

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 1289

Dated 17 June 1895

INDEXED.

[Despatch Abstract.]

SALE OF PROPERTY.

Sanctioning the sale of one Kuppayyar's property situated in the district of Chingleput for the realization of the amount (Rs. 345) embezzled by him.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FROM

THE MAGISTRATE OF

Chingleput.

To

Chief
THE SECY. TO GOVERNMENT,
Judicial DEPARTMENT,
Madras.

444 2001/94

Dated 31.

Despatched 31

Received

Recd 5.6.95

1895.

2 JUN. 1895

Refon No. 331 295-
Theog

ENCLOSURE.

SUBJECT.

Soliciting the sanction of
Government for the sale of
Kuppayyan's property in the
circumstances stated, for
the realization of Rs 343, the
amount embezzled by him.

RB/6

over

So. 2001/94 his (Lunlan)

454/90 sc

CD

over 4/17th June 1895 No 1289
mi

The sale of Kuppayyan's
right, title & interest in
the property in question is
sanctioned under section
88, G.O.P.

X
15.6.95 16/6/95

At 16/95
To the D. Magistrate, Chingleput.
Atch Seal (1895)
22 JUN 95
IN MS
19/6. 19/6

Schedule of lands, etc, in Guambakkam village attached under section 88, C. P. C., and recommended to be sold.

Description of property.	Survey Number.	Entire extent as belonging to Kuppappan.		Entire extent as belonging to Kuppappan.		Lands still under attachment and recommended to be sold.		Remarks.	
		a. c.		a. c.		a. c.		a. c.	
		a. c.		a. c.		a. c.		a. c.	
Wet.	152 B	1	60	1	20	1	20		
	152 D	0	75	0	75	0	75		
	156 B	1	82	1	34	1	34		
Swam wet.	157 "	1	65	1	65	1	65		
Dry.	180 "	5	78	5	78	5	78		
Wet.	18 E	0	20	0	20	0	20		
	26 A	0	42	0	21	0	21		
	42 Q	0	16	0	12	0	12		
	61 D	0	38	0	38	0	38		
	74 A	0	15	0	15	0	15		
	117 B	0	12	0	12	0	12		
Dry.	99 B	2	65	0	66	0	66		
Wet.	107 B	0	99	0	25	0	25		
	110 B	1	56	0	39	0	39		
	171 "	2	78	0	65	0	65		
	80 I	0	98	0	49	80 I	49	1 8	50
Dry.	215 A	0	17	0	17	215 A	17	5	4
Swam wet.	59 "	1	41	0	28	59 "	28	14	28
Total	-	23	57	14	79	13	85	94	2 11
One thatched house.	42 A	-	-	-	-	42 A	-	-	30
House site	42 A	-	-	19	-	42 A	19	-	5

44 cents of this land have been mortgaged by Kuppappan to one Marappa Reddi, father of Arumachala Reddi, now claiming the land. The mortgage being usufructuary, the mortgagee is entitled to retain possession until redemption. The possession of the land has therefore been restored to him. What has now to be sold is the absolute property of Kuppappan in 5 cents and his equity of redemption in the remaining 44 cents.

Kuppappan is the sole owner. These are in the possession of the present village himself of Guambakkam on behalf of Government.

W. Monasay
Ag. District Magistrate,
31-5-95.

Enclosure N^o.

In a letter

From

The D^y Magistrate of
Chingleput,

To

The Chief Secretary to
Government, Judicial Dep^t,
Madras.

Dated - 31st }
Sept - } May 1895

Refon N^o. 331
May 1895

Subject.

Schedule of lands, etc., in
Eucumbakham village attach-
ed under section 88, C.P.C.,
and recommended to be
sold.

Refon No. 331
May 1895- Chingleput D^y MAGISTRATE'S OFFICE,
Station, Saidapet,
31st May 1895.

CURRENT NO. 2705

FROM

L. H. Mounsey Esquire,
Ag^t: District MAGISTRATE OF Chingleput.

TO

Chief
THE SECRETARY TO GOVERNMENT,
Judicial DEPARTMENT,
Madras.

SIR,

I have the honour to state that one
Kuppayyar, village munsif of Kalpattu and
Eucumbakham villages in the Tiruvallur
taluk, having embezzled Rs. 343 out of the
Revenue collections made by him, the
Deputy-Magistrate, Tiruvallur division,
took up the case on his magisterial
file under section 409, I. P. C., on the
9th August 1893 and issued a warrant
on the same date for the arrest of the
person. This warrant was returned
on the 8th October 1893 with a report

that

that the accused was absconding. A proclamation was then issued for his appearance under section 87, B. P. C., and duly published on the 10th October. The accused failed to appear in pursuance of the proclamation, and the immoveable property belonging to him consisting of lands paying revenue to Government and a house and house-site situated in the village of Enambakkam was attached on the 5th and 29th December 1893. It was subsequently found necessary to release from attachment a major portion of the lands attached for reasons given in the Proceedings of the Deputy-Magistrate, dated 23rd March 1895, viz., (1) that some of them had been previously mortgaged to Government for loans received under the Special well rules and subsequently sold for failure to complete the wells; and (2) that others had been previously purchased by others, who produced registered sale

sale deeds. A schedule showing in one view the property attached, the lands subsequently released from the attachment and the property still under attachment is herewith submitted. The six months' time prescribed in section 88, B. P. C., having expired long ago, I solicit the sanction of Government for the sale of the accused's right, title and interest in the property shown in column 6 of the schedule.

2. The accused was subsequently arrested in Madras on the 25th August 1894, tried by the Deputy-Magistrate and convicted and sentenced on the 27th September 1894 to 9 months' rigorous imprisonment and a fine of Rupees 5.0, in default to suffer additional rigorous imprisonment for 3 months. He has not up to date offered to prove that he did not abscond for the purpose of avoiding execution of the warrant and that he had no notice of the proclamation, as required by section 89, B. P. C.

I have the honour to be,
Sir,
Your most obedient servant,

M. M. M.

Ag. District Magistrate.

R. L.

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

189

READ AGAIN G.O., No.
 189 ;

DATED

CURRENT No.

ENCLOSURES TO C. No.

OF OR OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
 IN ORIGINAL.

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