

Revenue Department

Minutes of consultations

25th August 1857

Back Numbers 7-8

Order n^o 839 dated 19th August 1857

பாதுகாப்பு பிரிவு-1

செப்பனிடுபவர் பெயர் 2 சி. டாஸ்டிங்

செப்பனிடுவதற்காக 22.11.06
எடுத்துக்கொள்ளப்பட்ட நாள்

செப்பனிட்டு முடித்த நாள் 15.2.07

சரிபார்க்கும்	சரிபார்க்கும்	ஆராய்ச்சி
முதல் மு.நி.பா.ஏ.	2ம். நி.பா.ஏ.	உதவியாளர்
கையொப்பம்	கையொப்பம்	கையொப்பம்

2
839

Fort Saint George, Revenue Consultation of 25th August 1857.

No. 7. Read the following letter from CLEMENT DALE, Esq., Government Pleader Sudr Udalut; to H. FORBES, Esq., Acting Secretary to Government, Madras; 12th August 1857, No. 80.

SIR,

I have the honor to acknowledge receipt of an Extract Minutes Consultation 31st July 1857, Extract from the Minutes of Consultation as noted in the margin, and to annex for the information of the Right Honorable the Governor in Council a copy of a letter I had the honor to address to the Acting Secretary to the Board of Revenue under date the 22d of July 1857, No. 76.

From CLEMENT DALE, Esq., Government Pleader Sudr Udalut; to J. D. SIM, Esq., Acting Secretary to the Board of Revenue, Madras, 22d July 1857, No. 76.

SIR,

Proceedings of the Board of Revenue, Para. 1. I have the honor to acknowledge the receipt of an Extract from the Proceedings of the Board as noted in the margin.

2. I am of opinion, that, if Government have determined on appealing against the decree passed by the Civil Court of Masulipatam in Original Suit No. 103 of 1855, the Acting Collector should, within the prescribed time allowed for appealing, present to the Civil Court, a Petition of appeal for the reasons stated in para. 2 of those proceedings.

3. I have not a copy of the decree, but I imagine the time for appealing must be fast expiring, if it has not done so already, that no time should be lost in proceeding.

4. I collect that Government have authorized Mr. Knox to appeal; the Minutes of Consultation dated the 24th June 1857, No. 638, have not reached me; I shall require the prescribed order authorising me to conduct the appeal, &c.

5. In the event of an appeal, I should be furnished, as soon as practicable, with full translate copies of the pleadings, evidence, and decree, in the Court below; together with a statement of the case in chronological order; and referring to any points, which Mr. Knox may consider of importance.

No. 8. ORDER THEREON, No. 839; dated 19th August 1857.

The Government trust that the Board of Revenue have, under the opinion expressed by the Government Pleader in his letter to them dated 22d ultimo, No. 76, instructed the Acting Collector of Masulipatam to lose no time in instituting a separate appeal against the Decree passed by the Civil Court of that district in original suit No. 103 of 1855. This course appears to Government to be preferable to that suggested by Mr. Knox in his letter to the Board dated 1st July last, No. 121, viz. that "Government can in replying to the appeal which the opposite party has already instituted, object to such parts of the original decision not involved in the appeal, as they take exception to."

2. The Government observe that they have already granted authority for the institution of the separate appeal before the Sudder Court; and Mr. Dale will accordingly undertake to conduct the same in their behalf.

3. Mr. Knox will afford Mr. Dale all the assistance he may desire, and furnish him with translations of the papers he requires.

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

N^o 80
From Clement Dale Esquire Government Pleader Sudd Udalut
To Henry Forbes Esquire Acting Secretary to Government.

Madras 12th August 1854

Sir,

I have the honor to acknowledge receipt of
an Extract from the Minute of Consultation as
noted in the margin and to annex
for the information of The Right Honorable the Governor
in Council a Copy of a letter I had the honor to
address to the Acting Secretary to the Board of
Revenue under date the 22nd of July 1854 N^o 46

I have the honor to be

Sir,

Your most Obedient Servant

C. Dale

Govt. Pleader

Copy

N^o 46

4
839

From Clement Dale Esquire Government Pleader Sudr Udalt
To J. G. Sim Esquire Acting Secretary to the Board of Revenue

Madras 22nd July 1857

Sir,

Para 1 I have the honor to acknowledge the receipt
of an Extract from the proceedings of the Board
of the Board of Rev. 21st July 1857
N^o 2457 Rev. Department as noted in the margin

2 I am of opinion, that, if Government have
determined on appealing against the Decree passed
by the Civil Court of Masulipatam in Original Suit
N^o 103 of 1855, the Acting Collector should, within the
prescribed time allowed for appealing, present to the
Civil Court, a Petition of Appeal for the reasons stated
in Para 2 of those proceedings

3 I have not a Copy of the Decree, but I
imagine the time for appealing must be fast expiring,
if it has not done so already, that no time should
be lost in proceeding.

4 I collect that Government have authorized
Mr. Knox to appeal; the Minutes of Consultation
dated the 24th June 1857 N^o 638 have not
reached me. I shall require the prescribed order
authorising me to conduct the appeal &c.

5 In the event of an appeal, I should
be furnished, as soon as practicable, with full
translate Copies of the pleadings, Evidence, and
Decree, in the Court below; Together with a Statement

of the case in chronological order, and referring to
any points, which Mr. Knox may consider of
importance

I have the honor to be
Sir

Your most Obedient Servant

Wm. H. Dale

Govt. Pleader

(True Copy)

Wm. H. Dale
Govt. Pleader

5
839

Received 1834
June 25th 1834

No 918

From the Govt. Pleader
to the Secy. of the
Treasury

Recd 12th of Aug 5 1834
J. C. Dale, Secy. of the
Treasury

Enclosed are
for the use of the
Board of Revenue under
Act 22d July last appointing
against the Government
by the Secy. of the
Treasury in 1834

Aug 5 1834

No 839

Extract from the Minutes of Consultation
Under date the 19th August 1857.

Read the following letter
from the Government Pleader to
the Under Secretary.

Here enter 12th August 1857 No 80

Read the letter
from the Government Pleader

trust that the Board of Revenue
have, under the opinion expressed
by the Government Pleader
in his letter to them dated 22nd
ultimo No 76, instructed the
acting Collector of Manipal
to lose no time in instituting
a separate appeal against
the Decree passed by the Civil
Court of that District in an
original suit No 103 of 1855.
This course appears to Government

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6004-6 August 1878 8 49 22
" 21st June 1878 5 41 8

White Sulphur Springs
June 1st 1878
J. H. ...

4 6/103
8/2/1878

Received 1878 August 25
25 to Cash: 25.00 Aug 25

1883 29

Contract ... of ...

21 192 August 1878

Contract ... 1878
1878 1878

Whereas that the
Government has already granted
and authority for the institu-
tion of the ... of ...
against the ... in ...
and ... 1878 before the
... Court ... of the State
with accordingly undertake
to conduct the same in
their behalf.

17 Aug 1878