Revenue Department

Minutes of Consultations

15th Dec/857

Back Nos 13 & 14 & 15

Order No 1281 9th Dec 1857

(A) Bengal

செப்பனிருபஷர் பெயர் 1107
செப்பனிருவதர்காக 07/07 நாள்
எடுத்தகொளளபபட்ட நாள்
செப்பண்டு முடித்த நாள் 8/07
சரிபார்க்கும் முதனிலை உதவி
மு. நி. பா: எ. யாளர்
கையொப்பம். கையொப்பம்



No. 13. Read the following Extracts from the Proceedings of the Board of Revenue; dated 20th November 1857, No. 4037.

Read letter from the Acting Sub-Collector in charge of Madura dated 9th November 1857.*

**In Cons. 20th November 1857.*

(Here enter No. 241.)

With this communication Mr. Cockerell submits copy of the answer he has filed to the plaint in O. S. No. 6 of 1856 on the file of the Mooftee 'Sudr Ameen of Madura, which was referred to in the Extract from the Proceedings of the Board of Revenue dated the 21st October 1857. The answer simply denies that a Cardamom garden (which alone it appears is in dispute and not the slope of the hills) is the property of the Plaintiff and avers that it belongs to Government, and Mr. Cockerell states that the only evidence he can find in support of the plea is Connor and Ward's Survey Report which describes the Tevarum Zemindary as comprized in an area of 23½ square miles within which possibly the Cardamom Garden may not be included.

*E. M. C. 4th Nov. 1857, No. 1122, R. D.*

*Para. 10.*

2. The Acting Sub-Collector at the same time explains that it was not Mr. Parker but the Acting Collector Mr. R. J. Sullivan (having regard to a communication made by M. Parker to the District Moonsiff of Dindigul, relative to an application for a Punchayet) who applied to be made a supplemental Defendant.

3. It is evidently of no moment to Government to claim the Cardamom garden, as their own property adversely to either Plaintiff or Defendant who are British subjects. The Government interest in the matter, is confined to the preservation of the Eastern ridge of the ghauts as the boundary between the British and Travancore territory in opposition to a claim recently put forward by the latter, that their limits extended to nearly the bottom of the Eastern slope, a claim founded on the reports made by Mr. Cockerell and Mr. Kolhoff and the situation near the foot of the hills of some stones supposed to be the boundary stones of the Tevarom and Bodenaikmoor Zemindaries. It might be feared that should the Plaintiff, and Defendant be called upon to prove the extent of their Zemindaries, and fail to shew that they extended to the ridge, and if at the same time Government repudiated on their part all pretension to the interval between the boundaries of those Zemindaries and the crest of the ghauts something might be inserted in the Decree which might hereafter injure the right of the British Government to the Sovereignty of the space intervening between the limits of the Zemindaries and the crest.

*Pro. of Bd. of Rev. 4th March 1857.*

4. If however the Zemindar of Tewarum, can, as Mr. Cockerell now seems to suppose prove his right to the land up to the crest, it will answer the purpose of the Government completely. It seems only necessary therefore to make such opposition to his suit as will put him to this prooff, and the small costs which may be adjudged against the Government will not, the Board think, be ill expended in having this fact important as regards the dispute with the Travancore Government well established.

5. The Board conclude that the Acting Sub-Collector in charge had not received Extract Minutes Consultation 4th Instant, No. 1122, R. D. when this letter was written.

Ordered that copy of these Proceedings be submitted to Government and a copy also furnished to the Acting Collector of Madura.

(A true Extract.)

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

---

No. 14. Extract from the Proceedings of the Board of Revenue; dated 1st December 1857, No. 4269.

Read letter from the Acting Collector of Madura dated 24th November 1857.†

†*In Cons. 1st December 1857.*

(Here enter No. 261.)

Resolved that the above letter be laid before Government with reference to para. 2 Extract Minutes Consultation 4th November 1857, Revenue Department, No. 1122.

2. The omission to forward a copy of the plaint in original suit No. 10 of 1857 occurred through inadvertence.

3. Mr. Cockerell's explanation of the delay in the submission of the papers is also unsatisfactory, but considerable allowance must be made for him at that time much additional work devolved on him in consequence of Mr. Sullivan's state of health.

4. Mr. Cockerell's letter of the 9th November was submitted to Government with the Board's Proceedings dated 20th Ultimo, No. 4037.

*From Mr. Sullivan Ag. Collr. of Madura 21st in Cons. 27th October* 1857.

5. Mr. Sullivan resigned charge of the Madura District on the 21st October 1857.

(A true Extract.)

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

---

No. 15. ORDER THEREON,—No. 1281; dated 9th December 1857.

With the first of the communications above recorded, the Board of Revenue submit copies of the Plaint and the answer thereto, filed in Suit No. 10 of 1857 on the file of the Subordinate Court of Madura, which was the subject of Extract Minutes Consultation dated 4th November last; and with the second, they lay before Government copy of the Acting Sub-Collector's letter affording the explanation required in the order quoted, for the omission to furnish these documents with his letter dated 12th October last, as well as for the delay in the submission of the papers to the Board.

2. The Board admit in their Proceedings, that as regards the garden in dispute between the Zemindars of Tevarum and Bodeenaikenoor, no necessity exists for the Collector being a party to the Suit, but contend that something or other may arise, not connected with this garden, which may affect the dispute between the Travancore Government and this Government regarding the limit, in the Madura district of their respective Territories. As the Travancore Government are no party to this Suit, the Government do not see how any decision of the dispute between the present parties, as to the right to a garden, can in any way compromise this Government in their dispute in a separate matter with Travancore, and it was therefore not necessary for the late Acting Collector to have applied to the Court to include him as a supplemental Defendant as he has done, and as the Plaintiff appears by the Acting Sub-Collector's letter to be willing to allow the Collector to withdraw, the Government are of opinion that he should apply to the Court for leave to remove his name from the list of the Defendants to the Suit.

3. The explanation afforded by Mr. Cockerell on the points alluded to above in para. 1 is unsatisfactory, and that Gentleman should be instructed carefully to avoid such omission and delay for the future, in the conduct of the public business.

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

1281.

Revenue Department.

No. 4037

Extract from the Proceedings of the Board of Revenue, dated 20th November 1857.

Read letter from the Acting Sub Collector in charge of Madura dated 9th November 1857:

Sub on 20th Octr/57.

(Rec'd Entd No. 241.)

With this communication Mr. Cockerell submits copy of the answer he has filed to the Plaint in Original Suit No. 5 of 1856 on the File of the Moonsiff's Court of Madura, which was referred to in the Extract from the Proceedings of the Board of Revenue dated the 21st October 1857. The Answer simply denies that a Cardamum Garden (about which alone it appears is in dispute and not the Slope of the Hill) is the Property of the Plaintiff and avers that it belongs to Government, and Mr. Cockerell states that the only evidence he can find in support of the Plea is Colonel and Mac Survey

R.M.C. 2 Octr/57. 1122 R.R.

Para 10

Survey Report which describes the Te-
varum Zemindary as comprized in
an Area of 23½ Square Miles within
which possibly the Cardamom Garden
may not be included.-

2. The Acting Sub Collector at the same time explains that it was not Mr Parker but the Acting Collector Mr R. J. Sullivan (having regard to a communication made by Mr Parker to the District Moonsiff of Dindigal, relative to an application for a Pur. chayet) who applied to be made a Supplemental Defendant.-

3. It is evidently of no moment to Government to claim the Cardamom Garden, as their own property adversely to either Plaintiff or Defendant who are British Subjects. The Government interest in the matter, is confined to the preservation of the Eastern ridge of the Ghauts as the boundary between the British and Travancore Territory in

Vide Ct. Dir. of Revt. 4th March 1857.

opposition to a claim recently put forward by the latter that their limits extended to nearly the bottom of the Eastern Slope - a claim founded on the reports made by Mr Cockerell and Mr Kolhoff and the situation near the foot of the Hills of some stones supposed to be the Boundary Stones of the Tevarom and Bodenaikenoor Zemindaries. It might be feared that should the Plaintiff and Defendant be called upon to prove the extent of their Zemindaries, and fail to shew that they extended to the ridge, and if at the same time Government repudiated on their part all pretension to the interval between the boundaries of those Zemindaries and the Crest of the Ghauts something might be inserted in the Decree which might hereafter injure the right of the British Government to the Sovereignty of the space intervening between the limits of the Zemindaries and the Crest.-

4. If however the Zemindar of Te-
warunn can as Mr Cockerell now seems
to suppose prove his right to the land
up to the Crest, it will answer the pur-
pose of the Government completely, it
seems only necessary therefore to make
such opposition to his suit as will put
him to this proof. and the small Costs which
may be adjudged against the Govern-
ment will not the Board think be
ill expended in having this fact, im-
portant as regards the dispute with
the Travancore Government well es-
tablished.

5. The Board conclude that
the Acting Sub Collector in charge had
not received Extract Minutes Consul-
tation 4th Instant No 1122. R. D. when
this letter was written.

Ordered that copy of
these Proceedings be submitted to
Government and a Copy also
furnished

S/1281 19

furnished to the Acting Collector of
Madura.

/ A true Extract /

(Sd) L. Lewin
Acting Secretary

To
H. Forbes Esq
Acting Secretary to
Government
Revd Department.

7/1281

Revenue Department

No 4269

Extract from the Proceedings of the Board of Revenue, dated 7th December 1837.

Read Letter from the Actg Collr of Madras dated 21st November 1837. Collector of Madras dated 21st November 1837.

(Mem. Dated No 2613)

Resolved that the above Letter be laid before Government with reference to para 2 B. R. & C. 1st November 1837 Revenue Department No 1122.

2. The employ to forward a copy of the plaint in Original Suit No 10 of 1837 occurred through inadvertence.

3. Mr Cockerell's explanation of the delay in the submission of the papers is also unsatisfactory. But considerable allowance must be made for him at that time under additional work devolved on him in consequence of Mr Sullivan's state of health.

4. Mr Cockerell's letter of the 9th November was submitted to Government with approval

6/1281

Read 10th November 1837 No 1121

Extract from the Proceedings of the Board of Revenue

Dated 30th November 1837

Read 24th

& Sub. Reference

No 4037.

Dated 4th Dec. 1837

Submitting with reference to the Board's order of the 30th ult. a letter from the Collector of Madras forwarding a copy of the Plaint in Original Suit No 10 of 1837 filed in the Court of Sudder Adawlut of Fort St George by Mr Cockerell

No 13.

Cl Sudr Dept

C.S. Recd 13th

with the Board's proceedings dated 20th Ultimo No 5037

5. Mr Sullivan resigns charge of the Madras District on the 21st October 1837.

From W Sullivan Esqre of Madras 21st Oct 1837.

(A true Extract)

J. D. Lun

Actg Secretary

To,

H Forbes Esq.

Actg Secy to Government

Rev. Department.

R. D.

9/1281

№ 1281.

Extract from the Minutes of Consultations

Under date the 9th December 1857.

Read the following

Extracts from the Proceedings

of the Board of Revenue -

(Here enter 20th November & 1st Dec.r 1857
Nos 1037 & 4209)

With the first of the

communications above recorded

the Board of Revenue submit

copies of the Petition and the

answer thereto, filed in Suit

No. 10 of 1857 on the file of the

Subordinate Court of Madura

which was the subject of an

Extract Minutes Consultation

dated 4th November last; and

with the second they lay

before Government copy of

the acting Sub Collector's letter

affording

8/1281

R. Dis. Board's Proc.s 11th Dec.r 57.

Personal Diary No. 1
Despatch Side
No. 1492

Extract from the Proceedings of the Board of Revenue.

Dated 2nd December 1857.

2 Encls. Returned.

No. 4269.

Nos. 1281 & 1290

Submitting a letter from the Acting Collector of Madura forwarding a petition of [illegible] praying that the [illegible] may be [illegible] and stating that the [illegible] has been [illegible] and [illegible] dated the 1st [illegible] 1857.

affording the explanation
required in the order quoted
for the omission to furnish
their documents with his
letter dated 12th October last as
well as for the delay in the
submission of the papers
to the Board.

2 The Board admit
in their Proceedings that as
between the Governors of
Zanzarra and Rodeemaika
know, no necessity exists
for the Collector being a
party to the suit, but contend
that something or other
may arise, not connected
with this question, which may
affect the dispute between
the Zanzarra Government
and this Government regard-
ing the limit, in the Madura
District

10/
1281

District of their respect
territories. As the Zanz
core Government are
party to this suit, t
Government do not
how any decision
the dispute between
the present parties
to the right to a
Garden, can in an
way compromise
Government in the
dispute in a sepa
matter with Zanz
core, and it was
fore not necessary
for the late Acting
Collector to have
applied to the Co
to include him
a Supplemental
fendant as he
done and as the
Plaintiff appear
the

the acting Subl Collector
letter to be willing
to allow the Collector
to institute any, the
Government are of
opinion that he should
apply to the Court for
leave to remove his
name from the
list of the Defendants
to the suit.

The explanation
afforded by Mr Cochrane
on the points alluded
to above in para 1 is
unsatisfactory and
that Gentleman should
be instructed cau-
tiously to avoid such
corruption and delay
for the future in the
conduct of the public
business.

3 Copies to the Bd of Rev.
with 8 Encls
Desp. 10

11/1881

Revenue Department

Extract from the Minutes of Consultation
Under date the December 1857.

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

(Here under 20 Nov. 1857 № 4437)

The Right Honorable
the Governor in Council con-
curs with the Board of
Revenue in the view they
have taken, in their Pro-
ceedings above recorded,
of the interest of Govern-
ment in suit № 10 of 1857,
on the file of the Subordinate
Court of Madura and
grounds

grants authority for its
defence in the first instance
at the public cost, but
will determine when a
copy of the Decree is fur-
nished whether the costs
if any be adjudged against
the Atty Collector shall be
borne by that Office or
by the Government.

The Government
will await the explanation
called for in para 2 of
Extract Minutes Council
Meeting of 20th Ultimo, No 1122.

DF

15/1281

Revenue 1857 Dep.to
Dep.to Cons: 16th Dec.r

№ 1281.

Extract Mins of Cons:
Of 9th December 57.

Extract from Sec. 21st Law 58 Ch 91 in fav.
9 Feb 155

Directing the Atty Gen.l
of Madison, to apply to the Court
for leave, to remove his name
from the List of Defendants
in Orig.l Suit № 10, of 1857.

№ 13 at 15.

Revenue Department

Minutes of Consultations

15th Dec/857

Back Nos 13 & 14 & 15

Order No 1281 9th Dec 1857

(A) Bengal

செப்பனிருபஷர் பெயர் 1107
செப்பனிருவதர்காக 07/07 நாள்
எடுத்தகொளளபபட்ட நாள்
செப்பண்டு முடித்த நாள் 8/07
சரிபார்க்கும் முதனிலை உதவி
மு. நி. பா: எ. யாளர்
கையொப்பம். கையொப்பம்



No. 13. Read the following Extracts from the Proceedings of the Board of Revenue; dated 20th November 1857, No. 4037.

Read letter from the Acting Sub-Collector in charge of Madura dated 9th November 1857.*

**In Cons. 20th November 1857.*

(Here enter No. 241.)

With this communication Mr. Cockerell submits copy of the answer he has filed to the plaint in O. S. No. 6 of 1856 on the file of the Mooftee 'Sudr Ameen of Madura, which was referred to in the Extract from the Proceedings of the Board of Revenue dated the 21st October 1857. The answer simply denies that a Cardamom garden (which alone it appears is in dispute and not the slope of the hills) is the property of the Plaintiff and avers that it belongs to Government, and Mr. Cockerell states that the only evidence he can find in support of the plea is Connor and Ward's Survey Report which describes the Tevarum Zemindary as comprized in an area of 23½ square miles within which possibly the Cardamom Garden may not be included.

*E. M. C. 4th Nov. 1857, No. 1122, R. D.*

*Para. 10.*

2. The Acting Sub-Collector at the same time explains that it was not Mr. Parker but the Acting Collector Mr. R. J. Sullivan (having regard to a communication made by M. Parker to the District Moonsiff of Dindigul, relative to an application for a Punchayet) who applied to be made a supplemental Defendant.

3. It is evidently of no moment to Government to claim the Cardamom garden, as their own property adversely to either Plaintiff or Defendant who are British subjects. The Government interest in the matter, is confined to the preservation of the Eastern ridge of the ghauts as the boundary between the British and Travancore territory in opposition to a claim recently put forward by the latter, that their limits extended to nearly the bottom of the Eastern slope, a claim founded on the reports made by Mr. Cockerell and Mr. Kolhoff and the situation near the foot of the hills of some stones supposed to be the boundary stones of the Tevarom and Bodenaikmoor Zemindaries. It might be feared that should the Plaintiff, and Defendant be called upon to prove the extent of their Zemindaries, and fail to shew that they extended to the ridge, and if at the same time Government repudiated on their part all pretension to the interval between the boundaries of those Zemindaries and the crest of the ghauts something might be inserted in the Decree which might hereafter injure the right of the British Government to the Sovereignty of the space intervening between the limits of the Zemindaries and the crest.

*Pro. of Bd. of Rev. 4th March 1857.*

4. If however the Zemindar of Tewarum, can, as Mr. Cockerell now seems to suppose prove his right to the land up to the crest, it will answer the purpose of the Government completely. It seems only necessary therefore to make such opposition to his suit as will put him to this prooff, and the small costs which may be adjudged against the Government will not, the Board think, be ill expended in having this fact important as regards the dispute with the Travancore Government well established.

5. The Board conclude that the Acting Sub-Collector in charge had not received Extract Minutes Consultation 4th Instant, No. 1122, R. D. when this letter was written.

Ordered that copy of these Proceedings be submitted to Government and a copy also furnished to the Acting Collector of Madura.

(A true Extract.)

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

---

No. 14. Extract from the Proceedings of the Board of Revenue; dated 1st December 1857, No. 4269.

Read letter from the Acting Collector of Madura dated 24th November 1857.†

†*In Cons. 1st December 1857.*

(Here enter No. 261.)

Resolved that the above letter be laid before Government with reference to para. 2 Extract Minutes Consultation 4th November 1857, Revenue Department, No. 1122.

2. The omission to forward a copy of the plaint in original suit No. 10 of 1857 occurred through inadvertence.

3. Mr. Cockerell's explanation of the delay in the submission of the papers is also unsatisfactory, but considerable allowance must be made for him at that time much additional work devolved on him in consequence of Mr. Sullivan's state of health.

4. Mr. Cockerell's letter of the 9th November was submitted to Government with the Board's Proceedings dated 20th Ultimo, No. 4037.

*From Mr. Sullivan Ag. Collr. of Madura 21st in Cons. 27th October* 1857.

5. Mr. Sullivan resigned charge of the Madura District on the 21st October 1857.

(A true Extract.)

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

---

No. 15. ORDER THEREON,—No. 1281; dated 9th December 1857.

With the first of the communications above recorded, the Board of Revenue submit copies of the Plaint and the answer thereto, filed in Suit No. 10 of 1857 on the file of the Subordinate Court of Madura, which was the subject of Extract Minutes Consultation dated 4th November last; and with the second, they lay before Government copy of the Acting Sub-Collector's letter affording the explanation required in the order quoted, for the omission to furnish these documents with his letter dated 12th October last, as well as for the delay in the submission of the papers to the Board.

2. The Board admit in their Proceedings, that as regards the garden in dispute between the Zemindars of Tevarum and Bodeenaikenoor, no necessity exists for the Collector being a party to the Suit, but contend that something or other may arise, not connected with this garden, which may affect the dispute between the Travancore Government and this Government regarding the limit, in the Madura district of their respective Territories. As the Travancore Government are no party to this Suit, the Government do not see how any decision of the dispute between the present parties, as to the right to a garden, can in any way compromise this Government in their dispute in a separate matter with Travancore, and it was therefore not necessary for the late Acting Collector to have applied to the Court to include him as a supplemental Defendant as he has done, and as the Plaintiff appears by the Acting Sub-Collector's letter to be willing to allow the Collector to withdraw, the Government are of opinion that he should apply to the Court for leave to remove his name from the list of the Defendants to the Suit.

3. The explanation afforded by Mr. Cockerell on the points alluded to above in para. 1 is unsatisfactory, and that Gentleman should be instructed carefully to avoid such omission and delay for the future, in the conduct of the public business.

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

1281.

Revenue Department.

No. 4037

Extract from the Proceedings of the Board of Revenue, dated 20th November 1857.

Read letter from the Acting Sub Collector in charge of Madura dated 9th November 1857:

Sub on 20th Octr/57.

(Rec'd Entd No. 241.)

With this communication Mr. Cockerell submits copy of the answer he has filed to the Plaint in Original Suit No. 5 of 1856 on the File of the Moonsiff's Court of Madura, which was referred to in the Extract from the Proceedings of the Board of Revenue dated the 21st October 1857. The Answer simply denies that a Cardamum Garden (about which alone it appears is in dispute and not the Slope of the Hill) is the Property of the Plaintiff and avers that it belongs to Government, and Mr. Cockerell states that the only evidence he can find in support of the Plea is Colonel and Mac Survey

R.M.C. 2 Octr/57. 1122 R.R.

Para 10

Survey Report which describes the Te-
varum Zemindary as comprized in
an Area of 23½ Square Miles within
which possibly the Cardamom Garden
may not be included.-

2. The Acting Sub Collector at the same time explains that it was not Mr Parker but the Acting Collector Mr R. J. Sullivan (having regard to a communication made by Mr Parker to the District Moonsiff of Dindigal, relative to an application for a Pur. chayet) who applied to be made a Supplemental Defendant.-

3. It is evidently of no moment to Government to claim the Cardamom Garden, as their own property adversely to either Plaintiff or Defendant who are British Subjects. The Government interest in the matter, is confined to the preservation of the Eastern ridge of the Ghauts as the boundary between the British and Travancore Territory in

Vide Ct. Dir. of Revt. 4th March 1857.

opposition to a claim recently put forward by the latter that their limits extended to nearly the bottom of the Eastern Slope - a claim founded on the reports made by Mr Cockerell and Mr Kolhoff and the situation near the foot of the Hills of some stones supposed to be the Boundary Stones of the Tevarom and Bodenaikenoor Zemindaries. It might be feared that should the Plaintiff and Defendant be called upon to prove the extent of their Zemindaries, and fail to shew that they extended to the ridge, and if at the same time Government repudiated on their part all pretension to the interval between the boundaries of those Zemindaries and the Crest of the Ghauts something might be inserted in the Decree which might hereafter injure the right of the British Government to the Sovereignty of the space intervening between the limits of the Zemindaries and the Crest.-

4. If however the Zemindar of Te-
warunn can as Mr Cockerell now seems
to suppose prove his right to the land
up to the Crest, it will answer the pur-
pose of the Government completely, it
seems only necessary therefore to make
such opposition to his suit as will put
him to this proof. and the small Costs which
may be adjudged against the Govern-
ment will not the Board think be
ill expended in having this fact, im-
portant as regards the dispute with
the Travancore Government well es-
tablished.

5. The Board conclude that
the Acting Sub Collector in charge had
not received Extract Minutes Consul-
tation 4th Instant No 1122. R. D. when
this letter was written.

Ordered that copy of
these Proceedings be submitted to
Government and a Copy also
furnished

S/1281 19

furnished to the Acting Collector of
Madura.

/ A true Extract /

(Sd) L. Lewin
Acting Secretary

To
H. Forbes Esq
Acting Secretary to
Government
Revd Department.

7/1281

Revenue Department

No 4269

Extract from the Proceedings of the Board of Revenue, dated 7th December 1837.

Read Letter from the Actg Collr of Madras dated 21st November 1837. Collector of Madras dated 21st November 1837.

(Mem. Dated No 2613)

Resolved that the above Letter be laid before Government with reference to para 2 B. R. & C. 1st November 1837 Revenue Department No 1122.

2. The employ to forward a copy of the plaint in Original Suit No 10 of 1837 occurred through inadvertence.

3. Mr Cockerell's explanation of the delay in the submission of the papers is also unsatisfactory. But considerable allowance must be made for him at that time under additional work devolved on him in consequence of Mr Sullivan's state of health.

4. Mr Cockerell's letter of the 9th November was submitted to Government with approval

6/1281

Read 10th November 1837 No 1121

Extract from the Proceedings of the Board of Revenue

Dated 30th November 1837

Read 24th

& Sub. Reference

No 4037.

Dated 4th Dec. 1837

Submitting with reference to the Board's order of the 30th ult. a letter from the Collector of Madras forwarding a copy of the Plaint in Original Suit No 10 of 1837 filed in the Court of Sudder Adawlut of Fort St George by Mr Cockerell

No 13.

Cl Sudr Dept

C.S. Recd 13th

with the Board's proceedings dated 20th Ultimo No 5037

5. Mr Sullivan resigns charge of the Madras District on the 21st October 1837.

From W Sullivan Esqre of Madras 21st Oct 1837.

(A true Extract)

J. D. Lun

Actg Secretary

To,

H Forbes Esq.

Actg Secy to Government

Rev. Department.

R. D.

9/1281

№ 1281.

Extract from the Minutes of Consultations

Under date the 9th December 1857.

Read the following

Extracts from the Proceedings

of the Board of Revenue -

(Here enter 20th November & 1st Dec.r 1857
Nos 1037 & 4209)

With the first of the

communications above recorded

the Board of Revenue submit

copies of the Petition and the

answer thereto, filed in Suit

No. 10 of 1857 on the file of the

Subordinate Court of Madura

which was the subject of an

Extract Minutes Consultation

dated 4th November last; and

with the second they lay

before Government copy of

the acting Sub Collector's letter

affording

8/1281

R. Dis. Board's Proc.s 11th Dec.r 57.

Personal Diary No. 1
Despatch Side
No. 1492

Extract from the Proceedings of the Board of Revenue.

Dated 2nd December 1857.

2 Encls. Returned.

No. 4269.

Nos. 1281 & 1290

Submitting a letter from the Acting Collector of Madura forwarding a petition of [illegible] praying that the [illegible] may be [illegible] and stating that the [illegible] has been [illegible] and [illegible] dated the 1st [illegible] 1857.

affording the explanation
required in the order quoted
for the omission to furnish
their documents with his
letter dated 12th October last as
well as for the delay in the
submission of the papers
to the Board.

2 The Board admit
in their Proceedings that as
between the Governors of
Zanzarra and Rodeemaika
know, no necessity exists
for the Collector being a
party to the suit, but contend
that something or other
may arise, not connected
with this question, which may
affect the dispute between
the Zanzarra Government
and this Government regard-
ing the limit, in the Madura
District

10/
1281

District of their respect
territories. As the Zanz
core Government are
party to this suit, t
Government do not
how any decision
the dispute between
the present parties
to the right to a
Garden, can in an
way compromise
Government in the
dispute in a sepa
matter with Zanz
core, and it was
fore not necessary
for the late Acting
Collector to have
applied to the Co
to include him
a Supplemental
fendant as he
done and as the
Plaintiff appear
the

the acting Subl Collector
letter to be willing
to allow the Collector
to institute any, the
Government are of
opinion that he should
apply to the Court for
leave to remove his
name from the
list of the Defendants
to the suit.

The explanation
afforded by Mr Cochrane
on the points alluded
to above in para 1 is
unsatisfactory and
that Gentleman should
be instructed cau-
tiously to avoid such
corruption and delay
for the future in the
conduct of the public
business.

3 Copies to the Bd of Rev.
with 8 Encls
Desp. 10

11/1881

Revenue Department

Extract from the Minutes of Consultation
Under date the December 1857.

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

(Here under 20 Nov. 1857 № 4437)

The Right Honorable
the Governor in Council con-
curs with the Board of
Revenue in the view they
have taken, in their Pro-
ceedings above recorded,
of the interest of Govern-
ment in suit № 10 of 1857,
on the file of the Subordinate
Court of Madura and
grounds

grants authority for its
defence in the first instance
at the public cost, but
will determine when a
copy of the Decree is fur-
nished whether the costs
if any be adjudged against
the Atty Collector shall be
borne by that Office or
by the Government.

The Government
will await the explanation
called for in para 2 of
Extract Minutes Council
Meeting of 20th Ultimo, No 1122.

DF

15/1281

Revenue 1857 Dep.to
Dep.to Cons: 16th Dec.r

№ 1281.

Extract Mins of Cons:
Of 9th December 57.

Extract from Sec. 21st Law 58 Ch 91 in fav.
9 Feb 155

Directing the Atty Gen.l
of Madison, to apply to the Court
for leave, to remove his name
from the List of Defendants
in Orig.l Suit № 10, of 1857.

№ 13 at 15.