(b-1)

Revenue Department

Minutes of Consultations

26th May 1857

Book No. 18-19

Order No. 487 dated 22nd May 1857

(6+2)
(8-pages)

பாதகாப்புப் பிரிவு–1

செப்பனிடுபவர் பெயர் இ. சோமசுந்தரம்

செப்பனிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள் 7/06

செப்பனிட்டு முடித்த நாள் 7/06

சரிபார்க்கும் முதல் மு. நி. பா. எ. கையொப்பம்

சரிபார்க்கும் 2–ம்–மு. நி. பா. எ. கையொப்பம்

ஆராய்ச்சி உதவியாளர் கையொப்பம்

Fort Saint George, Revenue Consultation of 26th May 1857.

No. 18. Read the following Extract from the Proceedings of the Board of Revenue; dated 9th May 1857, No. 1488.

Read letter dated 27th February 1857,* from the Acting Collector of Salem, reporting upon Petition No. 2630 of 1856.

* *In Consultation 9th May 1857, Board's No. 102 of 1856.*

(Here enter No. 36.)

Ordered that the foregoing letter be laid before Government, with reference to the Endorsement dated 4th December 1856, upon the above Petition.

2. As the land, which the Petitioner claims by right of purchase, is not enam, but belongs to a Trishvakum Aggraharum and is held under puttah, he is at liberty to sue for its recovery as in the case of other amany lands. The permission of Government is not necessary.

(A true Extract.)

(Signed) L. FORBES, *Acting Sub-Secretary.*

No. 19. ORDER THEREON, No. 487; dated 22d May 1857.

The Board submit a report from the Acting Collector of Salem on Petition No. 2630 of 1856. The Petitioner seeks permission to sue in the Courts for the possession of certain land in the Aggraharum village of Iyavaroopully, purchased by him from one Nausegan.

2. The Collector states that there is no objection to the Petitioner being allowed to seek redress in the Courts, but observes that such permission is not necessary, as the lands are treated as other amany lands; the Aggraharumdars receiving in ready money one-third of the proceeds thereof. The Board also concur in this view of the case.

3. The Government however differ from this opinion. The lands constitute an Aggraharum though they are managed by the Circar, inasmuch as the Aggraharumdars receive one-third of the beriz in every Fusly. As long as the payment bears a proportion to the annual proceeds, as the term Trishvakum appears to imply, the Aggraharumdars must continue to possess an interest in the land under regulation IV. of 1831.

4. Ordered therefore that the following endorsement be passed on Petition No. 2630 of 1856.

"The Right Honorable the Governor in Council permits M. Soobbah Butloo of Denkencottah in Salem under Clause I. Section II. Regulation IV. of 1831 to sue in the Courts of Adawlut for the recovery of certain Aggraharum lands in that District, represented to be illegally withheld from him by one Nausegan."

"The permission now granted is however not to bar any right that the Government may have to resume any part of the Aggraharum land in question, or to be considered as in any way confirming or admitting the title of the present holder."

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

Revenue Department

N°18 Revd May N° 1488

Extract from the Proceedings of the Board of Revenue dated 9th May 1857.

In Long 9th May 1857.

8th N° 102 of 1856.

Read letter dated 27th February 1857 from the Acting Collector of Salem, reporting upon Petition N° 2530/1856.

[Fowler inter N° 367]

Ordered that the foregoing letter be laid before Government, with reference to the Endorsement dated 4th December 1856 upon the above Petition.

2. As the land, which the Petitioner claims by right of purchase, is not Enam, but belongs to a Trishvakum Agraharum and is held under Puttah, he is at liberty to sue for its recovery as in the case of other Inamy lands. The permission of Government is not necessary.

[A true Extract]

[Sd] Z. Duckett.

Acting Subsecretary

To

H. Forbes Esq

Acting Secretary to

Government,

Revenue Department.

Gt A Rec'd 13 May

(3-9)

Revenue 1857 Dept
Dº to Coll 26th May

509.

Extract from the
Proceedings of the
Board of Revenue
Dated 9th May 1857.
Rec'd 11th May 1857.

4 Encls
Returned
Dept 1st 1488
Sec. No. 487. 22nd May

Submitting a letter
from the Collector of
Salem reporting upon
Petn No 2630 of 1856, and
stating that the permission
of Government is necessary
to enable Petitioners
to sue for the recovery of
the land claimed by him.

No 18.

C16 May R19th

(6-5)

Revenue Department

No. 487

Extract from the Minutes of Consultation
Under date the 22d May 1857.

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

(Recd entered 4th May /57 No. 1438)

From

To

The Board submit a report from the Collector of Salem on Petition No. 2630 of 1855. The Petitioner seeks permission to sue in the Courts for the possession of certain land in the Aggraharam Village of Iyanarcoil by him from one Nanagai.

The

2 The Collector states that there is no objection to the Petitioner being allowed to seek redress in the Courts but observes that such permission is not necessary, as the Courts are treated as other Crown lands; the Aggrahaarumdars receiving in lieu of the proceeds thereof. The Board also concur in this view of the case.

3 The Government however differ from this opinion. The lands constitute an Aggrahaarum though they are managed by the Circars, inasmuch as the Aggrahaarumdars

Appeal (b-b) 2 5

Aggrahaarumdars receive one third, ~~is for two~~ of the Beriz in every Fusly. As long as the fragment bears a proportion to the annual proceeds, as the terms Trishwakum appears to imply, the Aggrahaarumdars must continue to posep an interest in the land under Regulation IV of 1831.

Ordered therefore that the following endorsement be passed on Petition No 2630 of 1856.

"The Right Honora ble the Governor in Council permits Mr Stobbart Butler of Pennicottah

in

in Salem under Clause I
Sec. II Reg. IV of 1831 to sue in
the Courts of Adawlut for
the recovery of certain Aggrahara
Lands ie that
District represented to be
illegally withheld from
him by one Nanjan.

The permission now
granted is however not
to bear any Right that the
Govt may have, to resume
any part of the Aggraha-
ram Lands in question, or
to be considered as in any
way confirming or admitting
the title of the present in-
holder.

J. D.

J. M.

2 Copies to the Bd of Rev.
with an Enclo
Disp. No. 23.

1 — P. Cons.
with 3 Enclo Rd 23

(b-7)

Received 185[illegible]
Dispatched 26 Dec 1834.

No 1484.

Petrs Mins of Cons.
Vol 22 Page 151.

Extract from Bd's Proc
No 1484 dated 26 Dec 1834

Ordering a certificate
to be granted to
Ramen Tadden Salem
for the recovery of certain
Lands in the County of Coimbatore
for the recovery of which he
was permitted to sue
in the Court of Adawlut
Reference requested to be
Cheque by withheld from him
by one Nanjan.

No 1484

16th Army