

Public (1899) Department.

ORDINARY MS.

G.O., No. 848

Dated 31-7-99

INDEXED.

[Despatch Abstract.]

Directing that the right
of joint to certain treasure, found within
the precincts of a temple in Nagavaram
taluk, Tanjore Dist., and forfeited by the
finder under the Treasure Trove Act, be
maintained in favour of the temple.

WORK PAPERS.

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

FURTHER PAPERS.

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Public

Revenue (1899) Department.

CURRENT No.

Thro' the Secretary to Government
Revenue Department.

From

The Board of Revenue,
Land Revenue,
Madras

A. No. 221 Ref.

Dated 8th July 1899

Received

Registered

Enclosures

Spare copies

SUBJECT.

Requesting the orders of Government as to whether the State's right to certain treasure found within the precincts of a temple in Mayavaram taluk, Tanjore District may be waived in favour of the temple authorities.

Endorsement (Rev) to
Order

Forwarded

Enclosure

By order Secretary to Govt

For
The Public Dept

For
The Public Dept

BACK PAPERS.

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BACK PAPERS.

G.O.	No.	Department.	Date.
La	4100		11-10-98
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G.O.	No.	Department.	Date.

OFFICE OF THE BOARD OF REVENUE (LAND REVENUE)

Madras. 8th July 1899

The Honourable Mr. J. Sturrock

READ— letter from J. Twigg Esquire, Acting Collector, and District Magistrate, Tanjore, to the Secretary to the Commissioners of Land Revenue, Madras, R.C.No. 4814/G.R. of 1898, dated 25th June 1899.

Reference No. 221 dated 8th July 1899

While excavating a foundation within the precincts of the Sri Swarnapuriswaraswami temple in Sembanarkovil village Mayavaram taluk, the workmen discovered the marginally noted.

2 Gold waist ornaments)	Rs.	As.	Ps
called Ottiyanam-----)	17	11	0
24 pieces of silver ornaments)			
consisting of bangles, flowers &c.)	9	6	0
	27	1	0

gold and silver ornaments worth Rs. 27-1-0 on the 1st October 1898 in the presence of the trustee of the temple. Notice of the

"find" was promptly given by the trustee ; and on receipt of the Tahsildar's report and the records of enquiry, the Collector issued a notice under Section 5 of Act VI of 1878 inviting claimants to the treasure to appear before him on the 5th June 1899. The notice was published in the Fort Saint George Gazette of the 10th January 1899 and orders were issued directing the service of a special notice on the trustee. As, however, that individual did not appear on the date fixed, the case lay over pending receipt of information as to the service of the special notice. In the meantime the trustee himself appeared on the 9th June 1899 and deposed that, though he had received the notice the notice of hearing, he forgot all about it having been absent in Madras and that he put in his appearance on being reminded about it on his return from that place on the 7th idem. The Collector passed an order

BOOK PAPERS

G.O. No. Department
on the same date (9th) declaring the treasure ownerless. He further intimated his intention to make a reference to Government as to whether in view of the fact that the treasure was claimed by the temple authorities alone, it might be made over to them as a matter of grace though it legally belonged to the State under section 6 of Act VI of 1878 owing to the trustee's default to appear on the prescribed date. In his letter read above, the Collector states that "judging from the nature of the ornaments-temple jewels-of which the treasure consists and the place where they were found, it is clear that the treasure is the property of the temple" and expresses his opinion that it may be delivered to the temple. But as under section 6, the temple has forfeited its right thereto, he submits the case for the favourable consideration and orders of the Board of Revenue.

2. The Board requests the orders of Government as to whether, in the circumstances set forth in the preceding para, the State's right to the forfeited treasure may be waived in favour of the temple and the entire treasure handed over to it as recommended by the Collector.

John Jackson

Acting Secretary.

To
The Chief Secretary to Government, Public Department, thro' the
Secretary to Government, Revenue Department.

Md.R.H.

90

Case under the

Rev. Dept.

No 971 dated 18.7.99

12030 From the

forwarded

In the case discussed in the notes attached to G.O. no 1226 Public dated 27.9.98, the finder of the treasure forfeited his right under Sec. 20 by failure to give the notice required by Sec. 14 of the Act. Govt. did not consider it desirable to overlook the disavowal of the law assemblage as to return the property to the finder without any penalty, & accordingly sanctioned the return of the treasure.

of the temple in which
the property was found
promptly gave the evidence
regarding the same but he
forfeited his right under
Sec. 6, having failed to

appear on the date of
hearing - His plea was that
he was absent at Madison,
& overlooked the matter.

2. There appears to be no
doubt as to the treasure
(value \$27) being the property
of the temple, & there is
no other claimant - The
Collector recommends that
as a matter of grace, the
property be restored to the
temple, & the Rev. President
requests the order of Govt.
as to whether the State's right
to the property is waived.

Orders are requested as
to whether the Collr's recommendation
may be accepted in this case.

There was no disbursement of the
property.

ap, on the presentation
date.

I submit the report of Col.
H. H. H.

I agree

H. H.

Draft
H. H.

When

No. 2030 From the *Box of Rev. James West, A.D. 1811, dated 7-7-19.*
Rev

U. S. 848 of 31-7-19.

*In the circumstances
stated, the right of lot
to the forfeited treasure
will be to include him
for some of the treasure.
(S. W. 1811)*

11/21/74

10th June