M.R.O. 1—77,005—8-6-37.

(1) Number of pages 8

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(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. ~~84-85~~ 301 Press ~~Mis.~~

B no 84-85

Dated 28 4 1863.

3/4

84-85

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 28th April 1863.

No. 84. Read the following Petition from SRI MUTH PRATAPA SIMHA PARSAPANI SETUPATI; to His Excellency the Honorable Sir W. DENISON, KT., K. C. B., Governor of Fort Saint George, Madras, dated Madras, 9th April 1863.

MAY IT PLEASE YOUR EXCELLENCY,

Permit me, with the utmost deference and submission, to represent to your Excellency that the Order of Government of the 4th February last, relative to my undeniable claim to the proceeds of the jewels which belonged to my grandfather, Rajah Muttu Ramalinga Setupati, former Zemindar of Ramnaad, was passed on the opinion of the Advocate General, who, from not having had the documentary evidence which I now adduce before him at the time, misunderstood the tenor of my statements, and taking them to be exparte, gave it as his judgment that I and the so called Zemindarni should be directed to sue Government themselves. Had the documents, consisting partly of official correspondence and partly of other genuine unquestionable papers, been before the Advocate General on that occasion, without a doubt he would have come to a far different conclusion. In my printed petition, from paragraphs 1 to 29 and the appendices therein referred to, I have clearly proved that the so called Zemindarni has no right or title to the Zemindary itself, that she enjoys the Zemindary merely through the complacency and favor of Government, who in justice to themselves should at once sequestrate it, and the lacs of Rupees which she wrongfully enjoys annually credited to the Revenues of Government. Having no right or title to the Zemindary, she cannot possibly have any right or title to these proceeds. I have also fully established, from paragraphs 30 to 69 and appendices, my exclusive claim to the proceeds, the more especially, as I am in the undisputed enjoyment, under the sanction of the authorities, of all the rest of the personal property of Muttu Ramalinga Setupati. This fact in itself is sufficient proof of the legality and rightfulness of my claim. Such being the actual state of the case, what justice, what propriety is there in Government directing the so called Zemindarni, who has no right whatever to the proceeds, and me, whose claim to them is unquestionable, to prosecute them. The documentary evidence submitted by me is full and complete. The facts are clear and comprehensible without difficulty and it were an easy matter for your Excellency in Council to pass a decision according to its merits. Should there be any lingering doubt on the question, my printed petition might be referred to the Advocate General for his further opinion and thereupon a decision be passed by Government. I therefore most humbly solicit your Excellency to be graciously pleased to grant my printed petition a patient and candid perusal, and pass an order thereon, cancelling that of the 4th February last, and placing me in possession of the proceeds, or to refer it for the further opinion of the Advocate General, who, I feel assured, will revise the one he gave on an incomplete, mistaken, view of the actual grounds of my claim.

I enjoy all the rest of the personal property of my grandfather, and no one ever raised a single objection to my enjoyment, and in the same manner, if the proceeds be delivered up to me, no person will question the act of Government. Besides if any one should dispute my claim, I am ready and willing to defend it, and consequently the proceeds can be made over to me without any doubt or hesitation.

It is to your Excellency alone I look for justice, and I am humbly confident that were your Excellency to condescend to reconsider my case, I will obtain justice; the claims of an unfortunate being like myself will not pass unheeded, I have every ground to believe from the impartiality and justice of your Excellency's administration, and in taking me under your protecting care your Excellency will rescue me from ruination and poverty.

No. 85. ORDER THEREON, 28th April 1863, No. 301.

Resolved that the Petitioner be informed that the only way in which his right to the proceeds of the sale of the jewels referred to can be determined, is by the decision of a Court of Law, and that the Government will receive no further petitions from him on the subject.

Proceedings of the Madras Government, Financial Department,
28th April 1863.

2. In reference to the Petitioner's request that his printed petition may be referred to the Advocate General for his further opinion, it is observed that the Petitioner's applications, with all the papers bearing on the case, were laid before that Officer when his opinio[illegible] requested as to the course that should be pursued in regard to the property in question.

3. The Governor in Council does not deem it necessary to make any further reference on the subject.

(1) A. J. ARBUTHNOT,
Chief Secretary.

Exd. T. O'Connor.

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To,

His Excellency the Honorable
Sir W. Denison Kt. K.C.B.
Governor of
Fort St. George,
Madras.

May it please your Excellency,

Permit me, with the utmost deference and submission, to represent to your Excellency that the Order of Government of the 4th February last relative to my undeniable claim to the proceeds of the jewels which belonged to my grandfather, Rajah Mutta Ramalinga Setupati, former Zemindar of Ramnaad was passed on the opinion of the Advocate General, who, from not having had the documentary evidence which I now adduce before him at the time, misunderstood the tenor of my Statements, and taking them to be exparte, gave it as his judgment that I and the so called Zemindarni should be directed to sue Government themselves. Had the documents consisting partly of official correspondence and partly of other genuine unquestionable papers, been before the Advocate General on that occasion, without a doubt he would have come to a far different conclusion. In my printed petition from paras 1 to 29 and the appendices therein referred to, I have clearly proved that the so called Zemindarni has no right or title to the Zemindary itself, that she enjoys the Zemindary merely through the complacency and favor of Government, who in justice to themselves should at once sequestrate it, and the lacs of Rs. which she wrongfully enjoys annually credited to the Revenues of Government. Having no right or title to the Zemindary, she cannot possibly have any right or title to these proceeds. I have also fully established from paras 30 to 69 and Appendices my exclusive claim to the proceeds, the more especially, as I am in the undisputed enjoyment, under the sanction of the Authorities, of all the rest of the personal property of Mutta Ramalinga Setupati. This fact in itself is sufficient

sufficient proof of the legality and rightfulness of my claim. Such being the actual state of the case- what justice- what propriety is there in Government directing the so called Zemindarni- who has no right whatever to the proceeds- and me- whose claim to them is unques- -tionable- to prosecute them. The documentary evidence submitted by me is full and complete. The facts are clear and comprehensible without difficulty and it were an easy matter for your Excellency in Council to pass a decision according to its merits. Should there be any lingering doubt on the question, my printed petition might be referred to the Advocate General for his further opinion and thereupon a decision be paped by Government. I therefore most humbly solicit your Excellency to be graciously pleased to grant my printed petition a patient and candid perusal, and pas an Order thereon, cancelling that of the 4th February last and placing me in pospesion of the proceeds. or to refer it for the further opinion of the Advocate General, who, I feel assured, will revise the one he gave on an incomplete, mistaken, view of the actual grounds of my claim.—

I enjoy all the rest of the personal property of my grandfather, and no one ever raised a single objection to my enjoyment, and in the same manner, if the proceeds be delivered up to me, no person will question the act of Government - Besides if any one should dispute my claim, I am ready and willing to defend it, and consequently the proceeds can be made over to me without any doubt or hesitation. —

It is to your Excellency alone I look for justice, and I am humbly confident that were your Excellency to condescend to reconsider my case, I will obtain justice, the claims of an unfortu- -nate being like myself will not pas unheeded, I have every ground to believe from the impartiali- -ty and justice of your Excellency's adminis- -tration, and in taking me under your protecting

care

care your Excellency will rescue me from ruination and poverty. —

I beeg to remain,
Your Excellency's most
Obedient and very humble Servant.

Madras
9th April 1863

(Signed) Sri Muth Pratapa Singh
Parupani Setupati

Financial Dept.

Proceedings of the Madras Govt.

Read the following Petition from Sri Kuthu Basappa Simha Parisapani Setapati.

(Dated 9th April 1863.)

Order - 28th April 1863 No. 301.

Resolved that the Petitioner be informed that the only way in which his right to the proceeds of the sale of the Jewels referred to can be determined, is by the decision of a Court of Law.

2. In reference to the Petitioner's request that his printed Petition may be referred to the Advocate General for his further opinion, it is observed that the Petitioner's applications, with all the papers bearing on the case, were laid before that Officer when his opinion was requested as to the course that should be pursued in regard to the property in question.

Mr. S. in C. dated 30th

Sri Kuthu Basappa Simha Parisapani Setapati. Madras

Rec'd 4th Feby 63 / 16-14

Trichinopoly Dist. Letter dated 17th Feby 1863 Pc. 14 of 1863

Sri Kuthu Basappa Simha Parisapani Setapati.

Letter dated 9th April 1863 from the above

G.O. No. 301 dated 28th April 1863

F. No. 321/13

Copy of a Resolution of Govt. in the Financial Dept. dated 28th April 1863 No. 301 forwarding Petition of Sri Kuthu Basappa Simha Parisapani Setapati praying that the order of Govt. dated 24th Feby. 1862 may be cancelled.

Informs Petitioner that nothing further can be done in the matter.

Sent 24th April 1863 R 28th "

Ord. Letters Rec'd 17th July
22. 14. & 1863.

Tunis 1803 Consular

No 301

Prosecution of Spies

F. O. 321/63

D/28 "Abeo 1803

Inclosure Memorandum

Platoff Smith to Pasquale Paoli
that a further reference to
the Address sent in to
Paoli by this Claim to the
value of Jewels belonging
the late Queen

not seem necessary.

Shall it not be
well to make any further
reference in the
subject.

84-85

cz/hedfield
R 28