M.R.O. 14—5,450—22-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 85 Press Mis.

5-6

Dated 21-1- 18[illegible]7.

Not to be folded or roughly handled

No. 5. Read the following letter from J. R. BOYSON, Acting Honorable Company's Solicitor; to T. PYCROFT, Esq., Chief Secretary to Government, dated 14th January 1857, No. 33.

SIR,

With reference to the Extract from Minutes of Consultation noted in the margin, and after communication with the Commissioner of Police, the Civil Engineer to Her Majesty's Justices and Chitumbara Royer, I have the honor to report that in my opinion there is not any person who can *now* give the Honorable Company a valid and effectual conveyance of the piece of Land at Triplicane which the Commissioner of Police is so desirous of obtaining for Public use.

Extract Minutes Consultation, Judicial Department, 10th November 1856, No. 1226.

It appears that the Land in question lately belonged to one Nellore Kristna Row, who was a member of a divided Hindoo family, that he died about 8 months ago leaving Sonaboyee, his widow, and two sons named Nagajee Row and Soondava Row him surviving; that Nagajee Row, the eldest of these two sons, has since died under the age of 16 years and without leaving wife or issue him surviving, and that Sonaboyee, the widow, and Soondava Row, the younger son, are still living.

Assuming this to be the true state of the family Soondava Row, the surviving son, takes and is entitled to all the property left by his deceased father subject to the payment of his father's debts and his mother's maintenance during her life. This Soondava Row is now about 9 years of age and incompetent to act for or bind himself; and it is quite clear that Sonaboyee (the widow) cannot lawfully sell or deduce or give a marketable title to any Landed property left by her deceased husband.

It appears moreover that this property is now mortgaged to one Parthasarthy Iyengar for 250 Rupees and Interest.

Under these circumstances I beg to advise that if in the opinion of Government the purpose for which the Land is needed warrants the adoption of such a course it be taken as for a Public purpose under the provisions of Acts XX of 1852 and I of 1854 and under the 1st and following Sections of the former Act and not under Section XVIII.

No. 6. ORDER THEREON, No. 85; dated 21st January 1857.

Resolved that the letter recorded above be referred to the Commissioner of Police who will report whether there exists any actual necessity for taking the Land alluded to, as for public purposes, under the provisions of Act XX of 1852, and I of 1854, and if so that he be requested to obtain from the Collector of Madras and submit the usual specification for insertion in the declaration to be made under Section I of former Act.

(Signed) T. PYCROFT,
Chief Secretary.

Judicial Department

№ 85

Extract from the Minutes of Consultation
Dated 21st January 1857

To 28-29
11-11-56
Judicial Letter to England
No 16 of 9-6-57.

Read the following Letter from the Honble Company's Acting Solicitor.

(Here enter 14th January № 33)

Resolved that the letter recorded above be referred to the Commissioner of Police who will report whether there exists any ~~immediate~~ actual necessity for taking the land alluded to, as for public purposes, under the provisions of Act XX of 1852 and I of 1854, and if so that he be requested to + furnish the usual specification for insertion in the declara-

+ Obtain from the Collr of Madras & submit

to be made under Sect I of the former Act.

Copy Com of Police — —
" Com of Madras } Dispd 23d JP

Judicial Letter to Beng Govt dated 4th June No 16
of 1857
Para 34.
Respecting in Act of 1852 P. 26
Approved

Bengal Judl Cons 27th January
Judicial 1857 Dep.
P. 26
No 85.

Extract from the
Minutes of Consn.

Dated 21st January 1857
FC 6 Feb 57. No 1404

5 to 6