

Public Works (1898) Department.

G.O., No.

645-9

DATED

26th August '98

[Despatch Abstract.]

Suit

Authorising the S. E. Circle to file a —
for the recovery of the sums due from the slaters of ^{the}
~~the~~ Cocoonat Gardens situated on the bank of
the Bendaulanka & Amalapur canals in
the Gadawan St.

G.O.	No.	Department.	Date.

G.O.	No.	Department.	Date.

Suit against the renters
of two Coconut gardens.
one on the Bendarnur Lanka
Canal and the other on the
Anulapur Canal - Note
recommending to authorize
the S.E.I. to file a - for the
recovery of the amounts due
by them

S24(8)

BACK PAPERS.

No.

Date.

FURTHER PAPERS

No.

Date.

PAPERS.

No.

No.

Department.

Date.

PUBLIC WORKS DEPARTMENT,

IRRIGATION BRANCH.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the

Read the following

From Supg Engr, 1st Circh, No 968 G.D. of
No 21724/16-858 2nd Aug 1908
Note by the Ag. Chief
Engr for Inspector.

The Supg Engr, 1st
Circh, brings to
notice that the renters
of the usufruct of the
produce of two cocoa
- nut gardens, one
on the Bendamurlanka
Canal & the other on
the Amalapur Canal,
Godavari Central Delta,
have not paid their
rents aggregating
Rs 313.1.0 & requests
permission to file
a suit in the Amala-
pur District Munsiff's
Court for the recovery

of the amount due.

Order Merion No 645 Ld 26.8.98

The Supty Engr,
1st Circh, is authorized
to file a suit at
the public expense
for the recovery of
the amounts due.
The result of the
suit should be
reported in due
course for the in-
formation of Govt.

13/8
58

Isac
GCL

16/8/98

To
The Chief Engr for
Supty Engr I with 4 enclos.
E & J W R

12/8/98

Public Works (1898) Department.

CURRENT No. 156 G.D.

From W. DeMorgan Esquire
Officiating Supty Engineer &
Circ.

Order

No. 968 G.D.

Dated 2nd August 1898.

Received 10 - 50 -

Registered

Enclosures 4

Spare copies

SUBJECT.

Renters of mukkamala and
Bodasa kurru cocoanut gardens.
Requesting that sanction of Govt
may be obtained for filing suits
in Amalapur District Munsiff's
Court against the — for the rent
due from them as per draft
plaints enclosed. P. S. R.

12/8/98

W. D. M.

13/8/98

W. D. M.

Date _____

FURTHER

No.

Dated 2-8-189

Decr 5-8-1898

No. 968 GD

From

W.C. De Morgan Esq. M.C.

Superintending Engineer 1st Civil

70

The Chief Engineer

Pr. Department

Madras.

Mrs

The Chief Engineer for Irrigation

No. a dia 8.

Si

I have the honour to bring

to your notice that we the

Godavari Central Division

There are two Coconuts

gardens, one on the Benda

-muravka Canal in the

limits of Bodasa Kurru

village, the other on Amala

- per Canal, see the limits

of Mukkamala Village.

The usufruct of the produce

of these gardens for a time

of 5 years, was auctioned

of the late Central Division

Sub D^y officer on 20th & 22nd April

1891

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2. The first garden was bought
by K. Pentayya and K. Gopayya
and the other by J. Venkata
Omayaiah of Mukkamala
for Rs 180 a year.

3. The sales were confirmed
by the Godavari Western D. N.
officer on 31. May 1895, as the
present Sub Division of that Division.

4. The first condition of
the sale is (vide Muchilikas
herein forwarded who returned)
that the annual rents should
be paid by two half yearly
instalments in advance,
the first and second instalments
for the two gardens being 20th
and 22nd April 1895 and
20th + 22nd October 1895 respectively
and so on.

5. The renters of Bodasa
Kurru garden paid 4 half
yearly instalments, though
not on the dates agreed
upon, covering the period
from 19. April 1897; they
failed

failed to pay the instalment
due on 20th April 1897 not -
withstanding repeated
demands were made on
them and offered no
satisfactory explanation
for the non-payment. Conse-
quently the garden was,
according to one of the
terms of Muchilikas
Pattah resumed on the
18th August 1897; the rent
due by them up to that
date is Rs 43. 1. 0.
6. The renters of Mukka-
mala garden paid 3 half
yearly instalments on
dates different from those
agreed on, covering the
period up to 21st October 96.
and failed to pay the
instalments due on 22. 10. 96
22. 4. 97 + 22. 10. 97. Every
attempt made to recover
the sums due have proved
futile. The total rent
due for the 3 instalments

Satisfactory explanation has
been offered for the non-pay-
ment of the amount. The
pattah was therefore re-
cancelled and the garden
resumed on the 7. 3. 1895.

7. The District Godavari
District, on a reference made
by the Executive Engineer, Godavari
Central D^o stated that
the sums due from the renters
cannot be recovered in his
Department under any
act and suggested the
institution of Civil Suits against
them.

8. I request therefore that
Sanction of Government may
be obtained for filing
Suits in the Amalapur
District Munsiff's Court
against the renters for
the recovery of the sums
not paid. Two draft
plaints prepared by the
Government pleader, District
Court, Rajahmundry, are

herewith submitted for approval
and return.

9. There was some
delay in resuming possession
of the gardens and the
Executive Engineer explained
that the Sates were con-
-formed by the Godavari
Western Division officers
on 31. 5. 1895. The
agreements were drawn
up and submitted by
the Sub-Divisional
Officers on 2. June 1895, but
about that ^{time} came the
formation of Central
Division and that
these papers were handed
over to Mr. Howley for
disposal, but no steps
were taken to grant
pattahs and to recover
the rent due until
June 1896 and that
the pattahs were
not

not actually granted
until July 1896, the
matter being probably
most difficult during the
formation of the Division.

Some time was lost in
correspondence with the
subordinates and
the renters. This delay,
however, in no way
affects the right to
recover the rents due.

I have the honour to be
Sir

Your most obedient servant

10 AUG. 1898
15690

W Morgan

2/8.

Superintendent Engg.
First Circle

OWS-5
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