

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

READ—again G.O., dated 14th March 1887, No. 282, Revenue.

Read—the following Proceedings of the Board of Revenue, dated 31st March 1887, Mis. No. 2383 :—

Resolution—dated 31st March 1887, Mis. No. 2383.

The Board venture to point out that the order does not appear to be correct in so far as it rules that “title-deeds” obtained for lands of less value than Rs. 50 need not be registered.

2. Where there *are* title-deeds they must be registered whether the value of the lands be less than Rs. 100 or not (*vide* paragraph 2 of Government Pleader’s letter in Board’s Proceedings, dated 7th July 1885, No. 1996). When the value amounts to Rs. 100 and more registration is of course compulsory under section 17, clause (b) of the Registration Act. Where also the value is less than Rs. 100 as section 50 of the same Act provides that every registered document shall take effect as against every unregistered document relating to the same property, it is practically necessary to register the title-deeds. Property of less value than Rs. 100 may, however, be transferred by mere delivery of possession without any written instrument under section 54 of the Transfer of Property Act (IV of 1882), and in these cases the endorsement to be entered on the putta in the form given in the concluding portion of the Government Pleader’s letter, dated 25th March 1885, No. 89, printed in Board’s Proceedings, dated 7th July 1885, No. 1996, would suffice.

3. The Board think also that the limit of value given in the Government Order as Rs. 50 may be raised to Rs. 100.

(A true Extract.)

(Signed) M. HAMMICK,
Acting Secretary.

To the Secretary to Government, Revenue Department.

ORDER—dated 9th May 1887, No. 443, Revenue.

Miscellaneous.

The Government concur in the Board’s view in para. 1. G.O., dated 14th March 1887, No. 282, will be modified as follows :—

“Where any land is acquired for public purposes under the Act and the compensation settled does not exceed Rs. 50, the Collector’s award or the Court’s order need not be registered, but every conveyance taken must be registered whether the compensation paid exceeds Rs. 50 or not. In the case of lands not exceeding Rs. 50 in value acquired by private negotiation, no conveyance need be taken, and it will be sufficient if the fact of the transfer of possession of the lands which, *per se*, operates as a conveyance under section 54 of the Transfer of Property Act, be noted in the puttas relating to them and in the village registers.”

2. Adverting to paragraph 3, Government adhere to their decision that the limit of value should be fixed at Rs. 50. Where the compensation payable is more than Rs. 50, the transaction is one of sufficient importance for a conveyance and registration, though the law does not render them indispensable up to a limit of value of Rs. 100.

(True Extract.)

(Signed) J. F. PRICE,
Ag. Secretary to Government.

To the Commissioners of Land Revenue.
„ the Judicial Department.
„ the Public Works Department.

Exd. W. H. French.

80 Copies.

Govt. of 1887 Madras.

REVENUE.

B. 1520 Wd 7 June 1887

Communicated
to officers of the P.W.D.
in connection of
G.O. No: 1092 W. dated
19 April 187

2d/ M.L.E.B

27.5.87

G.O., 9th May 1887, No. 443.

MAY.

Registration of Title-deeds, &c.,
of Lands.

Modifying orders with regard to the — of
small value taken up for public purposes.

With order

9TH MAY 1887, No. 443, REVENUE.

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Erd. W. H. French.

80 Copies.

Govt. of (1887) Madras.

REVENUE.

B. 1520 W d 17th June 1887

Communicated to
officers of the P.W. D in
modification of G.O.
No. 1092 W. d 19th April/87

(2d) W. L. E. B
27.5.87

Issued

Recd.

Encl.

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