

MADRAS RECORD OFFICE.

Government of Madras.

Political **DEPARTMENT.**

G.O. No.	572	Press ~~Mis.~~
Dated	13-7	19/857

Not to be folded or roughly handled

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14/11/30

No. 1143 of 1857.

IN THE SUPREME COURT OF JUDICATURE AT MADRAS.

VICTORIA by the Grace of GOD of the United Kingdom of Great Britain and Ireland
QUEEN Defender of the Faith,

In Equity.

*Between Cassi Doss of Madras,
Soucar* Plaintiff

and

*Goolam Mahomed Saib of Madras, Mahomedan
Gentleman without employ,* Defendant.

Second Term, Seventh April, one thousand eight hundred and fifty seven.

FORASMUCH as upon hearing read a Notice in writing, bearing date the first day of April Instant, from Mr. Alexander Macdonald Ritchie, Solicitor for the Plaintiff and for Girdir Doss, residing in House, No. 120, in Salay Street, within the Town and limits of Madras, the purchaser of a piece of ground with the buildings

thereon called and known as Moonsoor Bagh, situated in the Village of Chepauk, and in the Certificate of the Master of this Honorable Court bearing date the twenty-sixth day of January last,

mentioned to the Defendant in this cause and upon hearing read also the Petition of the said Girder Doss sworn and filed on the first day of April Instant and this day preferred unto this Honorable Court and the said Certificate of the said Master bearing date the said twenty-sixth day of January last annexed thereto. A motion was this day made by Mr. Norton, of Counsel for the said Plaintiff and the said Girder Doss, for an order according to the prayer of the said Petition of the said Girder Doss, that is to say, that the Petitioner should be let into possession of and that the said Defendant or the person or persons who might be in possession

thereof should deliver over to the said Petitioner possession of the House and Ground with the buildings thereon called and known as Moonsoor Baugh measuring in the whole Cawnies two, Grounds twenty-two, and square feet two thousand and one hundred, situated in the Village of Chepauk and bounded on the North by a Lane, on the South by Inhabitant's Houses, on the East by the Saint Thome Road and on the West by the Inhabitant's Houses, together with certain buildings thereon erected being the premises in the mortgage in the Bill filed in this cause and in the said Certificate of the said Master mentioned and purchased by the said Petitioner within one week from the service of the order to be made on the said Petition on them or at the said premises, and that Charles Martin Teed, Esq., the Master of this Honorable Court, might be at liberty to and should execute the necessary assignment of the said premises to the said Petitioner for and in the name of the said Defendant, and no one appearing for or on behalf of the said Defendant on the said motion, although personally served with the said Notice and Petition and Certificate of the said Master as by the Affidavit of Vencojee Row a Writer in the service of the said Plaintiff Sworn and filed this day and now read appears. It is ordered that the Master of this Honorable Court be at liberty to and shall execute the necessary assignment of the said Premises in his said Certificate bearing date the twenty-sixth day of January last mentioned to the said Girder Doss for and in the name of the said Defendant. And it is further ordered that on such assignment being executed as aforesaid, the said Girder Doss be let into possession of and that the said Defendant do deliver over to the said Girder Doss possession of the said piece of ground with the buildings thereon called and known as Moonsoor Baugh measuring in the whole Cawnies two, Grounds twenty-two and square feet two thousand and one hundred situated in the Village of Chepauk and bounded on the North by a Lane, on the South by Inhabitant's Houses, on the East by the Saint Thome Road and on the West by Inhabitant's Houses, together with certain buildings thereon erected, being the Premises in the mortgage in the Bill filed in this cause and in the said Certificate of the said Master respectively mentioned and purchased by the said Girder Doss within one week from the date of the service of this order on him or at the said Premises.

By the Court,

(Signed) WILLIAM A. SERLE,

(Signed) A. M. RITCHIE, Registrar.

Solicitor for Plaintiff and Girder Doss

No. 25.

ORDER THEREON, No. 512; dated 12th July 1857.

Resolved that this letter be referred to the Honorable Company's Solicitor, with a view to the consideration of measures for opposing under Act XVIII of 1857, any application which may be made to the Supreme Court for a Writ of Ejectment.

Ed. W. Komareck.

Fort Saint George, Political Consultation, 14th July 1857.

No. 24. From Surgeon E. G. BALFOUR, Government Agent at Chepauk; to E. MALTBY, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 8th July 1857, No. 192 of G. A.

SIR,

In forwarding to the Right Honorable the Governor in Council, a communication* from Her Highness Nabob Khyre Oon Nissa Begum, I have the honor to mention as my opinion that the family should be allowed to select certain houses for their life residences and then to revert to Government, who would now become the purchasers.

(Signed) E. BALFOUR,
Government Agent.

From Her Highness KIRNOOL NISSA BEGUM; to EDWARD G. BALFOUR, Esq., Government Agent at Chepauk, dated Serkad, 4th July 1857, No. 7.

Her Highness Kirnool Nissa Begum, presents her compliments to the Government Agent at Chepauk, and begs to forward for his perusal Copy of the Decision† of the Supreme Court of Madras in the Suit of Cossi Doss Sowcar, versus Goolam Mahomed Sahib in regard to the sale of the House and Ground known as "Moonsoor Baugh." The Government Agent will perceive from the order issued by the Supreme Court, that the servants of the Nabob Begum, viz., Etabor Jung Syed Gouse, Shoik Alley Havaladar and Soondram Curnum, who have possession, have been required to deliver up the same to Girder Doss the purchaser, and that unless this order is duly complied with, application will be made to the Court for a Writ of Ejection.

Her Highness therefore requests that the Agent will do Her the favor to bring the circumstance to the notice of Government and solicit their consideration to the degrading position in which She will be placed by seeing Her servants ejected from the premises which have hitherto been always considered as the property of the late Nabob and has been assigned to her.

She earnestly trusts that the Right Honorable the Governor in Council will be graciously pleased to interfere in the matters and relieve Her from the degradation to which the proceedings of the Supreme Court will subject Her and for this kind intercession on Her behalf, Her Highness will ever feel extremely grateful to his Lordship.

(Signed)

NABOB KIROON NISSA BEGUM.

IN THE SUPREME COURT OF JUDICATURE AT MADRAS.

CASSI DOSS, of Madras, *Soucar,*
Plaintiff

and

GHOOLAM MAHOMED SAIB, of Madras,
Mahomedan Gentleman without employ, *Defendant.*

From A. M. RITCHIE, Solicitor for Purchaser; to ETABAR JUNG, SYED GHOUSE, SHAIK ALLY, Havaladar, and SOONDRUM CURNUM.

SIRS,

By the accompanying order a copy of which with this Notice will be left with you, you and each of you are required and directed to quit and deliver over to Girder Doss the purchaser thereof under the Decree or Order of the 24th day of March 1857 made in this cause, the House in the said Order mentioned situated in the Village of Chepauk, and unless you comply with the directions contained in the said Order within one week from this date by delivering over possession of the said House to the said Girder Doss, an application will be made to the Court in this cause for a Writ of Assistance under which the Sheriff will eject you from the said House and put the said Girder Doss in possession thereof, dated this 16th day of May 1857.

(Signed) A. M. RITCHIE,
Solicitor for Purchaser.

Memo.

Do not wish the letter sent
to the Company, which is
order that if a writ of quit-
ment is applied for it
may be taken to oppose
it (should thus be found
practicable) under the
act just received from
Calcutta? The

N. 5142

He
My

Resolved that this letter be referred
to the Honble Company's solicitor
with a view to the consideration
of measures for opposing under
Act XVIII of 1857, any application
which may be made to the Supreme
Court for a Writ of Ejectment.

In to St. George, & *Me*
13 July, 1857. }
to the Port: Amherst (Chapman) } Def. 8
- a - Honble Company's solicitor }
with copy of N. & enclosed }