

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 537	Press ~~Mis.~~
121-122	
Dated	13 - 1 - 1865.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
13th January 1865.*

No 121. Read the following Proceedings of the Board of Revenue, dated 9th January 1865, No. 86 :—

Read the following letter from J. FRASER, Esq., Officiating Collector of the Godavery District, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Cocanada, 15th December 1864, No. 326 :—

1. I have the honor to report the death, on the night of the 7th instant, of Rajah Naraya Appa Row, the Zemindar of the Estates of Baharzalli, Niddadavole, and Ambarpeta, leaving two childless widows.* I have received an Arzi addressed to me by the deceased. It is dated 6th instant, the day previous to his death; in which it is mentioned that he executed a Will to the effect that his two widows should equally divide his estates and other property, and that whenever they wish they may adopt a boy, one of his kindred. He also stated that he has alienated three villages to his nephew,† and one to his brothers-in-law, to be held in perpetuity on the condition of their paying the Peshcush fixed on them.

* Papamma Row.
Chinnamma Row.

† Vellanki Venkata Kristna Row.
Vellanki Jagunnadha Row.
Do. Sura Row.

2. The two widows have jointly addressed to me an Arzi, dated 9th, enclosing a copy of the Will executed on the 6th instant, from which it appears that they agree to abide by the directions of their late husband, and they request that I will make a recommendation accordingly to the Board, and write an Inayatnama to their address.

3. Translations of the Arzis and Will are herewith submitted.

4. The age of each of the two widows is above eighteen years. The whole property is in their possession now.

5. The Estates of Niddadavole and Baharzalli were restored to Rajah Naraya Appa Row, under the order of Government, dated 21st January 1860, No. 109. The annual Peshcush of these two Estates is Rupees 1,19,909-3-0, and that of Ambarpeta is Rupees 16,275-11-0. No arrears of Peshcush are outstanding against them; but interest on the arrears amounting to Rupees 640-6-3 is still due, and will be collected shortly. The current kists have been paid.

6. I think that under the Hindu law, the elder wife, Papamma Row, should be recognized as successor to the Estate. I think that no division of these Estates, as they are of ancient origin, should be permitted between the two.

7. The alienation of villages made by the deceased has been acceded to by his successors, who state in their Arzi dated 9th, that the villages should be held by the grantees, and the Peshcush paid to them, i. e., the heirs of the deceased. I request the Board's instructions regarding the alienation and other points.

ENCLOSURE No. 1.

To J. FRASER, Esq., Officiating Collector of the Godavery District.

Arzi addressed by Rajah Naraya Appa Row, Bahadur Zemindar of Niddadavole, Circar Mustufannagar and Ellore.

The illness with which I was attacked became severe. As it was thought that I would live no longer, and as I had no issue, I executed a Will to the effect that my Talook, composing the Niddadavole and Baharzalli Purgunnahs as well as Ambarpeta Muttah, may be equally divided between my wives, Papi and Chinnia; that the ready cash, &c., secured in the upstairs house, together with the whole of the personal property, may likewise be partitioned equally between them; that the profits of the village of Mundur attached to Ambarpeta Muttah, and the villages of Nagulapalli and Razupottapalli appertaining to Talukdari, may be enjoyed by my nephew named Vellanki Venkata Kristna Row, while those of the village of Vundrajanaram in Niddadavole Purgunnah may

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likewise be enjoyed by my brothers-in-law, named Vellanki Jagannadha Row and Sura Row, from generation to generation, paying according to kists the annual Peshcush fixed on the above villages in the Sub-division; that the establishment, consisting of Mootasaddies, servants, &c., of the Samastanam, may be maintained by them (wives); that my brother, Venkata Sri Appa Row, may be greatly helped by them; that a boy of my nearest kindred may be taken in adoption by them, whenever they wish, for the continuance of the Samastanam; and that they may not dispute with each other in any respect. I acquaint this circumstance for your information.

6th December 1864.

(Signed) APPA ROW.

To J. FRASER, Esq., Officiating Collector of the Godavery District.

Arzi addressed by Rajah Papayya Row and Chinrayya Row, widows of late Rajah Naraya Appa Row, Bahadur Zemindar.

The illness with which our husband was attacked became severe, and as it was thought that he would live no longer, and as we had no male issue, he executed a Will directing that our Zemindary, composing of the Niddadavole and Baharzalli Purgunnahs and Ambarpeta Muttah, may be divided equally and enjoyed by us paying the Government Peshcush respectively; that the ready cash, &c., secured in the upstairs house, together with the whole of the real and personal property, may likewise be partitioned; that the profits of the village of Mundur attached to Ambarpeta Muttah, and of the villages of Nagulapalli and Razupottapalli appertaining to Taluk Ichi, may be enjoyed by our nephew named Vellanki Venkata Krishna Row, while those of the village of Vundranaram in Niddadavole Purgunnah may likewise be enjoyed by our husband's brothers-in-law, named Vellanki Jagunnadha Row and Sura Row, from generation to generation, paying to us according to kists the annual Peshcush fixed on the above villages in the Sub-division; that the establishment, consisting of Mootasaddies, servants, &c., of the Samastanam, may be maintained; that our husband's brother, named Venkata Sri Appa Row, may be helped; and that a boy of our nearest kindred may be taken in adoption, if we wish to do so, for the continuance of the Samastanam. He has also addressed an Arzi to you to that effect. As we bind ourselves to abide by the directions of our late husband, we acquaint this circumstance for your information. A copy of the Will is herein enclosed. We request you will be pleased to bring the above circumstances to the notice of the Board supported by your favorable recommendation, and to issue Inayatnama in our names.

9th December 1864.

(Signed) RAJAH PAPAMMA ROW.

(") RAJAH CHINNAMMA ROW.

I, Naraya Appa Row, Bahadur Zemindar, do hereby execute Will to my wives named Papayya and Chinrayya, on Tuesday the 8th increasing moon month Margasirama of the Cycle year Raktakshi.

As the illness with which I was attacked became severe, and as it is thought that I would live no longer, you should divide equally between yourselves my Zemindary, which comprises the Purgunnahs of Niddadavole and Baharzalli and Ambarpeta Muttah, as well as the ready cash secured in the upstairs house, together with the whole of the real and personal property. I have determined that the profits of the villages of Mundur attached to the Ambarpeta Muttah, and Nagulapalli and Razupottapalli appertaining to Taluk Ichi, be enjoyed by my nephew (Chirungini, or long living) named Vellanki Venkata Krishna Row, while those of the village of Vundranaram in Niddadavole Purgunnah may likewise be enjoyed by my brothers-in-law, named Vellanki Jagunnadha Row and Sura Row, from generation to generation, paying according to kists the annual Peshcush fixed on the above villages in the Sub-division. You should both maintain the establishment consisting of the Mutasaddies, servants, &c., of the Samastanam. You should continue helping greatly my brother Venkata Sri Appa Row. You should adopt a boy of our nearest kindred, if you wish to do so, for the continuance of the Samastanam. You should continue your lives amicably without

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quarrels in any respect. I have this day submitted an Arzi to the Collector of the Godavery District on the subject. You should both act without failure according to the above conditions.

6th December 1864.

(Signed) APPA ROW.

Seal.

Witnesses.

(Signed) VADLAPATLA KONDAPPA,
Village Moonsiff.

(") DUGGIRALA RAMADAS.
(") Do. SUBBANNA KULKARNI,
or Kurnum of Seninarapapeta.

(") CHELIKANI CHINNARAYININGAR. *
(") PINGALA LAKSHIMNARASAYYA,
Sheristadar, in whose hand-writing this was written.

We both agree to abide ourselves by the above conditions.

(Signed) RAJAH PAPAMMA ROW.

(") RAJAH CHINNAMMA ROW.

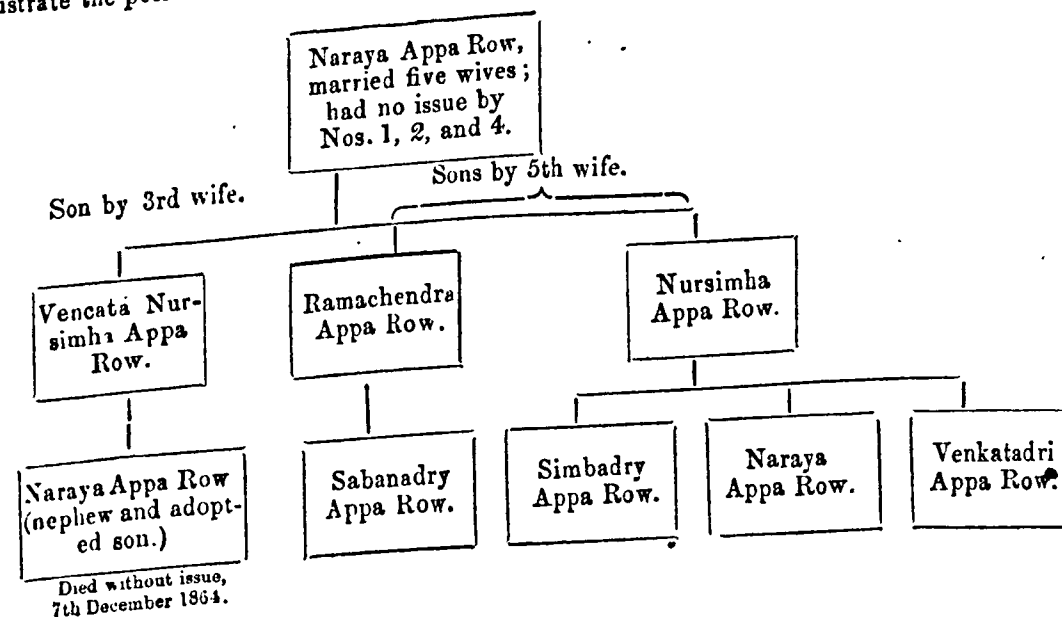
This Will is executed in my presence.

(Signed) VADLAPATLA KONDAPPA,
Village Moonsiff.

(True Translation.)

(Signed) J. FRASER, Officiating Collector.

1. Ordered that the above papers be submitted for the consideration and orders of Government.
2. The Board would suggest that the opinion of the Government Pleader be taken as to the effect to be allowed to the late Zemindar's Will, bequeathing certain villages (apparently on dependent tenure) to his nephew, and two brothers-in-law, and dividing the residue of his property between his two surviving childless widows.
3. The history of the Estate is sketched in Board's Proceedings, dated 9th August 1859, No. 3,080, reporting on the Memorial of the deceased Zemindar, which led to the restoration to him of the Baharzally and Niddadavole Purgunnahs, and the following Genealogical table will illustrate the position of the family:—



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4. Naraya Appa Row held the entire Noozed Zemindary by the sufferance of the British Government on the death of his brother, Venkatadry Appa Row, without issue in 1772.

In 1783, Naraya was proclaimed a rebel, and the Estate was resumed by Government, but was restored in the following year to his eldest son Vencata Nursimha Appa Row.

In 1793 the Estate was again resumed for arrears.

In 1802 two Estates were created out of it.

That of Niddadavole was conferred on Vencata Nursimha Appa Row.

That of Noozed on his eldest half-brother Ramachendra Appa Row.

5. In 1827, Vencata Nursimha died leaving no issues of his body him surviving, but by Will he adopted the second son of his younger half-brother, and Naraya Appa Row was accordingly recognised as Zemindar of Niddadavole, &c.

It is this adopted son's death that is now reported.

He has left two childless widows, but no child. By his Will he has authorized, but not directed them to adopt a son from among his nearest relatives.

6. The Collector recommends that the senior widow, Papamma Row, be recognised as sole Zemindar, instead of the Estate being partitioned as directed in the Will.

7. It is, however, to be observed that the Istimrar Sunnud empowers the Zemindar to transfer the whole or any portion of his Zemindary in any manner not repugnant to the Hindu law, and it remains to be considered what effect is to be given to the Will that is produced.

8. The Board are also of opinion that the propriety of placing the Estate in the charge of the Court of Wards needs to be considered. The widows are apparently young, and the circumstances under which the Will is said to have been executed, as well as some of its provisions, appear to the Board to be not altogether satisfactory.

9. Further inquiry may possibly dispel these doubts; but in the interests of the family, the Board are disposed to think that it would be best to place the property in ward, at least for the present.

No. 122.

ORDER THEREON, 13th January 1865, No. 55.

Miscellaneous.

Referred to the Government Pleader for his advice.

(True Extract.)

(Signed) J. D. SIM,

Secretary to Government.

To the Government Pleader.

Exd. T. O'Connor.

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6th December 1864.

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Village Moonsiff.

(") DUGGIRALA RAMADAS.
Do. SUBBANNA KULKARNI,
or Kurnum of Seninarapeta.

(") CHELIKANI CHINNARAYININGAR.
(") PINGALA LAKSHIMNARASAYYA,

Serishtadar, in whose hand-writing this was written.

We both agree to abide ourselves by the above conditions.
(Signed) RAJAH PAPAMMA ROW.
(") RAJAH CHINNAMMA ROW.

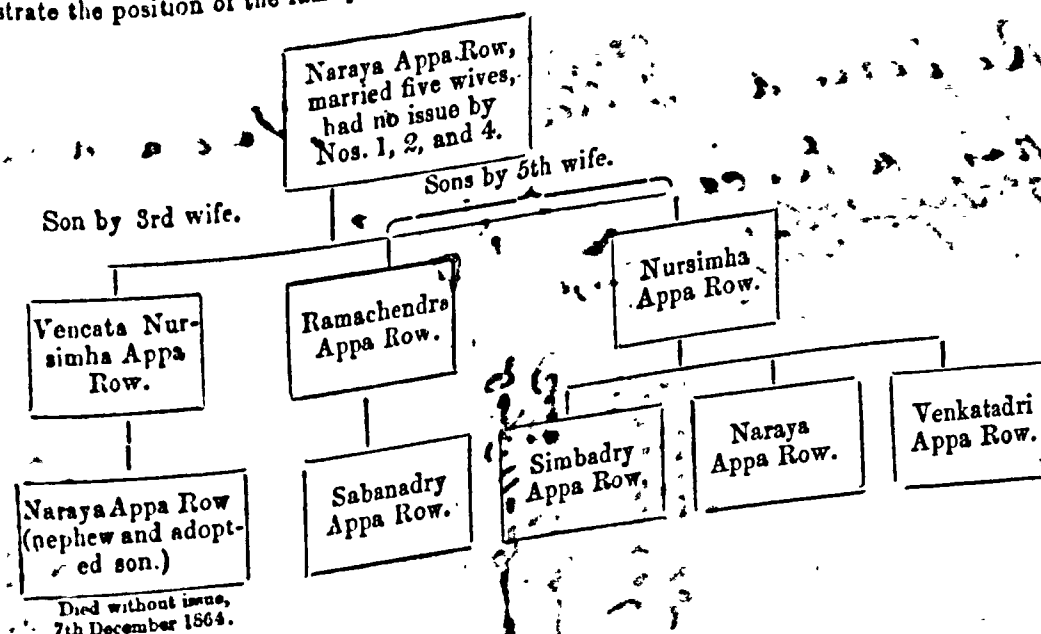
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(Signed) VADLAPATLA KONDAPPA,
Village Munsiff.

(True Translation.)

(Signed) J. FRASER, Officiating Collector.

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(True Copies and Extract.)

[Signature]

Secretary.

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

Copy to J. Fraser, Esq., Officiating Collector of the Godavery District.

Referred to the pt Pleader for his advice. 13th Jan. 1865.

Ed. J. Wright.

Submitting for consideration and orders, letter from the Officiating Collector of the Godavery District, reporting the death of the Zemindar of the Estates of Bahazalli, Niddadavole, and Amburpeta, and requesting instructions on certain points connected with the disposal of those Estates.

No. 86.

For Board of Revenue 2 delay is made 220

PROCEEDINGS OF THE BOARD OF REVENUE.

No. 76

Recd 21/1/1865. Department of Govt & Gen. Secy

Official

12/1/1865

With an order