

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1279	Press Mis.
Dated 9-12-1857.	

Not to be folded or roughly handled*G. S. Srinivasan*

24
12.19

Fort Saint George, Revenue Consultation of 15th December 1857.

No. 9. Read the following Extract from the Proceedings of the Board of Revenue; dated 27th November 1857, No. 4225.

* In Cons. 27th Nov. 1857. Read letter from the Acting Collector of Malabar dated 28th October 1857.*

(Here enter No. 162.)

In the above letter the Acting Collector requests instructions as to the course he is to pursue when the Senior Rajahs of the Malabar families refuse to pay to the Junior Members the shares to which they are entitled in the Malikhana.

2. This allowance is hereditary and though allotted in shares is paid only to the head of the Family. This arrangement was originally adopted to strengthen the authority of the head who was intended to be responsible to a certain extent for the conduct of the other Members, and who, from his position as well as from being the recipient of the common pension, would generally possess most influence in the family and among its dependents.

3. It is still desirable to maintain this subordination of the family to its head, but when the latter abuses his power and avails himself of the privilege to deprive his co-sharers of their just rights, the Board think that Government should interpose its authority as is done under similar circumstances with other pensions paid to one person but shared in by others.

4. The Cartenad family to whom the present letter specially refers, had a difference regarding the allotment of their pension about 30 years ago, and in 1828-29 an arrangement was mutually effected and adhered to until 1848-49 when the present 1st Rajah became its head, and on various pretexts withheld the shares of the other members. By Mr. Conolly's interposition the dispute was settled in 1854, and the allotment of 1828-29 confirmed.

5. Differences however have again broken out and the shares of the 3d Rajah and his Ranees (Rupees 6,720) are withheld.

6. The Collector's mediation has failed and the only question is whether and how Government should interfere.

7. The Board are of opinion that the circumstances of the case call for the interposition of Government, and they think the best and simplest course will be for the Collector to notify to the family that unless they come to an amicable arrangement among themselves within a given time the share of the 3d Rajah and his Ranees according to the agreement of 1828-29 will be deducted from the Malikhanah and issued separately from the Treasury.

8. These allowances evidently come within the scope of Regulation IV. of 1831, and it is open to Government to determine how disputes regarding them shall be determined. The Board think an adjudication on report from the Collector preferable to litigation in the Courts which would involve expense.

9. Considering that the allowance is partly of a political character, the Board are of opinion that disputes of this kind should be decided by Government whose award is likely to give rise to less ill feeling than a course of litigation.

10. The Board think a similar course might be pursued whenever necessary with other families, but the authoritative interposition of Government in this case will probably have a salutary effect on the other recipients of Malikhanahs and render it unnecessary to prescribe any fixed rule for future observance.

(A true Extract.)

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

* செப்பனிருபவர் பெயர் *
* செப்பனிருவதற்காக எடுத்துக் *
* கொள்ளப்பட்ட நாளி *
* செப்பனிரு முடித்த நாளி *
* சாபார்க்கும் அராபிச்சி இதன் *
* மு. ந. பத. ஏ. யாளர் *
* கையொப்பம் கையொப்பம் *

Fort Saint George, Revenue Consultation of 15th December 1857.

No. 10. ORDER THEREON, No. 1279; dated 9th December 1857.

With their Proceedings above recorded, the Board of Revenue submit a communication from the Acting Collector of Malabar, bringing to notice that the 1st Rajah of the Cartenad family unjustly withholds from the 3d Rajah and the Ranees of his family, their portion of the annual Malikhanah allowance, and propose that the Collector should notify to the family, that unless they come to an amicable arrangement among themselves within a given time, the share of the 3d Rajah and his Ranees, according to the agreement of 1823-29, will be deducted from the Malikhanah, and issued separately from the treasury. The Right Honorable the Governor in Council sanctions the course recommended, and the Board will be good enough to issue instructions accordingly.

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

Revenue Department.
3/12/57

19/12/57 N. 2225

Extract from the Proceedings of the Board of Revenue, dated 27th November 1857.

Read letter from the Acting Collector of Malabar dated 28th October 1857.
(See entry N. 102)

In the above letter the Acting Collector requests instructions as to the course he is to pursue when the Senior Rajah of the Malabar Families refuse to pay to the Junior Members the shares to which they are entitled in the Malikhanah.

This allowance is hereditary and though allotted in shares is paid only to the Head of the Family. This arrangement was originally adopted to strengthen the authority of the Head who was intended to be responsible to a certain extent for the conduct of the other Members, and who, from his position as well as from being the representative of the common pension, would generally possess most influence in the family and among its dependents.

Vide. Same agreement sanctioned by Government in 1805 but not executed by all the Families.
Order to Collector's letter dated 6th March 1857 (see 30).
April 1857
Order to Govt 20th May 1857 P. 519 QED.
Extract Minutes Govt. 30th May 1857 P. 519 QED.

It is still desirable to maintain the subordination of the Family to its Head, but when the latter abuses his power and avails himself of the privilege to deprive his coheirs of their just rights, the Board think that Government should interpose its authority as is done under similar circumstances, with other pensions paid to one person but shared in by others.

The Cartenad Family to whom the present letter specially refers, had a difference regarding the allotment of their pension about 30 years ago and in 1828/29 an arrangement was mutually effected and adhered to until 1848/49 when the present 1st Rajah became its Head and on various pretexts withheld the shares of the other members. By Mr. Conolly's interposition the dispute was settled in 1854 and the allotment of 1828/29 confirmed.

Differences however have again broken out and the shares of the 3^d Rajah and his Rajes (Rajes of 20) are withheld.

The Collector's mediation has failed and the only question is whether Government

Government should interfere. 1879

The Board are of opinion that the circumstances of the case call for the interposition of Government and they think the best and simplest course will be for the Collector to notify to the Family that unless they come to an amicable arrangement among themselves within a given time the share of the 3^d Rajah and his Rajes according to the agreement of 1828/29 will be deducted from the Malikhana and issued separately from the Treasury.

These allowances evidently came within the scope of Regulation IV of 1831 and it is open to Government to determine how disputes regarding them shall be determined. The Board think an adjudication on report from the Collector preferable to litigation in the Courts which would involve expense.

Considering that the allowance is partly of a political character the Board are of opinion that disputes of this kind should be decided by Government whose award is likely to give rise to less ill feeling than a course of litigation.

While margin of Para 3 of H. B. letter.

6/20

Revenue Department

No 1279

Extract from the Minutes of Consultation
Under date the 9th December 1857

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

(Commenced 3rd Nov 1857 at 10.25)

At
Lg
W

Wm

With their Proceed-
ings above recorded the
Board of Revenue submit
a communication from
the Acting Collector of Ma-
labar, bringing to notice
that the 1st Rajah of the
Courtanah family, unjustly
withholds from the 3rd
Rajah and the Rovers

From Civil Audit 10 Nov 1857

282/1093. 15 Dec

C.C. 1st December 1857 341305

2nd Dec 1857 29830

1st September 1857 729

23-11-71

Rev 1857. 8 Jan 1858

191168

Extract from the Pro-
ceedings of the Board
of Revenue.

Extract 27th Nov 1857
from 29th Dec 1857
Kuala Lumpur

Dec 1857. 9th Dec 1857

Submitting a letter
from the Acting Collector of Ma-
labar, bringing to notice
the proceedings of the Courtanah
family, unjustly
withholds from the 3rd
Rajah and the Rovers

1857

282/1093

of his family, their portion
of the annual Malikhanah
allowance, and propose that
the collector should notify
to the subins family, that
unless they come to an am-
icable arrangement
among themselves within
a given time, the share
of the 3rd Rajah and his
Rames, according to the
agreement of 1828/29, will
be deducted from the
Malikhanah, and issued
separately from the ex-
chequer. The Right
Honorable the Governor
in Council sanctions
the course ~~here~~ recom-
mended, and the Board
will

7/25
will be good enough to
issue instructions accord-
ingly. BZ

3rd paper to the Bd of Dir.
with an Encl. Disf-10
In Acct. Civil &
Civil Auditor on

Revenue 1857-24117.
Dp to Govt. 15 Dec

1857/279.

Archibald's of Govt.
Dp to Govt. 15 Dec

Rev. 4578 of 43

Sanctioning the course
pursued by the Board of Rev.
to be pursued when the
Royal of the Government family,
especially in the case of the
junior members of his family,
their portion of the annual
allowance.

1857/279.

2-10-07

7-96

10-93

10-93

7-93

10-91

7-91

3/4/89

10-81

10-81