

Public (1898) Department.

ORDINARY MS.

G.O., No. 703

Dated 26-5-98

[Despatch Abstract.]

Placing the Honourable
Mr C.S. Croft C.I.E., I.C.S., First Member of the
Board of Revenue on special duty in the
Revenue Dept up to the 30th September 1898
in connection with the Tenancy questions
now under consideration.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
<i>1773/18 (7ml)</i>							

1898.

FINANCE AND COMMERCE DEPARTMENT.

From

The Government of Fort St. George.

Recd.

Enclosures

Regd.

1898.

Spare copies

Letter, No. 61, 31st January 1898.

JANUARY.

Reporting on the progress made by the officer on special duty for the revision of the General Tenancy Bill and of framing a Bill for regulating the relation of landlord and tenant at Malabar; and requesting, in the circumstances stated, to obtain the sanction of the Secretary of State for his retention on special duty for a further period of two years.

REVENUE DEPARTMENT.

From

THE HON'BLE MR. G. S. FORBES, M.A., I.C.S.,
Acting Secretary to the Government of Madras,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FINANCE AND COMMERCE DEPARTMENT.

Dated Fort St. George, 31st January 1898.

Sir,

With reference to the correspondence ending with the Secretary of State's Despatch No. 4, dated the 15th April last, sanctioning the retention of Mr. Ross, I.C.S., on special duty till the end of March 1898 for completing the revision of the General

Miscellaneous.

Tenancy Bill and of framing a Bill for regulating the relation of landlord and tenant in Malabar, I am directed to report, for the information of the Government of India, the progress made by the special officer and to request that, in the circumstances stated below, the sanction of the Secretary of State may be obtained for his retention on special duty for a further period of two years.

2. It will be seen from my letter of the 19th November last, No. 90, Legislative, that the revision of the General Tenancy Bill has been completed and it only requires the approval of the Government of India to its introduction into the Legislative Council.

3. In regard to the law for regulating the relation of landlord and tenant in Malabar, I am to state that Mr. Ross has framed the rough draft of a Bill, which he is discussing with a number of competent men in that district, and that some time will elapse before he can put it into complete shape and submit it for the orders of Government. Mr. Ross hopes to be able to do this by the end of February next. The consideration of the Bill by the Government will take some time and Mr. Ross's services will be required to recast the Bill in accordance with the orders that may be passed thereon. The revised Bill cannot, therefore, be submitted for the approval of the Government of India earlier than the end of April next.

4. Mr. Ross's services will be required even after the latter Bill leaves his hands in order to get both the General Tenancy Bill and the Malabar Bill passed through the Council. As pointed out in paragraph 4 of this Government's despatch to the Secretary of State, No. 3, dated 9th March 1897, many difficult questions are likely to crop up in connection with the land revenue settlement of the district, in the solution of which Mr. Ross's advice and assistance will be invaluable.

5. In connection with these matters it will be necessary to retain Mr. Ross on special duty for some time to come, and as during this period he will not be fully occupied, the Government proposes to entrust to him the duty of codifying the Revenue Law of the Presidency. The earlier regulations passed in 1802 were taken from the enactments passed in Bengal in which a different land tenure prevailed. Some attempts which were made by subsequent regulations to render them more applicable to the ryotwari tracts have not been altogether successful. Many of the provisions in the old regulations have become obsolete and the laws affecting the revenue and its administration require generally modifications and additions in many

respects. The necessity for the codification of this branch of the law was recognised so early as 1855, when Mr. Huddleston Stokes was placed on special duty. But eventually, after considerable correspondence, the matter was dropped and it was decided to introduce into the Legislative Council portions of the proposed code gradually by short Bills. The Revenue and Rent Recovery Acts (II of 1864 and VIII of 1865) were among the results of this decision. This Government has long felt the want of a comprehensive Revenue Code which will replace the old enactments, supplying defects in the legal machinery required for the revenue administration and establishing the relative rights of the ryots and the Government on a sound legislative basis. It is unnecessary to point out that Madras is, with the exception of Lower Bengal, the only Province in which such a code has not yet been framed. I am to state that, in the opinion of His Excellency the Governor in Council, Mr. Ross is peculiarly fitted by his legal knowledge and varied experience to undertake the work for this Presidency.

6. It is not possible to forecast with any degree of accuracy the time within which Mr. Ross will be able to finish the work, but in all probability the time occupied will not be less than two years. I am accordingly to request that the Secretary of State may be moved to sanction Mr. Ross's further retention on special duty for that period. As regards the pay to be given to Mr. Ross during the time he will be employed on special duty, I am to state that, in the opinion of this Government, the pay of the Revenue Secretary to Government, viz., Rs. 3,125 a month, will not be too large, considering the nature of the work to be done and Mr. Ross's standing in the service. I am accordingly to request that the sanction of the Secretary of State may be obtained for granting to Mr. Ross this increased pay from 1st April 1898.

I have the honour to be,

Sir,

Your most obedient servant,

(Signed) G. S. FORBES,
Ag. Secretary to Government.

Recd. W. D'Moss.

20 Copies.

Proceedings of the Madras Government.

Read the following telegram from the Government of India, Revenue and Agricultural Department, No. 698 dated 20th April 1898:-

698 your No. 61 dated 31st January to Finance Department. Government India regret inability to sanction continuance of deputation of Mr. Ross beyond end of September next or increase of his allowances beyond those now received. Kindly telegraph whether his deputation subject to these conditions is still desired.

Order thereon, Misc. No. 1769 dated 25th April 1898.

Communicated to Mr. H. T. Ross I. C. S. who will be requested to state what progress has been made with the Malabar Tenancy Bill.

2. Ordered that the following telegram be despatched to the Government of India, Revenue and Agricultural Department:-

ment.~

Telegram 698 dated 20th instant. Please wire sanction to retain Mr. Ross meantime ~~to retain Mr. Ross~~ till September next to enable him draw pay. Letter follows soliciting sanction for further retention till the legislative measures on which he is engaged have passed this Council

(True Extract.)

(sd) G.S. Forbes,

By H. T. Rosa Esqr., L.C.S. (Para 1).

Ag. Secy to Government.

(True Copy.)

Albany, N. Y.

Ag. Under-Secretary to Government.

T. P. K
13.6.98



PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following paper:—

Telegram from the Government of India, Revenue and Agricultural Department, dated 2nd May¹⁸⁹⁸:-

"806 your telegram 25th April in anticipation of Secretary State's orders Government India sanction extension of Ross' deputation till September next present allowances being continued."

Order thereon. Misc. No. 2136 dated 18th May 1898.

Communicated to the Accountant-General.

(True Extract.)

(sd) G. S. Forbes,

Ag. Secy to Government.

To the Accountant-General.

(True Copy.)

H. Mayoubank

Ag. Under-Secy to Govt.

R.P.K.
13.6.98



Ch. W. Crole

17.5.94

16th May 8

My dear Brundel,

Mr Henry Bliss
& Mr Froese have told His Ex-
cellency that they think Crole
would like to be put on Special
duty to take up Ross's work
& they have recommended
him to His Excellency for such
appointment.

His Excellency
therefore, would propose that
Crole should be put on Special
duty accordingly; that Letane
should act in the Board in the
vacancy so caused; & that
Clegg should act for Letane

as Collector of Salem; His
Excellency would like you to
take the necessary steps
put these proposals in train

He would like you, however,
first to ascertain from C. that
that he would like the appoin-
ment; Clegg's appointment to
Kistna would need to be
cancelled also.

Yours sincerely

W. P. H.

FSA.

Class.
(in full.)

INDIAN TELEGRAPHS.

To
(Office)

Receipt for an Inland Telegram.

Number

Cost	Rs.	A.
Extra charges	Ra.	A.
Reply, Deliv- ery, &c.		
Initials of Postmaster, &c.		
Above particulars, giving full cost, to be filled up when the Telegram is paid for, PARTLY or WHOLLY, in Postage Stamps or Reply Passes.		

SPACE FOR UPPER HALVES OF TELEGRAPH STAMP.

N.B.—When Telegram Stamps form for PAYMENT, the entire
stamps must be fixed lengthways BELOW the dotted line.Telegram Stamps are accepted at all Offices. Postage Stamps are only
accepted at Post Offices and when telegrams are posted to a Telegraph Office
for transmission.

For INLAND TELEGRAMS only.

Stamps cut, torn or in any way
defaced cannot be accepted.SPACE FOR LOWER HALVES OF TELEGRAPH STAMPS OR FOR
ENTIRE POSTAGE STAMPS.N.B.—Stamps may be affixed along this line up to the left of the form,
and continued on the corresponding space on the back, if necessary.

Code Class, No. Words, Day, H. M.

Official
Instruc-
tions.

NOTHING TO BE WRITTEN BY THE SENDER ABOVE THIS LINE.

To

(Telegraph
Office)

Madras

(Person)

The Hon'ble Mr. C. S. S. S.

(Address)

(in full)

Ind. Member Board

of Revenue

From

(Telegraph
Office)

Madras

(Person)

Here write whether your telegram is State
or Private. Unless classed State by
sender, it will be sent as Private, and no
change or refund is afterwards admissible.Here write whether your telegram is to be
sent URGENT, ORDINARY or DEFERRED.

256	to	take	up	place you on special
duty	to	take	up	Ross's
work	to	take	up	Do
you	to	accept	wire	reply

NOTHING TO BE WRITTEN ON THE BACK.—CONTINUE ON ANOTHER FORM.

Sent to

LN.

Sender's
Signature and
Address
or Designation
(Not signalled)

Chief Secretary

At

Hrs.

Mts. by

17.5.98

Return to Chief Assistant after

Despatch.

Public (1898) Department.

CURRENT No. 1690

N. B. Please return file to Public

To
Revenue.

Telegram

Will Revenue issue the
necessary order placing the Hon.
Order W. Cole on special
duty, or intimate to Public
the terms of the order? Recent
correspondence is all in
Revenue

From
The Hon. Mr. Cole C. 22

No.

Dated 14 May 98

Received } 16. " "

Registered

Enclosures -

Spare copies -

Ans.
18/5/98

To AT

Govt has prepared draft
to be a Member of P. on
special duty in connection
with Land Revenue Bill in place
of Mr. Hon deceased. Govt had
mentioned in telegram
extension of the special duty
the Dept. Is any reference
to Indragiro required in respect
of Mr. Cole

SUBJECT.

Accepting special duty
of Mr. Hon deceased. Govt had
mentioned in telegram
extension of the special duty
the Dept. Is any reference
to Indragiro required in respect
of Mr. Cole

Tel. despatch
15/5/98

18/5/98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

b

INDIAN TELEGRAPHS Monthly Number. VSSD

To *Ootacamund* From *Madras*

Words. *14.* Day. *17.* Hour. *30* Minute. *45* Official Instructions. *Mount road*

To *Madras* From *Calcutta*

CHIEF SECRETARY
18 MAY. 1893
GOVERNMENT OF MADRAS

I accept special date mentioned in your wire

Head. from *OOTACAMUND* *17-5-98* Telegraph Master.

G. S. P. No. 225 T-12 10 98-800000.



PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:-

1. Letter from the Accountant-General, No. 1975 dated 20th May 1898:-

With reference to the Proceedings of Government No. 2136 Revenue Department dated the 18th of May 1898, and in continuation of my telegram dated 19th May 1898, I have the honour to state that as the Government of India have sanctioned the late Mr. Ross' deputation on special duty in connection with Tenancy Bill till September 1898 on the present allowances, not the continuance of the special duty, it would seem desirable therefore that the appointment of the Hon'ble Mr. Crole to succeed him on special duty should be reported to the Government of India.

2. Proceedings of the Public Department, No. 703 dated 26th May 1898 placing the Hon'ble Mr. C.S. Crole C.I.E. on special duty in the Revenue Department up to the 30th September 1898 in connection with the Tenancy question now under consideration.

Order thereon. Misc. No. 2347 dated 2nd June 1898.

Ordered that the following letter be despatched to the Government of India.

(True Extract.)

(sd) G. Stokes,

Secy to Govt.

Letter to the Government of India, Revenue & Agriculture

600
active
58

ral Department, No. 2348 dated 2nd June 1898:-

Sir,

Adverting to the correspondence ending with your telegram dated 2nd ultimo sanctioning the retention of Mr. Ross on special duty till September next, I am directed to state for the information of His Excellency the Governor-General in Council that Mr. Ross died on the 14th ultimo. His Excellency the Governor in Council has accordingly appointed the Hon'ble Mr. C.S. Crole, C.I.E. First Member of the Board of Revenue to continue the special duty work on which Mr. Ross was employed. It is proposed that the Hon'ble Mr. Crole should, under the provisions of Article 98 of the Civil Service Regulations, draw the pay and travelling allowances of his permanent appointment plus a deputation allowance of Rs. 10 per diem. I am to request that His Excellency the Governor-General in Council may be pleased to sanction the above arrangement till the 30th September next. During this period the Hon'ble Mr. Crole will be employed mainly, if not wholly in guiding the Madras Tenancy Bill through the Legislative Council. That this work will have terminated by the 30th September next is improbable; but, before making any proposal for a further extension of the term of special duty on this ground or in order to provide for the other matters referred to in Mr. Forbes' letter No. 61 dated 31st January 1898, His Excellency the Governor in Council will await the Government of India's reply to that letter.

I have the honour to be &c.,

(sd) G. Stokes,

Secy to Govt.

(True Copy.)

W. H. Jones

Ag. Under-Secy to Govt.

T.P.R.
13.6.98

Enclosed 1st 4 to Secy

200-1000/10
26/1/98



Slit. C. 21.5.98
Rs. 23.5.98

Public Department

Read again. Letter No. 61 Rev. 7 31. January 1898.

- G.O. No. 1769 Rev 7. 26 April 1898
- G.O. No. 2136 Rev 7. 18 May 1898.
- C. No. 1690 Public
- C. No. 3644 Revenue.

Order No. 703, 26th May 1898.

The Hon'ble Mr. C. S.

Crole, C.I.E., J.C.S., First

Member of the Board of

Revenue is placed on special

duty in the Revenue Dept.

up to the 30th Sept. 1898

in connection with the

Tenancy questions now

under consideration

2. Whilst so employed

the Hon'ble Mr. Crole will,

under the provisions of article

98 of the C.S.R., draw the

pay and travelling allowances

of his permanent app't. plus

a deputation allowance of Rs 10 per diem

Cons. 20.5.98

20.5.98

23.5.98

I don't understand whether

deputy should be limited 5 Sept

30 - We have power to sanction

for 6 months under art. 95(6) C.S.R.

& should therefore sanction without

limitation - The short term can

be settled later on -

How do I understand what

the S.G. means by talking of

the S.G.'s sanction - I don't

know it is revised - No

Thank you, Note, and that that

is the case - Mr. Crole should be

drawn some deputation salary of Rs 10

per diem in addition to pay & T.A.

21/5/98

21/5/98

21/5/98

It may be communicated to Public to complete the record

and send all original papers to the Public

20.

The Revenue Dept.

— Accd. Genl.

— Hon'ble Mr. C. S. Crole C.I.E., J.C.S.

Secy to Govt. (Baral)

20.5.98

20.5.98

23.5.98

20.5.98

20.5.98

23.5.98

20.5.98

Note

It has ~~not~~ been usual
hitherto to gazette special
duty. This practice is
believed to be based on custom
and not on any specific orders
from higher authority. The
point is being looked up on
unless orders to the contrary
are forthcoming it is proposed
to gazette the present special
duty. There are various ad-
vantages in this course. e.g.
the Gazette contains a complete
set of orders which are comprehensive
if the special duty is gazetted
but otherwise impossible to
follow otherwise.

Cmb. Unless there is some
order or reason against
gazetting, ~~it~~ should certainly be
gazetted. If not the officer placed
on s. duty is officially lost so far
as the Gazette is concerned. For
any the public can tell he may
have been placed under suspension
which also is not gazetted.
M 20.5.98

I see no objection, but the
fact that such orders haven't
hitherto been gazetted suggests that
investigation must ~~be~~ exist. I
think the origin of the matter it is
now proposed to change should be
looked up.
AS 21/5/98 JG

Slit. C. 24. 5. 98
Rd 25.5.98 Public DEPARTMENT.

[G. 25]
1,000 - 22-11-97

C. No. 1690

Sit: HIS EXCELLENCY THE GOVERNOR.
THE HON'BLE SIR HENRY BLISS, K.O.I.E.
THE HON'BLE MR. GROSE, C.I.E.

SUBJECT.
Hon. Mr. Croft's Deputation

FOR ORDERS.

Submitted to Hon'ble
Members with reference to H. 5.
The previous note numbered III

Para: 2 of the draft has
been added to with reference to
the note numbered II

Cmb 25.5.98

M 25.5.98

Please see further letter from
the ~~Govt~~ Accl. Genl (Rev. C No
3726) in which he states that
the Hon'ble Mr. Croft's deputation
should ~~may~~ be reported to India. As
Revenue has ^{already} corresponded with
India on this subject, it may, if
submitted, be left to inform India
of ~~proceeding~~ the app. with ref.

CB
The order may now
Cmb 25/5/98

Cmb to India's letter 4086 of
23.5.98 31.8.96 (p. 3) makes
a ref. to India imperative.
M 25.5.98

19

DATA

Abstract

A A A A A A A

11.

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.

9-1-23 BE