

Political (1898) Department.

ORDINARY MS.

G.O., No. 3

DATED 4. 1. 98

[Despatch Abstract.]

Passing orders on the subject
of the distribution among her
heirs & dependants of the
third stipend of Rs 34.12-0
drawn by the late Malik-
un-Nisa Begam.

4. 1. 98

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
161/98	R 55	8/15 2 98					
247/98	203						
257/98	17						

[Poll]
7
500-29-7-06.

Political (1897) Department.

CURRENT No.

Order

From
Muhammad Abdul Hie Md
Abdul Ahd + Kadirun
Nissa Begum.

Duplicate

No.

Dated 29. 9. 97

Received 1. 10. 97

Registered — 20 —

Enclosures 2

Spare copies.

SUBJECT.

Pray 9 mat ma ^{slipped} ~~permanence~~
of 34. 12. 1900. by the court
of their maternal aunt
Malik-un-nisa Begum
Sahiba may be conferred
upon them.
Realized 1907

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.
Cur 1170/4/91			

ہوا الکریم

مرکز کار سبھ

امشراو

عاصی محمد عبدالحی ولد دلاوی غلام احمد صاحب ولید مولوی قاضی علی خان بجا و منظور بک مرحوم ذنب
نواب تاج الملک عظیم جنگ رفع الدولہ غلام تضحی خان بجا و مرحوم خدمات مایا مین بنو زین خاندان کرناٹا و عجب
کر الہام کرناٹا کے متشہد کی حقیقی خالہ مسماۃ جنابہ مکاتیب لکیم صاحبہ مغفورہ محلہ نرسہ نواح عظیم
اس نظام الملک بجا و پرنس آف اراکھٹ مرحوم متشہد کو اور اسکے دو حقیقی بھائیوں اور ایک بہن کو
اپنے فرزند ہی لیکر تازیت اپنے غرتہ و احترام کے ساتھ بلجی فرزند دن کی طرح پرورش فرمائے
اور ان بچیوں کو کوی ذریعہ و وثیقہ اپنی معیت کا نہیں ہے اس بات سے جو حضرات کہ وثیقہ رکھتے
ہیں جسبہ قدر طاس نہ اپنی دستخط یا مہر فرما کر متشہد کو مشکور عنایت

بیعت نسر ماوینگ کا
دھار سنگھ صاحب درستی



THE TRANSLATION OF THE MAHAZIR. IS-TISH-HAD (TESTIMONIAL.)

Helpless Muhammed Abdul Hye, son of Moulvi Ghulam Ahmed Sahib, Grandson of Mumtaz-ul-Mulk Ghulam Murtuza Khan Bahadur, begs to state that his maternal aunt, late Malik-un-Nisa Begam Sahiba, consort of His Highness Intizam-ul-Mulk Bahadur, 3rd Prince of Arcot, was protecting himself, his two brothers and one sister with great honor and reputation till her last breath as her own children. Since they are unfortunately deprived of that privilege by her death and up-keep and they have no means for maintenance hereafter. Therefore he most respectfully craves that those that are well aware of this fact will be pleased to attest their seals or signatures to this appeal and highly oblige.

1. Ahmed Mohieddin Khan Bahadur,
son-in-law of H. H. Nawab Zaheer-ud-Dowlah Bahadur G.C.S.I.,
2nd Prince of Arcot.
2. Ghulam Muhammad Ali Hussain Sahib,
nephew of Honorable Sir Sharf-ul Omra Bahadur K.C.S.I., 1st
Muhammadan Member in Legislative Council.
3. Zaheer-un-Nisa Begam,
daughter of H. H. Zaheer-ud-Dowlah Bahadur G.C.S.I., 2nd Prince
of Arcot.
4. Amatul-Sakeena Begum,
daughter of Shaji-ul-Mulk Bahadur.
5. Muhammad Khudrath Azeez Khan Bahadur,
son-in-law of H. H. Zaheer-ud-Dowlah Bahadur G.C.S.I., 2nd
Prince of Arcot.
6. Imam Miah Begum,
daughter of H. H. Zaheer-ud-Dowlah Bahadur, G.C.S.I., 2nd Prince
of Arcot.
7. Ghulam Rasool Sahib,
son-in-law of Aitibar-ud-Dowlah Bahadur.
8. Mahmood-un-Nisa Begam,
grand-daughter of His Highness Nawab Azeem-ud-Dowlah
Bahadur, 1st Nawab of Carnatic.
9. Haji Muhammad Khaleel-Ullah Sahib,
nephew of Nawab Khatheerja Begum Sahiba, consort of H. H.
Nawab Intizam-ul-Mulk Bahadur, 3rd Prince of Arcot.
10. Ghulam Muhammad Sahib,
grandson of H. H. Nawab Azeem-ud-Dowlah Bahadur, 1st Nawab
of Carnatic.
11. Ghulam Muhammad Khan Bahadur, Galib Jung Sharf-ud-Dowlah,
Bukhshi to the present Prince of Arcot.
12. Inayet-un-Nisa Begam,
grand-daughter of Anwar-ud-Dowlah Bahadur.
13. Muhammad Abdul Khadir Sahib,
great grandson of H. H. Nawab Azam Jah Bahadur, 2nd Nawab
of Carnatic.
14. Abdul Wahid Sahib,
son of Munir-ud-Dowlah Bahadur.
15. Ghulam Abdul Khadir Sahib,
son of Aitibar-ud-Dowlah Bahadur.
16. Ahmed-un-Nisa Begam,
grand-daughter of H. H. Nawab Azam Jah Bahadur, 2nd Nawab
of Carnatic.
17. Muhammad Abdul Khader Sahib,
grandson of Ameer-ud-Dowlah Bahadur, Ameer Jung.
18. Ghulam Raza Hussain Sahib,
son of Turab Ali Khan Bahadur.
19. Muhammad Abdul Vasai Khan Bahadur,
grandson of H. H. Nawab Wallajah; the faithful ally of British
Government.

139
<div style="display: flex; justify-content: space-between;"> Encl. No. Dept. </div> <div style="display: flex; justify-content: space-between;"> To </div>

20. Taib-un-Nisa Begam,
daughter of H. H. Nawab Zaheer-ud-Dowleh Bahadur C.C.S.I.,
2nd Prince of Arcot.
21. Ghulam Mustafa Ali Sahib,
grandson of Nawab Wallajah.
22. Naimat-ullah Shah Sahib,
Representative or chief of the Fakeers of Madras.
23. Muhammad Abdul Khadir Sahib,
son of Haider Jung Bahadur.
24. Muhammad Abdul Wahab Sahib,
grandson of H. H. Azeem Jah Bahadur, 1st Prince of Arcot.
25. Muhammad Nizamuddin Khan Bahadur,
son-in-law of H. H. Zaheer-ud-Dowleh Bahadur C.C.S.I.
26. Haji Moulvi Ahmed Ali Sahib,
Dewan to the present Prince of Arcot.
27. Muhammad Salehuddin Sahib,
grandson of H. H. Zaheer-ud-Dowleh Bahadur C.C.S.I.
28. Ahmed Hussain Sahib,
son of Ibrath Jung Bahadur.
29. Khadir Mohiuddin Sahib,
son of Ibrath Jung Bahadur.
30. Mahmood Hussain Sahib,
son of Ibrath Jung Bahadur.
31. Mohiuddin-Hussain Sahib,
son of Haider Jung Bahadur.
32. Haji Ghulam Dastagir Sahib,
Carnatic Pensioner.
33. Rahman-un-Nisa Begam,
daughter of H. H. Nawab Ghulam Ghouse Khan Bahadur, last
Nawab of Carnatic.
34. Haji Muhammad Safi-ullah Sahib,
son of Muneer-ud-Dowleh Bahadur.
35. Khair-un-Nisa Begam,
grand-daughter-in-law of H. H. Nawab Azeem-ud-Dowleh
Bahadur, 1st Nawab of Carnatic.
36. Muhammad Kareem-ullah Khan Bahadur,
son of H. H. Zaheer-ud-Dowleh Bahadur C.C.S.I., 2nd Prince of
Arcot.
37. Kareem-un-Nisa Begam,
daughter-in-law of H. H. Zaheer-ud-Dowleh Bahadur C.C.S.I.
38. Muhammad Fazal-ullah Khan Bahadur,
son of H. H. Zaheer-ud-Dowleh Bahadur C.C.S.I.
39. Motamid Khan Bahadur,
Pensioner of Carnatic.
40. Muhammad Saied Sahib,
brother of Sufdar Hussain Sahib Bahadur, Revenue Officer
Madras Municipality.
41. Muhammad Rais-ul-Islam Sahib,
Aide-de-Camp to the Prince of Arcot.
42. Moulvi Mahmood Sahib,
43. Kazi Moulvi Haji Obaidullah Sahib Shums-ul-Ulamah, Govern-
ment Khazi.
44. Moulvi Khudrath Halim Sahib,
son-in-law Aitibar-ud-Dowleh Bahadur.
45. Saiyed Nizamuddin Sahib, B.A. B.L., High Court Vakil.
46. Ghulam Hussain Ali Sahib,
son of Ghulam Zynul-Abidin Sahib Bahadur, Interpreter, Madras
High Court.
47. Hakeem Ameer Ali Sahib,
Native Doctor to the Prince of Arcot.

17th September 1897

TO
His Excellency The Right Honorable
THE GOVERNOR-IN-COUNCIL OF
Fort Saint George
OOTACAMAND.
CURRENT NO 1182
10/10/97
13-10-97

The humble memorial of Muhammad Abdul His
Muhammad Abdul Ahd and Kadir-un-nisa Be-
gum the acknowledged sons and daughter of the
late Malikoon-nisa Begum Sahiba 2nd widow
of His Highness Intazam-ulnauk Baha-
door 3rd Prince of Arcot, residing at
No. 4 Tifoon Khan street, Triplicane,
Madras.

MOST HUMBLY SHEWETH:—

1. That the said Malik-un-nisa Begum Sahiba the own maternal aunt of the humble memorialists who enjoyed two stipends one of Rupees 34 annas 12 and the other for Rupees 120, departed this life on the 11th September 1897, leaving the memorialists and their other brother Muhammad Abdul Guffar Sahib as her acknowledged sons and daughter her survivings.
2. That the above fact will be corroborated on a reference being made to the Present Prince of Arcot and to the other respectable members of the Carnatic Family.
3. That the said Malik-un-nisa Begum Sahiba's nephew Muhammad Ally Sahib who is also a Carnatic stipendiary, drawing Rupees 51 per mensem and also is entitled to have a large portion of his mother Kha-theeja Begum's stipend Rupees 32 after her life. That the said Muhammad Ally Sahib is also in possession of moveable and im-moveable properties worth about a lakh of Rupees and also carries on dealings in precious stones &c, which fact was admitted by him before the Honorable Court in Civil suit No. 172 of 1895 on the file of High Court of Madras.
4. That the said Malik-un-nisa Begum Sahiba did not leave any property more than Rupees 125 and odd (one hundred and twenty-five) which is being sold in the Public Auction and the sale proceeds thereof paid towards her debts.
5. That the memorialists most humbly beg to enclose the original Mahazir and also a copy of its English translation, signed by the respectable members of the Carnatic Family and others, in support of their claim to prove their 'Adoption' by the said Malik-un-nisa Begum, their 'Relationship' with her and their 'Helpless condition' both for the present and in future. The Gracious Government will be pleased as to return the memorialists the original Mahazir herein enclosed.
6. That the memorialists have also submitted a petition to the Pay Master of Carnatic stipends.

RECEIVED TO GOVERNMENT
10/10/97
13-10-97

190
Karnata. No. 1182
To
G. V. 1182

7. Therefore under the aforesaid circumstances the helpless memorialists having no future protector and no means for their maintenance hereafter, throw themselves on the Mercy and Grace of the Gracious Government and crave that Your Excellency will be pleased to confer on them the full stipend Rs. 34-12-0 of the said Malik-un-nisa Begum to relieve the memorialists from the lamentable and helpless condition under which they are presently subjected to, as treated in the cases of late Fazeelat-un-nisa Begum sahiba whose stipend continued in 1877 to her only poor relatives but not to her own nephew Ameen-uddin Hussain Sahib then being a stipendiary, Ahsan-un-nisa Begum's (wife of Sirdar Jung Bahadur) stipend to her poor relatives and not to her own children as they were already stipendiaries, Mukhtar-un-nisa Begum's (widow of H. H. Azam jah Bahadoor) stipend continued to her grand daughters being in her adoption but not to her own daughter Nawab Ghuosia Begum sahiba as she was then a Carnatic stipendiary and several other similar cases such as Sadat-un-nisa Begum, Umra Begum, Tahir-un-nisa Begum, Hussaini Begum, Mubarrat-un-nisa Begum, Pasha Begum, Amatal Fatima and Hussain Bi & Co, wherein the continuations were made to the adopted children.

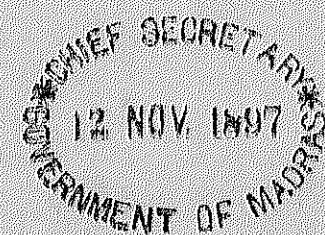
8. For which act of Grace and Generosity, your humble memorialists shall as in duty bound ever pray for Your Excellency's long life and prosperity.

MADRAS.
29th September, 1897.

محمد علی
قادر الہی

Political (1897) Department.

CURRENT No. 1364



From The Offg. Paymaster,
Carnatic Stipends,
Chepak.

Order

No. 461 of 1897.

Dated 12th }
Received 12 } November 1897.
Registered 13 }

Enclosures Two. (Pate. & no 11 42/97
to another)

Spare copies

SUBJECT.

Reports on the 3rd stipend of the late Malik-un-nisa Begum, and recommends that her last wishes, recorded in para I of G.O. No 387 of 7th June 1897, "Poll," should be respected.

R.O. in papers

13/11/97

G.O.	No.	Department.	Date.
675:	13-10	97	985: 30-12-93.
579:	12-8	86	114: 18-2-92
455:	18-6	84	109: 15-2-92
397:	7-6	94	89: 4-1-92
357:	28-5	84	436: 12-7-91
R93:	24-5	84	318: 26-6-89
311:	11-5	84	1022: 30-11-86
267:	26-4	94	989: 15-11-86
64:	1-2	92	354: 22-5-85
			475: 10-8-77
			710: 17-6-77
			114: 28-4-69

G O.	No.	Department.	Date.

Dear Mr. Madden,
When I last saw
Malikun Nisia Begum
(I forget the date) she
answered all my questions
quite rationally, & I noticed
nothing particular in her
manner. I asked her
how much she received
as pension, & she told

Paymaster Carnatic Appendix
Office Chepurak 12th November 1897.

E. Menden Esquire

offg. *Pajmasket farnatic stipendo, Chapm.*

The Chief Secretary to Government
Fort Saint George.

Over

80675 Bk
b 13-10-97
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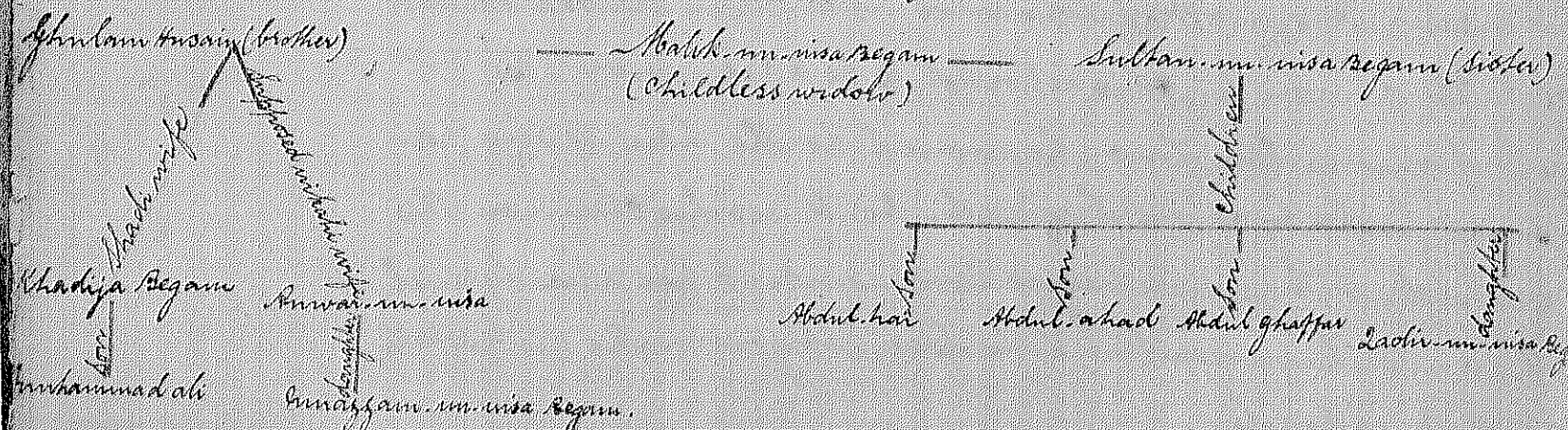
1

Herewith returned

In continuation of my letter N^o 377 dated 27th September 1897, I have the honour to submit a report on the distribution of the 3^d Stipend of Rs 34-12-0 drawn by the late Malik-un-nisa Begam in right of her father, under G.O. N^o 210 dated 17th June 1869 Political -

2. There are 3 distinct claimants to this stipend, one set of claimants being Abdul-hai and his brother and sister whose petition to Government dated 29th September 1897 was referred to me for report, with G.O. N^o 675 dated 13th October 1897 "Political".

3. The relationship of these claimants to the deceased lady Malik. un-nisa begam will be seen by a reference to the following table.



The 3 claimants are:-

- (1) Muhammad ali - Shadi son of predeceased brother.
 (2) Nazam-un-nisa Begam - Supposed nikahi daughter of predeceased brother (i.e. half sister of No 1)
 (3) Abdul. hai, Abdul. shad and Zahir-un-nisa Begam - sons & daughter of predeceased sister.

told me the correct
account, and then I
asked, if she received
her pension regularly,
and she said, "yes."

If these two questions
are not answered to
my satisfaction, I
report the matter to
the Paymaster at once.

Yours Sincerely,
A. Feltz

(1897)

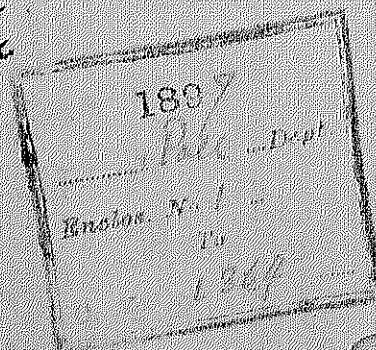
No. 572 of 1897

From
Mrs. Firth

Dated 27th }
Recd 29th } Oct 97

Gives some informa-
tion about the late
Malik. m. m. a
Pegam as called
for in this office
D. No 23 of 97.

and 88.



These claimants are, it will be seen, consins of the late ~~Malik-in-nisa Begam~~ No. (1) and (2) being son and daughter of her predeceased brother and No. (3) being the sons and daughter of her predeceased sister.

5. Here I would observe that from G.O. No. 359 dated 22nd May 1885 "Political" which deals with this stipend amongst others (see No. 188 in appendix E to above quoted G.O.) the rules which decide inheritance according to Nonhammadan Law, are not followed. The main principle which appears to underlie the distribution of stipends in this list appears to be the condition of stipendiaries themselves. Thus there are numerous cases in which the stipend lapses when the stipendiary marries or becomes of age. Again the stipend is continued as in the case of No. 115 (appendix F) Her Highness Nawab Khair-un-nisa Begam, whose stipend is to lapse on her death but a moiety of it to be continued to her dependants and servants, she being childless. Her case appears to me very similar to that of the deceased who also died childless.

6. I now proceed to remark on the several claimants.

(1) Nonhammad ali. He is a stipendiary drawing Rs 51 per mensem. His mother who lives with him draws a stipend of Rs 32 a month. He is reported to be a rich man. By Nonhammadan Law, he would be the heir to any personal property of the deceased. He bases his claim on this ground. But as noted above Government has already ruled that Nonhammadan Law does not govern the distribution of these stipends.

(2) Nawaz-gam-un-nisa Begam. By Nonhammadan Law, she would be the heir to the property of the deceased if (1) there was no brother (Nonhammad ali) and (2) she were the legitimate daughter of her father. But as Nonhammadan

Law does not govern the case she has no right on that ground. Secondly, even if Nonhammadan Law were followed, her brother and not herself would be the heir. Thirdly, in a suit before the High Court, lately, The Honorable Mr. Justice thepheard ruled that the Nikah or marriage of her mother with her father had not been satisfactorily proved. She has appealed against this judgment and the final decision has not yet been passed. As to her circumstances, she had formerly a stipend of Rs 5-17 per mensem which was capitalized and paid off in 1892. Her husband is a broker in the employ of Messrs. Rajee Nonhammad Bndshah & Co. He is partially paralyzed but still does work.

(3) Abdul-hai Abdul-ahad and Lashim-un-nisa Begam.

The two former have no ostensible means of livelihood, having apparently been absolutely dependant on the deceased. The latter is married to Carnatic stipendiary No. 13196 Nonhammad Niam-ulla who draws a monthly stipend of Rs 17-4-0. There is a 3rd brother Abdul-ghaffar who has put in no claim. He is employed in Aurangabad and gets Rs 50 per mensem.

7. Here I beg to refer to G.O. No. 387 dated 7th June 1894 "Political", para I, which records a petition from the deceased. I beg to invite the attention of Government to this petition. In it, Malik-in-nisa Begam begs that her stipend may be continued to the following persons:

- | | |
|---|-----------------|
| (1) Abdul-hai | } her nephews |
| (2) Abdul-ahad | |
| (3) Khaja Nonhammad Ibrahim Pakky (son of her pre-deceased brother) | } her servants. |
| (4) Sydos | |
| (5) Sarvay Chaman | |

Political (1897) Department.

CURRENT No. 1197

From

Ushahomed Ali, grandson of the late Hon' Sir Shuruf ul Umra Bahadur & C. S. J.

Order

No.

Dated

22

Received

23

Registered

23

Enclosures

Spare copies

SUBJECT.

Praying that the pension of his aunt Malik Don-mesa Begum sahibah may be continued to him

13/4/17

8. In a petition to me Muhammad Ali (claimant No. 1.) alleges that the deceased was not in possession of her full and proper senses, when she sent this letter; I accordingly wrote to Mrs. Firth who used to visit the deceased along with other gosha ladies and beg to forward in original her letter. Mrs. Firth asserts that the late Malik-m. nisa Begum was perfectly sane and knew what she was doing when she wrote the letter recorded in G.O. No. 387 dated 7th June 1894 Political para I.

Marked A

9. It seems to me that the wishes of the deceased should be respected. If Government agree with me in this view, a moiety of the stipend of Rs 34-12-0 will lapse to the State as in the case of Her Highness Nawab Khair-m. nisa Begum referred to in the concluding portion of para 5, of this report, and the remaining moiety viz Rs 17-6-0, I would recommend to be distributed as follows:

1. Abdul. hai . . . Rs 6-0-0
 2. Abdul. ahad . . . Rs 6-0-0
 3. Khaja Muhammad Ibrahim . . Rs 3-0-0
 4. Sydos . . . Rs 1-3-0
 5. Sarwan Chaman . . . Rs 1-3-0
- Total Rs 17-6-0

10. Should Government be pleased to sanction my above proposal, I ~~will~~ forward the health and age certificates of the above 5 individuals through the Accountant-General, as usual, with a view to their shares being capitalized & paid off.

I have the honor to be
your most obedient servant

Ushahomed

offg. Paymaster General
Stipends Cheque

supd

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.



To

His Excellency the Right Honorable
the Governor in Council
Fort St. George

Most Respectfully Sheweth

1. That the petitioners aunt Malik Con-
nissa Begum Sahiba the Carnatic Stipendiary
No 341 C. who was in receipt of Rupees 31.12.0 per
mensem departed this life on or about the 11 day of
September 1897.

2. That the petitioner is her full brother's
son and the only legal heir.

3. That save and except the petitioner there
is none to inherit the deceased's pension.

4. That according to the rules of Mahomedan
Law governing inheritance the petitioner as
the brother's son of the lady aforesaid comes
under the class of heirs called "Residuaries" (a)
while her sisters children come only under the head-
ing of "Distant Kindred" (b)

(a) Vide 1. Shadagopal's Manual of
of Mahomedan Law Sec III para 42.
2. Macnaghten's principles and
Precedents of Mahomedan Law
Chapter I Section 2 para 22



C. No. 1182, 1564 & 1418

SUBJECT

CARNATIC STIPENDS

Malik-un-nisa Begam

FOR ORDERS.

W. H. the Governor

.....

Malik-un-nisa Begam, nikahi widow
of His Highness Intazum-ul-mulk, Third
Prince of Arcot, died on the 11th Sept:
last. She was in receipt of three allow-
ances, (1) a perpetual stipend of Rs.100,
(2) a house rent allowance of Rs.20, and
(3) ^{a cow} ~~the~~ ~~continuable~~ stipend of Rs.54/12.
Orders in regard to the first two of
these were passed in G.O. No. 678 Pol.,
d/13th Octr. 1897, the perpetual allow-
ance of Rs.100 being divided amongst
her three daughters and two granddaughters
and the house rent lapsing according
to rule. In submitting the report of
the death of the Begam, the Paymaster -
[vide ^{para 1/p} his letter No. 577, d/27th Sept.,
1897 on page 4 of G.O. No. 678 Pol., d/
13th Octr. 1897] - stated that he would
deal with the third allowance separate-
ly. Govt. ^{about} the same time received a
petition from Muhammad Abdul Hai,
Muhammad Abdul Ahad and Kadir-un-nisa
Begam who alleged that they were nephews
and

here. He is not so much experienced. xxx

The last sentence was in answer to a
question put to him by Mr. Norton that why
his elder brother Al-dul-Mie Sahib was dis-
missed from his aunts service and he was
appointed in his place.

The petitioner therefore prays. Your
excellency will be graciously pleased to allow
the petitioner the full continuation of her
pension to him as done in case of her own
cousin. Mahomed Adul Wahab Saib and
many others such as Hyder Jung, Ibrahim Jung
and Itimad Jung.

For which act of justice the petitioner
shall in duty bound ever pray.

The humble petition of
Mohomed Ali
grandson of the late Honorable
Sir Shurful Umma Bahadur
H. C. S. I.

Dated 22 November 1897
No 6 Tysoor Khan Street
Trepicane, Madras

and niece/ of the deceased Begam and prayed that her stipend of Rs.34-12-0 might be continued to them. The Paymaster was requested in G.O.No.671 Poll., d/15th Octr. 1897, in submitting his suggestions with reference to this stipend of Rs.34/12, to report on this petition. ~~This petition~~ which is C.No.1182 ~~is~~ at the top of the current file. C.No.1364 is the Paymaster's report and C.No.1418 is ^a petition from ^{an} other dependent ~~claimant~~ *claimant to the stipend* of the Begam.

2. The Paymaster in C.No.1364 has entered very fully into the matter. He points out that there are three sets of claimants for the continuable portion of the stipend namely, (1) Muhammad Ali, the petitioner in C.No.1418 and a nephew of the deceased Begam; (2) Muazzam-un-nisa Begam a supposed half-sister of No. (1); and (3) Abdul Rai, Abdul Aled and Kadir-un-nisa Begam, the petitioners in C.No.1182.

3. The late Malik-un-nisa Begam drew her stipend of Rs.34/12 as a stipendiary of 1801, as will be seen from entry No.128 on page 8 of G.O.No.389, Poll., d/22nd May 1881. Some of the claimants in the present case base their alleged rights to a share in the continuable portion of the stipend ^{on} ~~the fact~~ ^{ground} that they are the late Begam's heirs according to Muhammadan Law. The Paymaster enters into this point in para 1 of C.No.1364. ^{and his} contention is correct, namely

namely that the continuation of this stipend is not governed by Muhammadan Law. The rules on the subject will be found in para 14 of the Despatch from the Court of Directors No. 3, d/ 11th March 1846 [on page 8 of G.O.No.187 Poll., d/ 8th May 1869] as further explained in the Despatch from the Court of Directors ^{No.1} d/ 22nd May 1810 [on page 9 of the same proceedings]. It will be seen that the sharers in the continuab^{le} stipend are to be ^{selected} ~~decided~~ according as they were or were not supported by the deceased stipendiary and not according to Muhammadan law.

4. From the Paymaster's report it appears that claimant (1) Muhammad Ali, is in receipt of a stipend of Rs.11 per mensem, that his mother who lives with him draws a stipend of Rs.32 per mensem and that he is reported to be a rich man. His claim, as will be seen from his petition in C.No. 1418, is based on the ground that he is a heir according to Muhammadan law but this, as noted above, is not the consideration by which Govt. should be guided.

5. ~~As regards~~ the second claimant Muazzam-un-nisa Begam there are doubts as to ^{the} ~~her~~ ^{legitimacy} ~~her~~ ^{of} ~~her~~ ^{and} these doubts have been upheld in a suit before the High Court. She was formerly a stipendiary but commuted her stipend in 1892. Her husband is a broker in the employ of Messrs. Haji Muhammad Badsha & Co. He is partially paralysed but still ~~does his~~ works. The Paymaster

*of the continuation of 1801
Stipends*

*His claim
may be rejected
H.A.*

does not state distinctly whether Muhammad-un-nisa Begam was supported from the stipend of the deceased but this does not appear to have been the case as will be seen from what is noted later on.

6 The third set of claimants, ~~are~~ Abdul Hai, Abdul Ahed and Kadir-un-nisa Begam, the petitioners in G.No. 1182, were ^{the Paymaster's claim} absolutely dependent on the deceased Begam. Kadir-un-nisa Begam is stated to be married to a stipendiary in receipt of Rs.17/4 per mensem and the dependance in her case seems doubtful. There is a third brother in this family, Abdul Gaffar, who has preferred no claim; he however is employed in Aurangabad on Rs.10 per mensem.

7 The best ^{guide} ~~authoritative~~ ^{deciding} in this matter is contained in a letter d/ 22nd May 1894, from the deceased Begam ~~which~~ [recorded in G.O.No. 587 Polt., d/7th June 1894] in which she requested that her pension might after her demise be continued to Abdul Hai, Abdul Ahed and three other dependants mentioned in para 7 of the Paymaster's report. This petition having been written two years after claimant ^{Muhammad-un-nisa Begam} ~~she~~ capitalised her pension seems to prove clearly that she was not supported by the deceased Begam.

In para 8 of his report the Paymaster brings to notice that Muhammad Ali [claimant ~~in~~ ^{is}] alleges that the deceased Begam was not in possession of her ~~proper~~ proper senses when she wrote this letter in 1894. In ~~con-~~ contradiction

may be rejected
MA.

- (1) Khaja Muhammad Ibrahim Bakky
son of her preceptor.
(2) Sydro.
(3) Sarwar Chaman } servants.
MA.

yes
MA.

contradiction of this allegation Mr. Marsden forwards a letter from Mrs. Pirth which shows that Malik-un-nisa Begam was in possession of her senses up to a very late date.

9. Taking all the facts into consideration, the main recommendations of the Paymaster in paragraph 9 of his report—namely that the wishes of the deceased should be respected and that the continuable portion of her stipend should be divided amongst Abdul Hai, Abdul Ahed and the three dependants—should, it is submitted, be accepted.

Mr. Marsden has however gone wrong in one point. He has taken the similar case of Her Highness Nawab Khair-un-nisa Begam [No.118 on page 1 of G.O.No. 580, d/ 22nd May 1888] and considers that a moiety of the deceased's stipend should be continued. Malik-un-nisa Begam was an 1801 stipendiary, whereas Her Highness Nawab Khair-un-nisa Begam is a 1888 stipendiary. The moiety rule obtains only in regard to the latter class of stipendiaries and the widows of 1801 stipendiaries. The general rule

in regard to 1801 stipends is to continue two-thirds of the stipend and there appears to be no reason for a departure in the present case, especially as the amounts continued ^{would be} ~~are~~ small. These amounts, whatever proportion is continued, must of course be arbitrary. If the above proposals are approved

these

may be accepted
MA.

which may be continued ~~at the pleasure of~~ ^{at the pleasure of} ~~the~~ ^{the} ~~son~~ ^{son}
And the persons not entitled by family to the consideration of Govt.
MA.

Line might be pointed out to the Paymaster and he might be requested to submit health and age certificates if all the amounts fall within the limit of compulsory commutation. The Paymaster is of course the best judge as to the amounts that should be continued; the shares of the [sons] should be much greater than those of the dependents.

Ans.
10.12.97

nephews.

HA

11.12.97.

CARNATIC STIPENDS

Malik-un-nisa Begam

Political Dept:

Read again G.O. No. 678 Poll., d/13th

Octr. 1897 --Q

" also G.No. 1183 ----- P

" 1564 - { Q to Paymaster
A " A.G.

" 1418 = P

ORDER No. 384-1-98
Mm

H.E. the Governor in Council approves of the recommendation of the Paymaster of Carnatic Stipends that the wishes of the deceased Malik-un-nisa Begam should be respected and that the continuable portion of her stipend should be divided amongst the relatives and dependents mentioned in paragraph 59 of Mr. Marsden's letter No. 461, d/12th Novr. 1897. As regards the amount to be ~~continued~~ ^{contributed}, there appears to be no reason for a departure from the rule usually adopted in the case of 1801 stipendiaries and two-thirds of the stipend will be continued. Mr. Marsden has overlooked the fact that Her Highness Nawab Khair-un-nisa Begam is an 18⁵⁵ stipendiary.

2. The Paymaster will be requested to submit proposals in regard to the amount to be continued to each of the sharers in the stipend and will, in the case of those who fall within the limit of compulsory commutation, submit

health

The usual
health and age certificates.

order orders/

3. The petitioners will be referred to
the Paymaster, Carnatic District,
who has received orders in the
matter

Ans.
19.12.98

19.12.98

To
The Paymaster, Carnatic Districts } vide
" Acct. Genl. } supra
" Petitioners in C. No. 1182 }
" " " C. No. 1418 } 4 of them
peti + para
3 of order

When given for copying 4/11/1898
When copied 4/11/1898
When examined 4/11/1898
When signed 4/11/1898

READ AGAIN G.O., No. , DATED
1898

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO

PAPERS NOT FILED UP, BRING MOUNT FOR DESPATCH
IN ORIGINAL.

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