M.R.O. 1—88,000—16-10-20.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 613 Press ~~Mis~~

Dated 15-10-~~19~~1860

Not to be folded or roughly handled

MRO

No. 44. Read the following letter from Messrs. RITCHIE and SHAW, Solicitors, Madras, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 3rd October, 1860.

We have the honor to forward herewith, a Petition signed and preferred by Soojun Mull Lallah of Madras, Soucar, to His Excellency in Council, and will be much obliged by your placing the same before His Excellency in Council, at your earliest convenience.

To

HIS EXCELLENCY THE HONORABLE THE GOVERNOR IN COUNCIL,
Fort Saint George.

The humble petition of SOOJUN MULL LALLAH, a Hindoo Inhabitant of Madras, residing in Sallay Street, in the Black Town of Madras, Soucar.

SHEWETH,

That your Petitioner on or about the 21st day of May 1859, addressed a petition to the then Governor in Council of Fort Saint George, praying for permission under the Provisions of Act 37 of 1858, to sue Gholam Mohummud Hoossain, styled Rusheed-ud-Dowlah Gholam Mohummud Khan Bahadoor Iyalut Jung, for the sum of Rupees 2,075, due by him to your Petitioner as the balance of a Decree obtained by your Petitioner against him in the late Mahakamah Court of His Highness the late Nabob of the Carnatic and of a Bond and interest thereon respectively.

That the said Petition was referred for enquiry and report to the Assistant Chepauk Agent, who reported that the sum of Rupees 1,268-1-9 was due to your Petitioner by Rusheed-ud-Dowlah, out of the original debt awarded by the Mahakamah Court, that Rusheed-ud-Dowlah, was willing to liquidate the above debt by monthly payments of 24 Rupees, and would also pay the instalments that had fallen into arrears and further that he admitted that he owed your Petitioner another sum of 500 Rupees.

That by an Order of the Madras Government in the Political Department, dated the 3rd November 1859, No. 698, it was resolved that your Petitioner should be informed that the Government would require Rusheed-ud-Dowlah, to pay up, as above proposed, the instalments remaining undrawn and to make them good for the future, and that as soon as that debt was liquidated, to commence paying off the other debt of 500 Rupees and interest thereon, and that if Rusheed-ud-Dowlah failed in this respect, they would then authorize his being sued for the recovery of the money, but that they would not do more.

That your Petitioner on the receipt of the above Order, on the 16th of January 1860, caused his Solicitor, Mr. Ritchie, to address the Assistant Government Agent at Chepauk on the subject, to require Rusheed-ud-Dowlah to pay the money due as directed by the Order of Government, and on the 27th January 1860, he paid to your Petitioner the sum of Rupees 400, on account of instalments.

That the amount of instalments of Rupees 24 a month due to your Petitioner on the 27th January 1860, was Rupees 528, being Rupees 128 in excess of the sum of Rupees 400 paid on that day.

That since the 27th of January 1860, no further payments have been made by the said Rusheed-ud-Dowlah to this date.

That your Petitioner's Solicitors on the 28th of April 1860, addressed a letter to the Government Agent at Chepauk, requesting him to call upon Rusheed-ud-Dowlah Bahadoor to pay the sum of Rupees 128 remaining due, together with the instalments that had fallen in arrears.

That in reply to this letter your Petitioner's Solicitors received an answer from the Government Agent, enclosing copy of a letter to him from Rusheed-ud-Dowlah, mentioning the payment by him of Rupees 400 on the 27th January, and requesting to know for how many months the said amount was credited.

That your Petitioner's Solicitors on the receipt of the above communication replied to it on the 21st June 1860, requesting the Government Agent to inform Rusheed-ud-Dowlah, "that he "paid up Rupees 384, being the amount of 16 instalments at Rupees 24 each instalment up to the "16th March 1858, and that on his neglecting to pay the instalments month by month, they fell "into arrears, thus causing 22 instalments up to the 16th January 1860, amounting to Rupees 528 "to fall due, that he having paid Rupees 400 on the 27th January 1860, through Major Snow, he "was still indebted to your Petitioner, in the sum of Rupees 128 remaining due, as unpaid instal-"ments, and also in the sum of Rupees 120, for further instalments, for 5 months, *viz.*, from the "16th January 1860, to the 16th June 1860."

That your Petitioner's Solicitors not having received any reply to the last mentioned letter, addressed the Government Agent again on the subject on the 22nd of August last, and requested him to intimate to Rusheed-ud-Dowlah, that your Petitioner would only allow him, the said Rusheed-ud-Dowlah, 4 days to pay up the arrears then due on the Decree of the Mahakamah Court, amounting to Rupees 296, and that if he neglected or refused within that date to pay, a direct application would be made at once to Government for leave to sue him.

That your Petitioner has not received any reply to such letter, nor has any sum of money other than the sum of Rupees 400, been paid to your Petitioner by the said Rusheed-ud-Dowlah towards the further payment of his debt, due on the Decree of the Mahakamah Court, or towards the sum of Rupees 500, and interest, being the balance of the sum of Rupees 1,000 borrowed by him from your Petitioner through his son-in-law Ghoolam Mohedeen.

That the name of the said Gholam Mohummud Hoossain, styled Rusheed-ud-Dowlah Gholam Mohummud Khan Bahadoor Iyalut Jung, is entered in Schedule B, annexed to Act No. 37 of 1858.

Your Petitioner therefore humbly prays your Excellency in Council that this his Petition may be received, and that your Excellency in Council will be pleased to consent (in the form required by Act 37 of 1858) to your Petitioner commencing an action in the Plea side of the Supreme Court of Judicature at Madras, against the said Ghoolam Mahommed Hoossain, styled Rusheed-ud-Dowlah Ghoolam Mahommed Khan Bahadoor Iyalut Jung and issuing such Writs and process against his person, goods and property as may be requisite or necessary for the recovery of the amount remaining due, on the Decree of the said Mahakamah Court of His late Highness the Nabob of the Carnatic, for Rupees 1,484-19 and for the recovery of the sum of Rupees 500 and interest thereon, due, as the balance of the Rupees 1,000 borrowed from the said Rusheed-ud-Dowlah, through his son-in-law Ghoolam Mohedeen, or that your Excellency in Council will be pleased to make such other order in the premises as to your Excellency in Council may seem fit.

And your Petitioner will ever pray, &c.

MADRAS, *3rd October* 1860.

No. 45.

ORDER THEREON, 15th October 1860, No. 613.

Ordered, that the Petition received with the forgoing letter be forwarded to the Government Agent at Chepauk, and that he be desired to report promptly, what instalments are due by Rusheed-ud-Dowlah, and to ascertain from him why he does not pay them.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Sir

[redacted] 15th October 1860— No. 613.

Ordered that the Petition
received with the foregoing letter be for-
warded to the Govt Agent at Chelapauk,
and that he be desired to report promptly
what instalments are due by Rusheed ud
Dowlah and to ascertain from him
why he does not pay them.

To the Govt Agent
at Chelapauk 3 Encl. 19