

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 56

Press

~~Mis.~~

Dated 13 - 2 - 1862

Not to be folded or roughly handled

*Proceedings of the Madras Government, Political Department,
13th February 1862.*

No. 26. Read the following letter from T. SYDNEY SMYTH, Esq., Advocate General; to the Chief Secretary to Government, Fort Saint George, dated Madras, 5th February 1862.

I have the honor to report for the information of His Excellency the Governor in Council the particulars of the final settlement of the claim of Mahomed Abdollah Khan and others, descendants of Hissam-ull-Mulk against the Estate of the late Nawab of the Carnatic.

2. The sum claimed was, including interest, Rupees 7,14,831-15-6.

3. On the 10th November 1860, I instructed the Government Solicitor to offer the Claimants' Solicitor as follows: firstly, two gardens at Trichinopoly, which, some fifty years ago, Government had formally recognized to belong to Hissam-ul-Mulk, and had in vain endeavoured to induce the then Nabob to give up to him; and secondly, a sum of Rupees 18,966-15-10 being rents received by the late Nabob from these two gardens. This was to be paid out of the Nabob's Estate; but I also offered a further sum of Rupees 6,219-12-8, to be paid by Government. This latter sum was the net proceeds of these two gardens, received by Government from the date of the Nabob's death down to the date of the offer; this amount was therefore not money out of pocket, but a mere refunding of money received by Government, which belonged to the family of Hissam-ul-Mulk.

4. This offer was made subject to the production of Letters of Administration, and it was accepted.

5. Much difficulty, and consequent delay, occurred in settling the disputes of the family among themselves, and agreeing who should be permitted to take out Administration; but, pending this, it was arranged, at their request, that the Receiver should sell these two gardens, and that the net proceeds should be paid to the Administrator.

6. He accordingly sold the Hyder Baugh; the gross proceeds being Rupees 12,500 which, less certain charges, he paid into the General Treasury. He also was offered Rupees 45,000 for the Nuthud Baugh; but, with the consent of the Claimants, refused it as inadequate.

7. Administration having been obtained, the Claimants' creditors became very pressing, and the Claimants were consequently anxious for an immediate settlement, on the terms of taking Rupees 45,000, less all charges, in lieu of the Nuthud Baugh.

8. I reported the circumstances to Government in my letter of 30th January 1862; shewing, that by accepting the Claimants' proposal, Government would almost certainly gain at least Rupees 15,000; probably Rupees 25,000 or even more, and recommending that I should be authorized to grant the Claimants' request, and Government authorized me to do so.

9. I subsequently ascertained that though the sum of Rupees 6,219-12-8, already mentioned, was to be paid (*i. e.*, refunded) by Government, and was not to come out of the Nabob's Estate, yet that it would be more convenient to Government to include this sum in the order of Court, and leave it for subsequent adjustment in account.

10. An amended offer was consequently made as follows:—

For rents received by Nabob and payable out of his Estate.....	18,966	15	10
Gross proceeds of Hyder Baugh.....Rs.	12,500		
Value agreed on for Nuthud Baugh.....„	45,000		
	57,500		
Less expenses of sale and Auctioneers and Receiver's Commission.....„	4,861-7-2	52,638	8 10
Rents received, and to be re-funded, by Government.....	6,219	12	8
	77,825	5	4

and the Court made an order accordingly yesterday.

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11. Government will see that the first sum of Rupees 18,966-15-11 is the only one which comes out of the Nabob's Estate—the only one in fact which they disburse. The rest is merely, in two instances a re-payment of sums which they have already received (and had the use of, without interest, for a considerable time) and in the third instance a payment in advance of about Rupees 42,000, in return for which they will probably receive, in the course of next month, about Rupees 80,000 as the proceeds of the Nuthud Baugh.

12. The only remaining claim, that of Rajah Ruggonada Ram of Hyderabad, stands for hearing in the 3rd Term of this year. It has been delayed by various applications for delay made on behalf of the Claimant, chiefly on the ground of absence of witnesses.

No. 27.

ORDER THEREON, 13th February 1862, No. 56.

The Government approve the proceedings reported in the foregoing letter, and resolve to communicate the same to the Receiver of the Carnatic Property. The Accountant General will in the mean time be requested to state how the payment of the sum of Rupees 6,219-12-8 referred to in paragraphs 3 and 9, is to be adjusted in account.

(Signed) T. PYCROFT,
Chief Secretary.

Order thereon 13 Feb 1862 No 56.

*The Govd approve
the proceedings reported in the
foregoing letter, and resolve to
communicate the same to the
Receiver of the Carnatic Property.
The Acct^l General will in the
mean time be requested to state
how the payment of the sum of
Rs. 6219-12-8 referred to in para
3 & 9 is to be adjusted in ac-
count.*

*To the Advocate General 3
" Receiver of the Carnatic Property 3
" By Auditor & Acct^l General 3*

Desp^d 14th 1862