

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1459	Press Mis.
³⁶⁻³⁷ Dated	5-10-	191864

4/5

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
5th October 1864.*

No. 36. Read the following Proceedings of Government in the Revenue Department, dated 30th September 1864, No. 1805.

Communicating for the opinion of the }
Advocate General a letter from the } (Vide Proceedings, Revenue Department,
Collector of Madura, relative to the } dated 30th Sept. 1864, Nos. 447 & 448.)
suit No. 5 of 1862, on the file of the }
Civil Court of Madura.

No. 37. ORDER THEREON, 5th October 1864, No. 1459.

To be recorded.

(Signed) J. D. SIM,

Secretary to Government.

Exd. T. Cartledge.

*Proceedings of the Madras Government, Revenue Department,
30th September 1864.*

No. 447. - Read the following Proceedings of the Board of Revenue, dated 3rd September 1864, No. 5,756.

Read the following letter from V. H. LEVINGE, Esq., Collector of Madura, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated 23rd August 1864, No. 221 :—

1. In reference to paragraphs 2 and 3 of the Government Pleader's letter No. 142, dated the 3rd December last, and to paragraph 9 of the Advocate General's Opinion, conveyed in the Government Proceedings marginally noted, 13th December 1863, No. 2,296. 13th January 1864, No. 70, conveyed in the Board's Proceedings of the 18th January 1864.

I have the honor to state that Mr. Fischer is the Plaintiff, and Bungaroo Ammaul, the widow of the late Zemindar of the Pavali Estate in the Tinnevely District, is Defendant in original Suit No. 5 of 1862, on the file of the Civil Court of Madura, the object of the action being to recover a certain sum of money due by the latter to the former. In execution of the Judgment in the case, the Kaval lands in the Koklanjeri village held by the Defendant were attached and sold by the Court, together with her private property.

2. The lands in question termed Kaval Inám were granted for remuneration for the service of the Statam Kaval of the village by the ruling power. The Melvarum and Kudivarum together constitute the Inám.

3. The Survey accounts of Fusly 1215 show the lands (entered in the name of the then office-bearer, the Kavalgar Pandal Oodia Taver, as Kavil Inám) without any allusion to the Kudivarum, or right of occupancy, being possessed by another, as is the case in some other instances, as will be seen in the extract from the Survey account of Nachicolam village herewith submitted.

4. The absence of any such allusion, as the Board will perceive, implies that the Kudivarum forms part of the Inám in this case, and this view is supported by the long established usage of the village under which the Inám lands attached to other village offices are vested (with a few exceptions) in the respective office-holders, and are in their possession at this present date.

5. I also beg to submit translation of an order issued by the Collector to the Tahsildar of the Modakolam Talook, dated the 6th November 1817, and of a Petition presented by the said Bungaroo Ammaul through Vakil, under date the 22nd September 1847. From these the Board will observe that the ancestors of Bungaroo Ammaul obtained the possession of the Inám land only as an appurtenance to the Mirassi office, which they acquired either by mortgage or by purchase from the original Kavalgar, Pandal Oodia Taver. Thus the land is inalienably attached to the office.

ENCLOSURE No. 1.

ABSTRACT.—Memorandum showing the entries regarding the Nattamai Maniem of the Nachikulam village as shown in the Olungu account of Fusly 1215.

ENCLOSURE No. 2.

ABSTRACT.—Translation of an extract from the Register of Orders issued from the Madura Collector's Office in the month of November 1817.

ENCLOSURE No. 3.

ABSTRACT.—Translation of a complaint preferred by the Pavali Zemindar's Vakil to the Tahsildar of Terumungalum regarding certain Kaval Mirassi.

1. Ordered to be submitted to Government, with reference to their Order dated 13th January 1864, No. 70, Revenue Department.

2. The Board consider that the evidence adduced by the Collector establishes the fact that the Kudivarum as well as the Melvarum of the land in question formed the remuneration attached

*Proceedings of the Madras Government, Revenue Department,
30th September 1864.*

to the office of Kavalgar, and that consequently the sale by the Principal Sudder Amin has illegally alienated a portion of the Inám from the service to which it was attached.

No. 448.

ORDER THEREON, 30th September 1864, No. 1,805.

Land Revenue.

Referred to the Advocate General, through the Government Solicitor, for his opinion with reference to the opinion submitted with Mr. Boyson's letter, dated 6th January 1864, No. 5.

(True Extract.)



Deputy Secretary to Government.

To the Government Solicitor.
„ the Board of Revenue.
„ the Government Pleader.
„ the Judicial Department.

Exd. S. T. Augustin.

Am: 23-564968-44158/9

Let 11th Oct 1874

Judicial 1864 Repts

Proceedings of Court in
Revenue Dept
No 1875-

Let 13th Oct 1874
Let 11th Oct 1874

Let 2349.

No 2018

Compd in the Union
Appointments under
Act of 1857 of the
Revenue Department of the
Unit No 5 of 1874, under
file of the Civil Court
of the Court.
No 1407-5th Oct 1874
No be recorded.