

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 535

Press

~~Mis.~~

Dated

3 - 12 - 1918

Not to be folded or roughly handled

Proceedings of the Madras Government, Political Department,

3rd December 1861.

Read the following Petitions:—

No. 9. To the Right Honorable the Governor in Council of Fort Saint George.

The humble Memorial of MUTTULINGA MAISTRY, son of TANDAVA MAISTRY, residing in Mettu Street of Orayoor, attached to the Taluq of Conad of Zillah Trichinopoly.

MOST RESPECTFULLY SHEWETH,

1. Your Memorialist in 1853, through Hasalam Jung Bahadur, agreed to supply to His Highness the late Nabob of Carnatic marble works to the value of Rupees 2,571, and on His late Highness' order deposited the Title Deeds of lands, houses, &c., to the extent of your Memorialist's contract with Naib Nazim Mahomed Kullinavasakhan Bahadur at Trichinopoly, and received an advance of Rupees 1,960 at different times, and accordingly prepared and supplied the said work to the value of Rupees 1,912, but His Highness having died I did not supply the rest and thus a balance of Rupees 48 is still due by me to His late Highness.

2. Besides this your Memorialist when went to Madras in 1853, sold through the said Hasalam Jung Bahadur, to His Highness the late Nabob, marble sundry works for the value of Rupees 261, which remains unpaid to your Memorialist, who is ready to prove by the accounts and by the said Hasalam Jung Bahadur. The particulars of the said articles are given in the herein enclosed Petition No. 1.

3. Mentioning all these particulars, your Memorialist addressed the herein enclosed Petition No. 1, to E. Balfour, Esq., Agent of the Government for the affairs of the late Nabob of the Carnatic and requested him to deduct Rupees 48 I owed from the amount of Rupees 261 due to me, and pay me the balance Rupees 213, returning at the same time the Title Deeds of the lands, houses, &c., which were kept in deposit to your Memorialist. But the said gentleman referred the said Petition to Clement Dale, Esq., Receiver of the Carnatic Property.

Thereupon Clement Dale, Esq., wrote the letter enclosure No. II, to your Memorialist on the 26th October 1858, directing him to claim payment of the balance due to your Memorialist under Section 14 of Act No. 30 of 1858, within the 14th November 1858.

5. Your Memorialist, before receiving this letter, went to Travancore and there engaged with His Highness the Rajah of that place to supply him with marble work, which occupied a period of about 2 years and returned from there to Trichinopoly, which is his native place and saw the said letter.

6. As soon as as your Memorialist knew the contents of the said letter, he set out and arrived to Madras, and on enquiring Hasalam Jung Bahadur, he told that he was enquired on oath, whether the amount is actually due to your Memorialist, and that he answered in the affirmative before Mr. Dale.

7. Thereupon your Memorialist presented the Petition, enclosure No. III, to Mr. Dale, requesting him as aforesaid and he had the goodness to write to him the letter, enclosure No. IV, pointing out your Lordship in Council to be competent to redress the grievances of your Memorialist, who therefore solicits your Lordship in Council to direct Mr. Dale, the Receiver of the Carnatic Property, to deduct Rupees 48 due by your Memorialist to His late Highness from Rupees 261 due to your Memorialist by His Highness, and pay him the balance Rupees 213, and also to return to him the Title Deeds of lands, houses, &c., deposited as security. The amount due to your Petitioner, is nothing but the cooly of the work rendered by him to His Highness and therefore it cannot be barred by Section 14 of Act 30 of 1858.

For this act of benevolence your Memorialist as in duty bound, shall ever pray.

28th June 1861.

முத்துலிங்கம் மேஸ்தரி.

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To E. BALFOUR, Esq., Agent of the Government for the affairs of the late Nabob of the Carnatic.

The humble Memorial of MOOTTOOLINGA MAISTRY, son of TANDAVA MAISTRY, residing in Mettu Street in Warriore, in the Taluq of Conad, Trichinopoly Zillah.

RESPECTFULLY SHEWETH,

That in the month of Chitray Fusly 1263, Memorialist went to Madras and appeared before His late Highness the Nabob, and through Hussalum Jung Bahadur agreed for the sum of Rupees 2,571 to supply him with works in marble. On demanding security from Petitioner for the fulfilment of his part of the agreement, he said he was a stranger in Madras, and that if acceptable he would furnish security at Trichinopoly. Accordingly His late Highness directed the Petitioner to tender security to Naib Nazim Mahomed Kullinavassakhan Bahadur and to receive an advance from him.

That Petitioner accordingly returned to Trichinopoly and before the latter on the 21st Vyasi of the above Fusly and executed a Muchilca in his favor, pledging the Title Deeds and certain Nunja land and terraced house for Rupees 2,571, and received from him an advance of Rupees 1,960 at different periods and made over to the said individual marble works to the value of Rupees 1,912, afterwards the said Naib Nazim Mahomed Kullinavassakhan Bahadur, directed Petitioner to discontinue the works as His Highness the Nabob had demised. There is consequently a balance of 48 Rupees against Petitioner, the difference between the advance received and the value of the works executed, which amount he refuses to take and to receive back from Petitioner for the sum, and also refused to return to him the Title Deeds of his Nunja land and house and the Muchilca and Security Bond, but would apply to your honor on the subject, whether he has done so or not Petitioner is not aware. The said Naib Nazim has also died and his son also told he would apply to your honor.

That Petitioner therefore requests your honor to send instructions to Cana Mookam Naib Nazim Mahomed Syed Khan Saib, son of the deceased to receive the 48 Rupees in question from Petitioner and return to him his Title Deeds in question.

That on the occasion Petitioner going to Madras as before stated he sold to His late Highness through Hassalum Jung Bahadur, 2 Tables each 2½ feet in circumference for 25 Rupees each or 50 Rupees, 3 Tables 2 feet in circumference each 45 Rupees, 2 Inkstands for Rupees 15, a plain Table for Rupees 3, 1 three legged stool for Rupees 20, 4 Tables each 1½ feet round for Rupees 28, 50 Rulers for 100 Rupees. Total Rupees 261, which sum Petitioner requests may be paid.

22rd August 1858.

(Signed) MOOTTOOLINGA MAISTRY.

From CLEMENT DALE, Esq., the Receiver of the Carnatic Property; to MOOTTOOLINGA MAISTRY, son of TANDAVA MAISTRY, in Mettoo Terroovoo in Warriore, Trichinopoly, dated Madras, 26th October 1858, No. 24.

Paragraph 1. The Memorial you addressed to E. Balfour, Esq., the Government Agent at Chepauk, under date the 4th October 1858, has been forwarded by that Gentleman to me as "the Receiver of the Carnatic Property," under Act No. 30 of 1858.

2. It appears to me from the statements contained in your Memorial, that (if those statements be correct) the proper course is for you to pursue under Section 14 of Act No. 30 of 1858, to claim payment of the balance which you allege to be due to you.

3. This must be done before the 24th November next.

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To CLEMENT DALE, Esq., Receiver of the Carnatic Stipends.

The humble Petition of MOOTTOOLINGA MAISTRY, son of TANDAVA MAISTRY residing in Mettoo Street of Orayoor in the Taluq of Conad Zillah, Trichinopoly.

MOST RESPECTFULLY SHEWETH,

With reference to your letter, dated 26th October 1858, I take the liberty of informing your honor that I was not able to come to Madras within the time limited in your said letter to institute a suit against His Highness the late Nabob of Carnatic for the recovery of the sum due to me as per the accounts shown in my letter, dated 23rd August 1858, to E. Balfour, Esq., and referred to your honor, in consequence of my having been absent at Travancore under the service of His Highness the Raja of that place, who did not permit me to come to Madras within the above period. Hence I now request your honor will be graciously pleased to direct, after enquiry, to pay me the sum of Rupees 261, due to me as aforesaid.

Further I beg to add that I have agreed with His Highness the late Nabob to furnish him works in marble to the amount of Rupees 2,571, and received from His late Highness an advance of Rupees 1,960, pledging as security as per His Highness' Order, the Title Deeds of my landed and other property to the extent of my Contract, with Nabob Nazim Mahomed Kallinavassakhan Bahadur at Trichinopoly; and accordingly furnished His Highness with the said works to the amount of Rupees 1,912, but did not give the rest on account of His Highness' demise and thus a balance of Rupees 48 is still due to His Highness by me, as more particularly given in the petition above quoted. I therefore solicit your honor will be also pleased to direct the said Nabob Nazim Mahomed Kallinavassakhan Bahadur at Trichinopoly to return to me the Title Deeds of my landed and other property which were kept as security with him, after receiving from me the said balance of Rupees 48.

For this act of benevolence, I as in duty bound, shall ever pray.

(Signed) MOOTTOOLINGA MAISTRY.

From CLEMENT DALE, Esq., the Receiver of the Carnatic Property; to MOOTTOOLINGA MAISTRY, son of TANDAVA MAISTRY in Mettu Street in Orayoor, Trichinopoly, dated Madras, 24th June 1861, No. 103.

I have received your Petition to my address of this day's date, and in reply beg to inform you that I have no power to assist you, for without an order of the Supreme Court, I am not at liberty to pay you any money; and as you allowed the time to pass, within which the Act permitted you to prefer a claim to the Court, you have precluded yourself from now obtaining an order of the Supreme Court; the only course that I can suggest to you to pursue is, that you should in a petition to the Honorable the Governor in Council state shortly and concisely the circumstances of the case, and request him to afford you relief.

No. 1,969 of 1861.

Forwarded to the Receiver of the Carnatic Property for his remarks.

By Order,

(Signed) W. S. WHITESIDE,

Acting Deputy. Secy. to Govt.

FORT SAINT GEORGE,

4th July 1861.

No. 10. From CLEMENT DALE, Esq., the Receiver of the Carnatic Property; to THOMAS PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 19th November 1861, No. 228.

4th July 1861, No. 1,969 of 1861, forwarding a Memorial by Moottoolinga Maistry, to the Receiver of the Carnatic Property for his remarks.

Para. 1. With reference to the Order of Government, under the date and number noted in the margin; I have the honor to report

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for the information of the Honorable the Governor in Council, that the Memorial which Moottoolinga Maistry presented on the 23rd August 1858, to the then Government Agent at Chepauk, (a copy whereof forms the enclosure No. 1, accompanying his Memorial referred to in the margin) was forwarded by Mr. Balfour to me on the 8th October 1858; whereupon I addressed Mr. Balfour, soliciting him to afford me from the records in his charge, or from any other sources at his command, information on the subject.

2. My letter was referred by Mr. Balfour, to the Dewan of the Carnatic Durbar, and from him I ascertained that the statements of the Petitioner, as to the order given to him by His late Highness the Nabob of the Carnatic, also as to the amount of the advances made to him on deposit of Title Deeds, and as to the value of the works executed by the Petitioner, in part execution of the order, were correct; but that the accounts at the Chepauk Palace shewed that instead of Rupees 48, as admitted by the Petitioner, a sum of Rupees 139 was due from him to the Estate of His late Highness; I further learnt that the "Petitioner's claim for Rupees 261 is correct."

3. Upon the information so obtained, I addressed the Petitioner the letter, dated the 26th October 1858, No. 24, enclosure No. 2, in Moottoolinga Maistry's Memorial referred to in the margin.

4. The enclosures in his Memorial Nos. 3 and 4, shew that the man did not pursue the course pointed out by me, and in the former he explains to His Excellency in Council his reasons for his not having done so.

5. On receipt of the Order of Government noted above, I saw Moottoolinga Maistry, and explained to him, that I could not return to him the Title Deeds, deposited as security, until the Rupees 139 due from him to the Estate of His late Highness were paid to me, and until that were done, it would be useless my reporting to Government on his Memorial, and at his request, I desired that the Title Deeds might be forwarded to me for the purpose of being delivered to Moottoolinga Maistry on his paying the Rupees 139 due.

6. This request elicited the information that the Title Deeds deposited, did not relate to any property belonging to Moottoolinga Maistry, but that they related to property belonging to a friend of his, who had deposited them as security for him, (Moottoolinga Maistry) and who, in consequence of my request, had appeared before the Naib Nazim at Trichinopoly, and objected to his Title Deeds being delivered to Moottoolinga Maistry, but offered to pay the Rupees 139 on his Deeds being handed to him.

7. This circumstance caused some correspondence, and considerable delay, but ultimately Moottoolinga Maistry's security, in exchange for his Title Deeds, paid to the Naib Nazim the Rupees 139, together with Rupees 21-8-0, the value of 2 grinding stones which the Naib Nazim stated Moottoolinga Maistry had failed to supply to His late Highness; and those two sums, minus the expense of transmission, were received by me on the 18th ultimo.

8. Under these circumstances, I do myself the honor of recommending that His Excellency in Council should direct the Sub-Treasurer to pay to the Memorialist Moottoolinga Maistry, the sum of Rupees 261 (two hundred and sixty-one) claimed by him.

9. I do myself the honor of returning the Memorial with the 4 enclosures forwarded to me with the Order noted above.

No. 11. ORDER THEREON, 3rd December 1861, No. 535.

Resolved, under the circumstances stated in the foregoing report on the Petition of Moottoolinga Maistry, that a Treasury Order be issued for the payment to the Petitioner of the sum of Rupees (261) two hundred and sixty-one, due to him from the Estate of the late Nabob of the

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Carnatic, the same to be adjusted on the receipt of the sanction of the Government of India to the Supplemental Estimate in which provision has been made to the amount of Rupees 87,400 for the payment of petty claims.

Class II.
Allowances and Assignments under Treaties and Engagements.
I, Carnatic.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

of the balance due to your Memorialist
under Section 14 of Act No. 30 of 1858
within the 14th November 1858.

5. your Memorialist, before receiving
this letter, went to Travancore and there
enjoyed with His Highness the Rajah
of that place to supply him with marble
Work, which occupied period of about
2 years and returned from there to
Trichanopoly, which is his native
place and saw the said letter.

6. As soon as your Memorialist knew the
contents of the said letter, he set out and
arrived to Madras and on enquiring
Hossain Gung Bahadar, he told that he
was enquired on oath, whether the amount
is actually due to your Memorialist, and
that he answered in the affirmative before
Mr Dale.

7. Thereupon your Memorialist presented
the Petition enclosure No. III to Mr Dale,
requesting him as aforesaid and he had the
goodness to write to him the letter, enclosure
No. IV, pointing out your Lordship in
Council to be competent to redress the
grievances of your Memorialist. He
therefore solicits your Lordship in
Council to direct Mr Dale, the

Most respected Sir
Your most Obedt and humble servant

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Read the following
letter from the Receiver of
the Carnatic Property.

Order thereon - 3.^d December 1861. No 535

Resolved, under the
circumstances stated in
the foregoing report on
the Petition of Muttulinga
Naishy, that a Treasury
Order be issued for the
payment to the Petitioner
of the sum of Rupees
(202) Two hundred and
sixty-one due to him from
the Estate of the late Na-
wab of the Carnatic. The
same ^{to be} ~~sum~~ adjusted
on the receipt of the
sanction of the Govt of
India to the Supplemen-
tal Estimate in which
provision

Class II. Provision has been made
 Allowances & assignments to the amount of Rupees
 under Trustees & Engagements. 84,400 for the payment
 of petty claims.

J.P.

Office has
 the Accounts official hand
 is not to be brought on board.

26 copies to Mr. Little

To the Receiver of the Car. To Govt Agent at Chhapra
 native Property with a Treasury Order for do.
 living to the Petitioner. Dec 25th
 a Sub Treasurer. Dec 25th
 a Dy. Secy. & Secy. General
 a Civil Paymaster. 3
 a Matulinga Saxiety } In reference to his Petition.
 Rayoor, Conad Hlook } dated 28 June 1867.
 Mishinopoly.
 Dec 25th

Payment of Kuntatunga's
claim on the late Kewala
• Estate for marble work
executed by him

Political 1861 Sept

No 535.

Proceedings of Court

29/3/2 December 1861.

123. Nov.
1861 - 9011