M.R.O. 1—89,000—16-10-23.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 85 Press ~~Mis.~~

122–124

Dated 20.1.1862 ~~11~~ .

b/7

Not to be folded or roughly handled

85

Proceedings of the Madras Government, Judicial Department, 20th January 1862.

Read the following papers:—

No. 122. From W. S. NESBITT, Esq., Acting Sub Judge of Ootacamund; to T. PYCROFT, Esq., Chief Secretary to Government in the Judicial Department, Fort Saint George, dated 8th January 1862, No. 13.

I have the honor to report for the information of His Excellency the Governor in Council, that as directed in the Proceedings of Government No. 1,344 of the 6th November 1861, I have distributed this day the sum of Rupees 62-10-5 out of Rupees 83-14-10 (being the assets of the Estate left by the late Mr. David Yettie) rateably among the creditors; the latter having fully established their claims before me, and the balance Rupees 21-4-5 carried to the credit of Government for the reasons assigned in the accompanying list, which exhibits the amounts paid to each of the claimants with the rate at which the distribution was made.

No. 123. From W. S. NESBITT, Esq., Acting Sub Judge of Ootacamund; to T. PYCROFT, Esq., Chief Secretary to Government in the Judicial Department, Fort Saint George, dated 10th January 1862, No. 22.

With reference to my letter of the 8th instant, No. 13, I would beg to suggest for the consideration of Government whether it would not be better that the small sum of Rupees 21-4-5 which remains unclaimed or relinquished by his creditors of the late Mr. Yettie's Estate, should be paid to his widow or heirs rather than being at once carried to the credit of Government. It would be of more benefit doubtless to the former than to the latter, but if *they* fail to come forward and prove their right to it and receive it within a brief period, then it might be credited to Government. Perhaps Government would sanction this course in all future similar cases.

No. 124. ORDER THEREON, 20th January 1862, No. 85.

One of the claims against the late Mr. David Yettie not having been legally established, the benefit of the distribution should not have been extended to the party who preferred it. The dividend falling to him, viz., Rupees 19-2-6, will now be re-distributed proportionately amongst the other creditors, excluding the two, who have relinquished their claims.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F Cartlidge.

Tranquebar
3rd December 186

No 940

From,

E. W. Bird Esqr
Ag: Civil Judge of
Negapatam

To,

W. L. Nesbitt Esqr
Ag: Civil Judge of
Cotacamund

Sir,

In reply to your letter No 808 of the 28th Ultimo, I have the honor to state that I have no wish to press my claim for the Amount named

I have &c
(Signed) E. W. Bird
Ag. Civil Judge

(True Copy)
W Nesbitt
Ag. Sub Judge

E. C. Monastruenbe Pillay
Interpreter

List

3

Names & Residence of the Claimants	Amount of the Claims			Rate of distribution	Amount paid, being the assets of the Estate		
1. Mr. H. Williams residing at Ootacamund	42	.	.	@ 15-3-2.75 per cent @ 5 P.C. 2-5 1894 per rupee	6	6	2
2. Mr. S. Spring residing at do	3	6	.		.	8	2
3. Abdoollah Sahib residing at do	166	.	.		25	3	9
4. Abdool Hoossain & Co: residing at do	34	14	8		5	4	11
5. Gool Mahomed & Co: residing at do	61	14	.		9	6	6
6. Joseph Lazarus residing at do	50	"	.		7	9	1
7. Veeraswamy Naick residing at do	54	"	.		8	3	4
8. * Cundia Chetty residing at Madras	126	.	.		19	2	6
9. # C. P. Bird Esqr.	"	1	"		.	.	2
10. @ Mr. J. Wilson residing at Ootacamund	13	14	"		2	1	9
				21-4-5			
Total	552	1	8		83	14	10

Ootacamund
Civil Court
8th January 1862

Actg. Civil Judge.

* This Individual having failed to attend and Establish his claim notwithstanding the Notice which was sent to him, the ratable amount due to him, was carried to the credit of Govt.

This Gentleman relinquished his claim - Copy of his Letter is herewith appended, and the sum due to him was carried to the Credit of Government.

@. This individual has relinquished his claim by subscribing the sum in the list of ratable distribution which was made in circulation with a Notice to all claimants residing at Ootacamund on the 15th inst. consequently the Amount due to him was carried to the credit of Govt.

E.R. Brooke Asst. Collector

Judicial Department. 4

PROCEEDINGS of the MADRAS GOVERNMENT.

Read letters from the Sub-Judge, Cotacamund — Enter 8th & 10th Jan. 62 — No. 11 13822.

Order — 20 January 1862. No 85.

One of the claims against the late Mr. David Yettie not having been legally established, the benefit of the distribution should not have been extended to the party who preferred it. The dividend falling to him

viz.

Number One of the Enclosure in a letter from the Sub-Judge of Cotacamund to the Chief Secy to Govt. dated 8th January 1862, being the Account of the Claimants rights to the Estate of the late Mr. David Yettie

viz., Rs. 19.2.6, will now be redistributed proportionately amongst the other creditors, ~~excluding~~ the two, who have relinquished their claims.

2. The dividends relinquished, with such other amounts as may fall to these claims under the second distribution which the Sub Judge will report, may be made

Mr. R. W. Bird — " — 2
" J. Wilson — 2-1-9
Rs. 2 " 1 " 11.

Memo.
Mr. Gethin was the Manager of Mr. Robt's Estate, & embezzled, and died suddenly in the Office at Ootacamund.

made over to the widow or heirs of the deceased the Inspector General of Jails, in whose office the deceased was employed at the time of his death, or their Solicitor the Commissioner of Police at Madras.

5/

8. 2.10

The Sub Judge, Ootacamund. Desp'd 28th " 5.
" ~~Inspector General of Jails~~
" Commissioner of Police. Why?

Judicial 1862. Department

No. 85.

PROCEEDINGS of the MADRAS GOVERNMENT.

Jet. 245.

Dated 20th January 1862.

One of the claims against the late Mr. Yettie for Rs. 19-2-6. not having been legally established Direct that it will be re-established proportionately amongst the other Creditors.

5329] Madras—Printed at the Government Press.