053	26:79
xtortion	• •••	***	•••	***	***	6	36	14:8
ttempts at extertion		***	=40	•••	•••	89	42	68:8
obbery and dacoity		144	•••	*** .	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	444	880	
ttempts at ,,	•••	***	•••	•••	•••		10	54 : 4 23 : 7
riminal misappropriati		••••	•••	***	4 4 4	870	231	62:3
riminal breach of trus		***	•••	***		667	768	47:5
ttempts at ,,		•••	***		•,,,	4	3	57 : 4
eceiving of stolen prop	erty	•••	•••	***	***	608	1,277	82:6
tempts at ,,		• ••				*****	2	
heating		***	•	***		564	469	55:4
tempts at cheating	***	***	•••	•••		. 1	5	17 : 8
raudulent deeds and di	sposition of pro	perty	***.	•••		. 118	]	93 ;
tempts at ,,	<b>)1</b>		***	***			1	
isohiet	***	***	***	***	•••	5,015	619	89:1
iminal trespass	•••	•••	•••	•••		8,217	1,517	68 : 8:
tempts at "	_ (100			.1	· · · · ]	5	. 8	88 : 69
flences relating to docu		_		ks		90	64	58:49
iminal breach of contr		***	<b>***</b>		•••	58	6	91:
fiences relating to marr	18ge	•••	•••	144	. ***	2,840	168	94:
efamation		***	. ••		***	504	25	95 : (
riminal intimidation, i	denit and anno	yance.	***	***	••••	6,232	608	91:
ttempts at ffences un der Special a	-3 T ass1 T a		••••	***	•••	00.479	107.019	67 : 88
mences un der dideciel el	TA TOORT TWM	149	***	•••	••••	20,473	107,019	16:84

- Statement No. IIA. disposed of during the year under report rose from 564 to 722. Of these 168 or 23.3 per cent. were charged with offences under the Indian Penal Code and 554 or 76.7 per cent. under Special and Local Laws. The charges under the Indian Penal Code related chiefly to hurt, criminal force and assault, theft and criminal intimidation, insult and annoyance.
- 21. Out of the 722 persons whose cases were disposed of 501 were convicted and 221 acquitted or discharged. The cases of 721 persons were disposed of by Magistrates and the case of 1 person was disposed of by the High Court. In the case of 205 persons the deciding Magistrate was a European British Subject and in the case of 516 persons he was other than a European British Subject. In the case of the one person tried in the High Court the Judge was a European British Subject. One person claimed to be tried by a mixed jury under section 450 (1) of the Criminal Procedure Code.
- 22. There were 4,202 miscellaneous cases before the Courts involving 7,107 persons of whom 25·1 per cent. were discharged, 69·4 per cent. were convicted and the cases of 5·5 per cent. were pending.
- 23. There was a material increase in the number of persons involved in proceedings under Chapter XLII for forfeiture of bail or recognizance; and a #883-3

marked decrease in the number of persons involved in proceedings under Chapter VIII, requiring security for good behaviour and for preventing breach of the peace, under Chapter X against local nuisances, under Chapter XX for frivolous and vexatious accusations and under Chapter XXXVI, for maintenance.

- 24. The number of original regular cases disposed of during the year was 159,219 as against 162,108 in the last year. Of these 155,958 were disposed of by Magistrates, 2,208 by Village Officers and Sanitary Committees and Sanitary Boards, and 1,053 by Courts of Session and Superior Courts.
- 25. Of the total number of persons convicted, 36.3 per cent. were convicted on regular and 63.7 per cent. on summary trial. The percentages of the last year were 34.1 and 65.9 respectively.
- 26. The number of youthful offenders dealt with under section 31 of Act VIII of 1897 was 380 as against 234 in the previous year. The number of persons released on probation under section 562 of the Criminal Procedure Code was 1,402 as against 1,346 in the preceding year.

Statement No. V. 27. The following table shows the punishments inflicted in 1917 as contrasted with those in 1916:—

			Number of persons sentenced to									
	Year.		Death.	Transportation.	Penal servitude.	Imprison- ment.	Fine.	Whipping.				
1916			88	219	•••••	20,537	109,688	1,069				
1917	***	•••	51	212	1	20,671	104,905	1,134				

- 28. In 93,031 cases the amount of fine imposed did not exceed Rs. 10 and in 10,358 cases it was between Rs. 10 and Rs. 50. In 6,509 cases the term of imprisonment did not exceed 15 days and in 10,155 cases it was between 15 days and 6 months.
- 29. The total amount of fines imposed rose from Rs. 7,22,418 to Rs. 7,67,117, and that of fines realised rose from Rs. 6,55,752 to Rs. 6,80,973.
- 30. Out of 1,134, the total number of whippings inflicted, 733 were in lieu of other punishments (714 being on first conviction and 19 on reconviction), 7 were in addition to other punishments and 394 were inflicted on juveniles for offences other than those specified in Parts I and II of Statement No. VA.
- 31. The percentage of whippings on the total number of all punishments was 12.6 as compared with 12.7 in the preceding year. In the majority of cases whipping was inflicted for offences of theft, the number of stripes being most commonly 5 to 10.
  - 32. Excluding the number of appellants who died and the number of those whose appeals were pending at the close of the year, the results of the appeals preferred were:—

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Rejected in ... 34.98 per cent. cases. Sentence confirmed in ... do. enhanced in ... Do. .03 Do. reduced in 10.93 do. Do. reversed in 17:18 do. Otherwise disposed of in 1.08 do.

33. Of the total number of appeals decided 39.4 per cent. were disposed of by District Magistrates and other Magistrates invested with appellate powers, 45.2 per cent. by Courts of Session and 15.4 per cent. by Superior Courts.

34. In revision the sentence was enhanced in the cases of 4 persons. The general results of revision are compared with those of appeals in the following table:—

•		In Revision.	In Appeal.
		In the case of	In the case of
Proceedings quashed  New trial or further enquiry ordered	 •••	14 195	61
New trial or further enquiry ordered Sentence reduced or otherwise altered Sentence reversed	 •••	61 180	658 1,034

35. Persons tried by jury and with the aid of Assessors numbered 363 and 1,360 respectively. In the Courts of Session the verdict of the jury was approved as regards 290 out of 307 accused persons and disapproved as regards 17. In cases tried with Assessors, the Judge agreed with all Assessors in 70.7 per cent. of the cases, with some in 10.3 per cent. and differed from all in 19 per cent.

F. W. ALLISON,
Registrar.

His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

# REPORT ON THE ADMINISTRATION OF CRIMINAL AND CIVIL JUSTICE IN THE PROVINCE OF SIND FOR THE YEAR 1917.

### PRELIMINARY REMARKS.

- 1. The Court of the Judicial Commissioner was presided over by Mr. E. M. Pratt, I.C.S., from 1st January to 31st December 1917.
  - 2. The following were the Additional Judicial Commissioners:—
    - Mr. H. N. Crouch, Bar.-at-Law, from 1st January to 31st December 1917.
    - Mr. M. H. W. Hayward, LL.B. (Cantab.), Bar.-at-Law, I.C.S., from 1st January to 31st December 1917.

The Court was closed for the annual vacation from 7th June to 6th July 1917.

- 3. There were on the 31st December 1917—
  - 3 Sessions Judges.
  - 3 Additional Sessions Judges.
  - 7 District Magistrates.
  - 18 Sub-Divisional Magistrates.
  - 2 Cantonment Magistrates.
  - 19 City and Resident Magistrates.
  - 40 Other First Class Magistrates.
  - 116 Second Class Magistrates.
  - 136 Third Class Magistrates.
  - 19 Sanitary Committees and Boards under Bombay Act I of 1899.
    - Of the above Magistrates 197 were Special and Honorary Magistrates.
- 4. There were on the 31st December 1917—
  - 3 District Judges.
  - 1 Joint Judge.
    - 2 Assistant Judges.
    - 2 Small Cause Court Judges (including the Registrar, Small Cause Court, Karachi).
    - 4 First Class Subordinate Judges (including the Registrar of the Court of the Judicial Commissioner of Sind).
    - 13 Second Class Subordinate Judges.
- 5. The Judicial Commissioner went on 3 months' tour to make the annual inspection of the Courts in Sind and he inspected the two District and Sessions Courts of Sukkur and Larkana, the two First Class Subordinate Courts of Sukkur and Larkana, 3 Second Class Subordinate Courts in the Sukkur District, 1 Second Class Subordinate Court in the Larkana District and 2 Second Class Subordinate Courts in the Nawabshah District, besides 16 Magisterial Courts in the 3 Districts of Sukkur, Larkana and Nawabshah.
- 6. The District Judge, Hyderabad, inspected 3 Subordinate Courts in his District; the District Judge, Sukkur, inspected the First Class Subordinate Court in his District and the District Judge, Larkana, inspected 2 Subordinate Courts in his District.
- 7. Two Judicial Conferences were held during the year under report one by the District Judge, Larkana, and the other by the District Judge, Hyderabad.
- 8. The Deccan Agriculturists' Relief Act is reported to be working satisfactorily in the Province. Some Subordinate Judges are not sufficiently careful in the application of Sections 12 and 13 of the Act and it has been necessary to admonish them.

- 9. The total receipts of all the Courts are, according to the figures supplied by the Accountant General Rs. 6,69,262 and the total charges Rs. 7,02,453 during the year under report disclosing an excess of Rs. 33,191 in the expenditure over receipts.
- 10. The number of offences and offenders reported during the year under review shows a decrease as compared with the preceding year, the figures being:—

	Yea	r.		Offences reported.	Offenders.
1916	404			26,261	48,477
1917	***	***	•••]	24,122	42,905
				-2,139	5,572

There is a decrease in the number of offences as well as of offenders in cases returned as true and also a slight improvement in the proportion of such cases to the total number reported:—

	Year.	Offences returned as true.	Number of offenders returned as true.
1916 1917		 23,656 22,224	40,969 87,611
		-1,432	8,358

11. There was a corresponding decrease in the number of trials from 25,705 to 23,585, and in the number of persons tried from 44,918 to 40,443; and also in the number of persons remaining under trial at the end of the year under report from 2,593 to 2,482. The total number of persons under trial during the year under review before the several Criminal Courts including the Court of the Judicial Commissioner was 40,915.

The following table exhibits the result as contrasted with the figures in 1916:—

		Total number	4 24 - 3	Conv	ricted.
Yea	r	of persons under trial.	Acquitted or discharged.	On regular trial.	On summary trial.
1916 1917		45,516 40,915	24,963 22,502	8,488 8,051	8,460 7,137
		-4,601	-2,461	-437	1,323

The percentage of convictions has not altered.

12. The following table shows the punishments inflicted in 1917 as contrasted with those in 1916:—

	• ,,			Death.	Trans-	Impriso	onment.	Fine.	• Whipping.	Persons ordered to	Persons imprisoned	
•.	16	ar.	· l	Desin.	portation.	Rigorous.	Simple.	r 11161	M. Hipping.		for default.	
1916 1917	***		•••	15 12	50 49	8,721 3,898	144 194	11,812 10,774	264 189	1,071 817	760 514	-

The fines in 1917 amounted to Rs. 1,17,285-8-8 as against Rs. 1,21,571-10-8 in 1916 and compensation paid to accused persons in 1917 amounted to Rs. 9,721-2-11 as against Rs. 17,894-2-10 in 1916.

13. Particulars as to results of trials in the different districts (including the 30 persons in the Court of the Judicial Commissioner) are given in the following table:—

District of	Under, trial,	Acquitted or dis- charged.	Convicted,	Died, escaped or transferred to another Province or Presidency.	Remaining under trial,	On dormapt file.	Remarke.
Karachi  Hyderabad Thar and Parkar Nawabshah Larkana Sukkur Upper Sind Frontier Court of the Judicial Commissioner of Sind.	12,674* 7,551 1,869 3,910 8,243 4,480 1,686 80	4,946 4,464 1,194 2,527 6,194 2,615 1,157	7,894 2,878 483 901 1,974 1,653 488	19 164 40 7 8 8 90 2	414 545 152 475 667 182 89 8	40   16 17 5	• Includes 1 person handed over to the Military authorities.
Total	40,443	22,502	15,188	270	2,492	78	

14. The following statement shows the work done by several Sessions Courts (including the Court of the Judicial Commissioner) for the last 3 years:—

				191	5.		1916.				1917.				
			Cases.		App	Appeals.		Cases.		Appeals.		Cases.		Appeals.	
Dis	trict of		Filod.	Disposed of.	Filed.	Disposed of	Filed.	Disposed of.	Filed.	Disposed of.	Filed.	Disposed of.	Filed.	Disposed of.	
Karachi Hyderabad Sukkur Larkana	***		39 136 57 79	35 132 54 74	181 536 173 124	176 531 167 127	85 118 67 58	87 131 74 56	252 857 177 110	245 863 177 107	35 125 61 47	86 125 61 52	192 872 127 68	199 368 187 88	

15. The number of offences affecting life and attempts at such offences fell from 202 to 199 in the year under report. A large portion of this class of crime especially in Sukkur, Larkana and Upper Sind Frontier Districts, arose from intrigues or supposed intrigues with women. The following statement shows the cases of murders and their motives during the year under report:—

District.	From motives connected with women.	Other causes.		
Karachi Hyderabad That and Parkar			. 3	5 21
Nawabshah	•••	***	5 4	6 22
Larkans Sukkur	•••	• •••	16 11	25 7
Upper Sind Frontier	***	***	37	10

- 16. There was an increase in the number of offences under the following heads:—
  - 1. False evidence and offences against public justice, Chapter XI.
  - 2. Offences relating to weights and measures, Chapter XIII.
  - 3. Offences affecting life.
  - 4. Causing of miscarriage; injuries to unborn children; exposure of infants and the concealment of births.
  - 5. Kidnapping; forcible abduction, slavery and forced labour.
  - 6. Rape.
  - 7. Unnatural offence.
  - 8. Criminal misappropriation.
  - 9. Criminal Breach of Trust.
  - 10. Cheating.

- 11. Fraudulent deeds and disposition of property.
- 12. Criminal Trespass.
- 13. Offences relating to documents and to trade or property marks, Chapter XVIII.
- 14. Offences relating to marriage, Chapter XX.
- 15. Criminal intimidation, insult and annoyance, Chapter XXII.

There was a decrease in the number of offences under the following heads:—

- 1. Offences against the public tranquility, Chapter VIII.
- 2. Offences by, or relating to, public servants, Chapter IX.
- 3. Contempts of the lawful authority of public servants, Chapter X.
- 4. Offences relating to coins, Chapter XII.
- 5. Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV.
- 6. Offences relating to religion, Chapter XV.
- 7. Hurt.
- 8. Wrongful restraint and wrongful confinement.
- 9. Criminal force and assault.
- 10. Theft.
- 11. Extortion.
- 12. Robbery and dacoity.
- 13. Receiving of stolen property.
- 14. Mischief.
- 15. House breaking.
- 16. Defamation, Chapter XXI.
- 17. Offences under Special and Local Laws.
- 17. Security bonds under Chapter VIII of the Criminal Procedure Code were taken in 399 cases as against 564 of the previous year.
- 18. The number of frivolous and vexatious accusations dealt with summarily under Section 250, Criminal Procedure Code in the year under report was 155 as against 148 in 1916.
- 19. Applications for orders for maintenance fell from 118 in 1916 to 100 in the year under report. The orders granted numbered 5.
- 20. The number of individual appeals disposed of in the year under report was 1,814 that is 277 less than in the preceding year. Out of these the sentences were left unaltered in 1,398 cases and were reversed or varied in 410. The sentences were maintained intact in 79'3 per cent. of appeals as against 78'48 per cent. in the previous year.

The above appeals were thus distributed:—

- 1. Magistrate's Court, ... ... 571
- 2. Sessions Courts (including the Court of the Judicial Commissioner) ... 1,073
- 3. Court of the Judicial Commissioner (High Court Jurisdiction) ... ... 170

The Criminal Appeals in the Sessions Courts and in the Magistrates Courts show a decrease of 140 and 78 respectively while those in the Court of the Judicial Commissioner show a decrease of 59.

21. During the year under report cases of 200 persons were examined in revision by the Court of the Judicial Commissioner of Sind (High Court Jurisdiction). The Sessions Court examined the cases of 355 and the District Magistrates of 31 persons. The principal results of this revision were that 16 sentences were reversed and 12 sentences were reduced or otherwise altered and in the case of 8 persons proceedings were quashed and in the case of 49 persons new trials or further inquiries were ordered.

22. The following table shows the Criminal work (apart from inspection of Magistrates' Courts) disposed of by the Court of the Judicial Commissioner of Sind (High Court Jurisdiction) in the year under report as compared with that of 1916 and the arrears at the end of the year.

		31st De-	19	16.	st De-	19	17.	Ist Do-	
Serial No.	Description of work.	Arrears on 31s cember 1915.	Filed,	Disposed of.	Arream on 81st cember 1916.	Filed.	Dirposed of.	Arrears on 31 cember 1917	Remarks.
_	0		127	118	18	122	104	16	• (This !)
1	Criminal appeals	9 1	2	3115		144	124		This includes
**	Cases under section 307, Criminal Procedure Code.	•	•	٥	***	•	•	•••	4 appeals transferred to
3	C	•••	32	27	5	19	18	6	Bombay High
4	Reported cases, section 215, Cri-	***					1	•	Court.
- 1	minal Procedure Code.					' '''	•••		Quas.
5	Reported cases, section 438, Crimi-	3	36	34	5	88	42	1	
_	nal Procedure Code.								
G	Criminal Revision on Court's own motion.	•	9	3	•••	•••		•••	
7	Criminal Révision on application .	12	102	103	11	101	107	5	
8	Criminal applications, section 498,	• • •	6	6	•••	7	7	***	1
1	Criminal Procedure Code.	_	_				1		}
9	Criminal transfer applications, section 526, Criminal Procedure Code.	. 1	21	21	1	27	28	107	,

The cases of 28 persons were referred to the Court of the Judicial Commissioner of Sind for confirmation of the sentence of death. In the case of 12 the sentence of death was confirmed, in the case of 4 it was commuted to transportation for life and in the case of 4 the convictions and sentences were reversed and the accused acquitted and the cases of 8 persons were pending at the close of the year. The cases of 2 persons were referred to the Court of the Judicial Commissioner under section 307, Criminal Procedure Code, of whom 1 person was sentenced to rigorous imprisonment for 7 years and the other was acquitted.

### Civil Justice.

23. The total number of civil suits instituted in Sind during the year under report was 25,156 as compared with 28,766 in 1916. The number in each of the District Courts, including the Court of the Judicial Commissioner of Sind (District Court, Jurisdiction) filed in the two years was:—

D	istrict Court of			1916.	1917.
Hyderabad Sukkur Larkana Court of the Judici	al Commission	ner of Sind,	(Dis-	11 12 18	7 7 7 1
trict Court Jurisc	liction) ,			578	539

24. The following table shows the nature of suits principally filed in the Province during the years 1916 and 1917. Suits relating to immovable property formed 28 per cent. only of the total number of suits filed, the percentage being the same as in the pevious year:—

Nature.		1916.	1917.
Money and movable property  Mortgage Immovable property	 •••	0.10	22,873 778 713

- 25. The total value of suits filed during the year under report was Rs.  $81,87,563-6-9\frac{1}{2}$  as compared with Rs. 86,72,268-4-2 in 1916.
- 26. The total number of suits disposed of in Civil Courts in Sind was 25,781 as against 29,955 in the preceding year. The following table exhibits

the manner of disposal in 1917 as compared with year 1916. The percentage of contested suits is slightly higher but that of suits decreed ex parte remained practically the same:—

Manner of di	sposal.	ļ	1916.	1917.
Without trial			7,831	7,056
Compromised		•	11,083	9,009
Decreed on confession	n'	•••أ	1,020	870
Decreed ex parts Dismissed ex parts	•••		3,500	3,058
Dismissed ex parts			180	119
By arbitration			1,616	1,509
Contested			4,724	4,160

- 27. The number of suits pending at the close of the year was 5,150 out of which 2,741 were pending for more than 3 months.
- 28. The average duration of contested and uncontested suits in the District Courts including the Court of the Judicial Commissioner of Sind (District Court Jurisdiction) shows an improvement being 152.21 and 61.34 days respectively in the year under report as against 379.25 and 283.32 days respectively in 1916.
- 29. The number of miscellaneous judicial cases for disposal before the Court was 907 as against 927 in 1916. The number disposed of was 682 as against 690 in 1916.
- 30. The number of civil appeals before the District Courts including the Court of the Judicial Commissioner of Sind (District Court Jurisdiction) was 600 as against 609 in 1916. Of these 473 were disposed of as compared with 282 in 1916. The number of civil appeals disposed of during the year under report as contrasted with the preceding year is as follows:—

Dist	rict of			. '	1916.	1917.
Hyderabad Sukkur Larkana Court of the Judicial (District Court Jurisdic	Commi	ssioner	of	Sind	76 149 46	219 173 63 18

- 31. The average duration of appeals in the District Courts during the year under report was 216.58 days and in the Court of the Judicial Commissioner (District Court Jurisdiction) 283.13 and (High Court Jurisdiction) 372.08. The corresponding figures for the year 1916 were 328.34; 419.46 and 362.04.
- 32. There were in all 20,273 applications for execution before the civil courts including the Court of the Judicial Commissioner of Sind as against 22,407 in 1916. Of these 17,487 were disposed of as against 19,368 in 1916. The amount realised in execution of decrees during the year under report was Rs. 4,66,970-12-9 compared with Rs. 4,51,990-1-1 in the year 1916. Movable property was sold in 173 cases as against 158 in 1916 and attached but subsequently released in 239 as against 260 in 1916.
- 33. The following table shows the civil work (apart from the inspection of the civil courts) disposed of by the Court of the Judicial Commissioner (High Court Jurisdiction) during the year under report as contrasted with that of 1916 and the arrears awaiting disposal:—

High Court Jurisdiction.

	on 31st er 1915.	19	)16.	31st 916.	19	17.	31st 917.	
Description of work.	Arrears on December 1	Filed.	Disposed of.	Arrears on December 1	Filed.	Disposed of	Arrears on December 19	Remarks.
Second appeals	60 41 18	41 40 13	30 26 17	71 55 14	43 68 14	26 35 19	.88 83 9	

		31st 015.	191	6.	31st 916.	191	7.	81st 1917.	
Descri	ption of work.	Arrears on 31st December 1915.	Filed.	Disposed of	Arrears on 31st December 1916.	Filed.	Disposed of	Arrears on 31st December 1917.	Remarks."
Applications un	nder section 115, Civil Procedure Code.	5	29	20	14	56	53	17	
Do.	section 22, Civil Procedure Code.	1	1	1	1		1	•••	
Do.	Order 41, Rule 19, Civil Procedure Code.	•••		•••	•••	1	1	•••	Î:
Do.	section 25, Act IX of 1887.	10	40	23	, 27	2	2	27	
Do.	Act VII of 1913		4 1	4		. 6	6		
Do.	section 14 (2) Act VIII of 1890.		•••	•••	•••	1	1	·;; `	
Do.	sections 24 and 25, Civil Procedure Code.	•••	10	6	4	7	9	. 3	•
Do.	Order 44, Rule 2, Civil Procedure Code.	4		4			***	•••	,
Do.	section 114, Order 47, Rule 1, Civil Proce- dure Code,	2	2	3	1	· <b></b>	. 1	<b></b>	
Do.	Order 45, Rule 2, Civil Procedure Code.			•••		2	. 1	, 1	
Do.	Act XII of 1866 .		•••	•••	,	8	3	***	
Do.	Act X of 1865	***	1	. 1	1000 °	. 13	12	1	

### General.

34. There has been a decrease both in criminal and civil work in the year under report. This was probably due in the one case to the exodus of the more adventurous criminals to Mesopotamia and in the other to the sickly season.

The Magistrates might with advantage make more use of the provisions of section 106 of the Criminal Procedure Code in cases of convictions involving a breach of the peace; and of section 545 for the compensation of complainants especially in cases of cattle theft. Nearly half of the civil litigation consists of suits of a money value of Rs. 50 or less. It seems a pity that some less expensive machinery than that of our Courts cannot be devised to deal with this class of work. Many of the suits are based on banias' accounts and it has been found necessary to issue the appended circular for the guidance of Sub-Judges who are inclined to attach too high a probative value to these books.

THAWARDAS DAYARAM,
Registrar.

### No. A.—653 of 1918.

Court of the Judicial Commissioner of Sind.

Karachi, 22nd April 1918.

From •

THAWARDAS DAYARAM, ESQUIRE,

Registrar,

Court of the Judicial Commissioner of Sind.

 $T_0$ 

THE DISTRICT JUDGES.

Sir,

The Judicial Commissioner has noticed considerable laxity of practice in the trial of suits on accounts and desires that all Sub-Judges should pay more attention to the provisions of section 34, Indian Evidence Act.

- 2. Except in the special case when they are relevant under section 32 (2), Indian Evidence Act (I. L. R. 28 Bombay 294) accounts even though regularly kept in the course of business are not sufficient evidence of a claim unless corroborated.
- 3. The corroboration should be of each entry of the account. Corroboration of one item does not ordinarily justify the Court in dispensing with corroboration of other items.
- 4. It is not sufficient for a plaintiff to make a vague general statement that his account is true. This may be formal proof of the account; but it is not evidence corroborative of any item and does not amount to proof of any of the transactions in the account even in an ex parte suit.
- 5. The corroboration should be by substantive evidence independent of the account such as plaintiff himself if he has personal knowledge or any other witness of the transaction who can speak to payment or delivery. A favourite method of supplying corroborative evidence is by proof of an acknowledgment of liability. This sort of evidence is easily procured and should be treated with suspicion especially in cases where the other party is ignorant or illiterate and the acknowledgment is not in writing and marked by his finger print. Banias and money lenders should be encouraged to record the finger prints of their clients on every agreement or admission entered in their accounts.
- 6. In suits against agriculturists these acknowledgments of liability should not ordinarily be accepted as sufficient corroboration of the account for section 12 of the Deccan Agriculturist Relief Act makes it the duty of the Judge to satisfy himself as to the merits of the case irrespective of the pleas and admissions of the defendant.

I have the honour to be,

Sir,

Your most obedient servant,
(Signed) THAWARDAS DAYARAM,
Registrar.

### JUDICIAL STATEMENT

# Statement showing the number of Judicial Divisions and the number of Officers on the last day of the year 1917,

**********					Number of Divisions			Total Object	NUMBER OF AN	PELLATE J	EXERCI:	NTE IOE.
	Name of Presidency.	•	Aren.	Population.	for Courts under Chief Courts but superior to the Chief Courts of Districts,	Number	Number of Sub- Dis- tricts.	Judges of Chief Coart of Province.	Judges of other Courts superior to Chief Courts of Districts	Judges of Chief Cents of Districts,	Judges of Dis- triot Courts other then Chief Courts.	of other Sub- ordinate Courts,
<b>*</b>	1		2	8	4	5	6	. 7	8	.9	10	11
		,										
Presi-	Territory subject to the High Court.	Civil	77,275	16,113,042	<b>800</b>	15	103	(d) 7	• • •	(0) 17		( <i>g</i> )100
dency of Bom- bay.	Territory not subject to the High Court.	Civil	47,789	<b>3</b> ,513,495	<b>**</b>		14	(6) 8	- Bang	(d) <b>6</b>	(/)8	19
								· 4.		1		
		Total	125,064	19,626,477	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	19	317	10	***	32	48	(Ā)118
									*			

Notes Column 1.—Sub-head "Total."—The entries to be made here will show the area and population of theen tire Precidency, total work done by them, with the financial results.

Columns 16 and 17.—The Judicial receipts and charges should be shown as a whole, just as they appear in the Treasury

### Statement showing the number of Judicial Officers exercising Original and Appellate

Derignation,		,	· Buropsana.
Ohief Justice and High Court Judges	. 15	*****	
Judicial Commissioner and Additional Sind.	Judicial	Commissioners in	8
District Judges	400	900 BA	. 18
Joint Judges	•••	ota tar	8
Assistant Judges Small Cause Court Judges	140	160 Yes	<b>8</b> · c
Subordinate Judges, Pirst Class	***	400	004100 E
Aubordinate Judges, Second Class	***	149	*****

His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

No. 1—(Civil).

# exercising Appellate or Original Jurisdiction in the Presidency of Bombay with the cost of Tribunals.

Total	Number of (	Crane Discri	) <b>10.</b>		<i>(</i> )	
Orig	inal;	Арр	eals.	Total receipts of	Total charges	
Begular.	Mis- sellansons,	Begular	Mis- cellaneous.	the Courte.	of the Gourts.	Benare.
75	18	34	16	16	17	18
135,815 25,781 161,696	143,460 18,223 (i) 161,683	534 7,149	263 68 819	Ba. a. p. 52,71,413 0 0 6,69,262 0 0	*43,78,287 0 0  7,02,458 0 0	(c) Includes 8 Assistant Judges, 8 Small Caus Court Judges, 16 First Class Subordinat Judges, 8 Registrars and 8 Cantonment Magis trates, but does not include 2 Inspecting Firs Class Subordinate Judges who do not ex ercise Appellate or Original Jurisdiction. (f) Includes 2 Assistant Judges, 1 Small Caus Court Judge, 8 First Class Sub-Judges 1 Registrar and 1 Cantonment Magistrate ex ercising civil powers. (g) 2 Inspecting Second Class Subordinate Judge who do not exercise Appellate or Origina Jurisdiction are not included. (h) Besides these, there were five Inamdars and Jahagirdare exercising civil powers. (i) Includes all applications for execution of decrees and applications under the Provincia

the average number of Districts and Sub-Districts for civil purposes, the actual number of persons exercising jurisdiction, and the accounts, care being taken that the charges on account of buildings are included in column 17.

### Jurisdiction, both Europeans and Indians, in the Presidency of Bombay, including Sind.

Indians			Be	enarks.			÷ .
2		•					••••••••••••••••••••••••••••••••••••••
							•
1	Besid and power	desthese, then 4 European ers.	re were 8 Ind a Opatonia	lian Registr ont Magis	ars, I Euro trates ex	opean Regis ercising C	trar 'iyil

M. A. RANDELIA,
Assistant Registrar.

# JUDICIAL STATEMENT Elatement showing the number of Judicial Divisions and the number of Cylicers on the last day of the year 1917

		1		Number of Divisions			Total Origi	NCHHAR O.	POPPICERA	a Nagerial Albertaletas	YG Ok,
N	Name of Presidency.		Population.	Chief		Number of Sub- l'is- tricts.	Judges of Chief Court of Province,	#nperior	Judges of Chief Courts of	Judic a of Lina trict Courts other than Chlot Courts,	ludges dother
	1	2	3	4	5	6	7	8 .	D.	13	11
Presidency of Bom- osy.	Territory subject to the High Court.	(a)	(0)	•••	20	187	(e) <b>7</b>	•••	(g) 43	(i) 65	(*) <b>407</b>
	Territory not subject to the High Court.	(6)	(d)	•••	7	63	(ƒ) 8	•••	(ā) 14	( <sub>5</sub> ) 19	(I) 14 <b>1</b>
	Total	***	•••		27	249	10		60	£4.	651 <b>*</b>

Notes.—Column 1.—Sub-head a Total."—The entries to be made here will show the area and population of the entire Presidency, and the total work done by them, with the financial results.

Columns 16 and 17.—The Judicial receipts and charges should be shown as a whole, just as they appear in the Treasury

### Statement showing the number of Judicial Officers exercising Original and Appellate

esignation.		·		Europeans.
t Judges	189	4++		, g
Additional	Judicial	Commissioners	in	8
***	***	•••	<b>(98</b>	13
	***	••• (	741	. 6
***	***	•••	944	•••
***	* ***	, •••		87
tel	***	•••	•••	7
145	***	•••	. ••	2
500	***	***	* <b>00</b> 1	
	t Judges Additional	Additional Judicial	Additional Judicial Commissioners	Additional Judicial Commissioners in

No. 1—(CRIMINAL).
exercising Appellate or Original Jurisdiction in the Presidency of Bombay with the cost of Iribunals.

TOTAL	NUMBER OF	CASSA DEGI	Dib.				
Origi	nal.	App	eals.	-			
Regular.	Mis-	Regulat.	Mis- cellausqua.	Total receipts		Total charges of the Courts.	Remares,
12	18.	14	15	16		17	18
156,892 32,327	3,501 332 +2,833	<b>1,2</b> 80	279 21,148	Ba. a 52,71,413	0	R <sub>2</sub> p (a)43,78,267 0 0 7,02,158 0 0	(a) to (d). See columns 2 and 3 of Statement No. 1— (Civil).  (e) and (f). See column 7 of Statement No. 1— (Civil).  (g) and (h). These are District Magistrates, Presidency Magistrates, Deputy Commissioner in Sind. Sessions Judges and Additional Sessions Judges.  (c) and (f). These are Assistant Collectors, Deputy Collectors and Assistant Sessions Judges.  (k) and (f). These are all Stipendiary 1st, 2nd and 3rd Class Magistrates other than those shown in columns 9 and 10.  (m) This includes Rs.12,42,000 being the fixed adjustment debitable to Oriminal Courts as per Government Resolution, Financial Department, No. 518, dated the 5th February 1914, both for the Presidency Proper and Sind.  Besides these, there were 37 Special and 536 Honorary Magistrates, 21,441 Police Patils and 279 Sanitary Committees and Hanitary Boards.  † These are all cases of Revision under the Code of Oriminal Procedure.  ‡ Excluding 1,347 cases under sections 107, 108, 109.

the average number of Districts and Sub-Districts for criminal purposes, the actual number of persons exercising jurisdiction, accounts, care being taken that the charges on account of buildings are included in column 17.

Jurisdiction, both Europeans and Indians, in the Presidency of Bombay, including Sind.

Indians,	Remarks
•••	
•	
<b>291</b> 897	These include 25 District Magistrates, 4 Presidency Magistrates, 1 Deputy Commissioner in Sind, 30 Assistant Collectors, 52 Deputy Collectors, 37 Special Magistrates and 536 Honorary Magistrates.
452 21,441	

### JUDICIAL STATEMENT No. 2-(CRIMINAL).

Statement of Offences reported and of Persons tried, convicted and acquitted of each class of offence in the Presidency of Bombay, in the year 1917.

						-	Numb	er of Per	one			Rı	MARKS	•	
Dee	eription of Offence,	Number of offences reported,	Number of cases returned as true.	Cases found to be true of offences reported in and pending from the previous year.	Number of cases brought to trial during the year.	Under trial during the year, including pending from previous year,	Acquitted or discharge ed.	Convicted	Died, escaped, or trans- ferred to another Province.	in∉gr	section 203, Crimi	Complaine ante fined under section 250, Criminal Procession Code,	1	Es- caped	Trans ferre
	1	1¢ 3	3	34	•	5	6	7	8	9 *			10		
Offences sgal	nst the State—Chapter Vi n Penal Code							]	<u> </u>		] [				
Offences relat	ing to the Army and Navy-		3	496	, ,		<b>,</b>		<b>-</b>		· · ·			-	-
).T⊶nœs again	st the Public Tranquillity— II of the Indian Penal Code	1,211	1,049	126	1,196	6,111			 87					"	-
Attempts at	do				1,150		3,501	2,339	_ "	514	133	<b>\$</b> 8	•	81	-
Tences by or	relating to Public Servents-	,									<u>-</u>	-		**	-
ttempts at	of the Indian Penal Code	102	96	. 8	103	170	(8	78	1	23	5			1	-
Contempts (	of the lawful authority of			***		***	-		***	***	; <del>,</del>		***	-	-
Penal Code	ants—Chapter X of the Indian	436	127	27	450	852	263	627	5	58				,	
Attempts at	do. '	449	***	***							***		***	_	_
	and offences against public opter XI of the Indian Penal		717	70	197	1,027	422	498	19	97	71				Ì
ittempte at	do	101	•••			-						<b>'</b>		3	l
Henors relat the Indian P	ing to coins—Chapter XII of	. 49	48	1	63	. 99	24	46		•••	,			-	
	ing to Government Stamps Lof the Indian Penal Code	3	1	[						"-		"	***		-
Attempts at	do	/			1	· 2	***	3				-	•	-	-
ffences relati	ng to weights and measures— If of the Indian Penal Code	79	**		}	, ,				}	} .	-	•••	-	"
Attemptsat	do	1	77,	5	81	93	37			5	3	·: '		***	-
convenience	ting the public health, sefety, decency and morals—	•					_	}		"	_	•••		<b>***</b>	"
Chapter All	of the Indian Penal Code	1,004	977	40	1,0:21	1,206	261	9%6	6	43	21	1	4	2	-
Offences relati	ing to religion—Chapter XV	Ì	_	-		7	***	*#	***		-	***	***	***	**
of the India Attempts at	do	42	33	1	86	70	87	24		9	6	1		<b></b>	
•	Offences affection life	587	<b>552</b>	75	742	1,243	509	581	24	100			***	***	
ľ	Attempts at do	٠	20	3	84	1 1	81	1.		129	15	1	•	18	ł
j	Causing of mecarriage, in Junes to unborn children,	-				1.						-	"		"
	exposure of infants and the concealment of births		69	1	80	128	63	54	**	11	2	\ <u></u>			١
i	Attempts at do	***		•••	***		***			•				***	-
	Hart	17,028	14,179	532	14,745	85,506	<b>3</b> 0,708	8,514	55	1,199	2,501	820	8	46	
	Attempts at do	. 86	36	**	87	89	61	18		1					٠.,
Offences	Wrongful restraint and wrongful confinement		527	96	563	1,947	1,078	213	1	1.5	180	17	١.		[
affecting	Attempts at do			***	***	-	***				200	"	7.	-	***
lody, Clapter AVI.	Criminal force and assenit	4,503	3,867	67	8,946	7,784	8,709	935	,	137	585		1		"
2.1.	Attempts at do	. 2	2	1	3		1	1			(00)	89	1	3	
_	Kidnapping, foroible abdue tion, slavery and forced labour	1	287										***	***	"
	Attemptant do.		207	21	269	1	398	218	2	84	95	***		•••	
	Rape	74	65	5	76	1 .	58	1 .		9	6	1	***	***	"
	Attempts at do.	. ,	-		***	***	***								
	Unnatural offence	1	41	3	43	55	28	81		1		***	<del></del>		
	(Attempts at do	. 2	2	***	2	2	l	2			<b>1</b>		1	I	1

25

## JUDICIAL STATEMENT No. 2-(CRIMINAL)-continued.

Description of Offences   Description of O					l	23-01	narke.		
Theft	Under trial during the year, including pending from previous year.	Convicted.	Dind, escaped, or trans- ferred to another Province.	Remain- ing under trial.	Complaints dismissed under section 203, Criminal Pro- cedure Code,	Com- plain- ants fined under section 250, Cri- minal Proce- dure Code.	Died.	Es- caped.	Trans- forred,
Attempts at do 34 35 1 35 Extortion 91 56 7 67 Attempts at do 1	5 6	7	8	9			10		
Extortion	(a) 15,850 8,983	11,053	67	754	974	114	14	84	U
Attempts at do 1 1 1 Robbery and dacoity 293 311 50 849 Attempts at do 6 5 6 Criminal misappropriation of property 673 400 28 422 Attempts at do	42 · 6	86	***						
Robbery and dacoity 803 311 80 849  Attempts at do 6 5 6  Criminal misappropriation of property 6  Attempts at do 6 73 400 28 428  Attempts at do	153 89	42	ata	22	81	***		194	
Attempts at do	8	8	***	***		***		***	***
Criminal misappropriation of property	985 444	\$80	6	165	69	18	2	2	2
of property	20 3	10	·	7	·	***			
Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code	649 370	231	2	46	260	10	2		
### Seculating of stolen property. 1,445			,ra	444					
### ### ##############################	1,572 667	768	16	123	829	11	2	3	11
Chapter Receiving of stolen property.  Attempts at do 1 1 1  Chasting 1,053 745 50 801  Attempts at do 6 6 6 6  Fraudulent decets and disposition of property 29 84 4 38  Attempts at do 2 1 1  Mischlef 2,833 2,243 91 2,323  Attempts at do 2 1 1  Mischlef 2,833 2,243 91 2,323  Attempts at do 11 10 1 11  Offences relating to documents and to trade or property merks—Chapter XVIII of the Indian Penal Code 133 106 14 133  Attempts at do 133 106 14 133  Attempts at do 195  Offences relating to marriage—Chapter XX of the Indian Penal Code 1,665 1,200 178 1,378  Attempts at do 1,666 1,200 178 1,378  Attempts at do 1,665 1,200 178 1,378  Attempts at do	9 , 4	3	***	3		•••		***	
Cheating 1,052 745 50 801  Attempts at do 6 6 6 6  Fraudulent deeds and disposition of property 89 84 4 38  Attempts at do 2 1 1  Mischief 2,833 2,243 81 2,323  Attempts at do 2,780 2,343 108 2,465  Attempts at do 11 10 1 11  Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code	• 2,007	1,277	5	117	23	8	***	6	
Attempts at do 6 6 8 6  Fraudulent deeds and disposition of property 39 34 4 38  Attempts at do 2 1 1  Mischlef 2,833 2,343 81 2,323  Attempts at do 2,780 2,343 108 2,465  Attempts at do 11 10 1 111  Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code 132 106 14 133  Attempts at do 132 106 14 133  Attempts at do 190 190 190 190 190 190 190 190 190 190	3	3	•••	## #A	282		 5	8	".
### Prandulent doeds and disposition of property	7 1	489	12	69		16		*	;
Attempts at do 2 1 1  Mischief 2,833 2,443 61 2,323  Attempts at do 2,780 2,343 61 2,323  Attempts at do 11 10 1 11  Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code 132 106 14 133  Attempts at do 132 106 14 133  Attempts at do	· • • • • • • • • • • • • • • • • • • •	"		***				"	] -
Mischief 2,833 2,243 81 2,323  Attempts at do	127 118	9		•••	5		***		***
Attempts at do.  Criminal trespass 2,780 2,343 108 2,465 Attempts at do. 11 10 1 11  Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Fenal Code 132 106 14 183  Attempts at do 132 106 14 183  Attempts at do 19 19 19 19 19 19 19 19 19 19 19 19 19	1	1			1	"	•••		***
Criminal trespass 2,780 2,843 108 2,465  Attempts at do 11 10 1 11  Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code 132 108 14 133  Attempts at do 28 19 19  Criminal breach of contracts of service— Chapter XIX of the Indian Penal Code 28 19 19  Offences relating to marriage—Chapter XX of the Indian Penal Code 1,666 I,200 178 1,378  Attempts at do 28 243 7 249  Attempts at do 28 244 7 249  Attempts at do 28 245 7 249  Attempts at do 28 245 7 249  Attempts at do 28 245 249  Attempts at do 28 25 96 3,595  Attempts at do 1 1 1 1  Offences under Special and Local Laws—Apprentices Act XIX of 1850 (India)  Arms Act XI of 1878 240 238 10 249  Births, Doaths and Marriages Act VI of 1890 29 249  Breaches of Contract Act XIII of 1869 29 2,194 2,188 4 2,193  Cantonment Rules of 1899 29 2,194 2,188 4 2,193	5,989 5,015	619	18	\$36	633	66	,	16	
Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code					***	M1	".	·**_	
Offences relating to documents and to trade or property marks—Chapter XVIII of the Indian Penal Code	4,970 3,217	1,617	,12	224	932	63	5	5	3
or property marks—Chapter XVIII of the Indian Penal Code	19 7 5	8	•••	( 08)	.1		**1	<b>""</b>	***
Attempts at do	191 90	64	, 1	86	23		1		
Criminal breach of contracts of service— Chapter XIX of the Indian Penal Code 28 19 19  Officences relating to marriage—Chapter XX of the Indian Penal Code 28 1,866 I,200 178 1,378  Attempts at do 29 249  Attempts at do 20 249  Attempts at do 21 1 1  Offences under Special and Local Laws—  Apprentices Act XIX of 1850 (India) 2 2 249  Births, Doaths and Marriages Act VI of 1880 29 249  Births, Doaths and Marriages Act VI of 1880 29 249  Cantonment Act XIII of 1889 29 2,036 1,876 164 2,071  Cantonment Rules of 1899 29 2,194 2,188 4 2,192		***		.,,					-
Attempts at do	64 58	8		·	7		-	***	
Defamation—Chapter XXI of the Indian Penal Code	3,411 2,840	168	20	383	447	16	Б	15	
Penal Code	101	110	•••	. ***		454	***	230	-
Criminal intimidation, insult and annoyance—Chapter XXII of the Indian Penal Code	586 604	25	**	57	94	1		144	-
ance—Chapter XXII of the Indian Penal Code 4,536 8,265 96 3,595  Attempts at do 1 1 1  Offences under Special and Local Lawe— Apprentices Act XIX of 1850 (India) 2 2 238 10 249  Births, Doaths and Marriages Act VI of 1890 1 1 1 1  Breaches of Contract Act XIII of 1869 2,026 1,876 164 2,071  Cantonment Act XIII of 1889 , 2,194 2,188 4 2,192  Cantonment Rules of 1899 ,				***	***		***	""	
Offences under Special and Local Laws— Apprentices Act XIX of 1850(India)  Arms Act XI of 1878	7,016 6,232	608	8	170	1,188	43	8	8	
Apprentices Act XIX of 1850(India)  Arms Act XI of 1878	8 2	1	145	~		***			-
Arms Act XI of 1878					]		1		
Births, Doaths and Marriages Act VI of 1890	2	2		***	•••	-	-		1**
VI of 1880	293 46	324	***	14		•	-	~	***
2,026 1,870 164 2,071  Cantonment Act XIII of 1889 , 2,194 2,188 4 2,192  Cantonment Rules of 1899 , ,	3 , 3	***		***		<b>44</b> 3			-
Cantonment Act XIII of 1889 , 2,194 2,188 4 2,192 Cantonment Rules of 1899 , , ,	2,219 1,678	319	7	815	. 185	1	1	6	****
Cantonment Rules of 1899 ,,	8,814 214	8,099	1	10	6	-	1		
Cattle Transport Act Tot 1971 9 939 1.906 41 2.035		,	<b></b> .	-		***	-		
Currie 1 Lenburg West 1 of 18/1 Per 17	5,049 8,964	960	8	130	177	89	1	4,	-
Civil Procedure Code Act V of 1008. ,,	100		-	•••	-		-	_	-
Coasting Voscels (Bombay) Act XIX of 1833 12 12 12	13 9	10		1	490		-	***	-
Court Fees Act VII of 1870						-			-

### JUDICIAL STATEMENT No. 2—(CRIMINAL)—continued.

						Numb	s or Pass	BOXE		·	Rai	ABES.		
Description of Offences	Number of offences reported.	Number of cases returned as true.	Cases found to be true of offences reported in and pending from the previous year.	Number of cases brought to trial during the year.	Under trial during the year, including pending from previous year.	Acquitted or discharg- ed.	Convicted.	Died, escaped, or trans- ferred to another Province.	Remain- ing under trial.	Complaints dismissed tinder section 203 Oriminal Procedure Code.	Com- plains/ anta fined under section 250, Cri- ninal Proce- dure Code.		Es- caped.	Trace ferred
1	3	8	34	4	5	6	7	8	9			10		
Criminal Procedure Code Act V of 1393 (India.)	1,321	1,293	84	1,385	3,721	603	3,483	77	270	16		5	72	-
Criminal Tribos Act III of 1911 ,  Dekkhan Agriculturists' Relief Act	636	626	24	650	753	72	648	1	. 31			1	•••	-
XVII of 1679	- 90	13 90	***	13	15	11	90	-	'					-
Electricity Act IX of 1910	1	1	•••	1	1		1	<b>-</b>			-			
Factories Act XV of 1881 ,,	73	73		74	84	20	61		,	_			_	
Foreigners' Act III of 1864							_			_			_	-
Forest Act VII of 1878 n	1,692	1,629	65	1,669	9,355	935	2,248	19	153	52		5	14	-
Indian Companies Act VII of 1913 13				·		]		<b>.</b>	<u>'</u> _	] _		-		-
Indian Explosive Act IV of 1884 30	9	.9	-50	9	9	8	6		٠	`			_	-
Indian Lepers Act III of 1898 ,,	149	149	·	149	149	1	- 148		-	<b>†</b> –		100		-
Indian Merchandise Marks Act IV of 180 Indian Official Secrets Act IV of	2	. 2		2	, 3	1	1		-					
1859 ms 7 m at			-			-		-			-	-	-	
Indian Steamship Act V 1 of 1884 🛶 📜		<b>*</b> **			• ·				<b></b>		-	-	[	[ -
of 1857			, 				۱ ـ							١_
Lunstic Asylum Act XXXVI of 1858. "			•••		_					_				
Merchants Seamen Act I of 1859 "	- 85	54		64	221	67	, 154		<b>.</b>	,		***		
Merchants Shipping Act VII of 1880	51			50	138		129				l			_
Murder of Female Infants Act VIII								_		***	-	-	-	"
Native Passenger Ships Act X of	_	-		-	, -	-		-	-	-		<b>-</b>	-	-
Opium Act I of 1978	<b></b>	-	-			<b></b>	•••				-		-	
Petroleum Act VIII of 1899	446	444	8	447	525	28	486	-	[ "	1	1	. **	-	-
Police Act V of 1961	^	_ ^		<b></b> •	^		^				***			
Ports Act XV of 1908	18	18	-	18	t	1	18		-			4		
Poet Office Act VI of 1898 ,,	16	18	2	19	27	·\ . в	16	2	1		٠	1		
Presidency Small Cause Courts Act XV of 1832	10	6		5		. 6	1	-		5				
Prevention of Cruelty to Animals Act XI of 1890	12,953	12,931		12,837	12,962	167	19,765		26	16	ļ		,	
Printing Presses and Books Act XXV of 1807 as amended by Act X of		12,001			25,502	<u>.</u>	12,,00	•						•
Prisons Act IX of 1894	28	1		21	22			l - ,		2		<b></b>	۳,	"
Providency Towns Insolvency Act III	١.			1 .	1		1				"	"	'	-
Railway Act IX of 1890	691	1	1 .	689	1	1	1	""	58	1 1	-		***	"
Registration Act XVI of 1908	3	1	1		]	1	1	.		.   -	-	40	60	
Salt Act XII of 1882 ,,	ļ <u></u>		<i></i>			` `	`l `	'			-	-		
Sea Customa Act VIII of 1878	1	. 1	1	. 1	1	1	1	1			4.		_	_
Stage Carriages Act XVI of 1861 4	67	67	1 1	. 54	) 56	•	63					l		
Stamp Act II of 1899 ,,	22	21	4	32	81	1 5	28			1		-0	<b></b>	-
Telegraph Act XIII of 1885	9	∤ 2		1	1 2	7 7	·					-	-	
Transport of Salt by Sea Act XVI of							***							
Treasure Trove Act VI of 1878	а	. 8	l	8	1		"					- Ten		"
Wild Birds' and Animals Protection Act VIII of 1812						***		<u> </u>						
Abkári Act V of 1878(Bomba)	3,051	1	. 40	{		1		1	1	1	"	-	***	
Boiler Inspection Act II of 1891 "	2	1	1	2	, ,,,,,	.	3,011	· .				2		"
City of Bombay Police Act IV of	28,117	28,019	.]				1			<b></b>	• • •			
District Police Acts VII of 1867 and IV of 1890	18,88			25,720				1	"			7		•
**	1 =4,00	10,026	484	18,778	6   16,216	5 1,452	13,596	1 329	838	3 ( 36	3	120	209	1
Promitier (Sind) Regulation III of	40	40	, j	41	110	24	86					-		

## JUDICIAL STATEMENT No. 2—(CRIMINAL)—concluded.

Property				Савея			Хекоз	e or Para	OF's			Ra	KABBQ,		
Simp Act IV of 1807 ms accord.   Prize   Pri	pescription of Officers.	offeness	of cases returned	found to be true of offences reported in and pending trem the previous	of cases brought to trial during	trial during the year, including pending from previous	or discharge	Convicted.	secaped, or trans- ferred to another	ing	plaints dismissed under section 203, Crimi- nal Pro- cedure	plain- anta fined under section 250, Cri- minal Proca- dure	Died.		
Third Ast I've filter or senseric try and 12 miles — 106 108 0 109 514 65 118 3 3 — 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1		8	34	4	£	6 _	7	8	9			10		
Liber must Code Act V of 1978 98 86 2 60 65 14 50 14 51	by Lot 1 of 1200 ma (Bombay),		789		, 1	2,709	840	2,485	1	25	2	_		1	
Revenue Code Act V of 1976   98   98   98   98   98   98   98   9	•	106	102		109		52	128	<b>-</b>	30	1	<b>-</b>	-		***
or Verbies and Hairs Act IV of 1904		• - ••	***	ane.	***.		-	.**3	. 144	•••		-	-	-	•••
CT Vehicles Ask Hot 1806		#8	50	2	56	68	14	58	p.000	14	2	-			
State   Stat	•				_ ***	- <del> </del>	**-	-				-			
60		598	596	8	<b>693</b>	- 505	120	478	,no	7	1	-		-	<b>***</b>
### String Bermonte Act V of 1980		20,240	30,175	463	20,681	21,398	2,425	17,065	974	914	60	, ,	852	632	
10   10   10   10   10   10   10   10		11,085	11,088		10,639	10,059	4,278	6,343	18		52	_	18		
## Tyrest Acts VI of 1879 and VI   19   17   17   18   116   1889   1881   1882   1882   1883   1882   1883   1833	nicipal Berrants Act V of 1880	17	17		17	,18	5	- 18	448 :			-	-		
## 1888   14	los Begulation XII of 1837 👵 🙀	15	' 15	4	19	. 10	. 4	. 15		44 '					-
1889 1889 1881 1881 1881 1881 1881 1881	4 1000	17	27		17	17	1	16	148	4	, tea		_		-
wention of Afmilterskion Act II of 1809 9,800 8,789 76 9,689 10,014 856 9,178 86 1971 15 1 33 31 othic Severies Act VI of 1809 9,800 8,789 76 9,689 10,014 856 9,178 86 1971 15 1 33 31 othic Severies Act VII of 1806 at anmoded by Act II of 1806 9 8 8 1 3 30 10 8 8 8 1 1 3 30 10 8 8 1 1 3 30 10 8 8 1 1 3 30 10 8 8 1 1 3 30 10 8 8 1 1 3 30 10 8 8 1 1 3 30 10 8 8 1 1 3 3 1 1 3 1 1 3 1 1 3 1 1 3 1 1 3 1 1 3 1 1 3 1 1 3 1 1		188	163	-	188	191	23	162	940		,,,,		_	_	_
chile Gooveyance Ack VI of 1988 . 9,809 5,708 16 9,809 10.014 508 0,178 54 121 15 1 33 31  chile Pervise Ack II of 1980 as a mended by Ack II of 1980 as a selected by Ack II of 1981 as a	wention of Adulteration Act II		. 1		1	1	}	1			_		_		
cible Forties Act II of 1808 as a samulated by Act II of 1878 as a samulated by Act II of 1878 as a samulated by Act II of 1878 as a samulated by Act II of 1808 as a samulated by Act II of 1878 as a samulated by Act II of 1879 as a samulated by Act II of 1808 as a samulated by Act II of 1809 as a samulated by Act II of 1801 as a		_		74		,	į		ĺ	l	i.	,	I	1	
alt Act RI of 1896	ubile Forries Act II of 1868 as		3,705						· -						] ""
List Act III of 1898						_				} _	1	1	ł	Į.	
Transways Ast I of 1876		1		27	. 111	117	8	116	1 .		_				-
Crimanaya Ast I of 1876	folis Act III of 1875		· 🛶	***	eria .	164		-		-		-		_	-
Transvays (Karáchi) Act II of 1835	Francisco Act I of 1876		•	94	. 5		8	1 - 1	<b>}</b>		1985	-	-		-
Transvays (Karáchi) Act II of 1835	Attempts at do, as	hay 0	***	1123	144	. =	1,,	440	-	<b>L</b> .,					
Vaccination (Karáchi) Act IV of 1877					end .	-			-						
Vecesals Plying on the Indus Act I of 1897	Vaccination (Kartchi) Act IV of					3 .	•	8	,	1			]		
Vessels Piying on the Indus Act I of 1867			B3		5	96	1	74	8	10			6	2	914
Village Police Act VIII of 1867	Vessals Plying on the Indus Act I								-				_		
Village Sanitation Act I of 1689		1 !	! !				1,804	1,417	1	. 86	١.		1		
16 and 48 Vic. Chap. 50 Statute and 18 8 8 8 8 8 19 1 40 8 7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		1 1				227	7	200	, ,44						
## Pand 88 Vic. Clasp. 60 Statute		,			8	(0)8	ali:	gian	. 201	ļ	·		-		
Defence of India Act IV of 1915	7 and 56 Vic. Chap, 60 Statute			540	ŧn)	eser .				-	·	145			
Ordinance No. III of 1914	- • • · · · · · · · · · · · · · · · · ·	2 99	98	2	81	46		87		-	}	i		-	
Ordinance No. I of 1917	Ordinana No. III of 1014		4			. 8	' r	7							
Defence Force Act III of 1917 , 2 2 2 9 1 1	Ordinance No. 1 of 1017 49	,			7		- Aug.	. 8	] '		1		-		An.
Total 109,343 159,799 3,765 163,654 283,705 89,940 131,489 1,913 8,116 8,78 271 672 1,201 40	D.A	_ '			\$	•	1	1		-	-		[		
2000 (1) 200,000   200,000									<u> </u>		8	<u></u>	-	<u> </u>	
(o) 8 sent to Military authorities.		169,343	159,799					131,489	1,915	<u> </u>	8,373	871	673	1,701	40

(c) 8 sent to Military authorities.

Of these, 9 sent to Military anthorities.

on times, we see as minimizer anthonical, amediately after the offences to which they relate.

with the substantive offences abetted, it is not a seem of the substantive offences have been committed, care should be taken to specify the title of a local Laws against which offences have been committed, care should be taken to specify the title of a under and year. An Act of a local legislature should be distinguished by initial latters placed after the

ness time queries are year are to be shown, attnown some of this charge may new new open prosecuted, or may have turned out to be false.

A.—This column should be the total of column 2 less the number of cases dismissed under section 203. Cr. P. C., and less all other cases in which and in which the complainant was fined under section 250. Cr. P. C.

5.—This column should be the total of columns 6 to 9.

8.—Persons transferred from one Court to another in the same province are not to be entered in this column. A note should be added in the column of remarks, showing respectively the number of persons who died, samped or were transferred.

Classe committed or referred should not be inclinded in this statement by the committed or referring Magistrates. The results of the trials in these cases should be shown by the Courts to which the cases are committed or referred. If the total of column 3 of Statement No. 4 be deducted from the total of column 3 of that Statement, the difference should correspond with the total of column 5 of this statement.

His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

M. A. RANDELIA, Assistant Registrar.

Statement to be added as footnote to Annual Judicial Statement No. II (Criminal), as directed by Government in their letter No. 3-164, dated 5th July 1901.

					Discharged.	·	<del></del>	ŧ	<del></del>	<i>s</i>
Section 118.	Section 119.	Section 203.	Section 209.	Section 213.	Section 253,	Section 259.	Section 309.	Section 494.	Section 495.	Special and Local Laws.
11	671	<b>323</b>	810	5	13,934	3,460	21	121	5	213
		ť			Acquitted.	V			•	
Section 119.	Section 240.	Section 245.	Section 247.	Section 248.	Section 258.	Section 259.	Section 259.		Fection 805.	Section 806.
86	2	7,774	3,165	11,0	28 4,74	15 25		7	19	132
		•		Acqu	itted—contin	wed.				
Section 307.	Section 309.	Section 345.	Eection 374.	Section 876.	Section 470.	Section 494.	Section 495.	Special and	Local Laws.	Totel.
4	876	41,064	9		1	440	81		751	€9,240

His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

M. A. RANDELIA,
Assistant Registrar.

## JUDICIAL STATEMENT No. 2-A-(CRIMINAL).

Statement showing the General Result of the trial of European British subjects in the Presidency of Bombay in the year 1917.

	7										917.											_	
				Parso:	HS W	E 063	CASES	KERW	DISP	OSED O	,			O <b>y</b> 2 B	B TOTA	1 NOR	BBR	OP 231	BKORS	вно	MN I	7	
	•	and	istrict other Magis	First O	TB tes	B	y Con Seasio	rte of	By	High ourt,		for all	Colu	mbė 2	to ō.	Colur 8 to		Colui 9 and		Nu cas	mber mber wes we coned	re di of by	0 <b>60</b>
Description	on of Offence.				m- tted.			Code. under					be tried by a	Jaim.	umn 13 whose	frixed number	so claim.	to be tried by a	claim.		<b>-</b> - I		
•	•	Convicted.	Acquitted or discharged.	To Courts of Session.	To High Court.	Convicted.	Acquitted or discharged.	Transferred to High section 440 (2) of the	Convicted.	Acquitted.	Convicted	5	Number who claimed to b mixed jury, section 451 Code.	Number who did not so claim.	neferred Code.	who claimed a	id not	Number who claimed to mixed jury, section di Code,	rho did not so	Being European British aubjects,	Other than European British subjects.	Being European British	Other than European British subjects.
	1	3	3	4	6	6	.7	8	9	10	11	18	13	14	15	16	17	18	19	20	21	22	28
Penal Code Offences relating to the VII, Indian Penal Cod Offences against the p VIII, Indian Penal Cod Offences by or relating t IX, Indian Penal Cod Contempts of the lawful Chapter X, Indian Pen False evidence and offer Chapter XI, Indian P Offences relating to Coh Chapter XII, Indian P Offences relating to weig XIII, Indian Coffences affecting the venience, decentor a Indian Penal Cod Offences relating to re Penal Code	public tranquility, Chapter of public servents, Chapter of public servents, and Code of public servents of the servents	3	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1								8	11 18 18 18 18 18 18 18 18 18 18 18 18 1	*						:::::::::::::::::::::::::::::::::::::::		3 3		: : : : : : : : : : : : : : : : : : :
Offences against property, Chapter	Theft. Extortion Robbery and decoity Criminal misappropriation of property Criminal breach of trust. Beceiving of stolen proper- ty Cheating Fraudulent deeds and dis- position of property Mischiet Criminal trespass	31 .: .: .: .: .: .: .: .: .: .: .: .: .:	3		17: 11: 21: 11:		::: :: :::	::: :: ::	::: :: :::	**	21   1 8 4 2	4     5	::	25  1 8 4 2			111 11 61 111		::: :::::::::::::::::::::::::::::::::::	9  1 4  3	23	* * * * * * * * * * * * * * * * * * * *	:: :: :: ::
Offencee relating to or property marks, Chi- cor property marks, Chi- cordinal breach of con XIX, Indian Penal Coo dismose relating to marri	documents and to trade aptor XVIII, Indian Penal tracts of service, Chapter isgo, Chapter XX	   8 436	1   8 16 118	: :::::::::::::::::::::::::::::::::::::			:::	42 43 44			  8 436	1  8 18 118		1 3 26 554	: ::::	: :: :	: ::: ::	::	: :::::::::::::::::::::::::::::::::::::		2 21		
	[	一f	220	-	,	-†	-		-	1	601	221		721				1	[	206	516	1	-

The case of European British subject disposed of by the High Court is shown in column 22.

### JUDICIAL STATEMENT No. 3—(CRIMINAL).

Statement of Miscellancous Proceedings under the Criminal Procedure Code in the Presidency of Bombay during the year 1917.

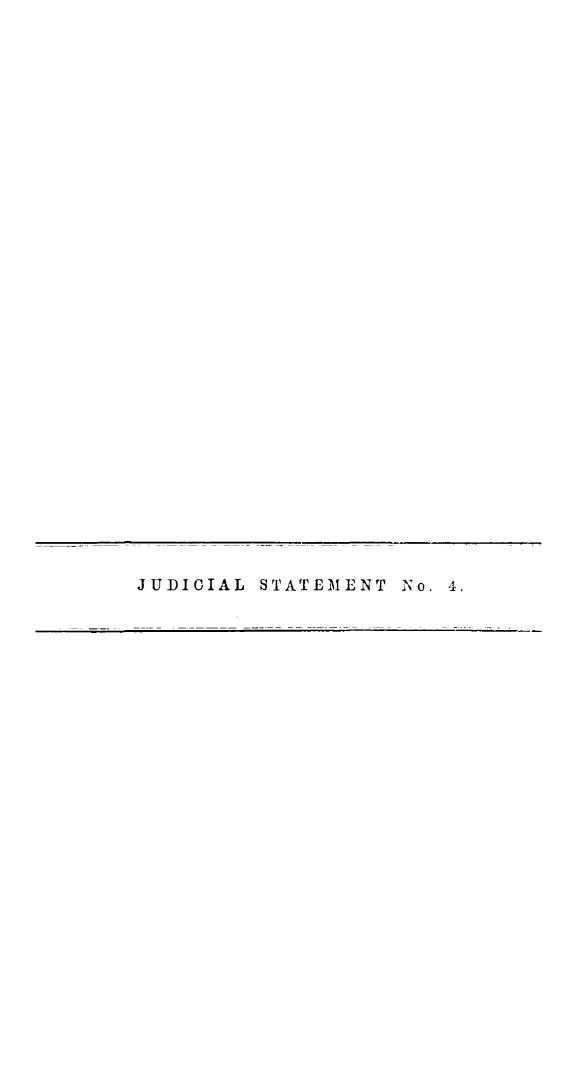
Nature of Proceedings.	Total number of cases before the Courts during the year.	Number of persons concerned.	Number of persons dischargeds	Number of persons convicted.		19	Cemaris.	•
1	2	8	4	5			6	
1.—Proceedings against wit- nesses under Chapter VI C and section 485.	4	4	1	2	Pending.	Died.	Escaped.	
2.—Proceedings under Chapter VIII to prevent breach of the peace.	175	915	371	474	65	4	1	
3.—Proceedings under Chap- ter VIII, security for good behaviour.	1,172	2,750	548	1,953	208	. 1	40	
4.—Proceedings against local nuisances, Chapter X.	28	39	.13	26	•••	***	•••	
5.—Possession, Chapter XII	95	367	208	111	48	•••	•••	
6.—Frivolous or vexations accusations summarily dealt with under Chapter XX, section 250.		<b>94</b> 9	138	809	2	•••	•••	
7.—Non-attendance of Jurors or Assessors, Chapter XXIII, section 332.		12	8	4	•••		•••	
8.—Maintenance, Chapter XXXVI.	550	551	463	77	11	***	•••	
9.—Forfeiture of bail or recognizance under Chapter XLII.		1,453	36	1,412	5	***		
10.—Proceedings under Chap- ter XLVI, section 563, against convicted offenders released under section 562.	1	67	1	66	6	•••	•••	22 cases were pending the close of the year
Total	4,202	7,107	1,787	4,934~	339	5	42	, a

Notes.—Column 1, Sub-head 6.—Complainants fined under section 250 are not to be entered as convicted in Statements 2, 4 or 5, but t fact of the fines having been imposed may be noted in the column of remarks of Statement 2 against the complaints preferred by them.

M. A. RANDELIA,
Assistant Registrar.

Column 1, Sub-heads 2 and 3.—Cases under sections 107, 108, 109, 110, 118, 120 and 123, Criminal Procedure Code, will also appear und the appropriate head of the Schedule in Statement 2. Persons convicted under these heads and required to give security or recognizance und sections 120 and 123, Criminal Procedure Code, will also appear in Statement 5.

Column 1, Sub-heads 4, 5 and 8.—Cases under these sub-heads will not appear in Statements 2, 4 or 5. Jury cases, under Chapter X, who were appear in Statement 13.



### JUDICIAL STATEMENT

### . Statement showing the General Result of Criminal Trigle in the Tribunals

				I	PERSONS V	VIICSE CAS	ES WERE
						<u></u> :	Con
	Total				On reg	nlar trial.	
Class of Courts.	number of	Died, escaped or transferred to another province.	Discharged or acquitted.	OCH DOLL	Released on proba- tion, section 562.	Youthful dealt wit section 31, of 18	h under Act VIII
				passed.	Criminal Procedure Code.	Discharged after admoni- tion.	Delivered to parent or guard- ian, etc.
1	2	8	4	5	6	7	8
,			·				
Village Officers	3,137	•••	1,782	97 <b>7</b>	•••	•••	***
Subordinate Magistrates-		)		*			. 1
Special Magistrates under section	(a) 30,372	86	14,982	1,275	•••	•••	•••
14. Honorary Magistrates sitting singly.	17,567	1,088	5,082	3,499	48	. 1	•••
Stipendiary Magistrates sitting singly.	116,581	723	60,041	36,510	571	•••	4
Benches of Magistrates	64,778	10	6,357	4,182	43		•••
Sanitary Committees and Sanitary Boards.	227	500	27	200	•••	•••	•••
District and Divisional Magis-				,			
trates— Cases referred under sections 347, 349, Criminal Procedure		•••	72	182	9	1	•••
Code. Chief Magistrates of Districts	147	•••	34	101		***	•••
Courts of Session	2,259	6	827	1,114	1		•••
Superior Courts	188	•••	- 36	189	, •••	•••	•••
Total	* 235,525	1,913	89,240	48,179	672	2	4

<sup>&</sup>quot;Includes 9 sent to

His Eajesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

Notes.—Column 1.—Sub-head "Courts of Session" includes cases decided by Sessions Judges on reference under sections 31.

Column 2.—Sub-head "Superior Courts" includes cases decided by the High Court on reference under sections 307 and 374,

Column 2.—That is the total of the entries in Columns 3 to 14. The cases of persons transferred from one Court to

Column 3.—A note against the figure for each Court should be made in the column of remarks, showing separately how many

Columns 5 to 12.—Persons, whose cases were referred to a Superior Court for higher punishment or for confirmation of

they will be shown as convicted or acquitted according to the orders passed by it or as pending if orders have not been

Column 13.—These cases will also be shown against the Magistrates who made the reference, entry being made as directed

Column 14.—An insane accused, who has been sent to a Lunatic Asylum, should be kept on the file and entered in this column

Column 15.—Omit cases in which the accused died, escaped or was transferred.

Column 16.—In calculating the duration before the Magistrates Courts the starting point to be taken is not the date of com

of days occupied should be given commencing from the date of commitment. Cases in which the accused has absconded

General.—The figures in this Statement should agree with those in Statement No. 2, and should include nothing else.

various Classes in the Presidency of Bombay in the year 1917.

5POSED	OF.							·			······································	
TED.		100					,			•		
١. (	On summary	trial.			Persons re-	Number of	Average					
Sentence	Beloaced on proba- tion, section	dealt winestion	l offender ith under 81, Act of 1897.	Committed or referent.	maining under trial at the end of the year.	coses diames	Timm in the F. AT	witnesses examined.		Remark	<b>k1.</b>	
passed.	562. Orimi-	Discharg ed after admoni- tion.	Delivered to parent or guardian, do.		ř.					•		-
9	10	. 11	12	18	14	16	16	17.	,	1	8 -	
									Died.	Escaped.	Trans- forred.	
320	•••		•••	•••	58	1,984	11.5	2,761	101	ter	***	
		-										(a) 9 sen
12,945	. 556	12	6	80	421	28,109	4.2	59,984	28	28	40	to Militar
6,427	80	1	1	78	1,315	11,510	5.5	8,918	885	768	140	ties.
11,815	188	•••	6	1,518	5,255	63,148	15.8	184,189	30 <del>0</del>	428	+ 40	
63,012	6	847		8	815	57,991	2.3	75,726	9	- 1	***	
***	•••	•••	***	•••	82¢	224	1	153	•••	740	400.	. '
•			ا من									
***	•••	1	•••	088	4	132	12.7	463	***	• ***	•••	-
9					3	70	28.7	170	šas		144	
•••	***	***	***	81	280	. 925	4.3	9,872	5	1	tet.	
***	•••		114	FOR	18	128	27.9	580	***	***	1	
84,528	730	861	18	1,760	8,114	159,219	8.3	342,716	672	1,201	40	

Military Authorities .

plaint or information, but that of apprehension or attendance on summons or otherwise of the accused. As regards Courts of Session, the actual number before arrest or has escaped from outtody should be taken off the file till the persons implicated appear again.

St and 128, Criminal Procedure Code,
Criminal

Statement showing the Punishment inflicted by the various Criminal

										<u> </u>		<i>-</i> —			:
				Panson	NS SENTEN	CED TO	•	,	or give eep the	of secu-		s ••	•		
				Imprise	onment.				to pay fine or gnizance to kee s for good behavi			· • • • • • • • • • • • • • • • • • • •			
Class of Tribunal,	Desth.	Transportation.	Penal Servitude.	Rigorous.	Simple,	Forfeiture of property.	Fine,	Whipping.	Persons ordered to pay fine or give security or recognizance to keep the peace or sureties for good behaviour,	Persons imprisoned in default rity for good behavjour.	Re, 10 and under.	Rs. 60 and under.	Be. 100 and under.	Ra. 500 and under.	Ra 11,000 and under.
1	2	3	4	5	8	7	8	9.	29	11	12	13	14	15	16
							_					•			
Village Courts	***	<b>&gt;.</b> .	•••	•••	209	***	1,082	806	•••	•••	1,082	•••	•••	***	144
Subordinate Magistrates									<u> </u>						
Special Magistrates under section 14 ••	•••	•••	***	3,111	1,710	***	5,746	708	584	. 9	8,499	1,790	271	172	11
Honorary Magistrates		***	•••	865	45	***	9,518	7	136	30	8,837	<b>6</b> 36	33	11 ,	1
Stipendiary Magistrates sitting singly	•••	•••	1	11,059	720		<b>85,8</b> C3	337	2,708	921	23,082	6,858	738	172	13
Fenches of Magistrates	•••	***	***	631	717	•••	52,333	38	168	25	61,297	1,025	9	2	•••
Sanitary Boards and Sanitary Committees	,	***	***		•••	•••	200	ioq	0.00	•••	* 200	***	# <b>#</b>	100	•••
District and Divisional Magistrates—															
Cases referred under sec- tions 347, 349, Criminal Procedure Code	••		400	128	4	***	16	- 83	. 9	•••	8	, 9	1	8	•••
Chief Magistrates of Dis-			***	49	***	•••	82	3	80	•••	16	5	4	6	1
Courts of Session	•••	171	•••	797	58	***	113	8	88	36	15	35	21	80	8
Superior Courts	51	41	•••	42	. 5	1	2	***	•	***	145	***	•••	***	
Total	51	212	1	16,182	3,468	1	104,905	1,134	8,673	1,021	03,031	10,356	1,080	396	34

Notes.—Column 1.—Sub-head "Courts of Session" includes cases decided by Sessions Judges on reference under section 123
Column 1.—Sub-head "Superior Courts" includes cases decided by the High Court on reference under sections 307 and
Column 19.—Includes fines realized during the year though imposed in previous years. This column is intended to show the
Column 20.—Represents compensation awarded to complainants under section 545, Act X of 1882. These awards should
General (1).—The total of columns 5, 6 and 11 should correspond with the total of columns 21 to 25 (both inclusive) and the
(2).—This statement is meant to exhibit every sentence passed, and where two penalties are indicted on the same
convicted in Statement No. 4, it is necessary to note cases such as those in which fulfilment of contract is
tion 562, Code of Criminal Procedure, or for confirmation of sentence, the punishment, if any, sanctioned by

No. 5-(CRIMINAL).

Tribunals in the Presidency of Bombay in the year 1917.

			•	Deta	IL (	0 <b>7</b> I	Punishme	NT.									were forms.	
	Fine.									Impri	sonment	;,		7	Vhip	ped.	n & Rei	
Above Bs. 1,000.	Total amount of fines imposed during the	year.		Total amount of fines	•	•	Amount paid by way of		15 days and under.	6 months and under.	2 years and under.	7 years and under.	Above 7 years.	10 stripes and under.	20 stripes and under.	30 stripes and under.	Number of boys whose sentences were commuted to detention in a Reforma- tory School.	Remarks.
17	18			19	)		20	,	21	22	23	24	25	26	27	28	29	30
••1	Rs. 1,191		- 1	Rs.		р. О	Rs.	a. p	209	•••	•76	•••		***	•••	145		
100	1,66,153	6	2	1,38,734	2	8	10,360	12 4	2,240	2,113	476	1	100	488	208	14	63	,
***	36,317	13	7	33,858	4	5	1,701	4 4	. 96	285	69		***	5	2	***	2	
•••	3,95,322	2	8	8,62,747	2	0	25,793	1 8	2,839	7,353	2,498	10	***	219	104	14	21	
100	1,26,552	14	0	1,23,812	7	6	1,693	0 4	1,067	233	78		*4*	36	2	***	4	
***	121	8	0	121	8	0	•••	•	•••	•••		e40	156			149	**1	
						•	receipt and the second		,							-		
160	491	2	D	346	2	0	85	0 (	- 11	33	88	***	•••	27	4	2	6	
•••	2,983	8 (		5,470	8	8	2,897	0 8	8	1	18	27				8	1	
4	27,983	9 9	9	13,105	5	9	8,995	3 8	43	182	219	475	22	1	7		1	,
2	10,000	0 (	9	1,622	8	0	1,135	12 0	1	. 5	. 9	80	2	•••	•••	-40	2	
6	7,67,117	1 ;	3	6,80,973	11	7	47,111	2 4	6,509	10,155	8,440	543	24	776	325	33	100	

Criminal Procedure Code.

874. Criminal Procedure Code.

874. Criminal Procedure Code.

874. Criminal Procedure Code.

875. Criminal Procedure Code.

876. Criminal Procedure Code.

877. Criminal Procedure Code.

878. Criminal Procedure Code.

879. Criminal Procedure Code.

879.

#### JUDICIAL STATEMENT No. V-A-(CRIMINAL)

#### PART I.

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1917.

Showing Whippings inflicted under sections 3, 4 and 5 of Act IV of 1909, in lieu of other punishments.

					<del>,</del>
	Number	of Persons	AWALIDED		
Offences for which awarded.	5 to 10 stripes.	11 to 20 stripes.	21 to 80 stripes.	Total.	Remarks.
. 1	. 2	3	4	5	. 4
In lieu of other punishments (sections 3 to 5, Act IV of 1909).					
1. Rape as defined in section 375, Indian Penal	•••	1	•••	1	1
Code. 2. Unnatural offence as defined in Section 377, Indian Penal Code.	5	•••	*** '	ŧ.	
Section 378, Indian Penal Code.	50	34 -	. 1,	85	<u> </u>
3. Theft, as , 379 ,	113	49	. 5	167	
defined in 380 ,,	265	116	18	399	
,, 381 ,,	<b>3</b> 6	13	***	40	<u> </u>
,, 382 ,,	••;	<b></b> ·	***	,	<i>'</i>
4. Extortion, as \ " 383 "		•••			
defined in 389 5. Dishonestly ( , 411, ,	1 5	2	•••	7	
receiving   stolen pro-{			-		<u> </u>  -
perty, as defined in ,, 412 ,,	•••	***_	•••		
6. Cheating as defined in section 420, Indian Pena. Code.		1	***	1	
7. Lurking house-trespass, as defined in section 443, Indian Penal Code.		•••	•••	•••	
8. Lurking house-trespass by night, as defined in section 444, Indian Penal Code.	1	1	***	1	
9. House-breaking, as defined in section 445. Indian Penal Code.			***	1	
10. House-breaking by night, as defined in section 446, Indian Penal Code.	}	3	***	11	
11. Lurking house-trespass or house-breaking as defined in section 454, Indian Penal Code.	1	•••	***	1	
<ul> <li>12. Offences under section 52, Act IX of 1894</li> <li>13. Lurking house-trespass or house-breaking, by night, as defined in section 457, Indian Penal Code.</li> </ul>	1	3	***	4.	
On 1st conviction	1	205 18	24	714 19	
Total	486	223	24	733	

## JUDICIAL STATEMENT No. V-A-(CRIMINAL).

#### PART II,

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1917.

\* Showing Whippings in addition to other punishments, section 4, Act IV of 1903.

							er of Pe			
Offences for	which	awarded	l <b>.</b>				lI to 20 stripes.	21 to 30 stripes.	Total.	Remarus.
•	1					2	8	4	б	6
IN ADDITION TO O (Sec.  1.—Rape as defined in Se 2.—Unnatural offence,	tion 4	.)			9				•••	
as defined in  3.—Theft, as defined in  4.—Robbery, as defined in  5.—Dacoity, as defined in	15 19 19 11	377 380 390 391	93 59 97 39		800	1	1	3	3 1* 3	This is from Siad.
• .		•	· . ·	Total		1	3	3	7	

His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

#### JUDICIAL STATEMENT No. V-A-(CRIMINAL).

#### PART III.

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1917.

Showing Whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in Parts I and II.

				NUMBER	or Parsons	AWARDED		
	-	5 to 10 stripes.	11 to 20 stripes.	21 to 30 atripes.	Total.	Remares.		
	1			2	8	4	5	8
5.	*******	•		289	99	6	¥9 <b>4</b>	
On 1st conviction On re-conviction	***	-	•••	284	88	6	378 16	•
		Total	***	289	99	6	394	

His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

M. A. RANDELIA,
Assistant Registrar.

#### JUDICIAL STATEMENT No. V-A-(CRIMINAL).

#### PART IV.

Statement showing the Particulars of Whippings inflicted by the Criminal Tribunals in the Presidency of Bombay during the year 1917.

Showing relative number of times Whipping was awarded as compared with other punishments.

	Panishments.	Number.	Remarks.
•	1	2	8
_	•		6
1.	Total number of whippings awarded	1,134	, v
2.	awarded	7 869	
3.	Total number of all punishments in cases in which whipping might have been awarded. (Total of headings 1 and 2)	8,996	-
4.	Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	12.6	

## JUDICIAL STATEMENT No. 6-(CRIMINAL).

Statement showing the result of Appeal and Revision in Criminal Cases in the Presidency of Bombay in the year 1317.

					Numbe	B OF PE	RSONS.							
Tribunais.	Total . number of Appellants and Applicants for revision before the Courts.	trans-	Appeals or Applica- tions re- jected.	Ben- tence or order con- firmed.	Sen- tence en- hanced.	Sen- tence reduced or other- wise altered.	Sen- tence revers- ed.	Proceed- ings quash- ed.	New tripl or further enquiry ordered.	Referred for revi- sion to the High Court.	Pending trial.	Avorage number of days during which each appeal histed.	Number of Appeal cases disposed of during the year.	Remarcs,
1	3	• g	- 4	5	6	7	8	9.	10	11	12	13	14	1
Appeals.								. 69	•		-			
To Chief Magistrates of Districts	2,538	1	689	964	ļ - <b></b>	270	520	*44	28	***	61	20:3	1,677	
" Courts of Session	2,897	1	1,018	919		803	447	\ <b>\</b> •••	30	4	175	24.2	1,922	
Buperior Courts.  By persons convicted  By Government	715	***	804	209		78	57		1	•••	68	41.2	530	
from judgment of acquittal	239	2	94	63	2	7	10		2	•••	59	43-1	126	
Total	6,384	4	2,105	2,155	2	658	1,034	.44	61	4	361	25.4	4,255	}
Remision.  By Chief Magistrates of Districts	107	5	200		+a#	•••		2	64	22	.5	22.6	171	
" Courts of Session	404	***	672	·	•••	***.	•••	1	96	. 87	120	44.7	418	
, Superior Courts	984	•••	570	199	4	61.	180	. 11	85		130	49.7	- <b>6</b> 54	
Total	1,495	5	1,443	199	4	61	180	14	195	59	255	43.8	1,143	
Grand Total	<b>*</b> 7,879	†9	8,547	2,854	- 6	719	1,214	14	256	63	616	29.3	5,898	In the applications for revision made on helps if
			-				• [			-				of complainants there were 919 accused persons involved, and these must be added to the grand total of solumn 2 to make it equal to the total of columns 3 to 12.

Notes.—Column 1.—Sub-head "To Chief Magistrates of Districts" includes other Magistrates authorized to hear appeals under section 407, Criminal Procedure Code.

Column 2.—Total of Columns 8 to 12. Cases transferred from one Court to another in the same province will appear only against the Court by which decided, or in whose heading at the end of the year, if not decided. The words "Applicants for Revision" in the heading of this column should be held to include only accused persons on whose behalf an application for revision is made, or in whose interest the Maykstrate or Judge may take steps to obtain revision on his own unition. Where such application is made or such steps are taken on behalf of a complainant, the fact should be noted with the number of complainants concerned in the column of remarks. In the latter case the accused persons against whom the application is made, though not appearing in this solumn, will fall into their proper places in Columns 3 to 12 according to the result of such application. This note is held to apply also to cases dealt with by the High Court on review of returns.

Column 5.—Appeals dismissed under section \$23, Oriminal Procedure Code, should be sutered in this column.

Column 9.-Orders of discharge set aside by a Superior Court under section 436, Criminal Procedure Code, should be entered in this column.

Column 10.—When a sentence is reversed or proceedings are quashed on appeal, and a new trial or further enquiry is at the sume time ordered, the Appellate Court should not fill in Column 8 as well as Column 10, or Column 9 as well as Column 10, in each case, respectively, but should make the entry in Column 10 only.

Column 13.—Buration of appeals, applications for revision or references should be calculated thus:—

- (1) Appeals from the date of receipt in office of the petition of appeal.
- (2) Applications for revision from the date of application.
- (3) Cases dealt with by the Court otherwise than on application from date of the order calling for the records; and
- (4) Cases sent to the High Court by Lower Courts for revision from the date of the letter from the Court making the reference.

General.—Persons whose appeals were rejected under section 421, Criminal Procedure Code, should be entered in Column 4, in which should also be included applicants for revision whose cases the Courte have rejused to submit to the High Court.

In Columns 5 to 10 should be shown opposite the sub-heads for "Magistrates of Districts" and "Courts of Session" persons whose cases were disposed of by those Courts will out reference to the High Court, and in Column 11 all persons whose cases these Courts referred to the High Court.

His Majesty's Iligh Court of Judicature, Appellate Side, }
Bombay, 11th October 1918.

JUDICIAL STATEMENT
Statement showing the Number and Description of Civil Suits instituted

	<u> </u>		Su	ITS UPDER 7 HB	RENT LA	₩. '	
Class of Tribunals.	Suite for money or movenble property.	Arrests of rent with or without ejectment.	Enhancement or abatement of rent.	For penalties or damages of com- pensation for wrongful act on the part of landlord or tenant.	For ejectment or recorery of possession alone.	All other suits under the Ren. Law.	To tal.
1 .	2	3	4	5	6	7	8
CCURTS IN THE INTERIOR.  Civil Courts.		,					
Unpaid Tribunals	36		•••	•••	•••		***
Paid Sub-Divisional Tribunals  Small Cause Courts	19 920	•••	***	•••	•••	•••	•••
,				-			•••
District Courts other than Chief Courts of Districts.  Chief Courts of Districts	396	•••	•••		•••	•••	***
Total .	100,398	•••	•••	104			•••
Courts at the Presidency or Seat of Government.				•	,	•	,
Presidency Small Cause Courts	*31,419		•••	<b>fee</b>	. ***	•••	***
Superior Courts	1,027		•••	•••	•••	•••	د ر•••
Total .	32,446	•••	•••	***	•••	•••	•••
Grand Total	132,844		•••	•••		***	***

No. 7—(Civil).

in the Civil Courts in the Presidency of Bombay in the year 1917.

	•	Tı	TLE AND OT	ier St	ITS.	•				
Suits for immoveable property.	Fuits for Specillo Relief.	Suits to establish a right of pre- emption.	Mortgage Suits.	Suits relating to religious and other endownents.	Matrimonial Suits.	Testamentary Suits.	Other suits not falling under any of the previous heads.	Total	Grand Total	Remarks.
9	10	11	12	13	14	15	16	17	18	19
		**		-		-				
18	1.00	•••	, 12	•••		***	5	35	71	
11,257	1,484	68	6,508	25	205	12	4,194	23,753	111,490	
•••	•••	•••	***	•••		•••	78	78	12,307	
92	73	19	26	20	20	158	206	614	1,010	-
11,367	1,557	. 87	6,546	45	225	170	4,483	24,480	124,878	
			-	-				. •	-	
***		•••	•••	•••	•••	•••	•••	•••	31,419	*Includes the figures for the finall Cause Court, Karáchi.
41	18		2	7	14	18.	1,006	1,106	2,183	
44	15	•••	. 2	7	14	18	1,000	1,103	33,552	۵
11,411	1,572	87	6,548	52	239	183	5,489	25,586	158,430	

JUDICIAL STATEMENT
Statement showing the Number and Value of Suits instituted in the

			Nomb	B OF SUITS	INSTITUTE
		I ———			
Class of Tribunals	Not exceeding Rs. 10.	Not exceeding R. 50.	Not exceeding Ra. 100.	Not exceeding Rs. 500.	Not exceeding Rs. 1,000,
1	2	8	4	5	. 6
COURTS IN THE INTERIOR.		-			
Civil Courts.			1		, . ,
Unpaid Tribunals	8	21	13	18	5
Paid Sub-Divisional Tribunals	9,098	40,957	22,928	29,572	4,473
Small Cause Courts	1,019	4,739	<b>3,4</b> 63	2,967	119
District Courts other than Chief Courts of Districts Chief Courts of Districts	61	8	17	125	51
Total	10,186	45,725	26,421	32,682	4,648
Courts at the Presidency or Seat of Government.				-	•
Presidency Small Cause Courts	*1,002	11,126	7,064	9,439	1,910
Superior Courts	•••	•••		3	7
Total	1,002	11,126	7,064	9,442	1,917
Grand Total	11,188	56,851	33,485	42,124	6,565

No. 8-(Civil).

Civil Courts in the Presidency of Bombay in the year 1917.

IN THE DI	PPERENT COL	RTS.		· · · · · · · · · · · · · · · · · · ·	
Not exceeding ks. 5,000.	Not exceeding Rs. 10,000.	Exceeding Rs. 10,000.	Number of suits the value of which can- not be esti- mated in money.	Total Value of Suits.	Remarks.
7	8"	9 -	10	11	12
	•			Rs. a. p.	
2	***		4	16,444 9 7	
3,026	317	193	926	5,57,90,995 9 6	
•••	•••	•••	•••	11,74,747 12 5	
324	.88	45	291	23,44,787 0 7	
3,352	405	238	1,221	5,93,26,925 0 1	
	-	÷			
•					
878	•••	•••	•••	55,92,312 11 7	• Includes the figures for the Small Cause Court, Karachi.
603	205	203	1,112	1,16,82,811 8 7	
1,481	205	203	1,112	1,72,75,128 15 2	
4,833	610	441	2,333	7,66,02,018 15 3	

Statement showing the General Result of the trial of Civil Cases in the

		-		,		NUMBE	R OF SUITS
Class of Courts.	Total number of suits				WITHOUT	CONTEST.	
CIAS VI COULU	before the Courts.	Transferred to Courts in other Provinces.	Without trial.	Compromised.	Decreed on confession.	Decreed ex parts.	Dismissed
1	2	8	4	. 5	6	7	8
•			-				
Courts in the Interior.	l I			<b> -</b>	l ·		
Civil Courts.			,	-			
Unpaid Tribunals	134	•••	24	13	3	6	4
Paid Sub-Divisional Tribunals	157,605	11	12,844	31,705	7,262	15,328	2,739
Small Cause Courts	17,145	ìı	1,566	1,780	1,368	2,860	55
District Courts other than Chief Courts of Districts Chief Courts of Districts	2,003	•••	90	47	20	81	7
Total	. 176,887	22	14,524	83,495	8,653	18,275	2,805
COURTS AT THE PRESIDENCY OF SEAT OF GOVERNMENT.	R						
Presidency Small Cause Courts	*35,713	•••	1,427	7,887	7,726	9,330	59
Superior Courts	4,449	•••	576	337	16	735	340
Total	40,162	•••	2,003	8,224	7,742	10,065	899
Grand Total	(a) 217,043	22	16,527	41,719	16,395	23,340	3,204

Notes.—Column 2.—Total of the entries in Columns 3 to 13. Cases transferred from one Court to another in the same Province will pending from the preceding year should be noted in the column of remarks and when deducted from the total of at the end of the previous year, the balance does not agree with the figures in Column 18 of Statement No. VII, the Column 6.—When under Order IX, rule 8, Civil Procedure Code, a decree is wholly or partially made in favour of an absent Column 8.—A case in which Defendant appears but a Plaintiff does not and Defendant does not confess judgment and the Columns 15 and 16.—As regards the average duration of suits the date of the presentation of the plaint shall be considered admission after amendment shall be regarded as the date of institution. With regard to applications to execute decrees in the particular Court should alone be calculated. The interval should be omitted during which an application for review are to be treated as if newly instituted on revival.

We describe View Court of Todicators Accepted

No. 9—(CIVIL).

CIVIL SUITS.

Courts of Original Jurisdiction in the Presidency of Bombay in the year 1917.

DISPOSE					Number of	AVERAGE OF S	DUBATION SUITS.	
ON REF	BRENCE TO	With	CONTEST.	Pending at the close of	cases pend- ing more than three			Remarks.
For Plaintiff.	For Defendant.	Judgment for Plaintiff in whole or in part.	Judgment for Defendant.	the year.	months at the close of the year.	Contested.	Uncontest-	
9	10	11	12	13	14	15	16	` 17
						·		
				,				•
	•••	16	2	66	39	601.7	224.2	
1,673.	76	36,996	6,149	42,822	24,903	222.3	102-1	Besides the suits shown in columns 4
15	10	3,952	417	5,161	4,103	119	69	to 12, the following were also before the High Court on its Original Side:————————————————————————————————————
44	***	343	149	1,222	936	401.5	136-1	fend in forma pauperis.  24 , under the Indian Trus- tee's Act.  81 , , , , Company's Act.  1 , , , Press Act.  253 Miscellaneous Petitions.
1,732	86	41,307	6,717	49,271	29,981	214.9	99·1	There were also 618 applications for Probate and Letters of Administra- tion, most of which were disposed
			·				•	of by the Registrar.
155	51	3,846	1,253	3,979	907	61.8	44.1	*This includes the figures for the Small Cause Court, Karachi.
•••	- •••	174	68	2,203	1,778	335	364	
155	51	4,020	. 1,321	6,182	2,685	74.2	61.4	(a) The number of cases pending at the close of the last year was 56,469 including the one shown less last year for bind. If this be deducted from the total in Column 2 the
1,887	137	45,327	8,038	55,453	32,666	200.8	88	balance is 160,580 instead of 158,430. This is due to there being 2,150 revived suits.

appear only against the Court by which decided, or in which pending at the close of the year, if not decided. The number of cases Column 2 should leave a balance corresponding with the total of Column 18 of Statement No. VII. If, after deducting the arrears shown difference should be explained.

Plaintiff on the admission of the Defendant, the case should be entered in this column.

case is thereupon dismissed, the case should be entered in this column.

as the date of institution unless some defect or omission requires to be amended before the plaint can be admitted, in which case the date of the date of their presentation should alone be considered. In calculating average duration, the time that the suit has been actually pending which has been granted, or an appeal in which an order of remand has been passed, has been pending in the Superior Court. Revived suits

PART II.—MISCELLANEOUS

Statement showing the General Result of the trial of Civil Cases in the Courts

					•	Num	ER OF SUIT
·	Total Number of	Trans-		 	Without	contest.	-
Class of Courts.	Cases before the Courts.	ferred to Courts in other Pro- vinces.	Without trial	Com- promised.	Decreed on confession.	Decreed	Dismissed
1 -	2	8	4	5	6	7	8
Courts in the Interior.		_					
Unpaid Tribunals	25		6	•••	•••	2	2
Paid Sub-Divisional Tribunals	9,590	•••	1,123	242	432	1,376	454
Small Cause Courts	550	•••	19	37	53	68	20
District Courts other than Chie Courts of Districts.	f 2,002	2	175	34	112	286	100
Chief Courts of Districts	11						
Total	. 12,167	2	1,323	313	597	1,732	576
Courts at the Presidence or - Seat of Government.							
Fresidency Small Cause Courts	*10,467	•••	6,183	380	2,217	935	
Superior Courts	15	•••	5	•••	•••	•••	•••
Total	10,482	•••	6,188	380	2,217	935	
Grand Total	. 22,649	2	7,511	693	2,814	2,667	576

Notes.—Column 2.—Total of the entries in Columns 3 to 13. Cases transferred from one Court to another in the same Province General (1)—Cases under Order XXI, rule 58, Civil Procedure Code, should be treated as Miscellaneous Judicial Cases.

(2)—The classes of Applications dealt with by Appellate Courts only and specified in the note to Judicial Statement His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

No. 9--(Crvil).

CASES (JUDICIAL).

of Original Jurisdiction in the Presidency of Bombay in the year 1917.

Disposed of				-			
On refe Arbits	rence to	With	contest.	Pending at the close of	Number of Cases pending more than three months	Average duration of	Remarks.
For Plaintiff.	For Defendant,	Judgment for Plaintiff in whole or in part.	Judgment for Defendant	the year.	at the close of the year.	Cases.	
9	10	11	12_	13	- 14	15	16
•••		- 1	<b></b>	14	5	167	
1	1	2,385	1,251	2,325	986	110.5	
•••	•••	143	79	131	70	39-5	
			· .			·	
5	•••	343	220	725	467	105.7	
		•	<u> </u>				
							•
6	1	2,872	1,550	3,195	1,528	106.5	
•••	•••	314	188	250	6	23.6	This includes the figures for the Small Cause Court, Karachi.
• •••	•••	• •••	7	8	2	74	Court, Karáchi.
·			-				
• •••	000	314	195	253	8	23.7	
6	1	3,186	1,745	3,448	1,536	62.4	•

will appear only against the Court by which decided, or in which pending at the close of the year, if not decided.

No. 10, Part II, should not be shown in this Statement.

## PART I—APPEALS

### Statement showing the business of the Civil Appellate

•			Total number of	Courts	Decisions confirm- ed under Order			HEARD	on paris,	
	Class of Courts,		Appeals before the Courts.	in another Province or Presi- dency.	3 C <del>lvi</del> l	or other- wise not prosecut- ed.	Con- firmed.	Modi- fied.	Reversed	Remand
	1		9	8	6,	6	6	7	8	. 8
	· .				-					
COURTS	IN THE INTE	RIOR,								
A DOBAT.	FROM ORIGINAL D	MCR REG						, · · ·		
وبنظو ومجو										•
-	Civil Courts.							٠.		
N-4-1.1 A W		Al : 4-								
Courts of D	late Courts other thistricts	an Chief	(a) 10,547	1	727	010				
List Amelled	e Courts of Distric		10,047		121	212	54	20	23	10
••				<b>,</b> 3						
uperior Appe Court of Pro	llate Courts other	than Chief					•			,
Cours of 110	VIIIO9 (		•••	agu	***	.098	. ***	160	006	***
	•	Total	10,547	-1	727	212	54	20	23	10
	AT THE PRESIDENC AT OF GOVERNMENT.								·	,
•	(Appeals from	Original		-	-					
hief Court of	Decrees	* ***	1,154	100	17	28	53	1 ***	+44	- *ab
Province.	Appeals from	Appellate								
•	Decrees	*** ***	2,382	38P	431	28	4	***	•••	***
		Total	<b>3,5</b> 36	0.00	448	. 51	. 57	100	944	Ĩ04
	Grand	Total	14,083	1	1,175	263	111	20	23	10

Notes.—Column 2.—Total of the entries in Columns 8 to 14. Appeals, transferred from one Court to another in the some

This column should also include appeals pending from the preceding

No. 10-(Civil).

PROM DECREES.

Courts of the Presidency of Bombay in the year 1917.

	CONTES	red.			Of these pending	Averago	Objections	
Con- firmed.	Modi- fled.	Reversed	Remand-	Pending.		duration of Appeals.	under Order XLI, rule 22, Act V of 1903.	Remarks.
10	11	12	13	14	15	16	17	18
				•				
3,002	557	718	241	4,892	3,688	345	278	(a) These include 559 appeals disposed of hy
,				-,	.,,000	020	1	First Class Subordinate Judges and Small Cause Court Judges invested with Appellate Powers.
•••	•••	•••	•••	•••	•••	•••	•••	
3,092	557	718	211	4,892	3,688	345	278	
			-					
234	48	45	<b>1</b> 6	713	631	481.2	19	1
469	18	71	37	1,329	1,015	362.3	18	: 
703	66	116	53	2,012	1,647	397.4	. 37	
3,795	623	834	294	6,931	5,335	356	315	This includes 7,276 appeals pending at the close of the preceding year.

Province, will appear only against the Court by which decided, or in which pending at the close of the year, if not decided, year, the number of such being noted in the column of remarks,

# JUDICIAL STATEMENT PART II.—MISCELLANEOUS

Statement showing the business of the Civil Appellate

		Trans-		Dismiss-		HEARD 6	n parte	
Class of Courts.	Total number of Appeals before the Court.	ferred	eu, Oruer	ed for default or other- wise not	<del></del> -		Reversed.	Remand ed.
1	2	3	4	5	8	7	8	9
COURTS IN THE INTERIOR.				,				}
Civil Courts.						}		
District Appellate Courts other than Chief Courts of Districts. Thief Appellate Courts of Districts	319	•••	40	15	11	1	3	. 5
uperior Appellate Courts other than Chief Courts of Province.	•••		•••	•••	•••	•••		•••
				-		į		
Total	319.	•••	40	15	14	1	3	5
COURTS AT THE PRESIDENCY OR SEAT OF GOVERNMENT.				•		Ų		
hief Court of Orders.	17	•••		2			•••	•••
Province. Appeals from Appellate Orders.	144	•••	12	8	•••	•••	•••	•••
				,	<del></del>			
Total	*161		12	10		•••	•••	
· · ·								· 
Grand Total	+480		52	25	14	1	3	
•			, ,	-		}		
		ļ				,	. •	
·	,				:	,		
•					!			
e .								
						1		
•	•				}			

Notes.—Column 2—Total of the entries in Columns 8 to 14. Miscellaneous cases before Appellate Courts transferred from the year, if not decided.

General.—This statement should include not only Appeals from Orders under section 104 of the Code of Civil Procedure, His Majesty's High Court of Judicature, Appellate Side, Bombay, 11th October 1918.

No. 10—(CIVIL).

APPEALS.

Courts of the Presidency of Bombay in the year 1917.

3°	CONTE	STED.	<del>-</del>		Of these	Average duration of	Objections	
Confirmed.	Modified.	Reversed.	Remanded.	Pending.	perding more than three mouths.	Miscel- laneous cases before Appellate Courts.	under Order XLI, rule 22, Act V of 1908.	Remarks,
10	11	12	13	14	15	16	17	18
•	<u>-</u>	-		· ·				• In addition to these the following miscellaneous work was disposed of by the High Court, Appellate Side,
93	6	38	16	88	46	167-2	•••	and the Court of the Judicial Commissioner of Sind:—  By the High Court,
•••	***	•••		•••			•••	Appellate Side. 6 Applications to withdraw or transfer Appeals, section 24, Civil Procedure
98	6	38	16	88	46	167-2		Code.  11 Applications for leave to appeal as a pauper, Or. XLIV, r. 1, Civil Procedure Code.  36 Applications for review of judgment, section 114, and Or. XLVII, r. 1,
-								Civil Procedure Code  5 Applications for leave to appeal to His Majesty's Privy Council, Or. XLV, r.7, Civil Procedure Code. 175 Applications for stay of execution, Or. XUI, r.5.
1	•••	7.		7	2	96	<b>,</b>	Civil Procedure Code.  301 Applications under the Court's Extraordinary Jurisdiction.
. 42	7	4.	5	66	47	337-5	1	7 Civil References. Of these— 5 were under the Indian Divorce Act (IV of 1869); 1 was under the Aden Aden (Bom. Act II of 1864);
43	7	11	5	78	40	310	,1	1 was under the Indiar Stamp Act (II of 1899); 759 All other application under the Civil Procedure Code not especially men tioned above, and 3,219Applications were dispos
								ed of out of Court by the Registrar and his Deputy.
136	13	49	21	161	95	206-6	1	By the Court of the Judicial Commissioner of Sind. 2 Applications under section 25 of Act IX of 1887 53 Applications under section 115, Civil Procedur Code.
•				•.				6 Applications under Ac VII of 1913. 8 Applications under sec tion 18 of Act XII o 1866. 1 Application under sec tion 14 (2) of Act VII
• .								of 1890, and 1 Application under Ord. 4 r. 19, Civil Procedur Code. † This includes 175 appeal pending at the close of the proceeding year.
						į		

one Court to another in the same Province will appear only against the Court by which decided, or in which pending at the close of

but also Appeals in Miscellaneous and Judicial cases, i. e., the cases entered in Judicial Statement No. 9-Part II.

#### Statement showing the result of Proceedings on applications for the Execution of the

		tion of	APPL	PROITAGE	Disposan	OF		an three		
Class of Courts.		Total number of applications for the execution of decree before the Courts.	By transfer.	Satisfaction obtained in full	Satisfaction obtained in part.	Wholly infractaons.	Pending at the end of the year.	Number of applications pending more than three months at the close of the year.	Amount realiz	ed.
1		2	8	4	5	6	7	8	9	
Post of the second seco							·	·	Re. a.	p.
COURTS IN THE INTERIOR.  Civil Courts.				.						
Unpaid Tribunals		99	***	11	9	84	45	24	2,918	2 0
Paid Sub-Divisional Tribunals		149,983	3	26,230	27,979	67,363	38,413	21,308	<b>52,41,653</b> S	8 (
Small Cause Courts		11,718	21	1,937	2,334	5,991	1,435	482	1,51,260	7 6
District Courts other than Chief Courts Districts	of	766	22	181	84	805	<b>324</b>	103	1,25,677 -	<b>5</b> 0
Chief Courts of Districts		)		,						,
		· ~								
Tota	1	162,571	46	28,359	30,856	63,693	40,117	21,917	55,21,509	7 9
. •										
Courts at the Presidency or Seat of Government.								,		
Presidency Small Cause Courts	••	•19,963	380	2,786	8,551	11,749	1,497	208	9,47,016	6 11
Su perior Courts	•••	1,229	127	54	13	724	811	196	i 15,23,856	<b>ą</b> 7
Tota	al	21,192	507	2,840	8,564	12,473	1,808	404	24,70,872	9 6
Grand Total	al	†183,76	553	81,199	33,920	78,168	41,925	22,321	79,92,382	1 8

Note. - Column 2. - Total of the entries in columns 8 to 7.

<sup>\*</sup> This includes the figures for the Small Cause Court, Karáchi.
† This includes 45,820 pending at the close of the preceding year.

No. 11—(Civil).

Decrees of the Civil Courts in the Presidency of Bombay in the year 1917.

				Numbe	B OF A	PPLICATI	ons.										
46.6 LE	but released	On whice	operty		roperty	·	On poss	which ession given	nforced.		otherwise						
the judgment-debtor	On which he was arrested, but without imprisonment.	1d.	stfached, but subsequently ised,	old.	Was dealt with under r. 35, U. X.A.P. section 2 of schedule III or section 72 of Act V of 1908.	Was attached, but subsequently released under r. 55, O. XXI.	Of moven bles.	Of immoveables.	On which specific performance was enforced.	On which partition was effected.	On which execution was effected than the preceding columns.			22	•		•
On which prisoned.	On wh	Was sold.	Was attac	Was sold,	Was de section 72 of	Was relea	Of mo	Of im	On wh	On wh	On wh	Februs		Over 10 years.	2	1	_
10	11	· 12	13	.14	15	16	17	: 18	19	20	21	property was sold by dated 16th February		Over 9 years.	=	:	-
				. :	-			,				able pro. 875, da		Cver 8 years.	=	:	:
•••	•••	1	•-•	. 2		1	***	7		•••	43	1917, in which immovesble Government letter No. 875,	re pending	Over 7 years.	10	-	8
159	491	610	841	2,610	603	-2,295	42	8,237	86	288	31,219	in which	2 which we	Over 6 years.	8	•	•
69	219	70	88			***		•••	• • • •	<b></b>	119	ear 1917 346 Gov	n Column	Over 5 years.	•	**	0
. 8	8	6	* <b>1</b>	6		6	2	. 4	,	1	42	hasts disposed of during the year y of Bombay, including Sind leads	Number of Derkhásts in Column 2 which were pending	Over 4 years,	•	•	
								\	_			osed of day, includ	Numbero	Over 3 years.	•	18	101
Ţ			· 									sta disp of Bombi		Over 3 years,	1.0	96	351
233	713	717	930	2,618	603	2,302	44	3,248	86	289	81,423	f Darkhá esidency		Over 1 year,	•	3	E
<b></b>				<u> </u>		•			,			uration o		Less than	8	£83	9830
498	2,706	343	855	***	404	*** .	<b></b> .	197	•••	<b></b>	2,930	Sivil Courts i	umber of Dar-	khásta in which im- moveable property was sold,	2	1,065	1,568
8	81	1	18	15		6	. •••	5		•••	122	ng the r	1		}		_ <u>;</u>
501	2,737	344	873	15		6		202			8,052	Statement showing the number and duration of Darkhásts the Collectors or the Civil Courts in the Presidency of 1904s.	Re whom fromove.	able property was sold,		By the Civil Courts .	By the Collectors .
734	8,450	1,061	1,803	2,633	603	2,308	44	3,450	86	289	34,475				•		~

M. A. RANDELIA,
Assistant Registrar.

#### JUDICIAL STATEMENT No. 12- (CIVIL).

Statement showing the Number and Result of Applications and Proceedings under the Provincial Insolvency Act, III of 1907, in the Presidency of Bombay in the year 1917.

		rΑ	PLI	ATIO	NS 1	OB A	A DE	CLAF	RATIO	<b>F</b> 0	F INSOLV	enc:	r,			,	
					Grau	ted.				1	Rojected.					Inso disch	ber of lvents arged
Class of Courts.	Total number for hearing.	Transfe to anot Provin withdo	her ice, swn,	A recei bein appo ed	ver ig in <b>t-</b>	rece no bei	os ing	proce ui sect not	enal coding der ion 43 being ken.	re i m 3 a	entence of imprison- cent being passed under sec- tion 43.	bein to Ma; to t	plicant og sent o the gistrati o deal	of the	he e re	the nr	ring year der tion 4.
1	2	3		4	 L		5		6	_ -	7		8	9		1	10
Courts other than Chief Courts of Districts	977	,	70	10	<b>50</b>	2	258		114		14		•••	86	3		21
Chief Courts of Districts.	44		4		L9		6		1		•••		•••	1	4		5
Superior Courts	499	•••	'	••	•	•	••		***		***		•••	•••	•		•••
Total	1,021		74	1	79	2	262		115	]	14	-	***	87	7		28
Class of Courts.	Numb Insolv Estates hand Receiv which p ings finally durin	enta' in the s of ers in roceed- were closed g the	DEA		ITH	DU	RING	THE	YEAT		GROSS ASSETS I	dur	ing C		d de	aring	BEMARKS
1	1	1		1:	2			1	3		1	4		1	5		16
Courts other than Chie Courts of Districts		63		Ra,	<b>8.</b> 8	P•		Re. 494	14	p. 8	Ra. 1,19,776	a: 10	p. 2	Rs. 48,819	a. 11	P-	
Chief Courts of Districts		19	31	,095	14	8	25,	218	14	7	50,135	8	4	33,820	18	1	
Superior Courts		•••		•••	•••			***	****		•••	•••		•••	***		
. Total		82	1,24	,032	1	11	86,	718	18		1,69,911	`13	6	82,640	8		

Notes.—Column 1.—Sub-head "Courts other than Chief Courts of District." Specially empowered under the provisor to sub-section (I) of section 3 of Act III of 1907. (Vide Government Notification, J. D., No. 3358, dated 16th June 1910).

Column 2.—Total of the entries in columns 3 to 9. Cases transferred from one Court to another in the same of Province, will appear only against the Court by which decided, or in which pending at the close of the year, if not decided.

Column 3.—Applications struck off for default or otherwise not prosecuted should be entered in this column.

M, A. RANDELIA, Assistant Registrar.

JUDICIAL STATEMENT No. 13.

JUDICIAL STATEMENT

Stalement showing the use of Juries and Assessors in the Criminal

		Number of Accused Persons in Jury Trials.								
	Established or average number of		As to whom the Judge							
Classes of Courts in which Jurors or Assessors are employed.	Jury or Assessors in each case and prescribed qualifications,	Tried	Approved verdict	Did not approve of verdict.	Made reference under sec- tion 807, Criminal Procedure Code.					
1	3	8	4	5	6					
Magistrates' Courts under Chapter X, Criminal Procedure Code.	. 110		•••	•••	Destroa					
ourts of Session Jurors Assessors	. 5	<b>3</b> 07	290	17	17					
		٠								
iigh Court, Original } ••• ••• ••	9	<b>.</b> 86	68	•••	· ·					
Total ••		(a) 863	346	17	17					

No. 13-(CRIMINAL).

## Courts in the Presidency of Bombay in the year 1917.

NUMBER OF ACCUSED PERSONS IN TRIALS WITH ASSESSORS.				· · · · · · · · · · · · · · · · · · ·
Tried.	As to whom the Judge			
	Agreed with all the Assessors.	Differed from one or inore but not from all the Amessors.	Differed from all the Assessors.	Remarks.
7	8	9	10	11
	****	*******	***	All cases falling under Chapters VIII, XI, XII, XVI, XVII and XVIII or any of the said Chapters, taken in connection with section 75 of the Indian Penal Code, in which the punishment award able is death, transportation for life or transportation, or imprison ment for 10 years or upwards, and also attempts and abetments to commit any of the aforesaid offences, were tried by Jury in the district of Poons.  All offences punishable with death, transportation for life, or imprisonment for 10 years were tried by Jury in the districts of Thans and Surat and in the city of Karachi.  All offences, except offences punishable under sections 302, 303, 304, 305, 306, 307, 308, 311, 465, 466, 467, 468, 469, 471, 472, 474, 475, 476, 477, 477A, 484, 485, 487, 488, 489A, 489B, 489C and
1,360	961	140	259	489D of the Indian Penal Code and attempts to commit or abe ment of any of these offences, were tried by Jury in the district of Belgaum.  All offences punishable with death were tried by Jury in the district of Ahmedabad.  Assessors were employed in all cases committed for trial to the Cour of Session, except in the abovementioned districts as noted above.  (a) In addition to these there were 16 persons who pleaded guilty.
***	•••	101100	***	and 13 persons proceedings against whom were withdrawn.  (b) In addition to these, there were 254 persons as under:—  104 persons who pleaded guilty.  55 ,, whose cases were withdrawn.  17 ,, were dealt with under section 123 (2).  3 ,, proceedings against whom were quashed.  1 person whose case was compounded.
(b) 1,360	961	140	259	who died to who escaped 72 persons pending trial.
(8) 1,860	901	140	200	