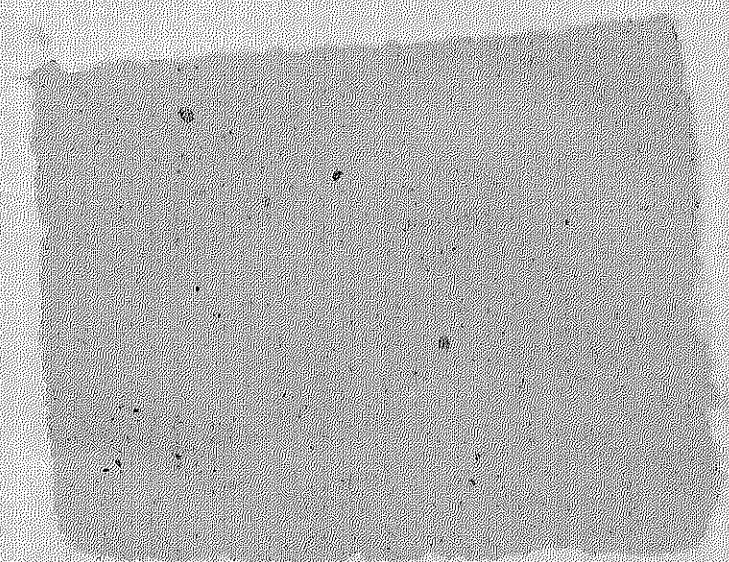


Revenue Department
minutes of Consultation

16th Feb 1858

Order no 24 + 25

Order no 1857, 18th Feb 1858



பாதுகாப்பு பிரதி-1

செப்பளிப்பவர் பெயர்:

செப்பளிப்பதற்காக எதற்காக-
செப்பளிப்பது

25/11/08
செப்பளிப்பவர்
செப்பளிப்பவர்
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10-4-08

Fort Saint George, Revenue Consultation of 16th February 1853.

No. 24. Read the following Extract from the Proceedings of the Board of Revenue; dated 21st December 1857, No. 4597.

* In Consultation 21st December 1857. Read letter from the Collector of Vizagapatam dated 17th November 1857.*

(Here enter No. 152.)

1. Resolved that the above letter be laid before Government with reference to paras. 7 and 11 of Extract Minutes of Consultation dated 10th November 1857, No. 1141, Revenue Department.

2. No. 10. This Enam is an unauthorized grant having been conferred by villagers on the last holder's father as shown in the accounts of the permanent settlement. The family having become extinct by the death of the last holder in 1850, it has finally lapsed to Government and should have been assessed to the full revenue at the time. In July 1856, it was however improperly sold to the party now in possession for Rupees 27½ in satisfaction of a decree passed in 1817 against the last holder by the District Munsiff of Royavaram. The sale is evidently invalid. The land being Enam could not be sold or even attached without the sanction of Government—moreover, if the dates in the Collector's letter are correct, it had actually escheated when transferred to the purchaser and notice of its attachment and intended sale was not given to the Collector as prescribed by the C. O. of the Sudder Udlat dated 15th February 1847.

Royavaram.	Vees.	assessed at
		Rs. A.
Wetland.....	1	12 0
Quilt rent.....	0	2 13

C. O. B. page 453.

Further it was purchased in disregard of the warning given in the Notification of the 27th July 1848 and from the remarks in column 8 of the Tabular Statement the uncertainty of the tenure was known to the parties concerned. Under these circumstances, the Board do not see that Government are in any way bound to recognise the sale and recommend that the land be brought under full assessment, but left of course in the present holder's occupation if he wishes to retain it.

3. No. 11. The last holder enjoyed 1½ veesum assessed at 12½ Rupees in virtue of alleged purchase of which, however there is no documentary evidence. The Collector nevertheless proposes to continue this portion of the Enam to the deceased's family consisting of a widow and 2 sons aged 11 and 7 years respectively on a quilt rent of ½ of the assessment.

Their means of subsistence are not mentioned. The grant having been made only by villagers and there being no documentary proof of the purchase, the Board see no reason for continuing the lapsed share on such favorable terms and recommend its resumption. The Board observe that of the remaining portion of the Enam 5½ Veesums are held by the family of the person whose name appears in the permanent settlement accounts and that 3½ Veesums are held by 2 other individuals in virtue of alleged sales; the Collector will report when these last portions of the Enam passed out of the family of the original grantees and whether there is any evidence of a bonafide purchase in each case.

4. The Board are unable to reconcile the statement in column 3 to the effect that the destruction of the Hoazoor permanent settlement accounts render it impossible to ascertain whether the grant is entered in them or not with the positive assertion in Col. 8 that it is so entered. The accounts referred to in column 3 are perhaps the village copies of the Moozoor accounts, but if this is the case, it should have been so stated.

Fort Saint George, Revenue Consultation of 16th February 1858.

5. No. 14. This grant was made by the late Zemindar of Palcondah for Muzzoomdary

No. 14.			
Gargookilly.			
	Extent.	Assessment.	Quit rent.
Dry.....	1	Rs.	
Wet.....	11	120	37½
	12		

In Consultation 17th October 1857.

service at what time is not stated, but through an oversight, it was entered as "for charity" in the Tabular report of the 19th May 1857, since the Estate reverted to Government, the service has ceased to be performed in this and in many other similar cases, where the grants are continued. This enam and No. 13 were held by the same person, and are also claimed by the same individual. The Board see no reason to recommend its continuance. The sister of the last holder apparently receives maintenance from her husband's family.

(A true Extract.)

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

No. 25. ORDER THEREON, No. 188; dated 12th February 1858.

1. In these Proceedings, the Board of Revenue submit their recommendations regarding three cases of enams included in the Tabular Statement of lapsed enams in Vizagapatam for the quarter ending 31st March 1857, but on which, further information having been required, no orders were passed in Extract Minutes Consultation dated 10th November last, disposing of the other cases.

No. 10. 2. This enam lapsed in 1850, by the death of the 1st holder, when the family became extinct. It was however sold to the present holder at an auction held under order of Court on the 30th of July, 1856, in satisfaction of a judgment given in 1847 against the deceased, and the land was made over to the purchaser in August 1857, no notice of the intended sale having been given to the Collector by the Royavaram Moonsiff, as required by C. O. S. U. dated 15th February 1847. It was purchased also in disregard of the Notification of 27th July 1848, and the small amount of the purchase money, viz. Rs. 27½ is explained by the Collector in the Tabular Statement as resulting from "the uncertainty of tenure of such property;" So that the purchaser does not appear to have acted in ignorance.

3. This is a rather flagrant instance of the manner in which the rights of Government in these lapsed enam cases are neglected.

The enam which was originally an unauthorized alienation by villagers escheated in 1850 on the extinction of the family of the grantee, yet in 1856 it was sold in defiance of the orders of the Court of Sadr Udulat, of the Board of Revenue, and of the rights of Government, to whose notice the fact of the original lapse was not brought until 1857.

4. The Government entirely agrees with the Board that the purchaser is entitled to no consideration whatever, and direct that the land be immediately brought under full assessment, the present holder's continued occupation of the land on payment of assessment, being of course at his option.

5. The attention of the Court of Sadr Udulat will be called to the infraction of their orders in this case.

No. 11. 6. Of this enam, 11. Veesum assessed at Rupees 12.8 was held by the deceased under an alleged sale, of which no documentary evidence is forthcoming.

7. The Collector proposes to continue it to the family of the deceased on one-third of the assessment, while the Board recommend its resumption.

Fort Saint George, Revenue Consultation of 16th February 1858.

8. The Government, observing that it was originally an unauthorized alienation by villagers, and that there is no evidence of the purchase, sanction this portion of the enam being brought under full assessment. Further information has been called for regarding the remaining portions.

No. 14.			
	Extent...	Assessment...	Quit rent...
	12	120 Rupees.	37½ do.

Sec. E. M. C. dated 10th November 1857.

9. This enam, the circumstances of which are identical with those of No. 13 (which, as already ordered, is to be resumed for default of direct heirs,) save in that it was originally granted by the Zemindar for "Muzzoomdary" service which has never been performed since the estate reverted to Government, will be brought under full assessment.

(Signed) H. FORBES,

Acting Secretary to Government.

Revenue Department

N^o 1597

Extract from the Proceedings of the Board of Revenue dated 21st November 1857

In 21 Nov 57

Letter from the Collector of Vizagapatam dated 19th November 1857
(Horse No 12152)

Resolved that the above letter be laid before Government with reference to para 4 of Extract Ministry for resolution dated 10th November 1857 R.M.S. R.C.

2. N. 10. This name was unauthorized grant having been conferred by Village on the last holder of this as shown in the Account of the Permanent Settlement. The family having become extinct by the death of the last holder in 1850, it has finally been sold to Government and should have been added to the full Revenue at the time. In July 1858 it was however improperly sold to the party now in possession for Rs 27 1/2 in satisfaction of a decree passed in 1847 against

Progamam - 1000
Mist land - 1 - 1000
Gut land - 2 - 1000

2. N. 10. This name was unauthorized grant having been conferred by Village on the last holder of this as shown in the Account of the Permanent Settlement. The family having become extinct by the death of the last holder in 1850, it has finally been sold to Government and should have been added to the full Revenue at the time. In July 1858 it was however improperly sold to the party now in possession for Rs 27 1/2 in satisfaction of a decree passed in 1847 against

the land being by the District Manager
of the same. The value is evidently invalid.
The land being now sold and he sold or
conveyed it to the son of James
and a number of the others in the Collection
letter are named. It had actually been
conveyed to the son of James and notice
of its location had been given to the
Collector as prescribed by the Col.
of the land dated 18th Feb. 1847.
The land was purchased in disregard
of the warning given in the notification of the
Col. of 18th Feb. 1847 and from the Remarks in Column
3 of the Sub. In. To remove the uncertainty
of the tenure now known to the parties concerned.
Under these circumstances, the Board do not
see that Government are in any way hindered
to recognize the sale and recommend that
the land be brought under full payment,
but left of course in the present holder's
occupation of the water to return it.
3. 1844. The last holder engaged the Vessant
of 12 1/2 Rupees in return of an alleged
purchase of which, however there is no docu-
mentary evidence. The Collector never the less
proposes to continue this portion of the sum

6
to the deceased family consisting of a
widow and 2 sons aged 11 & 7 years
respectively and a girl aged 3 of the
age of 10. Their names of children are
and not mentioned. The grant having
been made only by villagers and there
being no documentary proof of the purchase,
the Board see no reason for continuing the
land here on such small terms and
recommend its resumption. The Board ob-
serve that of the remaining portion of the
sum 5 1/2 Rupees are held by the family of
the person whose name appears in the
Permanent Settlement account and that
3 1/2 Rupees are held by 2 other individuals in
virtue of alleged sales. The Collector will report
when these last portions of the sum passed
out of the family of the original grantee
and whether there is any evidence of a bridge
purchased in each case.

4. The Board are unable to reconcile
the statement in Column 5 to the effect that
the destination of the Wagon Permanent Settlement
account renders it impossible to ascertain whether
the grant is entered in them or not with the
positive assertion in Col. 8 that it is so
entered.

12. 1841 - I received a paper from a Column
of a newspaper, the Editor of the Register
proposed to send the Warrant to the County & State
to be revised.

[illegible]

[Faint handwritten notes:]

B. 2 1/2
Symmetrical
Very symmetrical
Red 1/2
12

1. *Worm Eaten* *Sp.*

Adm. J. S. S. S.

Acting Secretary

The Park Road
 to the Park Road
 The Park Road
 The Park Road

Extract from the Minutes of Consultation
 Under date the 12th February 1858.

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

(Was entered 21 December 1857 No 4597)

1. In the proceedings
 of the 1st Feb. on board
 the recommendation
 regarding the case of
 names included in
 the Schedule of the
 Eastern Division in
 Pagaratan - for
 the quarter ending
 31 March 53. but
 in which further
 information having
 been required - so
 order has been given

Done at Fort St. J. 1857

Revenue: 1857 No 4597
 21 Dec 1857

Extract from the
 Proceedings of the
 Board of Revenue

Dated 21st December 1857
 No 230

1. Note

No 4597

Dec 1857 1857 12th Dec 1857

Consulting with
 our colleagues of the
 Board's opinion a letter
 from the Collector of
 Pagaratan furnish
 very information with
 respect to certain cases
 Revenue referred to in the
 Report of 19th May last

1857

1857

and of the 28th of Feb.
I have notice to put
the original paper ^{was}
sent on 1st inst. 1837.
I am in the way of
it to the effect that the
landowner is entitled
to no consideration
therefor, and direct
that the land be immediately
brought under full review.
I submit the present holders
continued occupation
of the land on paying half
as much as the original
owner at his option.
The attention of the Court
of Sess. will be called
to the infraction of their
orders in this case.

C. R. H. Evans, 1/2 Kasner
arrived at N.B.S. was
taken to the hospital and
was released after 24 hours.

11.
 Cost of 9 1/2 Passes
 9 1/2 3/4 Passes

No. 14.
 Liberty 12 Passages.
 Asses? 20. R.
 Freight 37½ R.

Dear but any evidence
 is forthcoming
 I hope to propose to
 continue it to the family
 of the deceased on 5th of the
 anniversary. Still the
 G. R. recommended its
 continuation

The L^t. observing that
it was originally an
unauthorised abduction
by Villagers, and that
there is no evidence
of the purchase, & that
~~the~~ ^{the} King's report
of the same, under
false names &c. &c.
Further information
has been called for
regarding the meaning
of the word.

9. The same - the
circumstances of
which are identical
with those of No. 3

which are
already on the
ground for default of
Direct Miss. save in
that it was originally
granted by the Governor
for "Magorunday" service
which has now been
performed since the
estate reverted to the
estate he brought under
full assessment.

L. H.

2 July 1858.

Wm. H. H. H. H. H.

Wm. H. H. H. H. H.

Wm. H.

See P. H. H. H. H.

10

Revenue 1858 Deposit
Dy. to Comr. 16. Solangy

17. 1858

Extract from the Report of the
Patent 12. 1858

Extract from the Report of the
Patent 12. 1858 in 115
Extract from the Report of the
Patent 12. 1858 in 115

Register orders on
Tribunal Statement of
Lapsed Revenue in 1858
particular.

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