(6)

# Rubenuka Verfassung

## Abänderung der Verfassung

vom 14. Februar 1957

(Bulletin N° 3-4)

Veröffentlicht im Amtsblatt vom 24. Februar 1957

பாதுகாப்பு பிரிவு-1

செய்பணிருபவர் பெயர் [illegible]

செய்பணிருவதற்காக
எடுத்துக்கொள்ளப்பட்ட நாள் 15/12/2006

செய்பணிட்டு முடித்த நாள் 03/2007.

சரிபார்க்கும் முதல் மு.நி.பா.எ. கையொப்பம்

சரிபார்க்கும் 2ம். நி.பா.எ. கையொப்பம்

உதவியாளர் கையொப்பம்

*Fort Saint George, Revenue Consultation of 29th October 1857.*

No. 3. Read the following Extract from the *Proceedings* of the Board of Revenue; dated 15th October 1857, No. 3466.

Read letter from the *Acting Collector of Canara, dated 9th September 1857, forwarding translate of a Plaint in Suit No. 43 of 1854 before the Principal Sudder Ameen of Honore, with draft of an answer, and requesting sanction to defend the suit at the public expense.*

(Here enter No. 88.)

Resolved that the foregoing letter and its *accompaniment, be submitted* for the orders of the Right Honorable the Governor in Council.

2. The suit was *originally instituted to recover a piece of land*, adjudged by the Sub-Collector, under Reg. V. 1832, *to be the property of Government*, and which decision was *confirmed in appeal* by the Collector.

*Ex. Mins. Cons. 21st June 1855, No. 754, R. D.*
*To Collr. 23d June in Dy. Cons. 25th ditto.*

3. The Board, under instructions from Government, desired the Collector to file an answer requesting the removal of his name from among the defendants as he acted judicially, and was exempted from *liability to damages* by Act XVIII. of 1850, but he was at the same time desired, if the Plaintiffs proceeded with the action against the other defendants, to apply to be admitted as a *supplemental defendant to prove* the right of Government to *the land in dispute.*

4. The Acting Collector has now been admitted a supplemental defendant in accordance with his request, and submits a *draft answer which he proposes* to file.

5. *This answer* is similar to the one proposed to be filed by *the late Collector* Mr. Maltby, and the Board *think it sufficiently* meets the case. It is pointed out in *it that the Plaintiffs* have no *proprietary right to the land, which is vested* solely in Government, and that they have *not even a* claim to the grass and leaves growing thereon.

6. The Board recommend that the Acting Collector may be authorized to file his proposed answer *and conduct* the defence at the public cost.

(A true Extract.)

(Signed) J. D. SIM, *Acting Secretary.*

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No. 4. ORDER THEREON, No. 1079; dated *21st October 1857.*

The Right Honorable the Governor in Council *grants authority* for the defe in the first instance at the public expense of Suit No. 43 of 1854, instituted by Soobaya and [illegible]paya in the Principal Sudr Ameen's Court of Honore against the Acting Collector of Canara; [illegible]t will determine when a copy of the decree shall be furnished, whether the costs, if any be adjudged against the Acting Collector, shall be borne by that officer or by the Government.

2. The Government desire to know what has been the cause of the great *delay* in the disposal of *this Suit.* The Board will be *good enough* to procure full information on the subject from the Collector and submit it as early as possible.

3. The Government observe that Mr. Robinson has not stated the date within which the answer must be filed, as required in the Board's Circular dated 10th November 1856.

(Signed) H. FORBES,
*Acting Secretary to Government.*

No. 3266

Extract from the Proceedings of the Board of Revenue, dated 15th October 1857.

Read letter from the Collector of Canara, dated 7th October 1857, forwarding Income Tax Returns of Hindus for the year 1857-58, and requesting instructions as to the mode of dealing with the Returns.

(After due discussion)

Resolved that the Assessments be confirmed for the present year, and that the Collector be informed that the Board of Revenue do not consider it necessary to call for Returns of Income Tax from Hindus, under Reg. XIII of 1857, in the absence of any Government order to that effect.

The Board further resolve that Government be requested to direct the Collectors of Canara and Malabar to report whether the Assessments of the Income Tax have been completed in those Districts.

Collector of Canara
Collector of Malabar.

By order of the Board
(Signature illegible)
Secy.

his name from among the defendants as he acted judicially, and was exempted from liability for damages by the XVIII of 1858. but he was at the same time directed, if the Plaintiff proceeded with the action against the other defendants, to apply to be admitted as a defendant and to serve the rights of Government in the land in dispute.

4. The Acting Collector has not been admitted a defendant in accordance with the request, and he omits to assign any reason why he performed the act.

5. His revenue powers in this matter are prescribed by the Code of Civil Procedure and Criminal Procedure respectively, and the Board is clear that the Acting Collector may be authorized to file his written statement and conduct the

case

No. 1

To H. Forbes Esqr.
Acting Secretary to Government
Revenue Department.

the defence at the public cost.
(A true Extract)
J. Lee
Acting Secretary.

Revenue Department.

No 1596

Extract from the Proceedings of the Board of Revenue, dated 23 June 1853.

Read Extract Minutes of Council dated 21 June 1853.

(Mem. Collr. No 956)

Ordered to be communicated to the Board of Revenue for the Collector in charge of Canara, for information and guidance.

2 The Fishery will be an Income regarding that the Collector may be apprised thereof, as the Defendants in regard to the Fishery have been sought by the Plaintiff for less farthing by him, as the Collector was ordered judicially and is exempted from liability by the damages by Act 15 of 1850. that the Fishers as also for regard thereof the Plaintiff proceeds in the Collector action against the other Defendants, he may be advised that as a subsidiary Defendant for some the right of Government to the land in dispute, and as he should appear in order of the Court to the effect, he is to submit a draft of the answer which

to

[illegible]

(Above Extract)

[illegible]

(Above Copy)

[illegible]

agreed to.

Endorsed

In Proceedings of the
House of Assembly 4th
March 1852 Petition
from the Inhabitants
of Glenelg praying
that Government
Plans & Specifications
of Public Buildings
may be laid before
the House

Printed

Copy of Proceedings
dated 4th June 1852

Received Sept.

No. 1079

Extract from the Minutes of Council

Held at Fort Pitt 21st October 1857

Read the foregoing

Extract from the Proceedings

of the Board of Receivers

Received 10th October 1857

Approved

The Eighth Annual

Statement and Account

of the Receipts and Expenditure

of the Aboriginal and Half-breed

Annuity Payments and

Treaty Presents

Revenue 1857 Depte
Dte 29th Oct.

No 1079.

Extract Minute of Council
of 21st October 1857.

On the Report of the Committee of Council
dated 16th Oct. 1857 and approved by His
Excellency the Governor General on the
19th Oct. 1857 and adopted by the Honble
the Executive Council of Canada on the
same day, the Committee of Council have had
under consideration the Petition of
Messrs Hall, Bell & Company
praying for the remission of the Duty
of 10 per cent ad valorem
imposed by the Tariff of the
last Session of Parliament upon
Iron Castings imported by them
for the Construction of Machinery
for the Cotton Factory at Cornwall

No 344

Extract from the Minutes of the
Committee of Council
Certified