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## ADDENDA.

- Page 11, note (a).—Add the words “*Venkata Reddi v. Párvati Ammal*.”
- „ 58.—To *Criminal Regular Appeal No. 361 of 1871*, add the following note ;—
- “This case was followed by Innes and Kindersley, J.J. in *Criminal Petition No. 410 of 1872*. (19th February 1873) the proceedings in the Lower Courts being under Act XXV of 1861. In *Reg. v. Parsharám Kesháv*, 7 Bom. H. C. Rep., (Cr. C.) 61, (28th July 1870), it was held that this Section 167 requires that sanction should be given before prosecution, and, that without such sanction the Court has no jurisdiction, and in *Reg. v. Vináyak Divákat*, 8 Bom. H. C. Rep., (Cr. C.) 32, (14th June 1871), it was held that the Local Government has the power to limit its sanction, by giving directions as to the person by whom, and the manner in which, the prosecution is to be preferred and conducted, and a Court has no jurisdiction to entertain a charge against such public servant, if preferred otherwise than in accordance with such directions. The present Code of Criminal Procedure (Act X of 1872) which came into force on the 1st September 1872, appears to incorporate the Bombay decisions, for in Section 466, which is, in other respects, substantially the same as Section 167 of Act XXV of 1861, the following clauses are added :—“The sanction must be given before the commencement of the proceedings. The Local Government may limit the person by whom, and the manner in which, the prosecution is to be conducted, and may specify the Court before which the trial is to be held.” This last clause is omitted in Act X of 1875, S. 131, which deals only with the High Courts.
- Page 85.—*Chedambaram Chetti v. Ranga Kristna Muttwára Puchaya Naiker, Zemindar of Marangapurí*, was affirmed by the Privy Council on Appeal. See L.R., 1 Indian Appeals, p. 241 ; S., 9. 13 B. L. R., (P. C.) 509.
- „ 143, lines 14 and 15.—To “Tindal, C. J., 7 Bing. 378,” add “*Stanley v. Jones* ;” and to “Eldon, C. 18 Ves. 129,” add *Wood v. Downes*.”
- „ 144, line 6.—To “4 Ben. L. R.,” add “(O. C. J).”
- „ 195, line 10.—To “28 L. J. Exch. 197,” add “4 H. and N., p. 1 ;” and to “25 L. J. C. P. 91,” add “17 C. B., p. 625 ;”
- „ „ line 11.—To “31 L. J. C. P. 100,” add “11 C. B. (N. S.), p. 369.”
- „ 198, line 3 from the bottom.—To *Harris v. Rickett* add “27 L. J. (Ex.) 197 : 4 H. N., p. 1.”
- „ 215, line 5 from the bottom.—Before the words “Decisions of 1862, p. 30,” add *Chettur Damodaran Embrandiri v. Káyipranan Kellunu* ; and before the next line add *Chemmanthatti Chapunni Naiyar v. Meyene Itiachi* ; in the last line but one, to “1 M. H. C. R., 262” add *Addukanda Varriyár v. Radmen Nambúdiri* ; and to the last line add *Rágunada Naicken*, and another *v. Chinnappa Chetty alias Subramania Chetty*, and others.
- „ 225, As a note to *Referred Case, No. II of 1873* add “so held in, In the matter of the Petition of *Tadír Hossein Khondhar*, 6 B. L. R., 388.
- „ 265, line 28.—To “(2, M. H. C. R.),” add “p. 143 *et seq.*”
- „ 266, line 5.—To “M. H. C. R.,” add “p. 144.”
- „ 277, line 20.—To *Brooks v. Mitchell*, add “9 M. & W., p. 15 ;” and to *Barrough v. White*, add “4 B. & C., 325.”
- „ 280, line 26.—To “4 B. & C.,” add “p. 325.”
- „ „ last line.—To *Cripps v. Davis* (see *Corrigenda*), add “12 M. & W., 159.”
- „ 281, line 9.—To “*Bartrum v. Caddy*, 9 A. & E., 275 (see *Corrigenda*), add “(at page 278).”
- „ 287, line 8.—To *Mayor of Lyons v. E. I. Co.*, 1 Moore’s P. C.,” add “p. 175.”
- „ 324, line 27.—To (3 *Madras High Court* 13), add *Syed Ali Saib v. The Zemindar of Salur*.

Page 332, line 19.—Between the words “see” and “post” insert *Venkatasamy Naick v. Setaputi Amlalam*, and, after the word “page” add “359.”

Add the following note :—

In *Referred Case, No. 21 of 1873*, (Small Cause Suit, No. 368 of 1872,) the plaintiff, Mutukarupa Pillai, sought to recover Rs. 12-13-9, arrears of rent of land taken from him by the defendant, Rama Reddi, in 1870, under Ryotwar settlements, and on a verbal contract to pay rent. The defendant admitted that the land was one under Ryotwar settlement, but pleaded that the plaintiff could not sue in the absence of a written agreement under Section 13 of the Rent Recovery Act (Madras Act VIII of 1865). The District Munsif of Kulutulai in referring the question “whether the plaintiff’s claim is not maintainable in the absence of any such lease or agreement in writing as is prescribed by Section 13 of the Act,” remarked :—“It appears to me that the plaintiff comes within the second of the two interpretations of “landholders” in Section 1 of the said Act, and that Section 13 would only prevent him from exercising the authority vested in him by Section 2, in the absence of a written agreement, and not from suing his tenant in the Civil Court which is allowed by Section 87 of the said Act.” On the 15th May 1874, the High Court, (Morgan, C. J., Holloway, and Kindersley, JJ.) held that the Munsif was right in his opinion, and that the plaintiff was not one of the persons within Section 3 of the Act.

Page 363, note (a).—Substitute for the words “not reported,” the following note :—

*Referred Case No. 7 of 1874.*

The plaintiff sought to recover Rs. 185-4-0 principal and interest, on an unstamped Promissory Note for Rs. 150, bearing date the 5th November 1871, and payable on the 10th April 1873. The Judge of the Court of Small Causes, Tripaty, referred the question “Whether the plaint can be admitted on payment of the penalty under Section 20, Act XVIII of 1869.” On the 23rd February 1874, the High Court (Morgan, C. J. and Holloway, J.) Held, that the plaint could not be admitted. “There are two exceptions to the inability to stamp subsequently. This is within neither of them.”

Page 368, line 20.—To *Taylor v. Hilary* (see Corrigenda) add “1 C. M. and R., 741.”

„ 371, line 27.—To “*Hogg v. Snaith*, 1 Taunt.,” add “p. 347.”

„ 390, line 10.—To “(3 H. C. 188),” add *Aroonachella Pillai v. Appavu Pillai*.

„ 391, line 28.—To “(VI, M. H. C., 137),” add *Moparti Pitchi Naidu v. Yuppala Kondamma*.



## CORRIGENDA.

- Page 179, last line but one.—For *Subbu Hegade*, read *Subbu Hegadi*.  
 „ 233, line 12.—For “fn” read “in.”  
 „ 242, line 24.—For “them” read “them.”  
 „ 250, line 18.—For “Snit” read “Suit.”  
 „ „ line 31.—For “Conrt” read “Court.”  
 „ 257, line 10 from the bottom.—For “upon” read “upon.”  
 „ 266, lines 4 and 5.—For “III, M. H. C. R.,” read “2 M. H. C. Rep., p. 144.”  
 „ 280, line 12.—For *Cullingridge*, read *Collengridge*.  
 „ „ „ 13.—For *Sturtovant*, read *Sturtevant*.  
 „ „ last line but one.—For *Croffs v. Davis*, read *Cripps v. Davis*, 12 M. & W., 159.  
 „ 281, line 9.—For *Brockman v. Caddy*, 4 A. & E., read *Bartrum v. Caddy*, 9 A. & E.  
 „ 285, line 9.—For “ground,” read “ground.”  
 „ 286, line 14.—For *De la*, read *De la*.  
 „ 287, line 15.—Strike out “C. Qy.,” after “1 Moore’s I. A.”  
 „ „ 24.—For “p. 271-2,” read “p. 273.”  
 „ 288, line 8.—For “reverced,” read “reversed.”  
 „ „ 19.—For “repeel” read “repeal.”  
 „ 290, line 21.—For “soundness” read “soundness.”  
 „ 312, line 5, from the bottom.—For “described,” read “described.”  
 „ „ „ strike out the last paragraph of the *Note to R. A. 131 of 1872*, from line 20 to line 23.  
 „ 340, line 34.—For “veseel,” read “vessel.”  
 „ 351, line 10.—For “declained” read “declared.”  
 „ 356, note (a).—For “Mor an,” read “Morgan.”  
 „ 368, line 20.—For *Taylor v. Henry*, read *Taylor v. Hilary*, 1 C. M. & R., 741.  
 „ 371, line 30.—For *Edmonds v. Bushell*, read *Edmunds v. Bushell*.  
 „ 397, line 14.—For “whetber,” read “whether.”
- The page preceding page 389, has been misprinted 883 for 388.

