M.R.O. 14—13,000—57-6-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 11	Press ~~Mis.~~
18-19	
Dated 4 — 1 —	~~19~~ 1867

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 4th January 1867.

No. 18. Read again Board's Proceedings, dated 20th October 1866, No. 7,557, and recorded in Proceedings of Government, 30th October 1866, No. 2,934.

Read also the following letter from the Government Pleader, to the Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 13th December 1866, No. 134 :—

30th October 1866, No. 2,934, Revenue Department.

1. I have the honor to acknowledge the receipt of the Proceedings of Government under the date and number noted in the margin.

2. I agree in the propriety of the directions given to the Collector by the Board, as shown in paragraph 5 of their Proceedings.

3. I am of opinion that the Plaintiff is not entitled to interest on the amount in deposit. The Collector was merely a stake-holder, and the money collected by him under the attachment was held by him at all times ready to be paid on the successful party claiming the same; or if ordered by the Court, he would have been ready to pay the amounts into Court. Moreover, the Plaintiff might have applied for a Receiver, which, if granted, would have placed the lands in dispute under the Court, whereupon the Court, if moved to that effect, might have ordered the money to be invested for the benefit of the successful suitor. The Plaintiff having neglected to pursue either of these courses, has no right to interest, and, as remarked by the Board, interest has not been awarded to him by any of the decrees.

4. The view taken by the Board as regards the costs, is, in my opinion, the correct one.

5. I return the papers which accompanied the Proceedings noted above.

No. 19. ORDER THEREON, 4th January 1867, No. 11.

Miscellaneous.

Communicated to the Board of Revenue. The instructions contained in paragraph 5 of their Proceedings dated 20th October 1866, No. 7,557 are approved.

(True Extract.)

(Signed) J. GROSE,
Under Secretary to Government.

To the Board of Revenue.
„ the Government Pleader.

Exd. S. T. Augustin.

No. 11.

Read again Rd Bro: of 20th Octr 1866 No. 7,557
& records in Bro: of Govt 20th Octr 1866 No. 2934.

Read also No 4,500.

Communicate to the Board of Revenue - the instructions contained in para 5 of their Bro: of 20 October 1866 No 7557, are approved -

L D S

Monday 7/67.

Rd of Rule 9 Jan 68 stating
3 Govt Officers

An. 2d Dec/35 Ho. 23 & 24
" 5th Jany/36 Ho 13 & 14
" 1st May/55 Ho 49 & 50
" 22 Sept/60 Ho 401 & 402
" 30 Octr/66 Ho 681 & 682.

L.

From Board of Works
a/c 17 & 18 Vict/67 Ch. No 1405

Rec. 18th Dec. Report
Dec of Treasury 11th Jan 67
Com Government Pleader
Madras
& Secretary to Government
Home Department

Dated 13th December
Recd 17th 1866.

No 134

(with Seven Enclosures
Dep 1866)

Of opinion that the Office not entitled to interest on the amounts in default &c.

A. 18419

Recd 4 Jany 67.
Authority L