Revenue Department

Minutes of Consultations

7th September 1858.

Back N° 28 & 29.

Order N° 1208 D 6-9-1858.

1208

No. 28. Read the following Extract from the Proceedings of the Board of Revenue, dated 21st August 1858, No. 3185.

In Cons. 21st Augt. 1858. Read letter from Collector of Guntoor, dated 29th July 1858. (Here enter No. 90.)

In Cons. 4th June 1858. Read again letter from the same Officer, dated 30th April 1858. (Here enter No. 39.)

In Cons. 4th July 1855. In Extract Minutes Consultation, dated 7th December 1854, para. 4, the Government directed, that, if certain of the Guntoor Enamdars did not, before the expiration of that Calendar year, liquidate the arrears of quit-rent outstanding against them, their Enams should be resumed and incorporated with the Government lands, and under these orders, the Enam of C. Chinna Ramanjacharloo called Gungapolliem situated in the village of Chintalachervoo in the Innacondah talook, amounting in extent to acres 137, Goontahs 12, of the annual value of Rupees 87-2-0, and bearing a Bodiga or quit-rent of Rupees 4, was on 23rd January 1855, formally resumed for arrears amounting to Rupees 4-3-6, alleged to be due for Fuslies 1231-35-36, but of the existence of which demand, the Enamdar declares he was ignorant until after the expiry of the period allowed for payment. He denies that any such arrears were really due, and in support of his statement, he adduces the fact that the entries in the village remittance-list for Fusly 1249, A. D. 1839, shew payments on account of the rent for Fuslies 1243-44-45-48, subsequent to those years of which the rent is now said to have been in arrears; and he argues that, had such really been the case, his payments would have been credited to those earlier years, and not to the Fuslies entered in the accounts, and he prays that the Enam may be restored to him.

Fuslies.	*Rs.*	*A.*	*P.*
1231.....	1	15	6
1235.....	1	13	0
1236.....	0	7	0

2. The Collector reports that an Urzee was presented by the Petitioner a few days after the resumption of the Enam, stating his ignorance of the existence of the demand, and his readiness to pay the amount claimed, which he accordingly did pay; but that no previous Urzee on the subject has been found, and that the Talook Sheristadar, whom Petitioner's Vakeel says, he addressed on the subject within the limited period, was subsequently dismissed from the Public Service, and has since died.

3. He moreover states, that the village accounts of collections prior to Fusly 1258, are not forthcoming, while those in the talook are not in sufficient detail to elucidate the point, and he submits copies of three Dumbolas relating to the Fuslies for which arrears were claimed, the first of which, for Fusly 1231 distinctly acknowledges the receipt of the Bodiga due, while the other two for Fuslies 1235-36, are addressed to the Curnums of the village, directing them to receive the Bodiga from the enamdar, and permit him to remove the crop, from which as the crop must certainly have been removed, it may fairly be inferred that the sum was paid.

4. The Board of Revenue are of opinion, that this case is worthy of liberal consideration. The amount of arrears claimed was trifling in the extreme, and bearing no proportion to the value of the enam resumed. The arrears were moreover, of very old date.

5. Supposing the demand to be correct, the arrears could only have been created by gross irregularity in the mode of crediting the enamdar's payments, for there can be no doubt that the quit-rent for subsequent years was collected, and brought to account for the years in which it was paid; whereas the outstanding arrears, if any, should first have been credited with the payment made, as argued by the Petitioner.

6. It appears however, to be more than doubtful that the demand is correct, while the enamdar seems to have at once taken measures to avert the disaster, when he became aware of the resumption; and under these circumstances, the Board resolve to submit the case, with the whole of the correspondence that has passed, for the orders of Government, with their recommendation, that, the Collector be authorized to restore the resumed enam, to its former possessor.

Collector's Endorsement dated 6th Dec. 1856.
Proceedings to Collector 8th April 1857.
Collector's Endorsement dated 5th Sep. 1857.
Proceedings to Collector 20th February 1858.
From Collr. 30th April in Con. 4th June „

(A true Extract.)
(Signed) J. HUDLESTON, *Sub-Secretary.*

Fort Saint George, Revenue Consultation of 7th September 1858.

No. 29. ORDER THEREON, No. 1208; dated 6th September 1858.

	A.	G.
Extent, ...	137	12
Assessment, ...	87	2
Quit rent, ...	4	0

In accordance with the recommendation of the Board of Revenue, the Right Honorable the Governor in Council, is pleased to sanction the restoration of the *Gangapálem* Inâm to *Chinnarámánujácharlu*. The usual investigation into that individual's title, will be made on lapse.

(Signed) T. PYCROFT,
Chief Secretary.

N.° 810 of 1856.

The Enam lands referred to by the Petitioner have been resumed in consequence of the non payment of the arrears of Quit rent due upon them amounting to Rupees 4-3-6. Petitioner produces 3 Doombalahs in support of the payment alleged to have been made by him but in the absence of any entry in the accounts, the Acting Collector Mr. Wood appears to have considered the genuineness of those Doombalahs questionable.

Fasly 1231 - 1 - 15 - 6.
1235 - 1 - 13 - "
1236 - " - 7 - "
4 - 3 - 6

Petitioner has since paid the amount due upon the Enam but this payment having been made subsequent to the prescribed period, it was not recognized.

Received 2.d July 1856.

Guntoor District,
Collectors Office,
Collepara 8.th Dec.r 1856.

(Signed) A. Newill
Ag.g Collector.

N.° 1097.

Extract from the Proceedings of the Board of Revenue dated 8.th April 1857.

Read Petition presented by Chinna Ramanooja Charloo of Guntoor.

(Here enter Petition N.° 871/1857.)

From the Collectors' Endorsement dated

dated 6th December 1850 it appears that the Enams referred to were resumed in consequence of the non-payment of arears of quit rent amounting to Rupees 4-3-6 within the prescribed time-

2. Receipts were produced by the Petitioner to proae payment, but in the absence of any entry in the accounts the late Acting Collector Mr Wood" appears to have considered the genuineness of those Doombalahs questionable"

3. The Board cannot of course give an opinion upon the character of these documents but they think that this plea of payment is deserving of more notice than it appears to have received at the hands of the local authorities-

4- With reference to the foregoing remarks, the Petition is returned

returned to the Collector for such further enquiry as he may deem necessary, and for report by Endorsement-

(A true Extract)

(Signed) L. Forbes

Ag Sub Secretary-

No 810 of 1850- & No 871 of 1857-

With reference to para 3 of the Board's Proceedings of the 8th April last No 1097, remarking that the plea of payment of the arears of Quit rent put forth by the Petitioner is deserving of more notice than it has met, the Acting Collector has to observe that at this distant period, it is difficult to ascertain satisfactorily, the correctness of the same; the accounts do not afford information, and any examination

examination to be made at present would only lead to uncertain results.

2. The Petitioner attempts to prove his plea by a remittance list of the Village dated the 28th February 1839, in which the payment of the arrears for the years noted in the margin is inserted, thereby drawing an inference that this payment could never have been recognized by the Village Officials, had the previous arrears not been paid up, but this remittance list is a mere copy of the Village account on which little or no reliance can be placed.

		Rs.
Fusly	1243.	4
"	1244.	4
"	1245.	4
"	1248.	1
		13

3. Under any circumstances, as the payment was again made by the Petitioner, the restoration or otherwise of the Enam to the Party rests with the decision of the Board.

Received 2d July 1858.

Guntoor Collector's Office, 5th September 1857.

(Signed) R. A. Cotton
Acting Collector.

No. 663.

Extract from the Proceedings of the Board of Revenue, dated 20th February 1858.

Read Petition No. 810 of 1856 from Chinaramanuja Charloo, Enamdar of Gungapolliem in Innakondah in Guntoor.

(Here enter No.—)

The Petitioner claims restoration of his Enam on the plea that he had in reality paid the arrears* for non-liquidation of which it was resumed.

* For Fuslies 1231-35 and 36.

2. The proof he adduces is the entry in the village remittance of payments on account of arrears in Fusly 1243 to 48 and he argues that if arrears had been outstanding for previous years his payments would have been credited to them and not for the Fuslies entered in the accounts.

3. The Board are disposed to give Petitioner the benefit of the doubt but they request the Collector to mention the orders of Government under which the Enam was resumed and to state its extent and value and the Talook in which it is situated.

4. The remittance list referred to should also be compared with the original village accounts.

(A true Extract.)

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

To

H. WOOD, Esq.
Collector of Guntoor.

(True Copies.)

Sub Secretary.

Compd
C. Burton

No. 3185.

Extract from the Proceedings of the Board of Revenue, dated 21st August 1858.

In Con. 21st August 1858. Read letter from Collector of Guntoor, dated 29th July 1858.

[Here enter No. 90.]

In Con. 4th June 1858. Read again letter from the same Officer, dated 30th April 1858.

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In Con. 4th July 1855. In Extract Minutes Consultation, dated 7th December 1854, para 4, the Government directed that, if certain of the Guntoor Enamdars did not, before the expiration of that Calendar year, liquidate the arrears of quit-ent outstanding against them, their Enams should be resumed and incorporated with the Government lands, and under these orders, the Enam of C. Chinna Ramanoojacharloo called Gungapolliem situated in the village of Chintalachervoo in the Innacondah talook, amounting in extent to Acres 137, Goontahs 12 of the annual value of Rupees 87-2-0, and bearing a Badiga or quit-ent of Rupees 4, was on 23rd January 1855, formally resumed for arrears amounting to Rupees 4-3-6, alleged to be due for Fuslies 1231-35-36, but of the existence of which demand the Enamdar declares he was ignorant until after the expiry of the period allowed for payment. He denies that any such arrears were really due, and in support of his statement he adduces the fact that the entries in the village remittance list for Fusly 1249, A. D. 1839, shew payments on account of the rent for Fuslies 1243-44-45-48, subsequent to those years of which the rent is now said to have been in arrears, and he argues that, had such really been the case, his payments would have been credited to those earlier years and not to the Fuslies entered in the accounts, and he prays that the Enam may be restored to him.

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3. He moreover states that the village accounts of collections prior to Fusly 1258 are not forthcoming, while those in the talook are not in sufficient detail to elucidate the point, and he submits copies of three Dumbalas relating to the Fuslies for which arrears were claimed, the first of which, for Fusly 1231 [illegible] dressed to the Curnums of the village directing them to receive the Badiga from the Enamdar, and permit him to remove the crop, from which, as the crop must certainly have been removed, it may fairly be inferred that the suit was paid.

4. The Board of Revenue are of opinion that this case is worthy of liberal consideration. The amount of arrears claimed was trifling in the extreme, and bearing no proportion to the value of the Enam resumed. The arrears were moreover of very old date.

5. Supposing the demand to be correct, the arrear could only have been created by gross irregularity in the mode of crediting the Enamdar's payments, for there can be no doubt that the quit-rent for subsequent years was collected and brought to account for the years in which it was paid, whereas the outstanding arrears, if any, should first have been credited with the payment made, as argued by the Petitioner.

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Pro. to Collr. 20th February 1858.
From Collr. 30th April in Con. 4th June 1858.

(A true Extract.)

Sub Secretary.

To T. PYCROFT, Esq., *Chief Secretary to Government.*

Copy to Collector of Guntoor.

Cons: 12th Dec 57 No 344
" 23d March 58 " 22423

Revenue 1858 Depn
Dft to Cons 7th Sep
No 1338

Extract from the
Proceedings of the
Board of Revenue

Rec. of the Bd of Revenue
2/ 19th April 1858 No 1021
on Rec.

Dated 21st } Augt 183
Recd 23d }
Encls
Enclg
No 3185.

Submitting with the Bd remarks, correspondence on the subject of the Enam called Gungapallem situated in Simaconda taluk in the District of Guntoor, claimed by 6 Chinna Ramanujachariar and recommending that the Collector be authorized to restore the Enam to the above named individual.

No 1208. 6th Aug
With an Order

No 1208

In accordance with the recommendation of the Bd of R. the R. to G. in C. is pleased to sanction the restoration of the Ganapálem
a. f
137. 12 Enam to Chinnarámánujácharlu
87. 2.
Read Rule. The usual investigation in to that individuals title will be made on Lapse

Sec to Govt
Revenue Dept
with 8 Encls

No 2829

27th Aug 24th Sep.

Wm R
aug. 27.
September
1858.