

*Judgment of the Lords of the Judicial Committee
of the Privy Council on the Petition of
Maharajah Madhava Singh for special leave
to appeal to His Majesty in Council from
an Order of the Governor-General of India
in Council ; delivered the 26th July 1904.*

Present :

LORD DAVEY.

LORD ROBERTSON.

SIR ARTHUR WILSON.

[*Delivered by Lord Davey.*]

IN this case the Petitioner, the Maharajah, seeks to obtain leave to appeal to His Majesty in Council against an act of the Governor-General of India in Council removing him from the Government of the State of Panna. That is clearly a political act—an act of State—done by the Viceroy in Council in the interest of the State of Panna, and the inhabitants of Panna, and for the peace and good government of India generally. Their Lordships are precluded by a long series of authorities, and by well-established principles from entertaining a Petition for leave to appeal against an act of that character. Mr. Haldane has contended that the appeal is against a conviction of the Maharajah; but it is sufficient to say that the Commission in question was one appointed by the Viceroy himself for the information of his own mind, in order that he should not act in his political and sovereign character otherwise than in accordance with the dictates of justice and equity, and was not in any sense a Court,

or, if a Court, was not a Court from which an Appeal lies to His Majesty in Council.

Their Lordships will therefore humbly advise His Majesty to dismiss the Petition. There will be no Order as to costs.
