

MADRAS RECORD OFFICE.

Government of Madras.

Police DEPARTMENT.

G.O. No. 445

Press

~~Mis~~

Dated

3-11-1862

Not to be folded or roughly handled

N^o 1992 of 1862.

The Petitioner *Heormut Co-Nipa* is a daughter of *Buddor Co-Nipa*, who was the daughter of *Heormut Co-Nipa*, who was the daughter of *Shah Ghulam Heormut* *Sane-eol-Heormut*, who was the first holder of the Stipend. Petitioner is therefore fourth in descent from the original grantee.

Even were Petitioner's statement correct however, it does not appear that she would have any claim — inasmuch as the original grant is distinctly stated to have been for the term of the original grantee's natural life only (See letter from Chief Secretary to Genl. Pol. Department to the Paymaster of Carnatic Stipends dated 1st April 1815 para 1) — The continuance of a portion of his stipend to his immediate descendants was the bounty of Government, on which so distant a relative of the first holder, as Petitioner, does not appear to have any claim.

Genl. & Genl's Office, 2
15th October, 1862
Done

W. Wilson
Genl. & Genl
Chepauk

3
Report of the
Govt. Agent. Chapauk
on Petition N^o 1992
of 1862 -

To

The Governor in Council
of Fort St George
Yea Yea Yea

The humble petition
of Hornatoom Niso
Baigum the daughter of
the late Budoon Niso
Baigum -

Humbly sheweth -

That the Government Agent at
Chapauk has to your Pet's great sorrow
reported to Government that Pet's deceased
mother was fourth in descent whereas she
was in fact second in descent and has thereby
deprived Petitioner of her just right to succeed
to

pension enjoyed by her deceased mother.

As the endorsement of the Govt dated 14th May last is based on the report of the Agent the Petr most respectfully begs that the Govt who stands in locus parentis to the aggrieved parties like Petr, would deign to refer to the records bearing on the subject of her claim & afford her redress by rectifying the error that has inadvertently crept in the Agents report.

O
Moormat oon Visa Buzum

Madras
28th July
1862

29/8/11
W

11th 1992 of 1862

This petition is referred to the

Chapank Agent, with a view to his explaining on

more detail than is contained in his endorsement on

Petition 1028 the actual relationship of Petitioner to

Shah Ghulam Hossain deceased Madree the original

holder of the Shipend claimed.

By Order

For W. George,

8th Aug. 1862

W. M. M.

Ag. Dy. Secy. to Govt.

to Engd 10 April N: 4 of 1866.
or she has been
ved of her right
a continuation of her
Stipend.

N: 732 of G.A.
N: 1992 of 1862
Poll 1862 Dptt
From Hoormat-oon
Nissa Beigum the
daughter of the late
Buddron Nissa Beigum
Residing at Madras with
Report of the Govt. Agent Chepauk
Dated 28th
Recd 29th 3 July 1862.

States that the
Govt. Agent at Chepauk
has reported to Govt.
erroneously that Peti-
tioner is fourth in
descent from the first
holder of a Stipend, Shah
Ghulam Taghsain Savee-
ool-Caddree, whereas
she is in fact third her
deceased mother being
second and that by the
Govt. Agent

4
29/11/8
575

Proceedings of the Madras Government, Political Department,
3rd November 1862.

Read again the following papers :—

No. 3. TO THE RIGHT HONORABLE THE GOVERNOR IN COUNCIL, AT FORT SAINT GEORGE,
&c., &c., &c.
The humble Petition of HOORMAT-OON-
NISA BAIGUM, the daughter of the late
BUDR-OON-NISA BAIGUM.

HUMBLY SHOWETH,

That upon the death of your Petitioner's abovementioned poor mother, she submitted the enclosed petition to the Government Agent at Chepauk, but his endorsement thereon being rather inconsistent with the rules of Jaghiredars Stipendiaries, she begs most humbly to make an appeal to the justice of the most liberal and just Government.

That Shah Mahmood Savee-ool-Caddree was the original grantee of the Jaghire, upon his death his son Shah Ghoolam Hoossain Savee-ool-Caddree, the great grandfather of your Petitioner, was pensioned by Government in lieu of the Jaghire income during his life-time, at his request a portion of his pension was sanctioned by Government to his brother separately. When the said Shah Ghoolam Hoossain Savee-ool-Caddree departed this life, the portion of his pension was given to his surviving children as well as to your Petitioner's said mother, and when the said children departed this life their respective heirs got pension according to the Jaghire rules as being the 2nd lapse. Now your Petitioner's mother, who was pensioned immediately upon the death of her maternal grandfather, the said Shah Ghoolam Hoossain Savee-ool-Caddree having now departed this life, your poor helpless Petitioner begs most humbly as a matter of right to ask the most charitable Government to continue to her the very small pension of her said poor mother monthly only to Rupees 4, Anna 1, Pice 8, the only means of her subsistence.

And your Petitioner as in duty bound shall ever pray.
MADRAS, 12th April 1862.

To the Government Agent at Chepauk, &c., &c., &c.

SIR,

With extreme regret and sorrow I beg to report you the death of my poor mother Budr-oon-Nisa Baigum, which took place on the 15th March last. She left me an unmarried girl of tender years, and her husband (my father) Syed Mohummed Zakir Saheb, behind her utterly unprovided for; I beg therefore most humbly to request that you will kindly be pleased to recommend to the most charitable and liberal Government to continue the very small pension of my mother amounting only to Rupees 4, Anna 1, Pice 8, (which was the only means of my subsistence) in my name, as the deceased died in 2nd life, and as according to the rules of Jaghiredar Stipendiaries her pension being in 2nd lapse, I am entitled to have it, for which I shall ever feel highly thankful.

MADRAS, 3rd April 1862.

(Signed) HOORMAT-OON-NISA BEIGUM,
Daughter of the late Budr-oon-Nisa Beigum.

Petitioner, according to the Rules, is not entitled, and I see no reason for recommending her case to Government.

9-4-1862.

(Signed) R. S. WILSON.

No. 1,028 of 1862.

Referred to the Government Agent at Chepauk for brief report, by endorsement.

FORT SAINT GEORGE,
25th April 1862.

By Order,
(Signed) W. S. WHITESIDE,
Ag. Dy. Secy. to Govt.

Proceedings of the Madras Government, Political Department,
3rd November 1862.

No. 1,028 of 1832.

The 1st holder of this stipend was Shah Golam Hoossein Savee-ool-Kaderee; Petitioner is fourth in descent from him, and therefore not entitled.

GOVERNMENT AGENT'S OFFICE,
29th April 1862.

(Signed) R. S. WILSON,
Govt. Agent, Chepauk.

Order thereon, 14th May 1862.

Resolved that Petitioner be informed that the Government are unable to comply with her application for the continuation to herself of the stipend enjoyed by her deceased mother; Petitioner being the fourth in descent from the original holder of the stipend.

(True Extract.)

(Signed) W. S. WHITESIDE,
Ag. Dy. Secy. to Govt.

No. 4. TO THE GOVERNOR IN COUNCIL OF FORT SAINT GEORGE,
&c. &c. &c.

The humble Petition of HOORMAT-OON-NISA BAIGUM, the daughter of the late
BUDR-OON-NISA BAIGUM.

HUMBLY SHOWETH.

That the Government Agent at Chepauk has to your Petitioner's great sorrow reported to Government that Petitioner's deceased mother was fourth in descent, whereas she was in fact second in descent and has thereby deprived Petitioner of her just right to succeed to the pension enjoyed by her deceased mother.

As the endorsement of the Government, dated 14th May last, is based on the report of the Agent, the Petitioner most respectfully begs that the Government who stands in *locus parentis* to the aggrieved parties like Petitioner, would deign to refer to the records bearing on the subject of her claim and afford her redress by rectifying the error that has inadvertently crept in the Agent's report.

MADRAS, 28th July 1862.

(Signed) HOORMAT-OON-NISA BAIGUM.

No. 1,992 of 1862.

This petition is referred to the Chepauk Agent, with a view to his explaining in more detail than is contained in his endorsement on Petition 1,028, 1862, the actual relationship of Petitioner to Shah Ghulam Hoossain Savee-ool-Kaderee the original holder of the stipend claimed.

FORT SAINT GEORGE,
8th August 1862.

By order.

(Signed) R. S. ELLIS,
Ag. Dy. Secy. to Govt.

No. 5.

No. 1,992 of 1862.

The Petitioner Hoormut-oo-Nissa is a daughter of Budder-oo-Nissa, who was the daughter of Hoormat-ool-Nissa, who was the daughter of Shah Ghulam Hoossain Savee-ool-Kaderee, who was the first holder of the stipend. Petitioner is therefore fourth in descent from the original grantee.

Even were Petitioner's statement correct, however, it does not appear that she would have any claim—inasmuch as the original grant is distinctly stated to have been for the term of the original grantee's natural life only (see letter from Chief Secretary to Government, Political Department, to the Paymaster of Carnatic Stipends, dated 1st April 1815, para 1). The continuance of a portion of his stipend to his immediate descendants was the bounty of Government, on which so distant a relative of the first holder, as Petitioner, does not appear to have any claim.

GOVT. AGENT'S OFFICE,
15th October 1862.

(Signed) R. S. WILSON,
Government Agent Chepauk.

Proceedings of the Madras Government, Political Department,
3rd November 1862.

No. 6. ORDER THEREON, 3rd November 1862, No. 445.

The Petitioner, on the death of her mother, Budder-oo-Nissa, prayed that the stipend enjoyed by the deceased, might be continued to her—basing her claim under the rules for Jaghire-dar stipendiaries, her mother's death being, as she stated, the second lapse in the succession.

2. Under the report of the Chepauk Agent, that Petitioner was the fourth in descent from Shah Ghulam Hussain Savee-ul-Kaderee, the original grantee, and, therefore, not entitled, the Government declared that they were unable to comply with the application.

3. Against this decision the Petitioner appealed, and the Government called for a detailed report upon her case.

4. The Chepauk Agent explains that the Petitioner is fourth in descent from the original grantee, as set forth in the margin, and adds that, as the pension was granted only for the natural life of the original holder, the Petitioner could have no claim.

4. Hoormut-oo-Nissa, (Petitioner,) was daughter of
3. Budder-oo-Nissa, who was daughter of
2. Hoormut-oo-Nissa, who was daughter of
1. Shah Ghulam Hoossain Savee-ool-Kaderee (original grantee.)

5. The Governor in Council observes that on the death of the Jaghiredar, Haji Shaik Mahommed Savi Kaderi, the grant of the villages, amounting altogether to Pagodas 2,741-28-70 per annum, which had been conferred on him by the British Government "during the term of his natural life" was not renewed in favor of his son, Shah Ghulam Hussain Savee-ul-Kaderee, on whom a pension of 80 pagodas, or Rupees 280, a month was bestowed for the term of his natural life—"the grant being subject to the approbation of the Honorable Court of Directors."

From Board of Revenue, 13th March 1815.
To Paymaster of Carnatic Stipends, 1st April 1815.

6. In 1833, the Government communicated to the Paymaster of Carnatic Stipends the orders of the Honorable Court on the subject of this and other stipends originally granted in lieu of resumed Jaghires. The Government

To Paymaster of Carnatic Stipends, 29th October 1833.

pointed out that the Court were averse to the continuance of such stipends beyond the lives of the parties, upon whom they were conferred, but remarked that where distress would be occasioned by the sudden resumption of the whole of an allowance upon which portions of a family had for sometime subsisted, it had been usual to discontinue them gradually. The Resolution of the Government, therefore, was that at the death of the several partakers of a divided pension, the salary which they were respectively to receive, should be reduced one-third—at the death of their successors two-thirds—and at their death should entirely cease. And this rule was made applicable to Shah Ghulam Hoossain's stipend.

To Paymaster of Carnatic Stipends, 26th September 1823,
and 20th April 1824.

Portion drawn by Shah Ghulam Hussain... 126½
Do. by Junior members of his father's family... 127½
Do. by 3 other members... 26

153½
Rupees... 280

7. The pension granted in the name of Shah Ghulam Hoossain had been sub-divided in consequence of dissensions between the nominee and the other members of his father's family, and was drawn separately, as shown in the margin.

8. Shah Ghulam Hussain Savee-ul-Kaderee died on the 3rd January 1843, and one-third of his pension of Rupees 126½ was resumed, and the remaining two-thirds, Rupees 84-5-4, was distributed among the persons, whose names and shares are detailed in Extract Minutes Consultation, 14th March 1843, No. 101. Hoormut-oo-Nissa, grandmother of the Petitioner is not mentioned in this list. Her mother, Budder-oo-Nissa, appears in it as the grand-daughter of Shah Ghulam Hussain, and the recipient of two-thirds of the original share. It would thus appear that under the rule laid down in the case of this family, as quoted in para. 6 supra, the pension of Budder-oo-Nissa, still further reduced, may be granted to a third and last successor in the regular line of descent, before a final lapse can occur.

9. Before, however, passing any final order on Petitioner's appeal, the Government resolve to make a further reference to the Chepauk Agent.

Exd. T. McMootry.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Political Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read again the following papers—

Pros: 14th May '62 on Petition N^o. 1028 of '62.
" 8th Aug. ————— " 1992 —.

Read also Report by the
Chepauk Agent — Inter 15th Oct. '62.

Order — 3rd November 1862 N^o. 445

The petitioner, on the death of her mother, Budder-oo-Nissa, prayed that the stipend enjoyed by the deceased, might be continued to her — basing her claim under the rules for Saghiedar Stipendiaries, her mother's death being, as she stated, the second lapse

lapse in the suc-
cession.

2. Under the report of
the Chepauk Agent
that petitioner was
the fourth in descent
from Shah Bholam
Hussain Sauc ul Kar-
dere, the original es-
tate, the Govt. de-
clared ~~that~~ that
they were unable to
comply with the ap-
plication.

3. Against this decision
the petitioner ~~was~~
appealed, & the Govt.
called for a detailed
report upon her case.

4.

4. The Chepauk Agent
explains that the peti-
tioner is fourth in de-
scend from the origi-
nal grantee, as set
forth in the margin

romul-Do-Nissa (Petition-
er) was daughter of
der-Do-Nissa, who was
daughter of
romul-Do-Nissa, who
was daughter of
Bholam Hoossain Sa-
uc-ul-Kaderi (ori-
ginal grantee.)

— & adds that,
as the pension
was granted
only for the na-
tural ^{life} of the
original holder,
the petitioner
could have
no claim.

5. The Governor in Coun-
cil observes that on
the death of the Ja-
ghiredar, Haji Shaik
Mahomed Savi Kaderi,
the grant of the villages,
amounting altogether
to Rs. 2,741.28.70 &

annum

From Bd. of Rev. 13th Mar.
1815.

To Paymaster of Carnatic
Stipends, 1st Apr. 1815.

annum, which had
been conferred on him
by the British Govt.
"during the term of his
natural life" was
not renewed in favor
of his son, Shah Isma-
lam Hussain Saivee
el Kaderie, ^{on} whom
a pension of 80 Paga-
da, or Rs. 280 ^{amount}, was
bestowed for the
term of his natural
life — "the grant being
subject to the appro-
bation of the Hon'ble
Court of Directors."

6. In 1833, the Govt. com-
municated to the Pay-
master of Carnatic a
Stipends

To Paymaster of Car-
natic Stipends, 29th
Oct. '33.

Stipends the orders of
the Hon'ble Court on the
subject of this & other sti-
pends originally granted
in lieu of resumed Sa-
ghires. The Govt. pointed
out that the Court were
averse to the continuance
of such stipends beyond
the lives of the parties,
upon whom they were
conferred, but remark-
ed that where dis-
tress would be occa-
sioned by the sudden
resumption of the whole
of an allowance upon
which portions of a
family had for some
time subsisted, it
had been usual to
discontinue them gra-
dually. The resolution
of the Govt. therefore,
was that at the death
of

of the several partakers of a divided pension, the salary which they were respectively to receive, should be reduced one-third — at the death of their successors two-thirds — & at their death should entirely cease. And this rule was made applicable to Shah Gholam Hussain's stipend.

7. The pension granted in the name of Shah Gholam Hussain had been subdivided in consequence of dissensions between the

the nominee & the other members of his father's family & was drawn separately, as shown in the margin.

Portion drawn by Shah	
Gholam Hussain	126½
do by junior members of his	
father's family	127½
do by 3 other members	26
	<u>153½</u>
	<u>Rp. 280.</u>

& Shah Gholam Hussain died on the 3rd Sawy. 1843 — & one-third of his pension of Rp. 126½ was resumed, & the remaining two-thirds, Rp. 84.5.1 was distributed among the persons, whose names & shares are detailed in Res: Mins: Cons: 14th Mar. '43 N^o: 101. Hoormut-oo-Nissa, grandmother

to Paymaster of Carnatic
Stipends, 28th Sep. '23, &
20th April 1824.

grandmother of the petitioner is not mentioned in this list.

Her mother, Budder-
-oo-Nipa, appears in it as the granddaughter of Shah
Sholam Hussain, & the recipient of two-thirds of the original

It would thus appear that under the rule laid down in the case of this family, as quoted in para 6 *supra*, the pension, still further reduced, may be granted to a third & last successor in the regular

regular line of descent, before a final lapse can occur.

9. Before, however, passing any final order on Petitioner's appeal, the Govt. resolve to make a further reference to the Chepauk Agent.

JP

8. 5th

The Chepauk Agent, & Paymaster of Carnatic }
Stipends. } Dec 25th

1866-72/4

69

2/12/2017

Political 1862. Department.

No. 445.

PROCEEDINGS OF GOVERNMENT,

Dated 3rd November/862

July 15-28
 Addressed to the Government,
 Agents at Philadelphia, in
 furtherance of the appeal of

800 miles or more from
around the election of

By overrunning their lines
the joint in depends that

was not entitled to a Court
house and of her father's mother's

78/6] Madras—Prison of the Government Prison
City, General Order No. 1111