M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 156 — Press / ~~Mis.~~

65-66

Dated 5-4- 1861.

Not to be folded or roughly handled

No. 874.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 16th February 1861.

Read the following letter from W. M. CADELL, Esq., Collector of Tanjore, to J. D. SIM, Esq., Secretary to the Board of Revenue, Fort Saint George, dated Vellum, 31st January 1861, No. 43:—

1. I have the honor to submit the following report on Petition No. 2,679 of 1860, addressed to the Board of Revenue by one Iyatore Iyen of Andicad in the Pattacota Taluk, applying for permission to file a suit in the Civil Court against one Kumaran Servagaren for the recovery of a piece of Survamaniem land situated in the village of Kallancarumbai, the extent and value of which are entered in the margin.

	V.	M.	G.
Extent.....	0	10	74
	RS.	A.	P.
Taraf assessment...	5	8	5
Kaval fees.....	0	6	11
Difference.....	5	1	6

2. No mention of the village named is made in the Register of Survamaniem lands kept in this Office.

3. From the inquiries instituted on the subject, it however appears that 5 Pangus of land situated in the villages of Tamarayal and Kallancarumbai were granted by Chaitbavaswami, the Priest of the Raja, to a body of Brahmins on Survamaniem tenure about 90 years ago.

4. It further appears that one of these Pangus being granted to one Panchenada Iyen, was divided in equal shares between his brothers and his three sons each of the latter thereby obtaining one-sixth of the original share. The second of these three sons having, however, sold his share to his elder brother's son, and the latter at his death, having bequeathed the purchased portion as well as his own share to the two sons of the youngest brother; these last respectively named Muttuvyan and Vydinadaian, and who also inherited their father's share, finally came into possession each of one-fourth of the original share.

5. One of these one-fourth Pangus Petitioner now asserts was purchased by him from the aforesaid Muttuvyan in the year 1858, but the Defendant declines to make over that part of the same which lies in the village of Kallacarumbai.

6. Petitioner's opponent on the other hand maintains that the piece of land claimed by the Petitioner was mortgaged to him by the said Muttuvyan, the party whom Petitioner alleges to have sold the same to him.

7. In the Paimash account of Fasli 1238 the piece of land in question is entered in the name of Muttuvyan's father.

8. No Anubogum Register is kept for these villages on account of their being attached to Chaitbavaswami's Choultry.

9. Under these circumstances, I am of opinion that the permission sought by the Petitioner may be granted.

ENCLOSURE No. 1.—Petition.

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1. The Board do not understand the Collector's statement in paragraph 8, that the lands in question are situated in villages attached to Chétbavaswami's Choultry, and that in paragraph 3, that Chétbavaswami conferred them on a body of Brahmins on Survamaniem tenure.

2. If the villages were granted as a charitable endowment for the Choultry, it does not appear how they could even in part be alienated from that purpose by the grantee.

3. Further explanation is requested on this point.

(A true Copy and Extract.)

(Signed) W. HUDLESTON,
Sub-Secretary.

To W. M. Cadell, Esq., Collector of Tanjore.

Exd. J. Wright.

IN CONS. 6TH MARCH 1861, No. 1,421.

From W. M. CADELL, Esq., Collector of TANJORE,
dated 28th February 1861, No. 67.

With reference to the Board's Proceedings, under date the 16th instant, No. 874, I have the honor to state that 42 villages including the two specified in paragraph 3 of my report under reference, were originally granted to Chaitbavaswami by Rajahs Pretapsingy and Tuljaji, on different tenures in the years 1746, 58, 65 and 72, and subsequently some small portions in a few of these villages were bestowed by Chaitbavaswami as gifts on certain Brahmins, and the rest retained for the endowment of the chuttrums founded by him. The land which formed the subject of my report was of the description first mentioned.

2. The bulk of the villages, however, being attached to the Swamis chuttrums, and retained under the management of himself and his descendants, all these villages have passed under the name of Chaitbavaswami's villages and have been treated as much. These as well as all the other villages attached to the charitable institutions, founded by the Rajahs in the names of the different members of their family, were left out when a general register of the inam lands in the district was prepared in the year 1848, with the names of the then occupants, and hence the non-lappearance in that document of the land which formed the subject of my report.

Exd. J. Tulloch.

No. 1,549.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 23rd March 1861.

Read again letter from the Collector of Tanjore, dated 31st January 1861, No. 43.

(In Cons. 5th February 1861, No. 735.)

Read also letter from the same Officer, dated 28th February 1861, No. 67.

(In Cons. 6th March 1861, No. 1,421.)

1. The Collector in these two letters reports on Petition No. 2,679, in which Petitioner requests to be permitted to file a Suit for the recovery of some Survamaniam land in the village of Karunbumbai.

2. It appears that the land in dispute is a portion of one of five Pangus of land granted by Chaitabasami to the Brahmins 90 years ago on Survamaniam tenure, all of which were included among several villages which were granted by the Rajahs Pretapsyngi and Tuljaji to Chaitabasami, and with the greater number of which he endowed a Choultry. The land has been treated hitherto as though it belonged to these villages, and was never entered, as it should have been, in the list of Inams.

3. The Pangu which included the land in dispute belonged to Panchenada Iyen, and Petitioner asserts that he purchased it from his descendant Muttayan, in whose father's name it is registered in the Paimash account, and who by purchase and inheritance had become possessed of it.

4. The Petitioner's opponent grounds his claim in the said Muttyan having mortgaged the land to him.

5. Under the circumstances, the Board see no objection to Petitioner being allowed to sue for his alleged rights, and recommend that Government grant him the necessary permission.

(A true Extract.)

Acting Sub-Secretary.

To J. D. Bourdillon, Esq., Secretary to Government, R. D.

Copy to G. L. Morris, Esq., Sub-Collector in charge of Tanjore.

Exd. J. Wright.

Since 1851 Despatch
from Govt for 4 April
1798.

Proceedings of the
Board of Revenue

Date 23rd
Desp. 28th } March 1851
Rec. 30th

Encl 2

No 1549.

Submits Letter
from the Coll. of Tanjore
and recommends that Mr.
No 2670 be permitted
to sue for the recovery
of some Surva Manian
-ums land in the Vil-
-lage of Karumbumbair

No 756. 5 April 6
Letter Answered

No 756

Under Section 2 Regulation VII
of 1831 the Government permit
Syabu Ayen to sue in the establish
-ed Courts for the Mar and odd
of Sarvamaniyam land situated
in the village of Kallamarumbai
attached to the Pattacota Taluq of
the Tanjore District

Date 5th fee.
5th April 1851

13 Copies to the Board of Revenue. Dispd 6th

No 65 & 66.