

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	178	Press Mis.
1-2		
Dated	9-2-	19.18.59

Not to be folded or roughly handled

17.1.59

Fort St. George, Judicial Consultation, 15th February 1859.

No. 1. Read the following letter from J. R. KINDERSLEY, Esq., Acting Sub Judge of Bellary; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 22nd January 1859, No. 26.

SIR,

With reference to the Extract Minutes Consultation under date the 24th September 1858, ordering that the Bonds referred to in my letter of the 9th Idem, be retained by me and further enquiries made in regard to the parties named in them, I have the honor to report that on the 8th July 1857, the property of Goondamah deceased, including the Bonds in question, was forwarded by the Police to the Subordinate Court as unclaimed; that on the 12th October 1857, it was claimed by one Teramal Row in Miscellaneous Petition No. 152, 1857, and on the 27th of the same month one Sreenevasarow also claimed it. On these petitions the late Acting Subordinate Judge passed the following order dated 27th October 1857: "To dispose of this and Petition No. 152 would entail a lengthy enquiry and therefore the parties are referred to a regular suit, and the property will be retained in deposit until its decision on it being shewn that the suit has been instituted previous to the expiration of the year commencing from the date of its arrival in Court."

The year allowed for the parties to institute the suit expired on the 8th July 1858, and it does not appear that either party has taken any steps to establish his right; consequently the property was included in the report of unclaimed property made to Government on the 26th August 1858, on which Government passed orders on the 1st September calling for information on the two Bonds. On the particulars being furnished, Government called for further information in the Extract Minutes of Consultation above alluded to. The persons who executed the Bonds have been examined, and both of them admit the execution. But C. Peravaliah states that the Cholan in consideration of which the Bond was executed was supplied to him by the counter petitioner Sreenevasarow (mentioned above) while K. Bhogamah who executed the other Bond for Rupees 23-8 states that that sum was advanced to her by Sreenevasarow. In this document it is stated that the amount was found due on an adjustment of the accounts of the aunt of Sreenevasarow, but her name is not mentioned, the document standing in favor of Sreenevasarow. It seems to have been presumed that the "aunt" mentioned was the deceased Goondamah, whose very existence is now ignored by the executor of the Bond.

I have abstained from investigating the claims of the respective petitioners because such a course seemed to be in opposition to the order passed by my predecessor on the 27th October 1857.

No. 2. ORDER THEREON, No. 178; dated 9th February 1859.

The Sub Judge of Bellary will call upon the parties referred to in the first para. of his letter or any others who may claim to be the heirs of Goondamah and on their appearance will hold a summary enquiry into the matter of the Bonds, making them over to such persons, if any, as may establish their claims to them as the representatives of the deceased.

(Signed) T. PYCROFT,
Chief Secretary.

Dispt. 14th

No 178

The Sub Judge of Bellary will
~~The Government direct the Sub.~~
call upon the parties referred
~~ordinate Judge of Bellary to~~
to in the first part of the
hold the Bonds, referred to in
letter or any other of go on any
the foregoing letter, until any
party in the first part of
parties claim them as heirs of
soon demand and on their
the deceased, & then to decide
appearence with him or
accordingly.

summary
concerning the matter
of the bonds - making them
one & the same person, if
any as may establish their
claims to them as the
representatives of the
deceased

The Sub Judge of
Bellary
J. H. George
19th February 1891

Enclosure No. 1

on the 27 October 1857.

John H. George

Chief of Dept. of Commerce

Adm. Serv. Secy.

J. R. Smith

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

Adm. Serv. Secy.

C25. Sept 1858 A#30431.

The Sub. of the
in answer to
request of
Master & Deputy
of the various
matters.

In Dr. to Cons: 15 Feb. 1859
Judicial (1859) 1859
No. 26

From the Actg. Sub. Judge
of Bellary

To the Chief Secy. to Govt.
Fort St. George

Dated 22nd } Jan. 1859.
Recd. 18

10116.

No Enclosures.

Forwarding Report called
for in Ept. Minis. of Cons.
dated 24 Sept. 1858.

Co. Secy.

With an Order.

C31, Jan. 1859
25 Feb.

142.

~~#3~~
states that that sum was advanced to her
by Mrs. Warradlow. On this document it is
stated that the amount was found due on an
adjustment of the account of the Church of
Warradlow, but her name is not in
the document standing in favor of
Harris to have been procured that
"such" instrument was the deposed Comptroller,
whose very existence is now proved by the
evidence of the bond. —

I have obtained from Miss
Fenton the original of the note to which