

Political (1896) Department.

ORDINARY MS.

G.O., No. 296

Dated 7 May 1896

INDEXED.

[Despatch Abstract.]

PETITION.

Informing Devul alias K. Ahmad Haji of Agathi Island, Laccadives, that the Government has- sees no ground to interfere in the matter of his-----appealing against the fine imposed upon him by the Collector of Malabar for disobedience of orders.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
		✓					

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
7200 9970K		✓					

0 18 10,000-25-3-95

(1896)

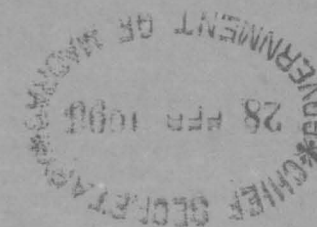
REVENUE DEPARTMENT.

Current Number, 1452

From

Dawal alias
Kilapuray Ahmad Haji,
Agatti Island of the
Laccadive group
Malabar Dist.

Encl.



Transferred to the Political
Department.

Colonel David
Ag. Under Secretary

John George

27th February 96.

R.F. AUS

Dated

Received 21 Feb

Enclosures/.

No.

1278/2

Ref 3B

SUBJECT.

Appealing against the
fines inflicted on the petitioner
by the Sub. Collector and Collector.

Ref 3B
C.O. 2/2/96
Sudh No 542
Referred to the Collector of
Malabar for report which should
be submitted through the Board
of Revenue.

S. Barker
for Chief Secretary

John Ch. George
11th March 1896

P.T. 8

PETITION

0187

To REVENUE DEPT.

HIS EXCELLENCY THE RIGHT HONORABLE

BEILBY BARON WENLOCK, G. C. B. SECRETARY

Governor of Fort St. George.

The humble memorial of Davul alias Kilaputayal Tadam

Haji a resident of Agathi Island of the Laccadive group attached to the District of Malabar.

HUMBLY AND RESPECTFULLY SHEWETH,

That Your Excellency's humble memorialist begs to approach Your Excellency with this humble memorial of his grievances with the fervent hope that Your Excellency will be pleased to allow thereto a favourable consideration and do justice to Your Excellency's memorialist.

2. That before going into his grievances Your Excellency's humble memorialist respectfully begs to invite Your Excellency's attention to the significant fact that the ordinary acts, regulations and rules of administration obtaining on the mainland are not in force on the Islands, with a view to urge that the Islanders are therefore entitled to special consideration on the part of Government, as the Islanders owing to the state of things above adverted to are debarred the privilege of appealing to regularly constituted courts of law.

3. That the Sub Collector who visited the Islands in 1889 inflicted on Your Excellency's humble memorialist a fine Rs. 25 for disobedience of the orders of the amin of the Island.

4. That the matter was brought to the notice of the Collector, and Mr. Dumergue who visited the Islands in 1891 inflicted an additional fine of Rs. 50.

5. That the records of the transaction will clearly demonstrate that Your Excellency's humble memorialist was on very bad terms with the amin and did not therefore deserve the punishment inflicted on the strength of a malicious charge which could not be proved.

6. That an appeal setting forth these grievances and accompanied with the certified copies of records was forwarded to the Board of Revenue on the 28th March 1895 the registered postal receipt of which is herewith submitted.

7. That Your Excellency's humble memorialist respectfully begs to submit that the delay in the submission of Island appeals is due to two causes, first the isolated position of the Islands and uncertain means of communication with the mainland and secondly the difficulty and delay in getting copies of records from the Huzur office.

8. That no reply has as yet been received by the memorialist who does not consequently know what orders the Board has passed on his appeal.

9. That on the presumption that sufficient time has elapsed and an order must by this time have reached the Collector's office, the memorialist made enquiries, but regrets to submit that no certain information could be got.

2
10. That Your Excellency's humble memorialist respectfully begs to submit that this uncertain state of existence is extremely irksome, especially as he is smarting under a punishment undeserved and the result of imperfect inquiries into the malicious charge of a long standing enemy who by chance had all the prestige of the chief executive officer of the Island.

11. That in these circumstances Your Excellency's humble memorialist respectfully prays that the Government will be graciously pleased to call for the records and before recording any decision give him an opportunity of submitting a statement of reasons which he is anxious to urge on your Excellency's attention, but which he is not in a position to do at present for want of records which have already been submitted to the Board.

12. That the memorialist begs to submit that Islanders are exempted from the stamp law and hence their petitions are unstamped.

For which act of kindness and justice Your Excellency's humble memorialist shall as in Duty bound

EVER PRAY.

ahmad Haji (4)

Dis No 36

del 26

Malabar Directors Office,
Calicut 10th April 1886

From,

J. Hewison Esquire
Asst Director of Malabar.

The Secretary to the Commissioners of
Land Revenue
Madras.

Sir,

In returning herewith the memorial
of Daul alias Kilapomayil Ahmed Hajee of
Agathi Island, received with Government Encom-
ment No. 542 Political, dated 11th March last, I
have the honor to state that the memorialist
was fined Rs 257 by Mr. Jiggs in 1889 when he visited
the Island for disobedience of the Amm's orders.
The Amm of the island ordered the memorialist
to remove certain Coconut trees planted by him
on a piece of land belonging to another indivi-
dual. The memorialist not only disregarded
the Amm's orders which were passed after

Enquire

Enquiry by Pandaydars, but was also impertinent to him. Mr. Jureg inspected the site and passed the following order:—

"It is clearly proved that the defendant disobeyed the Cumin's order and was impertinent. I have seen the place and the aspect bears out the evidence. The defendant is fined Rs 25/."

2. On the matter coming up on appeal before Mr. Dumergne who visited the island in 1881, he passed the following order:—

"The respondent first says no order was passed by the Cumin; then he says he heard the order read. He has not obeyed the order and has not appealed. He was fined Rs 25/ by Mr. Jureg for disobeying the Cumin's order. He is now fined Rs 50/ and warned that if he continues to be insubordinate, he will be deported. The Cumin's order will be enforced."

3. The records do not show that the punishment inflicted on Memorialist was the result of a malicious charge preferred by the Cumin.

4. The Appeal said to have been
Sent

Sent to the Board of Revenue, does not seem to have passed through this office.

I have the honour to be,

Sir,

Your most obedient servant

J. H. V. T. W.
Asst. Secy.

Dr. W.

1st Sept 17/4 P.P. 863/95 Alt
1978/94

978
LAND REVENUE
Encs.
16 APR 95
MADRAS.

The Director of Malabar.

The Secretary to the Commission
Land Revenue,
Madras.

Dated 10th
Despatched } April 1896
Received 16

1896 Dis No 36
Enclos. No. 1
To 593 Enclome-1
(2)

Subject

Returning with remarks the
memorial of Daniel alias
Thilapomrajil Ahmed Hajee
of Agathi Island, praying for
recompense that the fines
imposed on him by the Officer
visited the Island in 1888 and 1889,
may be ordered to be refunded.

CURRENT No. 593

1000
21-11-95.



Proceedings of the Board of Revenue

(Land Revenue),

Dated 24. April 1896.

Forest No. 1913 Mis. Routine.

READ letter from J. Hewetson Esqr., Ag. Collector of Malabar, Dis.
No. 36, d/ 10th April 1896.

Resolution.

Submitted to Government.

2. The Board dismissed the petitioner's appeal on the
ground that it was long out of time and communicated its or-
der to him through the Collector of Malabar. A subsequent
application for review was rejected as being unstamped, and
this order was sent direct to the petitioner's address at
Agathi Island, Laccadives.

(True Extract)

Neelan
Ag. Secretary.

To the Chief Secretary to Government, Pol. Dept., with 2 Encls
returned & a letter in origl. to be returned. ?
To the Collector of Malabar.

Govt called for
this report.

CURRENT No. 593

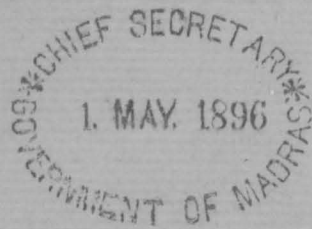
1896. Poll Dept

Board of Revenue

(Land Revenue),

MADRAS.

To:



The Chief Secretary

to Government,

Pol. Department.

*For
Please put up
the sub. report of 1896.
18.10.96*

Proceedings, dated 24. April 1896,
Forest No. 1913 ^{Mis.} Routine.

Subject.

Enclos: 1 Rpt
C. No 300 pto.

Subj: to Government,
with remarks, letter from
the Collr. of Malabar,
reporting on the memorial
of David alias Kilapu-
-rajiel Ahmed Hajee of
Cygathie Island praying for
the refund of certain Ma-
-gisterial fines imposed on
him in 1889 & 1891.

WD.

150: 29.2.92 MLC
452: 4.9.89 u
229: 11.5.89 u
H. H. C. No 1200 997
H. H. the Governor
C. No 300 + 593

Order No 296 & 7. May 1896.
Ins

7.5.96

The petitioner will be
informed that the Govt.
after having considered a
report from the collector of
Malabar ^{on the subject of his} ~~declines~~ ^{petition was no ground} to
interfere in the matter.

C. No. 300
5/5/96.

Agathi is one of the Laccadive under
the management of the Collr. of Malabar &
not being British India, the Collr. is
a law unto himself in dealing with
cases such as that of the pet. and
the action of fining those who molest him
or give trouble is a recognized one, the
pet. does not object to the practice but
alleges on facts, the Collr. has let them
10 years to petition the Bd of Revenue
and it is now more than a year
since he did this. He has
been C. No 300 pto. 20 long and
Board of Rev. L. H. (9) as his explanation
for the delay is
anything but satisfactory
and as Mr. Danner was an officer
who thoroughly knew what he
was about and would not in-
fringe without due cause
he submitted that the case
is not one for interference
12/5/96

When given for copying
When copied
When examined
When signed

189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO C. No

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
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P = Copy abstract only.
Q = Copy heading only.