M.R.O. 14—18,000—57. 9-24

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 36 — Press ~~Misc~~

68.69

Dated 7—1— 1867.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 7th January 1867.

No. 68. Read the following letter from the Government Pleader, to the Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 2nd January 1867, No. 1 :—

21st December 1866, No. 3,464, 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.

Letter from Government Pleader to Board, 9th November 1866, No. 127.

2. The Motion presented to the Civil Court of Madura by the Collector, is in terms similar to an opinion expressed by me to the Board in my letter marginally noted ; and the Right Honorable the Governor in Council will observe that, although the Civil Judge, in paragraph 1 of his Proceedings, says he finds in the counter-petition of the Collector no valid grounds for staying execution of the decrees, yet he forbears from granting to the plaintiff any portion of the assistance he sought by the application set out in the Proceedings of the Board of the 3rd November 1866, No. 7,982. The Civil Judge does not direct that the Collector should register the Zemindary of Ramnad in the name of the plaintiff, nor that a receipt should be granted in the plaintiff's name for the Peishcush, and, as to the third point of relief prayed for, the Civil Judge merely remarks, the second defendant (the Collector) " being bound, under the " two decrees passed, to acknowledge him as the rightful Zemindar of the Ramnad " Estate, so long as they are in force." The Collector, therefore, in effect has obtained the object he had in view in presenting his Motion.

3. The form of receipt mentioned in paragraph 4 of the Board's Proceedings is taken from my letter noted above.

4. Under these circumstances, I have the honor to advise that, so far as Government is concerned, matters should be allowed to proceed as at present ; the Collector granting the receipt in the proposed form, and that, unless provoked by the plaintiff, no steps be adopted by the Collector until the decision of the Privy Council is obtained.

5. In all probability I shall not then be Government Pleader; but if the decision of the Privy Council be adverse to the adoption, and the Rani be then alive, proceedings should, in my opinion, then be taken for divesting the Plaintiff and the Rani from the Estate on the ground of forfeiture.

No. 69. ORDER THEREON, 7th January 1867, No. 35.

Miscellaneous.

Communicated to the Board of Revenue.

(True Extract.)

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

To the Board of Revenue.
,, the Government Pleader.

Exd. S. T. Augustin.

21 December 1866 No 416 [illegible]

Per Pro of 1867 Despatch
Pro of ~~Gunthorp~~ January
From Government Pleader
Madras
To Secretary to Government

Dated 2d
Recd 4th } January 1867

No 1

Advising that so far
as Government is concerned
matters should be allowed
to proceed as at present in
the Ramnad Estate Suits
Sd- 35.
Communicated
by the Hon'ble Board of Revenue
L D.
7th Jany 1867

A.68869

14 Jan. 1867 Copy Sent to Collr. Ramnad