

Revenue Department

Minutes of Consultations

10th Nov 1857

Back nos 24 & 25

Order no 1128 D/5th Nov 1857

1 to 15

2-1128

Fort Saint George, Revenue Consultation of 10th November 1857.

No. 24. Read the following Extract from the Proceedings of the Board of Revenue; dated 18th September 1857, No. 3098.

Read letters from the Collector of Tinnevely dated 27th January and 16th July 1857.*

(Here enter Nos. 32 and 229.)

Resolved that the above letters be laid before Government, with reference to Extract Minutes Consultation 14th January last, Revenue Department, No. 60.

2. In a communication dated 12th August 1856† the Collector of Tinnevely proposed that the surplus Funds of the Courtallum Pagoda should be laid out on certain works which be mentioned. The Board‡ in reply pointed out that such sums should be carried to the account of the Local Fund and expended under the rules sanctioned by Government.

3. In a subsequent communication§ the Collector requested permission to lay out the money in the improvement of two roads in the immediate neighbourhood of Courtallum, and also requested instructions as to the disposal of future receipts.

4. The Board in their Proceedings of the 26th November approved of the proposed expenditure, and requested further information regarding the income of the Pagoda. A Petition on the subject from the trustees was also forwarded for the Collector's report.

5. From the communications recorded at the head of these proceedings, it will be seen that the Courtallum Pagoda has an income of Rupees 4,429 per annum: exclusive of the quit rent (Rupees 208-15-3) payable by the Travancore authorities, and that no application from the trustees for the accumulated proceeds of the latter item can be traced in the Collector's records. Under these circumstances, therefore, the Board would have had no hesitation in recommending that the sum in deposit and future receipts of the quit rent should have been laid out in the improvement of the roads in the immediate neighbourhood of Courtallum, and to this course the trustees themselves would apparently have assented. The Resident, General Cullen, has however forwarded to the Collector a communication from the Dewan of Travancore objecting to the expenditure of the money on any purpose other than that originally contemplated. In para. 4 of his letter dated 27th January last¶ the Collector explains that 11 seed cottahs of land were at first granted by the Travancore State for the performance of certain ceremonies, and that subsequently the lands were resumed and the Malwarum or Circar share of the produce was paid partly in money and partly in kind.

6. The Collector considers the objection inadmissible, mainly on the ground that the ceremonies have been long since discontinued. This argument is however met by the assertion contained in the Dewan's letter that the ceremonies ceased when the grant for their observance was withheld.

7. The Board are of opinion that the objections of the authority which made the grant cannot be disregarded by the Government, and that unless the Collector can prevail on the trustees to consent to the disposal of the sum in hand (viz. Rupees 9,203) in the manner proposed by him and the Chief Engineer, the whole must be made over to them.

8. In their proceedings dated 31st August last, the Board have recommended that the payment of quit rent by the Travancore Government should be made in the first instance to the Tahsildar of the talook, and by him disbursed to the trustees on their simple receipt. This course was proposed in order to prevent the chance of any future misunderstanding on the subject with the Travancore Government. The Board however see no objection to the payment being made by the Travancore authorities direct to the trustees, if it be understood that Government will not in any way interfere for its future realisation should arrears accrue or difference arise.

(A true Extract.)

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

செப்பனெடுபவர் பெயர் *செ. பி. பி.*

செப்பனெடுவதற்காக எடுத்தக் கொள்ளப்பட்ட நாள் - 1-2007

செப்பனெடு முடிந்த நாள் - 6-2007

செ. பி. பி. *செ. பி. பி.*

சாப்பார்க்கும் *செ. பி. பி.* உதவி யாளர்

மு. நி. பா. எ. கையொப்பம்

கையொப்பம்

Fort Saint George, Revenue Consultation of 10th November 1857.

No. 25. ORDER THEREON, No. 1128; dated 5th November 1857.

1. With reference to para. 7 of Extract from the Minutes of Consultation of the 14th January last, No. 60, the Board submit copy of a correspondence with the Collector of Tinnevely, on the subject of the disposal of the arrears of quit rent due to the Courtallum Pagoda in that District.

2. The circumstances under which these arrears have accumulated, are briefly these. An allowance, for the performance of certain ceremonies in this Pagoda, was granted by the Travancore State, and disbursed up to Fusly 1217. On a settlement of the boundary dispute between Travancore and Tinnevely, the claim to the allowance was brought forward, and being admitted by the Travancore State, the arrears due from Fusly 1218 to Fusly 1261, amounting to Rupees 8,270-12-5, were deducted from the Zubyte collections paid to that State, and retained in deposit in the Collector's Treasury. The Travancore Government have since disbursed the arrears due from Fusly 1262 to 1265, amounting to Rupees 932-11-4, thus making the total sum in deposit Rupees 9,203-7-9, and have further promised to continue the allowance to the Pagoda, for the future.

3. The question discussed in the correspondence now submitted, has reference to the disposal of the arrears. The Collector claims the money on behalf of the local fund, on the ground of the order of Government of the 8th April 1846, which decided that all surplus Pagoda Funds in deposit were to be applied to purposes of general utility; but the Dewan, on behalf of the Travancore State, by which the allowance was granted and has been paid, objects to the application of the money to any purpose other than that for which it was originally granted, namely, the performance of certain Pagoda ceremonies.

4. The Government consider the objection urged by the Dewan, on the part of the Travancore State, to be entitled to consideration. It is true that, under the order quoted by the Collector, large sums of surplus Pagoda Funds have been expended on Public Works, particularly in Tanjore, where, the Government have reason to believe, this mode of expenditure has not only been attended by beneficial results to the Province itself, but has proved more acceptable to a large majority of the people, than if the money had been paid to the Pagodas. But the Government conceive that a great difference exists between this disposal of the surplus accumulation of endowments, granted centuries ago by those whose names are unknown, and who have now no representatives, and a similar disposal of funds contributed by a person now living, who strongly objects to the measure. They accordingly direct that the arrears in deposit amounting to Rupees (9,203-7-9) nine thousand, two hundred and three, annas seven and pice nine, be disbursed to the Trustees of the Courtallum Pagoda, who will be informed that that they are to look to the Travancore authorities for the payment of the allowance in future, and that the officers of this Government will not in any way interfere in the matter.

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

Revenue Department

No. 3098

Extract from the Proceedings of the Board of Revenue, dated 18th September 1857.

Read letters from the Collector of Tinnevely dated 27th January and 16th July 1857.
(H. S. Sub. No. 330229)

Resolved that the above letters be laid before Government with reference to Extract Minutes Consultation 11th January last. H. S. No. 60.

In a Communication dated 12th August 1856 the Collector of Tinnevely proposed that the surplus Funds of the Courtallum Pagoda should be laid out in certain works which he mentioned. The Board in reply pointed out that such sums should be carried to the account of the Local Fund and expended under the rules sanctioned by Government.

In a subsequent Communication the

the Collector requested permission to lay out the money in the improvement of two roads in the immediate neighbourhood of Courtallam, and also requested instructions as to the disposal of future receipts.

4 The Board in their proceedings of the 26th November approved of the proposed expenditure and requested further information regarding the income of the Pagoda. A Petition on the subject from the Trustees was also forwarded for the Collector's report.

5 I have the communications recorded at the head of these proceedings. I will be seen that the Courtallam Pagoda has an income of Rs. 1,429 per annum exclusive of the Dist. Rent (Rs. 208-15-3) payable by the Travancore authorities, and that no appropriation from the Trustees for the accumulated proceeds of the latter item can be traced in the Collector's records. Under these circumstances therefore the Board would have had no hesitation in recommending that the same be deposited and future receipts of the Dist. Rent should have been

A 1128

been laid out in the improvement of the roads in the immediate neighbourhood of Courtallam - and to this course the Trustees themselves would apparently have assented. The Resident General Gullen has however forwarded to the Collector a communication from the Dewan of Travancore objecting to the expenditure of the money on any propose other than that originally contemplated. In para. 1 of his letter dated 27th January last the Collector explains that a Sird Cottah of land was at first granted by the Travancore State for the performance of certain ceremonies, and that subsequently the lands were resumed and the Malwarum or Corior share of the produce was paid partly in money and partly in kind.

6 The Collector considers the objection inadmissible, mainly on the ground that the ceremonies have been long since discontinued. This argument is however met by the assertion contained in the Dewan's letter that the ceremonies ceased when the

grants

In Cont. Sept. '57.

grant for their clearance was withheld.

7. The Board are of opinion that the objections of the Authority which made the grant cannot be disregarded by the Government and that unless the Collector can prevail on the Trustees to consent to the disposal of the sum in hand (vizt Rs 203) in the manner proposed by him and the Chief Engineer, the whole must be made over to them.

8. In their proceedings dated 31st August last the Board have recommended that the payment of Dist Rent by the Travancore Government should be made in the first instance to the Tahsildar of the Talook and by him disbursed to the Trustees on their simple Receipt. This course was proposed in order to prevent the chance of any future misunderstanding on the subject with the Travancore Government. The Board however see no objection to the payment being made by the Travancore Authorities direct to the Trustees if it be understood that Government will not in any way interfere

interfere for its future Realisation - should arrears accrue or differences arise.

(A True Extract)

I. S. S. S.
Acting Secretary

To,
H. Forbes Esq.
Acting Secretary to Government
Revenue Department.

Cont: 20th Aug 1874 344

6-1128

Revenue 1874 Sept

No 1092

Extract from the
Proceedings of the
Board of Revenue

Dated 18th

Dec 19th 1874

Substance

No 3098

John 1128. 8th Nov

Submitting with

the Board's decision.

There will be no question
as to the form the latter

or if I am well regard

ing the supplies made

of the Conduance

Regulation and their

aspects of them.

1874.

1874. 1128

7-1128

Revenue Department

N^o 3991

Extract from the Proceedings of the
Board of Revenue, dated 26th November, 1856.

Read letter from the Collector of
Tinnevely dated 11th November 1856

(Here Enter N^o 361)

The sum herein referred to consists
of the accumulated proceeds of Quit Rent
claimed on behalf of the Courtallum Pa-
goda from the Travancore Government.

No payments were made between
July 1218 and July 1261 - but in 1853 when
the proceeds of the "guthes lands" were paid
over by Government to the Travancore State,
the amount of Quit Rent then due viz Rs.
8,270-12-5 was retained and kept in deposit
pending a final settlement. The Travancore
Government has since admitted the claim
and the balance due from July 1261 to Ju-
ly 1265, viz. Rupees 932-11-4 will be paid
in due course, as well as such further sums
as annually fall due to the Pagoda.

The

3. The accumulated proceeds of past years have been carried to the credit of the Public Fund and the Board anticipates no objection to the proposed mode of expending them. But before they can address Government as to the disposal of future receipts annually accruing, it is necessary that they should be informed of the amount & of the other documents possessed by the Pagoda and their sufficiency or otherwise. The Collector will briefly explain under what circumstances the Quit Rent of Thencottah was granted to the Pagoda, and give his opinion as to whether any portion of the amount in deposit should be made over to the Trustee for repairs now necessary in the Pagoda.

The Board request an early reply.
(A true Extract)

To J. P. J. J. J.
Collector of Thencottah.
(A true copy)
J. P. J. J. J.
Secretary

To J. P. J. J. J.
Secretary to Govt
Revenue Department
Collyer

Enclosure in Proceeds
from the chf.
Secretary to the Board
of Revenue
to the Asst. Secretary
to Government
Rev. Dept.
Dated 26 Nov 1856
Copy of Proceedings
to Thencottah 28 Nov 56
Quit Rent on account
of the Court Hall
Pagodas in Tin.
-newly-

80N 8

the performance of certain
ceremonies

Dep: No 1092.

9-128

the performance
of certain ceremonies in a public
place in the Hawaiian State
and the Hawaiian State
fall into the category of
of certain ceremonial dances
between Hawaiian and
ally, the claim to the Hawaiian
on the part of the Hawaiian
of the Hawaiian State, and
the same are paid.

The same is in default in the
Collector's hands, it amounts
to about 7000 dollars and the
question arises of how it shall
be appropriated.

Some advised as to the work, and
as to the committee, the committee,
and a similar estimate of funds
submitted by a person not
known, the strongly direct to
the measure.

Which here we as I should
prefer the appropriation of the
money to the local fund,
and wished to ask the Gov.
permission to order that
it be paid to the Pagoda.

I quite agree in
this. I think the money, in this instance, should rather
be made over to the local fund, but paid to the Pagoda.

March 11th 1857 R.D.
1128
Extract from the Minutes of Consultation
Under date the 5th September, 1857.

Read the following
Extract from the Proceedings of
the Board of Revenue.

Here enter 18th September 1857, N^o 3098

With reference to para
7 of Extract from the Minutes
of Consultation of the 11th January
last N^o 60, the Board submit
copy of a correspondence with
the Collector of Tinnevely, on
the subject of the disposal of
the arrears of quit rent due
to the Constabulary Pagoda in
that District.

The circumstances
under which these arrears
have accumulated, are briefly
these. An allowance for
the performance of certain
ceremonies

ceremonies in this Pagoda, was
granted by the Travancore State,
and disbursed up to Fudy 1217.
On a settlement of the boundary
dispute between Travancore
and Tinnevely, the claim to
the allowance was brought for-
ward, and being admitted by
the Travancore State, the annu-
als due from Fudy 1218 to Fudy
1261, amounting to Rupees
8270-12-5, were deducted from
the public collections paid to
that State, and retained in
deposit in the Collector's Treasury.
The Travancore Government have
since disbursed the annu-
als due from Fudy 1262 to 1265, amounting
to Rupees 932-11-4, thus making
the total sum in deposit Rupees
9203-7-9, and have further
promised to continue the al-
lowance to the Pagoda, for the
future.

The

Page 10

12-1128
The question as to whose
expended in the correspondence, and
now submitted, has reference, and
to the disposal of the annu-
als. The Collector claims the money is paid
on behalf of the Local Fund, - a
on the ground of the order of the
Government of the 8th April 1844, by
which decided that all surplus
Pagoda Funds in deposit were to
be applied to purposes of
general utility; but the Dewan
on behalf of the Travancore State
by which the allowance was
granted, and has been paid,
objects to the application of the
money to any purpose other
than that for which it was
originally granted, namely, the
performance of certain Pagoda
ceremonies.

The Government
consider the objection urged
by the Dewan, on the part
of

of the Travancore State, to be
entitled to consideration. It is
true that, under the order quoted
by the Collector, large sums
of Surplus Pagoda Stands have
been expended on Public
works, and in ~~the District~~
~~particularly~~ in Tanjore, where
the Government have reasons
to believe, this mode of ex-
penditure has not only been
attended by beneficial results
to the Province itself, but has
proved more acceptable to a
large majority of the people,
than if the money had been
paid to the Pagodas, the Trustees
of which ~~would, in most in-
stances, have misappropriated~~
it. But the Government con-
ceive that a great difference
exists between this disposal
of the Surplus accumulation
of endowments, granted in
centuries

135 1128
centuries ago by those whose
names are unknown, and
who have now no representa-
tives, and a similar disposal
of funds contributed by a
person now living, who strongly
objects to the measure. They
accordingly direct that the
arrears in deposit amounting
to Rupees (9203-7-9) Nine
thousand two hundred and
three, annas seven and pie
nine, be disbursed to the
Trustees of the Courtollum
Pagoda, who will be informed
that that they are to look
to the Travancore authorities
for the payment of the allowance
in future, and that the officers
of this Government will not
in any way interfere in the
matter.

3 Copies to the Bd. of Govt. with 8 Encls.
1 - Accts. Encl.
1 - Civil Auditor

Cif-6
BZ

Revenue 1857, Oct 11
No. 128

Extract: Min: of Cons.
Dated 5th Nov. 1857

Extract from 13th Nov. 1857

Directing that the
of 11th Nov. 1857
amounting to 100
92. he disbursed to the
Trustees of the Foundation
Payable to 11th Nov. 1857
will be returned that they
are to be paid to the
authorities for the payment
of the allowance of 100

No 24025

1128

114

27th Nov 1857