

the Council, to become the greatest native in Bengal. From the time of the arrival of the new Councillors, he had paid the most marked court to them, and had in consequence been excluded, with all indignity, from the Government-house. He now put into the hands of Francis, with great ceremony, a paper, containing several charges of the most serious description. By this document Hastings was accused of putting offices up for sale, and of receiving bribes for suffering offenders to escape. In particular, it was alleged that Mahommed Reza Khan had been dismissed with impunity, in consideration of a great sum paid to the Governor-General.

Francis read the paper in Council. A violent altercation followed. Hastings complained in bitter terms of the way in which he was treated, spoke with contempt of Nuncomar and of Nuncomar's accusation, and denied the right of the Council to sit in judgment on the Governor. At the next meeting of the Board, another communication from Nuncomar was produced. He requested that he might be permitted to attend the Council, and that he might be heard in support of his assertions. Another tempestuous debate took place. The Governor-General maintained that the council-room was not a proper place for such an investigation; that from persons who were heated by daily conflict with him he could not expect the fairness of judges; and

that he could not, without betraying the dignity of his post, submit to be confronted with such a man as Nuncomar. The majority, however, resolved to go into the charges. Hastings rose, declared the sitting at an end, and left the room, followed by Barwell. The other members kept their seats, voted themselves a council, put Clavering in the chair, and ordered Nuncomar to be called in. Nuncomar not only adhered to the original charges, but, after the fashion of the East, produced a large supplement. He stated that Hastings had received a great sum for appointing Rajah Goordas treasurer of the Nabob's household, and for committing the care of his Highness's person to the Munny Begum. He put in a letter purporting to bear the seal of the Munny Begum, for the purpose of establishing the truth of his story. The seal, whether forged, as Hastings affirmed, or genuine, as we are rather inclined to believe, proved nothing. Nuncomar, as everybody knows who knows India, had only to tell the Munny Begum that such a letter would give pleasure to the majority of the Council, in order to procure her attestation. The majority, however, voted that the charge was made out; that Hastings had corruptly received between thirty and forty thousand pounds; and that he ought to be compelled to refund.

The general feeling among the English in Bengal was strongly in favour of the Governor-General. In

talents for business, in knowledge of the country, in general courtesy of demeanour, he was decidedly superior to his persecutors. The servants of the Company were naturally disposed to side with the most distinguished member of their own body against a clerk from the War Office, who, profoundly ignorant of the native languages and of the native character, took on himself to regulate every department of the administration. Hastings, however, in spite of the general sympathy of his countrymen, was in a most painful situation. There was still an appeal to higher authority in England. If that authority took part with his enemies, nothing was left to him but to throw up his office. He accordingly placed his resignation in the hands of his agent in London, Colonel Maclean. But Maclean was instructed not to produce the resignation, unless it should be fully ascertained that the feeling at the India House was adverse to the Governor-General.

The triumph of Nuncomar seemed to be complete. He held a daily levée, to which his countrymen resorted in crowds, and to which, on one occasion, the majority of the Council condescended to repair. His house was an office for the purpose of receiving charges against the Governor-General. It was said that, partly by threats, and partly by wheedling, the villanous Brahmin had induced many of the wealthiest men of

the province to send in complaints. But he was playing a perilous game. It was not safe to drive to despair a man of such resources and of such determination as Hastings. Nuncomar, with all his acuteness, did not understand the nature of the institutions under which he lived. He saw that he had with him the majority of the body which made treaties, gave places, raised taxes. The separation between political and judicial functions was a thing of which he had no conception. It had probably never occurred to him that there was in Bengal an authority perfectly independent of the Council, an authority which could protect one whom the Council wished to destroy, and send to the gibbet one whom the Council wished to protect. Yet such was the fact. The Supreme Court was, within the sphere of its own duties, altogether independent of the Government. Hastings, with his usual sagacity, had seen how much advantage he might derive from possessing himself of this stronghold; and he had acted accordingly. The judges, especially the Chief Justice, were hostile to the majority of the Council. The time had now come for putting this formidable machinery into action.

On a sudden, Calcutta was astounded by the news that Nuncomar had been taken up on a charge of felony, committed, and thrown into the common gaol. The crime imputed to him was that six years before he

had forged a bond. The ostensible prosecutor was a native. But it was then, and still is, the opinion of everybody, idiots and biographers excepted, that Hastings was the real mover in the business.

The rage of the majority rose to the highest point. They protested against the proceedings of the Supreme Court, and sent several urgent messages to the Judges, demanding that Nuncomar should be admitted to bail. The Judges returned haughty and resolute answers. All that the Council could do was to heap honours and emoluments on the family of Nuncomar; and this they did. In the meantime the assizes commenced; a true bill was found; and Nuncomar was brought before Sir Elijah Impey and a jury composed of Englishmen. A great quantity of contradictory swearing, and the necessity of having every word of the evidence interpreted, protracted the trial to a most unusual length. At last a verdict of guilty was returned, and the Chief Justice pronounced sentence of death on the prisoner.

That Impey ought to have respited Nuncomar we hold to be perfectly clear. Whether the whole proceeding was not illegal, is a question. But it is certain, that whatever may have been, according to technical rules of construction, the effect of the statute under which the trial took place, it was most unjust to hang a Hindoo for forgery. The law which made forgery capital in England was passed without the smallest

reference to the state of society in India. It was unknown to the natives of India. It had never been put in execution among them, certainly not for want of delinquents. It was in the highest degree shocking to all their notions. They were not accustomed to the distinction which many circumstances, peculiar to our own state of society, have led us to make between forgery and other kinds of cheating. The counterfeiting of a seal was, in their estimation, a common act of swindling; nor had it ever crossed their minds that it was to be punished as severely as gang-robbery or assassination. A just judge would, beyond all doubt, have reserved the case for the consideration of the sovereign. But Impey would not hear of mercy or delay.

The excitement among all classes was great. Francis and Francis's few English adherents described the Governor-General and the Chief Justice, as the worst of murderers. Clavering, it was said, swore that, even at the foot of the gallows, Nuncomar should be rescued. The bulk of the European society, though strongly attached to the Governor-General, could not but feel compassion for a man who, with all his crimes, had so long filled so large a space in their sight, who had been great and powerful before the British empire in India began to exist, and to whom, in the old times, governors and members of council, then mere

commercial factors, had paid court for protection. The feeling of the Hindoos was infinitely stronger. They were, indeed, not a people to strike one blow for their countryman. But his sentence filled them with sorrow and dismay. Tried even by their low standard of morality, he was a bad man. But, bad as he was, he was the head of their race and religion, a Brahmin of the Brahmins. He had inherited the purest and highest caste. He had practised with the greatest punctuality all those ceremonies to which the superstitious Bengalees ascribe far more importance than to the correct discharge of the social duties. They felt, therefore, as a devout Catholic in the dark ages would have felt, at seeing a prelate of the highest dignity sent to the gallows by a secular tribunal. According to their old national laws, a Brahmin could not be put to death for any crime whatever. And the crime for which Nuncomar was about to die was regarded by them in much the same light in which the selling of an unsound horse for a sound price is regarded by a Yorkshire jockey.

The Mussulmans alone appear to have seen with exultation the fate of the powerful Hindoo, who had attempted to rise by means of the ruin of Mahommed Reza Khan. The Mahommedan historian of those times takes delight in aggravating the charge. He assures us that in Nuncomar's house a casket was

found containing counterfeits of the seals of all the richest men of the province. We have never fallen in with any other authority for this story, which in itself is by no means improbable.

The day drew near; and Nuncomar prepared himself to die with that quiet fortitude with which the Bengalee, so effeminately timid in personal conflict, often encounters calamities for which there is no remedy. The sheriff, with the humanity which is seldom wanting in an English gentleman, visited the prisoner on the eve of the execution, and assured him that no indulgence consistent with the law should be refused to him. Nuncomar expressed his gratitude with great politeness and unaltered composure. Not a muscle of his face moved. Not a sigh broke from him. He put his finger to his forehead, and calmly said that fate would have its way, and that there was no resisting the pleasure of God. He sent his compliments to Francis, Clavering, and Monson, and charged them to protect Rajah Goordas, who was about to become the head of the Brahmins of Bengal. The sheriff withdrew, greatly agitated by what had passed, and Nuncomar sat composedly down to write notes and examine accounts.

The next morning, before the sun was in his power, an immense concourse assembled round the place where the gallows had been set up. Grief and horror were



on every face; yet to the last the multitude could hardly believe that the English really purposed to take the life of the great Brahmin. At length the mournful procession came through the crowd. Nuncomar sat up in his palanquin, and looked round him with unaltered serenity. He had just parted from those who were most nearly connected with him. Their cries and contortions had appalled the European ministers of justice, but had not produced the smallest effect on the iron stoicism of the prisoner. The only anxiety which he expressed was that men of his own priestly caste might be in attendance to take charge of his corpse. He again desired to be remembered to his friends in the Council, mounted the scaffold with firmness, and gave the signal to the executioner. The moment that the drop fell, a howl of sorrow and despair rose from the innumerable spectators. Hundreds turned away their faces from the polluting sight, fled with loud wailings towards the Hoogley, and plunged into its holy waters, as if to purify themselves from the guilt of having looked on such a crime. These feelings were not confined to Calcutta. The whole province was greatly excited; and the population of Dacca, in particular, gave strong signs of grief and dismay.

Of Impey's conduct it is impossible to speak too severely. We have already said that, in our opinion,

he acted unjustly in refusing to respite Nuncomar. No rational man can doubt that he took this course in order to gratify the Governor-General. If we had ever had any doubts on that point, they would have been dispelled by a letter which Mr. Gleig has published. Hastings, three or four years later, described Impey as the man "to whose support he was at one time indebted for the safety of his fortune, honour, and reputation." These strong words can refer only to the case of Nuncomar; and they must mean that Impey hanged Nuncomar in order to support Hastings. It is therefore our deliberate opinion that Impey, sitting as a judge, put a man unjustly to death in order to serve a political purpose.

But we look on the conduct of Hastings in a somewhat different light. He was struggling for fortune, honour, liberty, all that makes life valuable. He was beset by rancorous and unprincipled enemies. From his colleagues he could expect no justice. He cannot be blamed for wishing to crush his accusers. He was indeed bound to use only legitimate means for that end. But it was not strange that he should have thought any means legitimate which were pronounced legitimate by the sages of the law, by men whose peculiar duty it was to deal justly between adversaries, and whose education might be supposed to have peculiarly qualified them for the discharge of that

duty. Nobody demands from a party the unbending equity of a judge. The reason that judges are appointed is, that even a good man cannot be trusted to decide a cause in which he is himself concerned. Not a day passes on which an honest prosecutor does not ask for what none but a dishonest tribunal would grant. It is too much to expect that any man, when his dearest interests are at stake, and his strongest passions excited, will, as against himself, be more just than the sworn dispensers of justice. To take an analogous case from the history of our own island; suppose that Lord Stafford, when in the Tower on suspicion of being concerned in the Popish plot, had been apprised that Titus Oates had done something which might, by a questionable construction, be brought under the head of felony. Should we severely blame Lord Stafford, in the supposed case, for causing a prosecution to be instituted, for furnishing funds, for using all his influence to intercept the mercy of the Crown? We think not. If a judge, indeed, from favour to the Catholic lords, were to strain the law in order to hang Oates, such a judge would richly deserve impeachment. But it does not appear to us that the Catholic lord, by bringing the case before the judge for decision, would materially overstep the limits of a just self-defence.

While, therefore, we have not the least doubt that

this memorable execution is to be attributed to Hastings, we doubt whether it can with justice be reckoned among his crimes. That his conduct was dictated by a profound policy is evident. He was in a minority in Council. It was possible that he might long be in a minority. He knew the native character well. He knew in what abundance accusations are certain to flow in against the most innocent inhabitant of India who is under the frown of power. There was not in the whole black population of Bengal a place-holder, a place-hunter, a government tenant, who did not think that he might better himself by sending up a deposition against the Governor-General. Under these circumstances, the persecuted statesman resolved to teach the whole crew of accusers and witnesses, that, though in a minority at the council-board, he was still to be feared. The lesson which he gave them was indeed a lesson not to be forgotten. The head of the combination which had been formed against him, the richest, the most powerful, the most artful of the Hindoos, distinguished by the favour of those who then held the government, fenced round by the superstitious reverence of millions, was hanged in broad day before many thousands of people. Everything that could make the warning impressive, dignity in the sufferer, solemnity in the proceeding, was found in this case. The helpless rage and vain struggles of the Council made the

triumph more signal. From that moment the conviction of every native was that it was safer to take the part of Hastings in a minority than that of Francis in a majority, and that he who was so venturous as to join in running down the Governor-General might chance, in the phrase of the Eastern poet, to find a tiger while beating the jungle for a deer. The voices of a thousand informers were silenced in an instant. From that time, whatever difficulties Hastings might have to encounter, he was never molested by accusations from natives of India.

It is a remarkable circumstance that one of the letters of Hastings to Dr. Johnson bears date a very few hours after the death of Nuncomar. While the whole settlement was in commotion, while a mighty and ancient priesthood were weeping over the remains of their chief, the conqueror in that deadly grapple sat down, with characteristic self-possession, to write about the Tour to the Hebrides, Jones's Persian Grammar, and the history, traditions, arts, and natural productions of India.

In the meantime, intelligence of the Rohilla war, and of the first disputes between Hastings and his colleagues, had reached London. The Directors took part with the majority, and sent out a letter filled with severe reflections on the conduct of Hastings. They condemned, in strong but just terms, the iniquity of

undertaking offensive wars merely for the sake of pecuniary advantage. But they utterly forgot that, if Hastings had by illicit means obtained pecuniary advantages, he had done so, not for his own benefit, but in order to meet their demands. To enjoin honesty, and to insist on having what could not be honestly got, was then the constant practice of the Company. As Lady Macbeth says of her husband, they "would not play false, and yet would wrongly win."

The Regulating Act, by which Hastings had been appointed Governor-General for five years, empowered the Crown to remove him on an address from the Company. Lord North was desirous to procure such an address. The three members of Council who had been sent out from England were men of his own choice. General Clavering, in particular, was supported by a large parliamentary connection, such as no cabinet could be inclined to disoblige. The wish of the minister was to displace Hastings, and to put Clavering at the head of the government. In the Court of Directors parties were very nearly balanced. Eleven voted against Hastings; ten for him. The Court of Proprietors was then convened. The great sale-room presented a singular appearance. Letters had been sent by the Secretary of the Treasury, exhorting all the supporters of government who held India stock to be in attendance. Lord Sandwich marshalled the friends

of the administration with his usual dexterity and alertness. Fifty peers and privy councillors, seldom seen so far eastward, were counted in the crowd. The debate lasted till midnight. The opponents of Hastings had a small superiority on the division; but a ballot was demanded; and the result was that the Governor-General triumphed by a majority of above a hundred votes over the combined efforts of the Directors and the Cabinet. The ministers were greatly exasperated by this defeat. Even Lord North lost his temper, no ordinary occurrence with him, and threatened to convoke parliament before Christmas, and to bring in a bill for depriving the Company of all political power, and for restricting it to its old business of trading in silks and teas.

Colonel Maclean, who through all this conflict had zealously supported the cause of Hastings, now thought that his employer was in imminent danger of being turned out, branded with parliamentary censure, perhaps prosecuted. The opinion of the Crown lawyers had already been taken respecting some parts of the Governor-General's conduct. It seemed to be high time to think of securing an honourable retreat. Under these circumstances, Maclean thought himself justified in producing the resignation with which he had been intrusted. The instrument was not in very accurate form; but the Directors were too eager to be

scrupulous. They accepted the resignation, fixed on Mr. Wheler, one of their own body, to succeed Hastings, and sent out orders that General Clavering, as senior member of Council, should exercise the functions of Governor-General till Mr. Wheler should arrive.

But, while these things were passing in England, a great change had taken place in Bengal. Monson was no more. Only four members of the government were left. Clavering and Francis were on one side, Barwell and the Governor-General on the other; and the Governor-General had the casting vote. Hastings, who had been during two years destitute of all power and patronage, became at once absolute. He instantly proceeded to retaliate on his adversaries. Their measures were reversed: their creatures were displaced. A new valuation of the lands of Bengal, for the purposes of taxation, was ordered; and it was provided that the whole inquiry should be conducted by the Governor-General, and that all the letters relating to it should run in his name. He began, at the same time, to revolve vast plans of conquest and dominion, plans which he lived to see realised, though not by himself. His project was to form subsidiary alliances with the native princes, particularly with those of Oude and Berar, and thus to make Britain the paramount power in India. While he was meditating these great



designs, arrived the intelligence that he had ceased to be Governor-General, that his resignation had been accepted, that Wheler was coming out immediately, and that, till Wheler arrived, the chair was to be filled by Clavering.

Had Hastings still been in a minority, he would probably have retired without a struggle; but he was now the real master of British India, and he was not disposed to quit his high place. He asserted that he had never given any instructions which could warrant the steps taken at home. What his instructions had been, he owned he had forgotten. If he had kept a copy of them, he had mislaid it. But he was certain that he had repeatedly declared to the Directors that he would not resign. He could not see how the court, possessed of that declaration from himself, could receive his resignation from the doubtful hands of an agent. If the resignation were invalid, all the proceedings which were founded on that resignation were null, and Hastings was still Governor-General.

He afterwards affirmed that, though his agents had not acted in conformity with his instructions, he would, nevertheless, have held himself bound by their acts, if Clavering had not attempted to seize the supreme power by violence. Whether this assertion were or were not true, it cannot be doubted that the imprudence of Clavering gave Hastings an advantage.

The General sent for the keys of the fort and of the treasury, took possession of the records, and held a council at which Francis attended. Hastings took the chair in another apartment, and Barwell sat with him. Each of the two parties had a plausible show of right. There was no authority entitled to their obedience within fifteen thousand miles. It seemed that there remained no way of settling the dispute except an appeal to arms; and from such an appeal, Hastings, confident of his influence over his countrymen in India, was not inclined to shrink. He directed the officers of the garrison at Fort William, and of all the neighbouring stations, to obey no orders but his. At the same time, with admirable judgment, he offered to submit the case to the Supreme Court, and to abide by its decision. By making this proposition he risked nothing; yet it was a proposition which his opponents could hardly reject. Nobody could be treated as a criminal for obeying what the judges should solemnly pronounce to be the lawful government. The boldest man would shrink from taking arms in defence of what the judges should pronounce to be usurpation. Clavering and Francis, after some delay, unwillingly consented to abide by the award of the court. The court pronounced that the resignation was invalid, and that therefore Hastings was still Governor-General under the Regulating Act; and the defeated members

of the Council, finding that the sense of the whole settlement was against them, acquiesced in the decision.

About this time arrived the news that, after a suit which had lasted several years, the Franconian courts had decreed a divorce between Imhoff and his wife. The Baron left Calcutta, carrying with him the means of buying an estate in Saxony. The lady became Mrs. Hastings. The event was celebrated by great festivities; and all the most conspicuous persons of Calcutta, without distinction of parties, were invited to the Government-house. Clavering, as the Mahomedan chronicler tells the story, was sick in mind and body, and excused himself from joining the splendid assembly. But Hastings, whom, as it should seem, success in ambition and in love had put into high good-humour, would take no denial. He went himself to the General's house, and at length brought his vanquished rival in triumph to the gay circle which surrounded the bride. The exertion was too much for a frame broken by mortification as well as by disease. Clavering died a few days later.

Wheler, who came out expecting to be Governor-General and was forced to content himself with a seat at the council-board, generally voted with Francis. But the Governor-General, with Barwell's help and his own casting vote, was still the master. Some

change took place at this time, in the feeling both of the Court of Directors and of the Ministers of the Crown. All designs against Hastings were dropped; and, when his original term of five years expired, he was quietly reappointed. The truth is, that the fearful dangers to which the public interests in every quarter were now exposed, made both Lord North and the Company unwilling to part with a Governor whose talents, experience, and resolution, enmity itself was compelled to acknowledge.

The crisis was indeed formidable. That great and victorious empire, on the throne of which George the Third had taken his seat eighteen years before, with brighter hopes than had attended the accession of any of the long line of English sovereigns, had, by the most senseless misgovernment, been brought to the verge of ruin. In America, millions of Englishmen were at war with the country from which their blood, their language, their religion, and their institutions were derived, and to which, but a short time before, they had been as strongly attached as the inhabitants of Norfolk and Leicestershire. The great powers of Europe, humbled to the dust by the vigour and genius which had guided the councils of George the Second, now rejoiced in the prospect of a signal revenge. The time was approaching when our Island, while struggling to keep down the United States of America,

and pressed with a still nearer danger by the too just discontents of Ireland, was to be assailed by France, Spain, and Holland, and to be threatened by the armed neutrality of the Baltic; when even our maritime supremacy was to be in jeopardy; when hostile fleets were to command the Straits of Calpe and the Mexican Sea; when the British flag was to be scarcely able to protect the British Channel. Great as were the faults of Hastings, it was happy for our country that at that conjuncture, the most terrible through which she has ever passed, he was the ruler of her Indian dominions.

An attack by sea on Bengal was little to be apprehended. The danger was that the European enemies of England might form an alliance with some native power, might furnish that power with troops, arms, and ammunition, and might thus assail our possessions on the side of the land. It was chiefly from the Mahrattas that Hastings anticipated danger. The original seat of that singular people was the wild range of hills which runs along the western coast of India. In the reign of Aurungzebe, the inhabitants of those regions, led by the great Sevajee, began to descend on the possessions of their wealthier and less warlike neighbours. The energy, ferocity, and cunning of the Mahrattas soon made them the most conspicuous among the new powers which were

generated by the corruption of the decaying monarchy. At first they were only robbers. They soon rose to the dignity of conquerors. Half the provinces of the empire were turned into Mahratta principalities. Freebooters, sprung from low castes, and accustomed to menial employments, became mighty Rajahs. The Bonslas, at the head of a band of plunderers, occupied the vast region of Berar. The Guicowar, which is, being interpreted, the Herdsman, founded that dynasty which still reigns in Guzerat. The houses of Scindia and Holkar waxed great in Malwa. One adventurous captain made his nest on the impregnable rock of Gooti. Another became the lord of the thousand villages which are scattered among the green rice-fields of Tanjore.

That was the time throughout India of double government. The form and the power were everywhere separated. The Mussulman Nabobs who had become sovereign princes, the Vizier in Oude, and the Nizam at Hyderabad, still called themselves the viceroys of the house of Tamerlane. In the same manner the Mahratta states, though really independent of each other, pretended to be members of one empire. They all acknowledged, by words and ceremonies, the supremacy of the heir of Sevajee, a *roi fainéant*, who chewed bang and toyed with dancing girls in a state prison at Sattara, and of his Peshwa or mayor of the

palace, a great hereditary magistrate, who kept a court with kingly state at Poonah, and whose authority was obeyed in the spacious provinces of Aurungabad and Bejapoor.

Some months before war was declared in Europe the government of Bengal was alarmed by the news that a French adventurer, who passed for a man of quality, had arrived at Poonah. It was said that he had been received there with great distinction, that he had delivered to the Peshwa letters and presents from Louis the Sixteenth, and that a treaty, hostile to England, had been concluded between France and the Mahrattas.

Hastings immediately resolved to strike the first blow. The title of the Peshwa was not undisputed. A portion of the Mahratta nation was favourable to a pretender. The Governor-General determined to espouse this pretender's interest, to move an army across the peninsula of India, and to form a close alliance with the chief of the house of Bonsla, who ruled Berar, and who, in power and dignity, was inferior to none of the Mahratta princes.

The army had marched, and the negotiations with Berar were in progress, when a letter from the English consul at Cairo brought the news that war had been proclaimed both in London and Paris. All the measures which the crisis required were adopted by

Hastings without a moment's delay. The French factories in Bengal were seized. Orders were sent to Madras that Pondicherry should instantly be occupied. Near Calcutta works were thrown up which were thought to render the approach of a hostile force impossible. A maritime establishment was formed for the defence of the river. Nine new battalions of sepoys were raised, and a corps of native artillery was formed out of the hardy Lascars of the Bay of Bengal. Having made these arrangements, the Governor-General, with calm confidence, pronounced his presidency secure from all attack, unless the Mahrattas should march against it in conjunction with the French.

The expedition which Hastings had sent westward was not so speedily or completely successful as most of his undertakings. The commanding officer procrastinated. The authorities at Bombay blundered. But the Governor-General persevered. A new commander repaired the errors of his predecessor. Several brilliant actions spread the military renown of the English through regions where no European flag had ever been seen. It is probable that, if a new and more formidable danger had not compelled Hastings to change his whole policy, his plans respecting the Mahratta empire would have been carried into complete effect.

The authorities in England had wisely sent out to



Bengal, as commander of the forces and member of the Council, one of the most distinguished soldiers of that time. Sir Eyre Coote had, many years before, been conspicuous among the founders of the British empire in the East. At the council of war which preceded the battle of Plassey, he earnestly recommended, in opposition to the majority, that daring course which, after some hesitation, was adopted, and which was crowned with such splendid success. He subsequently commanded in the south of India against the brave and unfortunate Lally, gained the decisive battle of Wandewash over the French and their native allies, took Pondicherry, and made the English power supreme in the Carnatic. Since these great exploits near twenty years had elapsed. Coote had no longer the bodily activity which he had shown in earlier days; nor was the vigour of his mind altogether unimpaired. He was capricious and fretful, and required much coaxing to keep him in good humour. It must, we fear, be added that the love of money had grown upon him, and that he thought more about his allowances, and less about his duties, than might have been expected from so eminent a member of so noble a profession. Still he was perhaps the ablest officer that was then to be found in the British army. Among the native soldiers his name was great and his influence unrivalled. Nor is he yet forgotten by them. Now and then a white-

bearded old sepoy may still be found who loves to talk of Porto Novo and Pollilore. It is but a short time since one of those aged men came to present a memorial to an English officer, who holds one of the highest employments in India. A print of Coote hung in the room. The veteran recognised at once that face and figure which he had not seen for more than half a century, and, forgetting his salaam to the living, halted, drew himself up, lifted his hand, and with solemn reverence paid his military obeisance to the dead.

Coote, though he did not, like Barwell, vote constantly with the Governor-General, was by no means inclined to join in systematic opposition, and on most questions concurred with Hastings, who did his best, by assiduous courtship, and by readily granting the most exorbitant allowances, to gratify the strongest passions of the old soldier.

It seemed likely at this time that a general reconciliation would put an end to the quarrels which had, during some years, weakened and disgraced the government of Bengal. The dangers of the empire might well induce men of patriotic feeling (and of patriotic feeling neither Hastings nor Francis was destitute) to forget private enmities and to co-operate heartily for the general good. Coote had never been concerned in faction. Wheler was thoroughly tired of it. Barwell had made an ample fortune, and, though

he had promised that he would not leave Calcutta while his help was needed in Council, was most desirous to return to England, and exerted himself to promote an arrangement which would set him at liberty.

A compact was made, by which Francis agreed to desist from opposition, and Hastings engaged that the friends of Francis should be admitted to a fair share of the honours and emoluments of the service. During a few months after this treaty there was apparent harmony at the council-board.

Harmony, indeed, was never more necessary; for at this moment internal calamities, more formidable than war itself, menaced Bengal. The authors of the Regulating Act of 1773 had established two independent powers, the one judicial, and the other political; and, with a carelessness scandalously common in English legislation, had omitted to define the limits of either. The judges took advantage of the indistinctness, and attempted to draw to themselves supreme authority, not only within Calcutta, but through the whole of the great territory subject to the Presidency of Fort William. There are few Englishmen who will not admit that the English law, in spite of modern improvements, is neither so cheap nor so speedy as might be wished. Still, it is a system which has grown up among us. In some points it has been

fashioned to suit our feelings ; in others, it has gradually fashioned our feelings to suit itself. Even to its worst evils we are accustomed ; and therefore, though we may complain of them, they do not strike us with the horror and dismay which would be produced by a new grievance of smaller severity. In India the case is widely different. English law, transplanted to that country, has all the vices from which we suffer here ; it has them all in a far higher degree ; and it has other vices, compared with which the worst vices from which we suffer are trifles. Dilatory here, it is far more dilatory in a land where the help of an interpreter is needed by every judge and by every advocate. Costly here, it is far more costly in a land into which the legal practitioners must be imported from an immense distance. All English labour in India, from the labour of the Governor-General and the Commander-in-Chief, down to that of a groom or a watchmaker, must be paid for at a higher rate than at home. No man will be banished, and banished to the torrid zone, for nothing. The rule holds good with respect to the legal profession. No English barrister will work, fifteen thousand miles from all his friends, with the thermometer at ninety-six in the shade, for the emoluments which will content him in chambers that overlook the Thames. Accordingly, the fees at Calcutta are about three times as great as the fees of Westminster Hall ;

and this, though the people of India are, beyond all comparison, poorer than the people of England. Yet the delay and the expense, grievous as they are, form the smallest part of the evil which English law, imported without modifications into India, could not fail to produce. The strongest feelings of our nature, honour, religion, female modesty, rose up against the innovation. Arrest on mesne process was the first step in most civil proceedings; and to a native of rank arrest was not merely a restraint, but a foul personal indignity. Oaths were required in every stage of every suit; and the feeling of a Quaker about an oath is hardly stronger than that of a respectable native. That the apartments of a woman of quality should be entered by strange men, or that her face should be seen by them, are, in the East, intolerable outrages, outrages which are more dreaded than death, and which can be expiated only by the shedding of blood. To these outrages the most distinguished families of Bengal, Bahar, and Orissa were now exposed. Imagine what the state of our own country would be, if a jurisprudence were on a sudden introduced among us, which should be to us what our jurisprudence was to our Asiatic subjects. Imagine what the state of our country would be, if it were enacted that any man, by merely swearing that a debt was due to him, should acquire a right to insult the persons of men of the

most honourable and sacred callings, and of women of the most shrinking delicacy, to horsewhip a general officer, to put a bishop in the stocks, to treat ladies in a way which called forth the blow of Wat Tyler. Something like this was the effect of the attempt which the Supreme Court made to extend its jurisdiction over the whole of the Company's territory.

A reign of terror began, of terror heightened by mystery; for even that which was endured was less horrible than that which was anticipated. No man knew what was next to be expected from this strange tribunal. It came from beyond the black water, as the people of India, with mysterious horror, call the sea. It consisted of judges not one of whom was familiar with the usages of the millions over whom they claimed boundless authority. Its records were kept in unknown characters; its sentences were pronounced in unknown sounds. It had already collected round itself an army of the worst part of the native population, informers, and false witnesses, and common barrators, and agents of chicane, and above all, a banditti of bailiff's followers, compared with whom the retainers of the worst English sponging-houses, in the worst times, might be considered as upright and tender-hearted. Many natives, highly considered among their countrymen, were seized, hurried up to Calcutta, flung into the common gaol, not for any crime even

imputed, not for any debt that had been proved, but merely as a precaution till their cause should come to trial. There were instances in which men of the most venerable dignity, persecuted without a cause by extortioners, died of rage and shame in the gripe of the vile alguazils of Impey. The harems of noble Mahomedans, sanctuaries respected in the East by governments which respected nothing else, were burst open by gangs of bailiffs. The Mussulmans, braver and less accustomed to submission than the Hindoos, sometimes stood on their defence; and there were instances in which they shed their blood in the doorway, while defending, sword in hand, the sacred apartments of their women. Nay, it seemed as if even the faint-hearted Bengalee, who had crouched at the feet of Surajah Dowlah, who had been mute during the administration of Vansittart, would at length find courage in despair. No Mahratta invasion had ever spread through the province such dismay as this inroad of English lawyers. All the injustice of former oppressors, Asiatic and European, appeared as a blessing when compared with the justice of the Supreme Court.

Every class of the population, English and native, with the exception of the ravenous pettifoggers who fattened on the misery and terror of an immense community, cried out loudly against this fearful oppression.

But the judges were immovable. If a bailiff was resisted, they ordered the soldiers to be called out. If a servant of the Company, in conformity with the orders of the government, withstood the miserable catchpoles who, with Impey's writs in their hands, exceeded the insolence and rapacity of gang-robbers, he was flung into prison for a contempt. The lapse of sixty years, the virtue and wisdom of many eminent magistrates who have during that time administered justice in the Supreme Court, have not effaced from the minds of the people of Bengal the recollection of those evil days.

The members of the government were, on this subject, united as one man. Hastings had courted the judges; he had found them useful instruments; but he was not disposed to make them his own masters, or the masters of India. His mind was large; his knowledge of the native character most accurate. He saw that the system pursued by the Supreme Court was degrading to the government and ruinous to the people; and he resolved to oppose it manfully. The consequence was, that the friendship, if that be the proper word for such a connection, which had existed between him and Impey was for a time completely dissolved. The government placed itself firmly between the tyrannical tribunal and the people. The Chief Justice proceeded to the wildest excesses. The Governor-



General and all the members of Council were served with writs, calling on them to appear before the King's justices, and to answer for their public acts. This was too much. Hastings, with just scorn, refused to obey the call, set at liberty the persons wrongfully detained by the Court, and took measures for resisting the outrageous proceedings of the sheriff's officers, if necessary, by the sword. But he had in view another device, which might prevent the necessity of an appeal to arms. He was seldom at a loss for an expedient; and he knew Impey well. The expedient, in this case, was a very simple one, neither more nor less than a bribe. Impey was, by act of parliament, a judge, independent of the government of Bengal, and entitled to a salary of eight thousand a year. Hastings proposed to make him also a judge in the Company's service, removable at the pleasure of the government of Bengal; and to give him, in that capacity, about eight thousand a year more. It was understood that, in consideration of this new salary, Impey would desist from urging the high pretensions of his court. If he did urge these pretensions, the government could, at a moment's notice, eject him from the new place which had been created for him. The bargain was struck; Bengal was saved; an appeal to force was averted; and the Chief Justice was rich, quiet, and infamous.

Of Impey's conduct it is unnecessary to speak. It was of a piece with almost every part of his conduct that comes under the notice of history. No other such judge has dishonoured the English ermine, since Jefferies drank himself to death in the Tower. But we cannot agree with those who have blamed Hastings for this transaction. The case stood thus. The negligent manner in which the Regulating Act had been framed put it in the power of the Chief Justice to throw a great country into the most dreadful confusion. He was determined to use his power to the utmost, unless he was paid to be still; and Hastings consented to pay him. The necessity was to be deplored. It is also to be deplored that pirates should be able to exact ransom, by threatening to make their captives walk the plank. But to ransom a captive from pirates has always been held a humane and Christian act; and it would be absurd to charge the payer of the ransom with corrupting the virtue of the corsair. This, we seriously think, is a not unfair illustration of the relative position of Impey, Hastings, and the people of India. Whether it was right in Impey to demand or to accept a price for powers which, if they really belonged to him, he could not abdicate, which, if they did not belong to him, he ought never to have usurped, and which in neither case he could honestly sell, is one question. It is quite another question whether Hastings

was not right to give any sum, however large, to any man, however worthless, rather than either surrender millions of human beings to pillage, or rescue them by civil war.

Francis strongly opposed this arrangement. It may, indeed, be suspected that personal aversion to Impey was as strong a motive with Francis as regard for the welfare of the province. To a mind burning with resentment, it might seem better to leave Bengal to the oppressors than to redeem it by enriching them. It is not improbable, on the other hand, that Hastings may have been the more willing to resort to an expedient agreeable to the Chief Justice, because that high functionary had already been so serviceable, and might, when existing dissensions were composed, be serviceable again.

But it was not on this point alone that Francis was now opposed to Hastings. The peace between them proved to be only a short and hollow truce, during which their mutual aversion was constantly becoming stronger. At length an explosion took place. Hastings publicly charged Francis with having deceived him, and with having induced Barwell to quit the service by insincere promises. Then came a dispute, such as frequently arises even between honourable men, when they may make important agreements by mere verbal communication. An impartial historian will probably be

of opinion that they had misunderstood each other; but their minds were so much embittered that they imputed to each other nothing less than deliberate villany. "I do not," said Hastings, in a minute recorded on the Consultations of the Government, "I do not trust to Mr. Francis's promises of candour, convinced that he is incapable of it. I judge of his public conduct by his private, which I have found to be void of truth and honour." After the Council had risen, Francis put a challenge into the Governor-General's hand. It was instantly accepted. They met, and fired. Francis was shot through the body. He was carried to a neighbouring house, where it appeared that the wound, though severe, was not mortal. Hastings inquired repeatedly after his enemy's health, and proposed to call on him; but Francis coldly declined the visit. He had a proper sense, he said, of the Governor-General's politeness, but could not consent to any private interview. They could meet only at the Council Board.

In a very short time it was made signally manifest to how great a danger the Governor-General had, on this occasion, exposed his country. A crisis arrived with which he, and he alone, was competent to deal. It is not too much to say that, if he had been taken from the head of affairs, the years 1780 and 1781 would have been as fatal to our power in Asia as to our power in America.

The Mahrattas had been the chief objects of apprehension to Hastings. The measures which he had adopted for the purpose of breaking their power had at first been frustrated by the errors of those whom he was compelled to employ; but his perseverance and ability seemed likely to be crowned with success, when a far more formidable danger showed itself in a distant quarter.

About thirty years before this time, a Mahomedan soldier had begun to distinguish himself in the wars of Southern India. His education had been neglected; his extraction was humble. His father had been a petty officer of revenue; his grandfather a wandering dervise. But though thus meanly descended, though ignorant even of the alphabet, the adventurer had no sooner been placed at the head of a body of troops than he approved himself a man born for conquest and command. Among the crowd of chiefs who were struggling for a share of India, none could compare with him in the qualities of the captain and the statesman. He became a general; he became a sovereign. Out of the fragments of old principalities, which had gone to pieces in the general wreck, he formed for himself a great, compact, and vigorous empire. That empire he ruled with the ability, severity, and vigilance of Lewis the Eleventh. Licentious in his pleasures, implacable in his revenge, he had yet enlargement of

mind enough to perceive how much the prosperity of subjects adds to the strength of governments. He was an oppressor; but he had at least the merit of protecting his people against all oppression except his own. He was now in extreme old age; but his intellect was as clear, and his spirit as high, as in the prime of manhood. Such was the great Hyder Ali, the founder of the Mahomedan kingdom of Mysore, and the most formidable enemy with whom the English conquerors of India have ever had to contend.

Had Hastings been governor of Madras, Hyder would have been either made a friend, or vigorously encountered as an enemy. Unhappily the English authorities in the south provoked their powerful neighbour's hostility, without being prepared to repel it. On a sudden, an army of ninety thousand men, far superior in discipline and efficiency to any other native force that could be found in India, came pouring through those wild passes which, worn by mountain torrents, and dark with jungle, led down from the table-land of Mysore to the plains of the Carnatic. This great army was accompanied by a hundred pieces of cannon; and its movements were guided by many French officers, trained in the best military schools of Europe.

Hyder was everywhere triumphant. The sepoy in many British garrisons flung down their arms. Some

forts were surrendered by treachery, and some by despair. In a few days the whole open country north of the Coleroon had submitted. The English inhabitants of Madras could already see by night, from the top of Mount St. Thomas, the eastern sky reddened by a vast semicircle of blazing villages. The white villas, to which our countrymen retire after the daily labours of Government and of trade, when the cool evening breeze springs up from the bay, were now left without inhabitants; for bands of the fierce horsemen of Mysore had already been seen prowling among the tulip-trees, and near the gay verandahs. Even the town was not thought secure, and the British merchants and public functionaries made haste to crowd themselves behind the cannon of fort St. George.

There were the means, indeed, of assembling an army which might have defended the presidency, and even driven the invader back to his mountains. Sir Hector Munro was at the head of one considerable force; Baillie was advancing with another. United, they might have presented a formidable front even to such an enemy as Hyder. But the English commanders, neglecting those fundamental rules of the military art of which the propriety is obvious even to men who have never received a military education, deferred their junction, and were separately attacked. Baillie's detachment was destroyed. Munro was forced

to abandon his baggage, to fling his guns into the tanks, and to save himself by a retreat which might be called a flight. In three weeks from the commencement of the war, the British empire in Southern India had been brought to the verge of ruin. Only a few fortified places remained to us. The glory of our arms had departed. It was known that a great French expedition might soon be expected on the coast of Coromandel. England, beset by enemies on every side, was in no condition to protect such remote dependencies.

Then it was that the fertile genius and serene courage of Hastings achieved their most signal triumph. A swift ship, flying before the south-west monsoon, brought the evil tidings in few days to Calcutta. In twenty-four hours the Governor-General had framed a complete plan of policy adapted to the altered state of affairs. The struggle with Hyder was a struggle for life and death. All minor objects must be sacrificed to the preservation of the Carnatic. The disputes with the Mahrattas must be accommodated. A large military force and a supply of money must be instantly sent to Madras. But even these measures would be insufficient, unless the war, hitherto so grossly mismanaged, were placed under the direction of a vigorous mind. It was no time for trifling. Hastings determined to resort to an extreme exercise



of power, to suspend the incapable governor of Fort St. George, to send Sir Eyre Coote to oppose Hyder, and to intrust that distinguished general with the whole administration of the war.

In spite of the sullen opposition of Francis, who had now recovered from his wound, and had returned to the council, the Governor-General's wise and firm policy was approved by the majority of the board. The reinforcements were sent off with great expedition, and reached Madras before the French armament arrived in the Indian seas. Coote, broken by age and disease, was no longer the Coote of Wandewash; but he was still a resolute and skilful commander. The progress of Hyder was arrested; and in a few months the great victory of Porto Novo retrieved the honour of the English arms.

In the meantime Francis had returned to England, and Hastings was now left perfectly unfettered. Wheler had gradually been relaxing in his opposition, and, after the departure of his vehement and implacable colleague, co-operated heartily with the Governor-General, whose influence over the British in India, always great, had, by the vigour and success of his recent measures, been considerably increased.

But, though the difficulties arising from factions within the Council were at an end, another class of difficulties had become more pressing than ever. The

financial embarrassment was extreme. Hastings had to find the means, not only of carrying on the government of Bengal, but of maintaining a most costly war against both Indian and European enemies in the Carnatic, and of making remittances to England. A few years before this time he had obtained relief by plundering the Mogul and enslaving the Rohillas; nor were the resources of his fruitful mind by any means exhausted.

His first design was on Benares, a city which in wealth, population, dignity, and sanctity, was among the foremost of Asia. It was commonly believed that half a million of human beings was crowded into that labyrinth of lofty alleys, rich with shrines, and minarets, and balconies, and carved oriels, to which the sacred apes clung by hundreds. The traveller could scarcely make his way through the press of holy mendicants and not less holy bulls. The broad and stately flights of steps which descended from these swarming haunts to the bathing-places along the Ganges were worn every day by the footsteps of an innumerable multitude of worshippers. The schools and temples drew crowds of pious Hindoos from every province where the Brahminical faith was known. Hundreds of devotees came thither every month to die: for it was believed that a peculiarly happy fate awaited the man who should pass from the sacred city

into the sacred river. Nor was superstition the only motive which allured strangers to that great metropolis. Commerce had as many pilgrims as religion. All along the shores of the venerable stream lay great fleets of vessels laden with rich merchandise. From the looms of Benares went forth the most delicate silks that adorned the balls of St. James's and of Versailles; and in the bazaars, the muslins of Bengal and the sabres of Oude were mingled with the jewels of Golconda and the shawls of Cashmere. This rich capital, and the surrounding tract, had long been under the immediate rule of a Hindoo prince, who rendered homage to the Mogul emperors. During the great anarchy of India, the lords of Benares became independent of the court of Delhi, but were compelled to submit to the authority of the Nabob of Oude. Oppressed by this formidable neighbour, they invoked the protection of the English. The English protection was given; and at length the Nabob Vizier, by a solemn treaty, ceded all his rights over Benares to the Company. From that time the Rajah was the vassal of the Government of Bengal, acknowledged its supremacy, and engaged to send an annual tribute to Fort William. This tribute Cheyte Sing, the reigning prince, had paid with strict punctuality.

About the precise nature of the legal relation between the Company and the Rajah of Benares there

has been much warm and acute controversy. On the one side, it has been maintained that Cheyte Sing was merely a great subject on whom the superior power had a right to call for aid in the necessities of the empire. On the other side, it has been contended that he was an independent prince, that the only claim which the Company had upon him was for a fixed tribute, and that, while the fixed tribute was regularly paid, as it assuredly was, the English had no more right to exact any further contribution from him than to demand subsidies from Holland or Denmark. Nothing is easier than to find precedents and analogies in favour of either view.

Our own impression is that neither view is correct. It was too much the habit of English politicians to take it for granted that there was in India a known and definite constitution, by which questions of this kind were to be decided. The truth is that, during the interval which elapsed between the fall of the house of Tamerlane and the establishment of the British ascendancy, there was no such constitution. The old order of things had passed away; the new order of things was not yet formed. All was transition, confusion, obscurity. Everybody kept his head as he best might, and scrambled for whatever he could get. There have been similar seasons in Europe. The time of the dissolution of the Carlovingian empire is an

instance. Who would think of seriously discussing the question, what extent of pecuniary aid and of obedience Hugh Capet had a constitutional right to demand from the Duke of Brittany or the Duke of Normandy? The words "constitutional right" had, in that state of society, no meaning. If Hugh Capet laid hands on all the possessions of the Duke of Normandy, this might be unjust and immoral; but it would not be illegal in the sense in which the ordinances of Charles the Tenth were illegal. If, on the other hand, the Duke of Normandy made war on Hugh Capet, this might be unjust and immoral; but it would not be illegal in the sense in which the expedition of Prince Louis Bonaparte was illegal.

Very similar to this was the state of India sixty years ago. Of the existing governments not a single one could lay claim to legitimacy, or could plead any other title than recent occupation. There was scarcely a province in which the real sovereignty and the nominal sovereignty were not disjoined. Titles and forms were still retained, which implied that the heir of Tamerlane was an absolute ruler, and that the Nabobs of the provinces were his lieutenants. In reality, he was a captive. The Nabobs were in some places independent princes. In other places, as in Bengal and the Carnatic, they had, like their master, become mere phantoms, and the Company was supreme.

Among the Mahrattas, again, the heir of Sevajee still kept the title of Rajah; but he was a prisoner, and his prime minister, the Peshwa, had become the hereditary chief of the state. The Peshwa, in his turn, was fast sinking into the same degraded situation into which he had reduced the Rajah. It was, we believe, impossible to find, from the Himalayas to Mysore, a single government which was at once a government *de facto* and a government *de jure*, which possessed the physical means of making itself feared by its neighbours and subjects, and which had at the same time the authority derived from law and long prescription.

Hastings clearly discerned what was hidden from most of his contemporaries, that such a state of things gave immense advantages to a ruler of great talents and few scruples. In every international question that could arise, he had his option between the *de facto* ground and the *de jure* ground; and the probability was that one of those grounds would sustain any claim that it might be convenient for him to make, and enable him to resist any claim made by others. In every controversy, accordingly, he resorted to the plea which suited his immediate purpose, without troubling himself in the least about consistency; and thus he scarcely ever failed to find what, to persons of short memories and scanty information, seemed to be a

justification for what he wanted to do. Sometimes the Nabob of Bengal is a shadow, sometimes a monarch. Sometimes the Vizier is a mere deputy, sometimes an independent potentate. If it is expedient for the Company to show some legal title to the revenues of Bengal, the grant under the seal of the Mogul is brought forward as an instrument of the highest authority. When the Mogul asks for the rents which were reserved to him by that very grant, he is told that he is a mere pageant, that the English power rests on a very different foundation from a charter given by him, that he is welcome to play at royalty as long as he likes, but that he must expect no tribute from the real masters of India.

It is true that it was in the power of others, as well as of Hastings, to practise this legerdemain; but in the controversies of governments, sophistry is of little use unless it be backed by power. There is a principle which Hastings was fond of asserting in the strongest terms, and on which he acted with undeviating steadiness. It is a principle which, we must own, though it may be grossly abused, can hardly be disputed in the present state of public law. It is this, that where an ambiguous question arises between two governments, there is, if they cannot agree, no appeal except to force, and that the opinion of the stronger must prevail. Almost every question was ambiguous in

India. The English government was the strongest in India. The consequences are obvious. The English government might do exactly what it chose.

The English government now chose to wring money out of Cheyte Sing. It had formerly been convenient to treat him as a sovereign prince; it was now convenient to treat him as a subject. Dexterity inferior to that of Hastings could easily find, in the general chaos of laws and customs, arguments for either course. Hastings wanted a great supply. It was known that Cheyte Sing had a large revenue, and it was suspected that he had accumulated a treasure. Nor was he a favourite at Calcutta. He had, when the Governor-General was in great difficulties, courted the favour of Francis and Clavering. Hastings, who, less perhaps from evil passions than from policy, seldom left an injury unpunished, was not sorry that the fate of Cheyte Sing should teach neighbouring princes the same lesson which the fate of Nuncomar had already impressed on the inhabitants of Bengal.

In 1778, on the first breaking out of the war with France, Cheyte Sing was called upon to pay, in addition to his fixed tribute, an extraordinary contribution of fifty thousand pounds. In 1779, an equal sum was exacted. In 1780, the demand was renewed. Cheyte Sing, in the hope of obtaining some indulgence, secretly offered the Governor-General a bribe of



twenty thousand pounds. Hastings took the money, and his enemies have maintained that he took it intending to keep it. He certainly concealed the transaction, for a time, both from the Council in Bengal and from the Directors at home; nor did he ever give any satisfactory reason for the concealment. Public spirit, or the fear of detection, at last determined him to withstand the temptation. He paid over the bribe to the Company's treasury, and insisted that the Rajah should instantly comply with the demands of the English government. The Rajah, after the fashion of his countrymen, shuffled, solicited, and pleaded poverty. The grasp of Hastings was not to be eluded. He added to the requisition another ten thousand pounds as a fine for delay, and sent troops to exact the money.

The money was paid. But this was not enough. The late events in the south of India had increased the financial embarrassments of the Company. Hastings was determined to plunder Cheyte Sing, and, for that end, to fasten a quarrel on him. Accordingly, the Rajah was now required to keep a body of cavalry for the service of the British government. He objected and evaded. This was exactly what the Governor-General wanted. He had now a pretext for treating the wealthiest of his vassals as a criminal. "I resolved" (these are the words of Hastings himself)

“to draw from his guilt the means of relief of the Company’s distresses, to make him pay largely for his pardon, or to exact a severe vengeance for past delinquency.” The plan was simply this, to demand larger and larger contributions till the Rajah should be driven to remonstrate, then to call his remonstrance a crime, and to punish them by confiscating all his possessions.

Cheyte Sing was in the greatest dismay. He offered two hundred thousand pounds to propitiate the British Government. But Hastings replied that nothing less than half a million would be accepted. Nay, he began to think of selling Benares to Oude, as he had formerly sold Allahabad and Rohilcund. The matter was one which could not be well managed at a distance; and Hastings resolved to visit Benares.

Cheyte Sing received his liege lord with every mark of reverence, came near sixty miles, with his guards, to meet and escort the illustrious visitor, and expressed his deep concern at the displeasure of the English. He even took off his turban, and laid it in the lap of Hastings, a gesture which in India marks the most profound submission and devotion. Hastings behaved with cold and repulsive severity. Having arrived at Benares, he sent to the Rajah a paper containing the demands of the government of Bengal. The Rajah, in reply, attempted to clear himself from the accusations

brought against him. Hastings, who wanted money and not excuses, was not to be put off by the ordinary artifices of Eastern negotiation. He instantly ordered the Rajah to be arrested and placed under the custody of two companies of sepoy.

In taking these strong measures, Hastings scarcely showed his usual judgment. It is possible that, having had little opportunity of personally observing any part of the population of India, except the Bengalees, he was not fully aware of the difference between their character and that of the tribes which inhabit the upper provinces. He was now in a land far more favourable to the vigour of the human frame than the Delta of the Ganges; in a land fruitful of soldiers, who have been found worthy to follow English battalions to the charge and into the breach. The Rajah was popular among his subjects. His administration had been mild; and the prosperity of the district which he governed presented a striking contrast to the depressed state of Bahar under our rule, and a still more striking contrast to the misery of the provinces which were cursed by the tyranny of the Nabob Vizier. The national and religious prejudices with which the English were regarded throughout India were peculiarly intense in the metropolis of the Brahminical superstition. It can therefore scarcely be doubted that the Governor-General, before he outraged the

dignity of Cheyte Sing by an arrest, ought to have assembled a force capable of bearing down all opposition. This had not been done. The handful of sepoy who attended Hastings would probably have been sufficient to overawe Moorshedabad, or the Black Town of Calcutta. But they were unequal to a conflict with the hardy rabble of Benares. The streets surrounding the palace were filled by an immense multitude, of whom a large proportion, as is usual in Upper India, wore arms. The tumult became a fight, and the fight a massacre. The English officers defended themselves with desperate courage, against overwhelming numbers, and fell, as became them, sword in hand. The sepoy were butchered. The gates were forced. The captive prince, neglected by his gaolers during the confusion, discovered an outlet which opened on the precipitous bank of the Ganges, let himself down to the water by a string made of the turbans of his attendants, found a boat, and escaped to the opposite shore.

If Hastings had, by indiscreet violence, brought himself into a difficult and perilous situation, it is only just to acknowledge that he extricated himself with even more than his usual ability and presence of mind. He had only fifty men with him. The building in which he had taken up his residence was on every side blockaded by the insurgents. But his fortitude remained unshaken. The Rajah, from the other side of

the river, sent apologies and liberal offers. They were not even answered. Some subtle and enterprising men were found who undertook to pass through the throng of enemies, and to convey the intelligence of the late events to the English cantonments. It is the fashion of the natives of India to wear large earrings of gold. When they travel, the rings are laid aside, lest the precious metal should tempt some gang of robbers; and, in place of the ring, a quill or a roll of paper is inserted in the orifice to prevent it from closing. Hastings placed in the ears of his messengers letters rolled up in the smallest compass. Some of these letters were addressed to the commanders of the English troops. One was written to assure his wife of his safety. One was to the envoy whom he had sent to negotiate with the Mahrattas. Instructions for the negotiation were needed; and the Governor-General framed them, in that situation of extreme danger, with as much composure as if he had been writing in his palace at Calcutta.

Things, however, were not yet at the worst. An English officer of more spirit than judgment, eager to distinguish himself, made a premature attack on the insurgents beyond the river. His troops were entangled in narrow streets, and assailed by a furious population. He fell, with many of his men; and the survivors were forced to retire.

This event produced the effect which has never failed to follow every check, however slight, sustained in India by the English arms. For hundreds of miles round, the whole country was in commotion. The entire population of the district of Benares took arms. The fields were abandoned by the husbandmen, who thronged to defend their prince. The infection spread to Oude. The oppressed people of that province rose up against the Nabob Vizier, refused to pay their imposts, and put the revenue officers to flight. Even Bahar was ripe for revolt. The hopes of Cheyte Sing began to rise. Instead of imploring mercy in the humble style of a vassal, he began to talk the language of a conqueror, and threatened, it was said, to sweep the white usurpers out of the land. But the English troops were now assembling fast. The officers, and even the private men, regarded the Governor-General with enthusiastic attachment, and flew to his aid with an alacrity which, as he boasted, had never been shown on any other occasion. Major Popham, a brave and skilful soldier, who had highly distinguished himself in the Mahratta war, and in whom the Governor-General reposed the greatest confidence, took the command. The tumultuary army of the Rajah was put to rout. His fastnesses were stormed. In a few hours above thirty thousand men left his standard and returned to their ordinary avocations. The unhappy

prince fled from his country for ever. His fair domain was added to the British dominions. One of his relations, indeed, was appointed Rajah; but the Rajah of Benares was henceforth to be, like the Nabob of Bengal, a mere pensioner.

By this revolution an addition of two hundred thousand pounds a year was made to the revenues of the Company. But the immediate relief was not as great as had been expected. The treasure laid up by Cheyte Sing had been popularly estimated at a million sterling. It turned out to be about a fourth part of that sum; and, such as it was, it was seized by the army, and divided as prize-money.

Disappointed in his expectations from Benares, Hastings was more violent than he would otherwise have been, in his dealings with Oude. Sujah Dowlah had long been dead. His son and successor, Asaph-ul-Dowlah, was one of the weakest and most vicious even of Eastern princes. His life was divided between torpid repose and the most odious forms of sensuality. In his court there was boundless waste, throughout his dominions wretchedness and disorder. He had been, under the skilful management of the English government, gradually sinking from the rank of an independent prince to that of a vassal of the Company. It was only by the help of a British brigade that he could be secure from the aggressions

of neighbours who despised his weakness, and from the vengeance of subjects who detested his tyranny. A brigade was furnished; and he engaged to defray the charge of paying and maintaining it. From that time his independence was at an end. Hastings was not a man to lose the advantage which he had thus gained. The Nabob soon began to complain of the burden which he had undertaken to bear. His revenues, he said, were falling off; his servants were unpaid; he could no longer support the expense of the arrangement which he had sanctioned. Hastings would not listen to these representations. The Vizier, he said, had invited the government of Bengal to send him troops, and had promised to pay for them. The troops had been sent. How long the troops were to remain in Oude was a matter not settled by the treaty. It remained, therefore, to be settled between the contracting parties. But the contracting parties differed. Who then must decide? The stronger.

Hastings also argued that, if the English force was withdrawn, Oude would certainly become a prey to anarchy, and would probably be overrun by a Mahratta army. That the finances of Oude were embarrassed he admitted. But he contended, not without reason, that the embarrassment was to be attributed to the incapacity and vices of Asaph-ul-Dowlah himself, and that if less were spent on the troops, the only effect



would be that more would be squandered on worthless favourites.

Hastings had intended, after settling the affairs of Benares, to visit Lucknow, and there to confer with Asaph-ul-Dowlah. But the obsequious courtesy of the Nabob Vizier prevented this visit. With a small train he hastened to meet the Governor-General. An interview took place in the fortress which, from the crest of the precipitous [rock of Chunar, looks down on the waters of the Ganges.

At first sight it might appear impossible that the negotiation should come to an amicable close. Hastings wanted an extraordinary supply of money. Asaph-ul-Dowlah wanted to obtain a remission of what he already owed. Such a difference seemed to admit of no compromise. There was, however, one course satisfactory to both sides, one course by which it was possible to relieve the finances both of Oude and of Bengal; and that course was adopted. It was simply this, that the Governor-General and the Nabob Vizier should join to rob a third party; and the third party whom they determined to rob was a parent of one of the robbers.

The mother of the late Nabob and his wife, who was the mother of the present Nabob, were known as the Begums or Princesses of Oude. They had possessed great influence over Sujah Dowlah, and had, at his

death, been left in possession of a splendid dotation. The domains of which they received the rents and administered the government were of wide extent. The treasure hoarded by the late Nabob, a treasure which was popularly estimated at near three millions sterling, was in their hands. They continued to occupy his favourite palace at Fyzabad, the Beautiful Dwelling; while Asaph-ul-Dowlah held his court in the stately Lucknow, which he had built for himself on the shores of the Goomti, and had adorned with noble mosques and colleges.

Asaph-ul-Dowlah had already extorted considerable sums from his mother. She had at length appealed to the English; and the English had interfered. A solemn compact had been made, by which she consented to give her son some pecuniary assistance, and he in his turn promised never to commit any further invasion of her rights. This compact was formally guaranteed by the Government of Bengal. But times had changed; money was wanted; and the power which had given the guarantee was not ashamed to instigate the spoiler to excesses such that even he shrank from them.

It was necessary to find some pretext for a confiscation inconsistent, not merely with plighted faith, not merely with the ordinary rules of humanity and justice, but also with that great law of filial piety

which, even in the wildest tribes of savages, even in those more degraded communities which wither under the influence of a corrupt half-civilisation, retains a certain authority over the human mind. A pretext was the last thing that Hastings was likely to want. The insurrection at Benares had produced disturbances in Oude. These disturbances it was convenient to impute to the Princesses. Evidence for the imputation there was scarcely any; unless reports wandering from one mouth to another, and gaining something by every transmission, may be called evidence. The accused were furnished with no charge; they were permitted to make no defence; for the Governor-General wisely considered that, if he tried them, he might not be able to find a ground for plundering them. It was agreed between him and the Nabob Vizier that the noble ladies should, by a sweeping act of confiscation, be stripped of their domains and treasures for the benefit of the Company, and that the sums thus obtained should be accepted by the government of Bengal in satisfaction of its claims on the government of Oude.

While Asaph-ul-Dowlah was at Chunar, he was completely subjugated by the clear and commanding intellect of the English statesman. But, when they had separated, the Vizier began to reflect with uneasiness on the engagements into which he had entered.

His mother and grandmother protested and implored. His heart, deeply corrupted by absolute power and licentious pleasures, yet not naturally unfeeling, failed him in this crisis. Even the English resident at Lucknow, though hitherto devoted to Hastings, shrank from extreme measures. But the Governor-General was inexorable. He wrote to the resident in terms of the greatest severity, and declared that, if the spoliation which had been agreed upon were not instantly carried into effect, he would himself go to Lucknow, and do that from which feebler minds recoiled with dismay. The resident, thus menaced, waited on his Highness and insisted that the treaty of Chunar should be carried into full and immediate effect. Asaph-ul-Dowlah yielded, making at the same time a solemn protestation that he yielded to compulsion. The lands were resumed; but the treasure was not so easily obtained. It was necessary to use violence. A body of the Company's troops marched to Fyzabad, and forced the gates of the palace. The Princesses were confined to their own apartments. But still they refused to submit. Some more stringent mode of coercion was to be found. A mode was found of which, even at this distance of time, we cannot speak without shame and sorrow.

There were at Fyzabad two ancient men, belonging to that unhappy class which a practice, of immemorial