M.R.O. 1—77,006—8-6-37.

(1) Number of pages.....

(2) Date of repair.....

(3) Initials of the Reference.....

MADRAS RECORD OFFICE.

Government of Madras.

Finance DEPARTMENT.

G.O. No. 1290 Press / Mis.
183-184

Dated 28-9- 1872.

24/27
24-27
183-184

Not to be folded or roughly handled

No. 183. Read the following letter from Mr. W. YORKE, Dindigul, to the Chief Secretary to Government, Fort St. George, dated 7th September 1872:—

I have the honour to submit the following facts to you for the consideration of Government.

2. The Vice-President of the Dindigul Municipality, H. W. Bliss, Esq., having assessed my dwelling-house and included with it the Training Institution of the Christian Vernacular Education Society, I applied to the Commissioners to instruct him to send me separate assessments as the buildings were entirely distinct and devoted to different purposes. The institution would probably be exempted as a charitable establishment, and at any rate it would be convenient to have the usual separate official notice of the assessment on each, that I might judge whether, being fair or excessive, it should be appealed against or not, while uniting the two assessments in one lump sum, contrary to the plan adopted in all other cases, left me in doubt and uncertainty as to the assessment on each, and the necessity of an appeal.

3. The reply reflects unfairly and incorrectly upon my statements, and, considering the publicity which would be given by publication in the District Gazette, comments unnecessarily upon the temper of my note. All the statements in that note are both *accurate* and *relevant*. The names of the Municipal Commissioners who were present at the meeting are given in the margin, as copied from the Minute Book. When the complaint was laid against the Vice-President to the Commissioners it would have been more in accordance with right feeling if he had abstained from casting a vote which gave the decision in favour of himself, three members being required to form a quorum. Without any intention of reflecting injuriously on the other members present, I would remark that the one being an Inspector of Police, and the other a Vakeel practising in the Sub-Collector's Court, they were scarcely in a position to give an independent judgment, and altogether the meeting was too small to vote away the character of a respectable resident in the Municipality.

H. W. Bliss, Esq.
Mr. J. W. Jackson.
" H. S. Hickey.

4. I regret that I am under the necessity of complaining of the general tone of official communications addressed to me by Mr. Bliss since he put himself in personal antagonism to me. Whereas I was previously addressed as is customary in writing to European gentlemen, memorandums are now invariably addressed to Mr. W. Yorke, of Dindigul, and this style of correspondence is adopted by the Tahsildar under Mr. Bliss in all questions that may be remotely connected with the Sub-Collector, though I have in no instance failed to address the Tahsildar with the respect due to his office. I submit copies of official papers to justify this complaint. I would also direct attention to the fact that the memorandums of the Acting Sub-Collector and the Tahsildar, dated March 26th, were written from the same place, the Tahsildar being instructed by Acting Sub-Collector as to the reply he was to return to me.

5. I would also call attention to the delay and obstructiveness which obtains in the few cases of mine which have to come before the Sub-Collector. I would instance his refusal to allow me a copy of his own order instructing the Tahsildar

to scrutinize my private accounts. While his zeal about my income-tax was so excessive, he neglected to obtain returns from Messrs. Campbell & Co., of Dindigul, for two years. The original petition for land for a school-house was sent in November 13th, 1871. I repeatedly complained of the delay in that case, and the loss caused thereby. The Commissioners authorized me to use the land, and Mr. Bliss was to point out the exact site, but he neglected to do so. When I appealed to the Commissioners he tied their hands with an Order of Government recently received, and gave retrospective effect to it that the decision of the matter might be at his sole discretion. From that date he has left the matter unsettled, and, though personal representations were made to him by a mutual friend, he still procrastinated, and his memorandum of this date leaves the matter much as it was. That it may be definitely known whether the Tahsildar or the Sub-Collector is responsible for the unusual delay, it is necessary to ascertain when the Tahsildar was instructed to act. I believe no order had been given to any Tahsildar five weeks back.

6. The refusal to assess two distinct buildings separately, as is done in every other case, shows this same spirit of obstructiveness.

7. The Sub-Collector states that a mistake or oversight is the cause of all these annoyances, but it is very remarkable that while the relations of Mr. Bliss with myself were of a friendly character they never occurred, and now, as the lengthy papers submitted will show, they are the rule.

8. I would, therefore, earnestly request that the Government protect me from these annoyances, to which I have long submitted in silence, but which, when proclaimed in the District Gazette, I cannot allow without loss of self-respect. The Sub-Collector has repeatedly neglected to publish the minutes of Municipal Meetings in the District Gazette although I personally called his attention to the irregularity, yet now it answers his purposes; the law leaves him no option in the matter.

9. It is impossible, in the compass of a letter, accurately to convey an idea of the harsh and arbitrary way in which the Sub-Collector manages the affairs of the Municipality, and causes unnecessary irritation and offence to many under municipal rule.

P.S.—The letters to the Revenue Board were not submitted in consequence of domestic affliction.

No. 184. ORDER THEREON, 28th September 1872, No. 1290.

Mr. Yorke complains of the action of the Vice-President, Dindigul Municipality, in assessing as one house his residence and the Training Institution of the Christian Vernacular Education Society with which he is connected, and of the tone of the resolution of the Commissioners* dealing with his appeal, in which the opinion is expressed that "none of Mr. Yorke's statements therein (but one) are both accurate and relevant," which resolution will be published in the District Gazette. He forwards also correspondence with the Commissioners and Sub-Collector relative to an application for a school site, and with the Collector and

*Mr. H. W. Bliss, Vice-President.
,, J. W. Jackson, Inspector of Police.
,, H. S. Hickey, Vakeel of the Sub-Collector's Court.

sub-division officers relative to his assessment to Income-tax, as illustrating the "personal antagonism" and "obstructiveness," which has for some time past characterized Mr. Bliss' official action towards him.

2. As regards the action of the Municipal Commissioners, the Governor in Council observes that the Government have no power of interference, and that Mr. Yorke does not appear to have addressed the President as it was open to him to do. In the matter of the school site, the Commissioners appear to have at first exceeded their authority, but, as the application was subsequently transferred to the Sub-Collector, the Government desire that no further time may be lost in disposing of the matter, by reference to Government if necessary.

3. In the matter of the house assessment, Mr. Yorke's application to have his residence and the Training Institution assessed separately would seem to be reasonable, if, as stated by him, the latter, as a charitable institution, would be exempt from taxation.

4. As regards the Income-tax question, the appeal lies to the Board of Revenue, but Mr. Yorke does not appear to have adopted this mode of obtaining redress.

5. In the particular matter which has led to the present appeal, the Government cannot but think that the tone of Mr. Yorke's letter to the Commissioners was calculated to evoke an unpleasant reply.

(True Extract.)

Acting Under Secy. to Govt.

To the President of the Municipal Commission, Dindigul.
,, Mr. W. Yorke, Dindigul.

Exd. J. Wright.

Dindigul
September 7th 1872

To

R. Ellis Esq.
Chief Secretary to
The Government of Madras.

Sir,

I have the honor to submit the following facts to your, for the consideration of Government.

The Vice President of the Dindigul Municipality, K. M. Bliss Esq. having assessed my dwelling house and included with it the Training Institute of the Christian Vernacular Education Society, I applied to the Commissioner to instruct him to send me separate assessments as the buildings were entirely distinct and devoted to different purposes. The Institution would properly be exempted as a charitable Establishment, and at any rate it would be convenient to have the usual separate official notice of the assessment on each, that I might judge whether, being fair or excessive, it should be appealed against or not, while uniting the two assessments in one lump sum, contrary to the plan adopted in all other cases, left me in doubt and uncertainty as to the assessment on each, and the necessity of an appeal.

The reply reflects unfairly and incorrectly upon my statements, and considering the publicity which would be given by publication in the District Gazette, comments unnecessarily upon the temper of my note. All the statements in that note are both accurate and relevant. The names of the Municipal Commissioners who were present at the meeting are given in the margin, as I find

G.O. No. 1371, dated 11th September, 1872.
FINANCIAL.
To
THE PRESIDENT OF THE
MUNICIPAL COMMISSION,
Dindigul.
&c., &c.
Dated September, 1872.
Read
G.O. No. 1220, dated 12th August, 1872.
ORDER.
No. 133 162
Forwarding copies of the complaint made by Mr. W. Yorke against certain proceedings of Mr. H. W. Bliss, Vice-President of the Municipality.

from the minute book. When the complaints were
E. P. Bliss Esq. laid against the Vice President &
Mr. J. P. Jackson. the Commissioners it would have
" R. S. Hickey. been more in accordance with
right feeling if he had abstained
from casting a vote which gave the decision in
favour of himself, three members being required
to form a Quorum. Without any intention of re-
flecting injuriously on the other members present,
I would remark that the one being an Inspector
of Police, and the other a Vakeel practising in
the Sub Collectors Court, they were scarcely in a
position to give an independant judgment, and
altogether the meeting was too small to vote away
the character of a respectable resident in the
Municipality.

I regret that I am under the necessity
of complaining of the general tone of official commu-
nications addressed to me by Mr. Bliss, since he
put himself in personal Antagonism to me. Whereas
I was previously addressed as is customary in writing
to European gentlemen, I now am invariably
addressed to Mr. P. Yorke of Dindigul, and this
style of correspondence is adopted by the Tasildar
under Mr. Bliss in all questions that may be
remotely connected with the Sub Collector, though
I have in no instance failed to address the Tasildar
with the respect due to his office. I submit copies
of official papers to justify this complaining. I
would also direct attention to the fact that the
memos of the Acting Sub Collector and the Tasildar
dated March 26th were written from the same
place, the Tasildar being instructed by Acting
Sub Collector as to the reply he was to return
to me.

I would also call attention to the delay
and obstructiveness which obtains in the pet
cases of mine which have to come before the
Sub Collector. I would endorse the request to
allow me a copy of the Tasildar's order and hearing

the Tasildar to scrutinize my private accounts. While
his zeal about my income-tax was so excessive, he
neglected to obtain returns from Messrs. Campbell
and Co. of Dindigul for two years. The original peti-
tion for land for a school-house was sent in June
13th 1871. I repeatedly complained of the delay in
that case and the loss caused thereby. The Com-
missioners authorized me to use the land and
Mr. Bliss was to point out the exact site but he
neglected to do so. When I appealed to the Com-
missioners he tied their hands with an order
of Government recently received, and gave
retrospective effect to it that the decision of the
matter might be at his sole discretion. From that
date he has left the matter unsettled, and though
personal representations were made to him by a
mutual friend, he still procrastinated, and his
memo of this date leaves the matter much as it
was. That it may be definitely known whether the
Tasildar or the Sub Collector is responsible for the un-
usual delay it is necessary to ascertain when the Tasildar
was instructed to act. I believe no order had been
given to any Tasildar five weeks back.

The refusal to assess two distinct buildings
separately, as is done in every other case, shows the same
spirit of obstructiveness.

The Sub Collector states that a mistake or
oversight is the cause of all these annoyances, but it
is very remarkable that while the relations of Mr. Bliss
with myself were of a friendly character, they never
occurred, and now as the lengthy papers submitted
will show, they are the rule.

I would therefore earnestly request that the
Government protect from me from these annoyances
to which I have long submitted in silence, but which
when proclaimed in the District Gazette, I cannot
allow without loss of self-respect. The Sub Collector
has repeatedly neglected to publish the minutes of
Municipal Meetings in the District Gazette although
I personally called his attention to the irregularity,
yet now it answers his purposes the law clears
him no option in the matter.

It is impossible, in the compass of a letter, accurately to convey an idea of the harsh and arbitrary way in which the Sub Collector manages the affairs of the Municipality, and causes unnecessary irritation and offence to many under Municipal rule.

I have the honor to be
Sir.
Your obedient humble servant,
W. Yorke

P. S. The letters to the Revenue Board were not submitted in consequence of domestic affliction.

Enclosure 4.

To.

The Municipal Commissioners of Dindigul in the Madura District.

The humble petition of Vellian Nattamgar and the inhabitants of Pootchymaickenputty attached to Pallaputty.

Sheweth,

that your petitioners respectfully crave permission for the erection of a thatched Village School-house by W. Yorke Esq of Dindigul on the vacant space of ground situated to the east of the Madura road adjoining Vagambore, a suburb of Dindigul to the north of mount road, to the west of Kannibar Chetty's house and to the south of the Cutcherry.

And your petitioners shall ever pray

(Mark) Vellian Nattamgar
13th November 1871 (Signed) Veerasamy Naicken
Dindigul (Mark) Murthy Naicken
(Signed) Muttoo Nagama Naicken

Endorsement.

Permission is granted for the erection of a school-house on the site mentioned in the petition on condition that the building should be made over to the Municipal Commissioners in case the school is abolished The petitioners should enter into an agreement with the Municipal Commissioners to that effect. After this has been done the Vice-President will show the site. The petitioners are to know this.

6-12-71. (Signed) W. W. Blyth
Vice President

Correct Translation
W. Yorke

Dividigue
January 11th 1872

To
H. H. Bolfe Esq
Vice President of the
Dividigue Municipality.

Sir,

I forward the enclosed bond given by the villagers who take an interest in the School at Mr. Thompson's, with a request that the site of the School be indicated at the earliest opportunity. This letter if kept on the records of the Municipality will show that I also as agent of the C. H. E. S. agree with the terms of the bond, and will as agent of the Society abide by those conditions.

I am,
Sir,
Yours faithfully
(Signed) H. Yorke.
True Copy.
H Yorke

Dividigue
February 19th 1872

To
H. H. Bolfe Esq
Vice-President
Dividigue Municipality

Sir,

I desire to call your attention to the unusual delay in fencing out the tract of land on which a C. H. E. S. School has to be erected although the ground was granted by the Commissioners a long time ago. It will be my duty to call the attention of the Q.R. President to procrastination by which I am likely to suffer monetary loss in addition to the serious inconvenience caused thereby unless prompt and proper attention is given to the matter.

I am
Sir,
Yours faithfully
(Signed) H. Yorke.
True Copy
H. Yorke.

Extract from the Minutes of the Proceedings had by the Dividigue Municipal Commissioners at the Meeting held on the 29th February 1872.

I. Read letter dated the 19th instant from Mr. H. Yorke demanding an explanation of the delay in handing over the site of a School granted on endorsement on petition No 355/1871.

Since passing the above endorsement the Commissioners have received G. O. No. 1484 dated 30th November 1871, Public Department from which they learn that their former action in this matter was ultra vires. They are unable therefore to take any further steps in it.

True Extract.
(Signed) H. H. Bolfe
Vice President

Forwarded to Mr. H. Yorke for his information
True Copy
H. Yorke.

Dividigue
March 11th 1872

To
H. H. Bolfe Esq
Vice-President Municipal Commission
Dividigue

Sir,

I have the honor to request that you will kindly allow me to read the G. O. No. 1484, dated 30th November 1871, Public Department to which allusion is made in the extract from the Minutes of the Municipality, as in consequence of its not having been published in the District Gazette, I cannot in any other way make myself acquainted with its contents. I will return it without delay and shall be greatly obliged by the favour.

Sam
Sir,
Yours faithfully
(Signed) W. Yorke

True Copy
W. Yorke.

No. 74
Memo.
There is no objection to Mr. Yorke seeing the paper referred to in his letter dated 11th Instant and received to day if he will call at the Municipal Office between the hours of 11 and 3 any day convenient to him.
13th March 1872 (Signed) H. R. Bliss
Vice President

To H. Yorke
Dividivi.

True Copy
W. Yorke
Dividivi
18th March 1872

To H. R. Bliss Esq.
Vice President of the Dividivi Municipality.

Sir,
I have the honor to request the Municipal Commissioners to reconsider at their next meeting their decision passed on 29th February 1872 with reference to the site of a G. V. E. S. School. The Commissioners ~~have granted their grant of the Land~~, on a misconception of the scope of the G. O. No. 1784, Public Department that order refers to the date of Lands, but I have never requested the Commissioners to sell me the land. They agreed to permit me to use the Land on the express condition that it was to revert to the Municipality. Bonds to this effect have been given and I am also willing that the School building should revert to the Municipality on the end of the G. V. E. S. abandoning the School. To the Honble.

Col Commissioners as a body are, I believe, willing to grant this favour and as the order referred to does not apply to this case, I would earnestly request the Commissioners to give effect to the grant they have already made by handing over the site for the purposes of a school.

I am,
Sir,
Yours faithfully
(Signed) W. Yorke.

True Copy.
W. Yorke

No 81
Official Memorandum
Mr. Yorke is informed that his letter of the 18th Instant regarding land required for a school-house has been referred to the acting Sub Collector for disposal

Camp Guadalupe 26th March 1872 (Signed) H. R. Bliss
Vice President.

True Copy
W. Yorke.

Dividivi
September 7th 1872

To
H. R. Bliss Esq.
Acting Sub-Collector
Dividivi

Sir,
On the 26th of March last you informed me by an official memorandum that my application for land required for a school-house had been referred to the Acting Sub Collector for his disposal. Five and a half months have since elapsed without any decision having been communicated to me, although the Rev. E. Chester sometime back intimated to you that I was dissatisfied with the unusual delay there had been in disposing of the matter.

I have the honor to request that you will inform me why I have had to wait so long for a decision when delay involves continual loss to the society I repre-sent and the matter has been before you in your double capity of Vice President and Sub Collector during the whole of the current year.

I am
Sir,
Yours faithfully
(Signed) H. Yorke

True Copy,
H. Yorke

1872.
Revenue Department.

From
The Acting Sub Collector
Madura

To
H. Yorke, Esq
Pondicherry.

Dated 4th September 1872.
Received.

No 295
Enclosure "
Reference
Your letter dated 4th Instant-
Subject.

States that the Sadidar to whom the subject was referred for report as to the ownership of the land, has been called upon to expedite its sub-mission.

2. Change of Sadidars has no doubt caused delay in disposal of the subject.

(Signed) H. P. Bliss
Acting Sub Collector.

True Copy.
H. Yorke

Enclosure 18.

Pondicherry
February 12th 1872

No

The Acting Collector
of Madura

Sir,

I have the honor to address you on some recent action on the part of the Acting Sub Collector, and the Acting Sheristar of Pondicherry which appears to be enforced by the late modified regulations of Govern-ment and therefore seeks for endorsement on your part.

On September last a notice was issued by the Sheristar of Pondicherry, calling upon me to make a return of my income, and a order to the same to pay the Income-tax. On the time I was in Europe and a receipt was given to me for the payment of the amount assessed; the Sheristar having on his own accord struck out me item entered by me. There was no wish or attempt on my part to evade the payment of the tax. My salary is fixed and was known to the Sheristar, as it is to the Sub Collector. It often that the Sheristar, who is the Collector of Income-tax here, had reason to believe that some source of income had not been specified by me, he is authorized to cause a further notice to be served as per Sect. 35 of the Act. He alone is entitled to initiate the issue of such notice, and not the offshoots authority. In opposition to the spirit and the letter of the Act, the Acting Sheristar visited me on the 23rd Ultimo, stating that he had

Secondly, I would like to point out to you that the Collector - the Collector's authority - during these proceedings was not challenged at any of the hearings. There was no objection raised during the proceedings that the Collector should not be present during the hearings. Thirdly, the Collector's authority was not challenged in the Supreme Court of the Province. The Supreme Court upheld the Collector's authority in dismissing the appeals. Fourthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Fifthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Sixthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Seventhly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Eighthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Ninthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Tenthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Eleventhly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Twelfthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Thirteenthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Fourteenthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Fifteenthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Sixteenthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Seventeenthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Eighteenthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Nineteenthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Twentiethly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Twenty-firstly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Twenty-secondly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Twenty-thirdly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Twenty-fourthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Twenty-fifthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Twenty-sixthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Twenty-seventhly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Twenty-eighthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Twenty-ninthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Thirtiethly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Thirty-firstly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Thirty-secondly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Thirty-thirdly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. Thirty-fourthly, the Collector's authority was not challenged in the Privy Council. The Privy Council dismissed the appeals. Thirty-fifthly, the Collector's authority was not challenged in the Court of Appeal. The Court of Appeal dismissed the appeals. Thirty-sixthly, the Collector's authority was not challenged in the Supreme Court of Canada. The Supreme Court of Canada dismissed the appeals. 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Dindigul
February 6 1892.

To

The Acting Tasildar of Dindigul

Sir,

In your capacity of collector of Income-tax you have required me to submit my private accounts to your examination. I complied with this requirement on the 23rd ultimo under protest. I have since examined the Income-tax act with considerable care, and can find no section which would authorize you to demand an examination of my accounts. The only section authorizing the collector to call for accounts, before a petition or appeal has been presented is Sect. 13, which refers to companies and not to private individuals like myself. You will therefore oblige me by stating under what section you demanded a scrutiny of my accounts.

The Tasildar of Dindigul having assessed and settled the amount due from me for Income-tax, and given a receipt for the payment of the sums so far exacted as aforesaid, will you kindly explain by what authority you have scrutinized and upset his decision on the point at this late date.

In the event of your replying to the preceding para. that the Appellate authority gave you instructions to that effect, you will kindly inform me under what sections of the Income-tax act you were guided

Yours,
Sir,
Your obedient Servant
(Signed) H.L. Gowke.

True Copy
H.L. Gowke.

fixed on following days which are to be fixed by
any Surveyor.

If no satisfactory reply be had within three days
a notice will then be sent to the Company that
it will be withdrawn & the Bearing Instrument
ordered to be in proper order and delivered.

I am
Sir,
&c. &c.
(Signed) H. Yorke

Endorsement of Faulder

Petition returned because not written on
stamp paper

(Signed) Samuyer
for Faulder

31/10/1837

For the Bankers Collectorate
Cape Town
25th March 1837.
Dept. 98

Sir
H. M. Collector of
Port Nolloth

I have the honor to acknowledge the receipt of your letter dated 9th Sept. 1836 with the Bankers Cheque for £1.0.0 and to inform you that I have duly credited the Treasury with the amount.

I am
Sir
Your most obedient
Humble Servant
(Signed)
H. Yorke
Collector

Sir
With reference to your letter dated 9th Sept. 1836, I have the honor to enclose an extract from a letter addressed to me by the Sub Collector under date the 22nd February 1837 explaining the circumstances on which the Petition of Faulder was

find the following Goods mentioned, to be
Duty free Exclusive.

Your satisfactory reply to the above
is and earnest wish has engaged me to
by Order the Officers of the Revenue
Cruizers to be more strictly vigilant

You to whom I am personally
Canvas with Sir Wm Weed in Business
had you ever had any Business
He Discovered Complicated if you
had ever to do a Reference to him
before Complying with His Request
I the Ag. Collector

I have the honour to be
Sir
Your most obedt Servt
Signed W. Lee Lucas
Ag. Collector

To
Excise Office.

W. Yorke.

Read 22 Feb 32

filed in following order viz. a letter, &c &c
copy dated 10 Inst.

I have satisfactorily replied to this letter
& sent to remind auditor that copy of the
letter referred to in the 2nd para of the
letter

1873

From the Sy. Collector
of Inspection
To
The Sheriff Depute
Aberdeen

Dated 5th
Dely'd 9th } March 1873
Head

No 1612
Enclosure one

Forwarded in triplicate
of a letter from the Dy.
Sub. Coll. explaining
the circumstances under
which the Examination
of accounts by the Local Bor
of Dundee C. states that
he would have been glad
to have been present
& if he had represented the
matter to Collector
previously

A Truck from a letter addressed
to the Collector by the Surveyor of
Aberdeen dated 23rd February 1873.
No. 68. × × × × × × ×

The inspection of the accounts
of which Alr. Yorke complains was
made by the Acting Taxildars of
Dundigul under orders issued from
this office, but, as I now see by referring
to them again incorrectly drafted by
my Acting Sheristadars. On inspecting
the Income-Tax returns of that Pandigul
Taluq for the months of October and
November last I was dissatisfied with
certain assessments had been corrected
by murder and to satisfy myself direc
ted my Sheristadars to prepare a
Table exhibiting on the Taildar to
submit an account showing how
the incomes of certain specified persons
(among whom was Alr. Yorke) had
been arrived at for the purpose of
assessment under the act. Illy
Sheristadar deem however to have
misunderstood my instructions for
the Taluk seems that the Taildar
is to examine the accounts of the
persons whose names were given.
I regret that I did not detect
the inaccuracy at the time and
that any one should have been
exposed to unnecessary annoyance
in the administration of the act.

It was already reckoned to my Credit that Mr. Yorke might have been charged the arrears since the fall of the Land Tax requested the Attorney General to give him time to make his report to me.

6. I have called on my Deputy Attorney Generals (Mr. Hewitson & Mr. Jones) for explanation, and he maintains that the words marginally noted as used by the Assessors in question are only to be taken as descriptive of the Land Tax Assessment made by the Commissioners for the Division, and that the Surveyor is not required to enter in his Return any Assessment which has not been confirmed by the Commissioners.

Mr. Yorke's Name	Mr. Yorke's Name
Description of Premises	Description of Premises
Amount of Rent	Amount of Rent
Amount of Assessment	Amount of Assessment

7. Under Section 23 of the Act I have to say that as the Surveyor the Solicitor who made the assessment and therefore knew that such Accounts or Returns had been received she may not have noticed that the Language of the Schedule would convey quite a different impression to any one else, such as the Officers then in charge of the Salary, who had no such personal Acquaintance of facts.

8. Mr. Yorke's Letter, you have seen is so well-founded to say as the Commissioners of his Assessment to pay the Assessable Land Tax before it is payable that I was right in my suspicion that he should not have properly assessed to the Income-Tax. I enclose you the Return made by him to the Salary which I have to day for the first time seen and which is as you will see incorrectly filled up. In Column 3 he has entered not merely the Sources of his Income as required but also their amount as Estimated for the current year. The second Source of Income specified is "Rent of House" on Polberry Rs 108. a Statement which is qualified by the remark entered in the last Column that this Rent was not yet fixed but only expected, and which therefore the Solicitor might not take into account in Assessing him. In Column 4, however, which is the Column on which Assessment is made, and to which the declaration at the foot of the Return must be held to apply, the Item of House-rent is omitted, and it is stated that Rs 3000, being the amount of the Works fixed as they constitute his receipts (viz. Stipend & his sole receipts) for the past year. Mr. Yorke is apparently from his letter to you, well-acquainted with the Income-Tax Act and with the rules on the subject of the Collection of the Income-Tax published in the District Gazette, so that it is not unfair to presume that he was in fact, as the

certainly was in law, aware that the "last year" mentioned in his return was by section 23 of the Act either the year ending on the day of the year immediately preceding the year of assessment on which his accounts have been usually made up or on the thirty first day of March 1871. I do not know upon to what day in the year Mr. Yorke usually makes up his accounts but should think he most probably does so up to the 31st December. In that case his return was for the year ending 31st December 70; but whether it was for that year or for the year ending 31st March 1871, it is a fact that between April and October 1870, or thereabouts I unjustly paid him about Rs 240 as part of the house in question, which he has omitted from his return. It is for him to explain the omission.

× × × × × × ×

(Signed) H. M. Bliss
Acting Sub-Collector

(True Extract)

(Signed) W. MacZuhar
Acting Collector.

True Copy
M. Yorke

Jan 1872

Dindigul
March 14th 1872

To
W. MacZuhar, Esq.
Acting Collector Madura

Sir,

I have the honor to acknowledge the receipt last evening of your letter dated the 9th inst, giving cover to an extract from a letter of the acting Sub-Collector.

I regret that I cannot accept your ruling on the subject I addressed to you on the 6th. When I see a printed letter in the District Gazette with your name attached, I am justified in believing not only that it was written, but that it is a true copy of what you intended to write. Your signature gives it the character of an official document, and I cannot accept your explanation that you did not intend to write what you have written. There is even little room for doubt, when I read a letter ordering the Serishtadar to examine my accounts with the Sub-Collector's written signature, and Office Seal affixed, and your suggestion that after that I should have written to him to ask if he meant what he said, seems to me unsatisfactory.

Your letter also fails to notice the conduct of the acting Serishtadar in referring my letter on the plea that it was a petition.

I would as briefly as possible call your attention to para 4 of the Sub-Collector's letter the essential faults of which you appear not to have noticed. In it, his remark "I was right in my suspicion that he had not been properly assessed for the Income-tax"; his suggestion that I brought down my income at Rs 3000 plus Rs 1000

it must be held that I intended to say that my income was only Rs 3000; his considering it not unjust to presume that being well acquainted with the Income-tax act, I deliberately doubled one zero out for another, and was misled, with a view of fraudulently reducing the amount of my tax; his asserting that after the Collector had granted all my several demands, still while necessary for me to explain an omission in my account; and all do many subsequent other acts, I think, not common in communications of this kind, Smeaton's insinuations, and unfortunate, tend to form the lowest style of official correspondence. But what shall I say of the subpoenaing by the Sub-Collector of the all-important fact that when the year in which Mr. Bliss fixed the Rs 2400 was substituted by the Collector for the one for which I made [illegible] in my return — the Rs 108 (being Rs 120 less ten per cent for repairs) was reduced to Rs 84, showing that I had accidentally over-shaded my account by Rs 24? I submit that the letter of Mr. Bliss implies the very reverse of this. The honesty of my intentions would have remained the same even if the result had been otherwise, but as the matter stands, the transaction of the matter by Mr. Bliss is manifest.

The fact is, I had not acted when the Income-tax act in the Gazette, and the Sub-Collector and acting Collector, to whom it is a duty, do not appear to have been more [illegible] than myself. It was only when the subpoena of the order forced me in self-defence

to search diligently that I discovered the Secretary's letter of the 21st from the acting Chief Secretary, and I then made from me of my subordinates, that a copy of the same should have been furnished.

On my return to the Collector's office I found the Collector gone with the file, and I was informed that he had taken it to his house. I then wrote him a letter, stating that I was ignorant of the fact that I, in my ignorance, had caused the Collector to do what I afterwards found to be illegal, hence that I was not the less entitled to the benefit of the Income-tax act, and that I was unfairly subpoenaed by the Sub-Collector, that from the fact I then at all disclosed my ignorance, an order to produce the application of the Sub-Collector in all other things seemed unnecessary.

I have waited from the 14th to the 17th inst. for the Collector to furnish me with a full and complete copy of the Notice sent by Mr. Bliss, but he sends a verbal message to state that he has submitted the application to the Sub-Collector who has forwarded it to the Collector. If by so simple an application could not have been complied with without so many references I am at a loss to understand. My recollection of the Notice leads me to think that the very margin extract given in the Sub-Collector's letter is an misleading as those portions of the letter I have already alluded to. All I desire is the truth, and if the Sub-Collector's extract from

the Clerk of Pleas on receipt of the fee payable by the order, & said fee may be any Pleas should be any Petition or duly authenticated & proved copy, or duly the Petitioner shall not entitle to provide the copy demanded as expressed by the Sub-Collector.

Dated this 19th day of the month of the foregoing letter for the Consideration of the Board of Revenue.

I am
Sir,
Your most obedient Servant
(Signed) W. Yorke

True Copy
W. Yorke.

Dindigul
March 19th 1872.

Mr. W. Yorke

Mr. W. Yorke of Dindigul is informed that the undersigned has been directed by the A.S Sub-Collector to refuse the grant of the copy of order applied for by him (Mr. Yorke) in his petition dated 14th Ultimo.

26th March 1872 (Signed) T. Muttusamy Jr.
Gudalur A.S Jr.

True copy
W. Yorke.

Mr. W. Yorke

Memo.

Mr. W. Yorke of Dindigul is informed that sanction of the A.G Collector has been received to grant him copy of the Income-tax return applied for in his petition dated 14th March 1872.

If Mr. Yorke wishes to take copy, he should produce the necessary Stamp paper and Copying fee.

(Signed) T. Muttusawmi Jr.
22nd April 1872 C.S. Jr.
Dindigul

True Copy
W. Yorke

Enclosure 6.

No. 826.

Notice under S.S. 46 & 47 of Act III of 1871

To

W. Yorke Esquire owner / occupier of House

No. 4 in in

Dindigul Town.

You are required to take notice that the above mentioned house has been assessed for the year 1872-3 at Rs 45 A.P. being 5 Per cent on its annual valuation of Rs 900 A.P.; and you are informed that the Municipal Commissioners of the said Town will proceed to revise the said valuation and assessment at 4 P.M. on Tuesday the 1st day of October 1872 at their office in the Sub-Collector's Cutcherry in Dindigul aforesaid.

27th Augt 1872

(Signed) A. M. Bell
Vice President

True Copy
W. Yorke

Dindigul
September 6th 1872

To
The Vice-President
Dindigul Municipality

Sir,

As it is my intention to forward a copy of my letter of the 29th Ult. to the Dindigul Commissioners with the Extract from the minutes of the last municipal meeting to Government for their consideration with a view to having the same minute reconsidered and rescinded, I have the honour to request, that no further publicity be given to the same until the decision of Government is known as I consider the minute unnecessarily injurious and offensive in its tone.

A copy of this letter will be forwarded with the other papers to Government. It is also right to mention that I shall avail myself of the present opportunity of calling the attention of the Government to the tone of other official communications which have been addressed to me by you.

I am,
Sir,
Yours faithfully
(Signed) W. Yorke

True copy
W. Yorke

(over)

No 871

Official Memorandum

With reference to the request made by Mr. Yorke in his letter of the 6th. Instant the undersigned has the honor to direct his attention to Section 25 of Act II of 1871 from which he will see that no option is provided in the matter.

2. Mr. Yorke having expressed his intention of making a reference to Government, their action will be awaited.

(Signed) H. P. Bliss
Vice President.

(Pondicherry 7th September 1872)

True Copy,
W. Yorke.

To

The Municipal Commissioners of Pondicherry

Gentlemen,

For some reason which is not apparent the Vice-President of the Pondicherry Municipality has in forwarding a notice to me of the Assessment of the buildings in my Compound, assessed my house (No. 4.) at Rs. 45 being 5 per cent on its annual valuation of Rs. 900. I have the Vice-President's own statement in writing that this notice includes the Training Institution of the C. V. E. S. Now as a house means a dwelling place and I do not dwell in the Training Institution; as the Municipality has already decided they are separate buildings by numbering them No 3 and No. 4. respectively; as they are thus separately assessed in the Official Lists, and as the Sub-Collector's bungalow and Cutcherry buildings are nearer than my separate buildings, and actually connected by a verandah yet are nevertheless separately Assessed, the Vice-President's conduct in thus assessing my separate buildings as one, is entirely groundless and irregular. That this conduct was as deliberate as irregular is proved by the fact, that at first separate notices of the assessments were prepared, but the Vice-President tore them up and ordered the new and illegal notice to be written.

You will therefore oblige me by instructing your Executive officer the Vice-President to comply with the requirements of the law by issuing separate notices of the separate buildings. The accompanying copy of the

Notice complained of. I forward for your information.

I am,

29th Augt 1872. Gentlemen

Yours faithfully

(Signed) W. Yorke.

True Copy

W. Yorke.

Extract from the Minutes of the Proceedings of the Dundigul Municipal Commissioners passed at a Meeting held on the 3rd September 1872.

× × × ×

4. Read letter dated Augest 29th 1872, from Mr. W. Yorke complaining of a notice sent him by the Vice. President under sections 46 and 47 of Act III of 1871.

The Commissioners have given their best attention to this letter and are unable to see that Mr. Yorke has any valid ground of complaint. So far as they can ascertain none of Mr. Yorke's statements are both accurate and relevant except ~~that~~ that all his buildings standing on one Compound are assessed under one number. This is not illegal nor does it prejudice Mr. Yorke or justify the intemperate tone of his letter.

× × × ×

(True extract) (Signed) A. M. Bliss

Vice President.

True Copy

W. York.

Financial Department

22

3

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from Mr. Yorke, Dated 6th September 1872

Order thereon of Dated 28th Sept 1872 No 1290.

Mr Yorke complains of the action of the Vice President, & undergoes Municipality and Assessing as one Trustee, who presided and the Meeting of the Christian Vernacular Education Society with which he is connected, and of the Conduct of the Revaluation of the Commissioners dealing with his appeal, in which the opinion is expressed that some of Mr Yorke's statements therein (whether) are both accurate and Temperate, which Correction will be published in the Gazette

Proper Place Vice President,
Rachanvachar of Police and
Hickey, Taluk of the Sub Collector
Coml.

District Gazette Office
Jamaica 26th October 1865
Sir
I am directed by the Board of Supervision to acknowledge the receipt of your letter of the 23rd instant, and to state that they have observed that the Poor Law Inspector has not attended the Meetings of the Board of Guardians of the Parish of Saint Thomas in the East, and that the Clerk to the Board has not attended to answer the various questions and objections raised by the Ratepayers, and to explain the Poor Law Regulations.
2. In regard to the Petitions of the Ratepayers of the Parish of Saint Thomas in the East, the Board observe that the Petitions were not forwarded, and that the Clerk to the Board has not been addressed by the President with a view to his attending to do so. In the matter of the Petitions, the Petitioners should, the Petitions be forwarded to the Board of Guardians, to be dealt with by them.

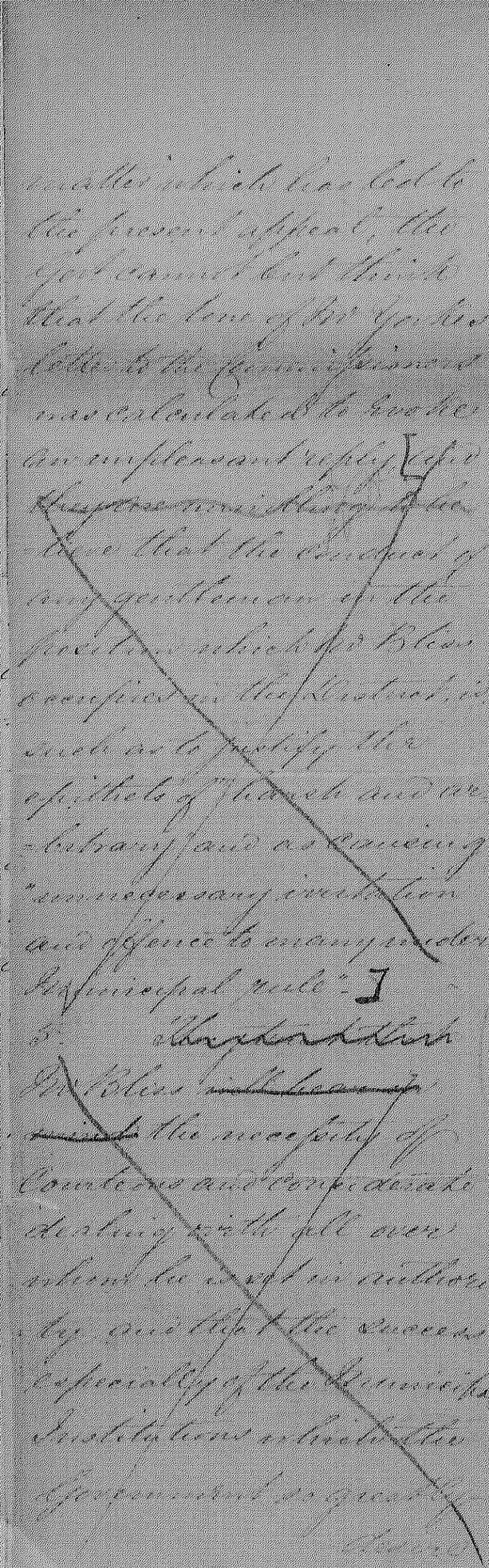
Enclosed

Jamaica

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2. In regard to the Petitions of the Ratepayers of the Parish of Saint Thomas in the East, the Board observe that the Petitions were not forwarded, and that the Clerk to the Board has not been addressed by the President with a view to his attending to do so. In the matter of the Petitions, the Petitioners should, the Petitions be forwarded to the Board of Guardians, to be dealt with by them.

3. In the event of the Petitioners [illegible]



Govt. of {1872} Madras.

Financial

To

The Presd. Board. Commr.
Dindigul

Dated Sept. 28 } 1872, No. 1290.
Recd.

Nos. 183-184.

Passing orders respecting the complaint made by Mr. Yorke against certain proceedings of Mr. H. Bliss as Vice Presd. of the Dindigul Municipality.