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Revenue Department

Minutes of Consultations

12th March 1858

Back nos 63 + 64

Order no 310 dt 9th March 1858

(Sd) [illegible]

பாதுகாப்பு பிரிவு-1

செப்பனிடுபவர் பெயர்: S. ராமகிருஷ்ணன்

செப்பனிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள்: 13/8/2008

13/8/08
சரிபார்க்கும்
முதல் முறிபாளை
கையொப்பம்

19/8/08
சரிபார்க்கும்
2ம் முறிபாளை
கையொப்பம்

21/8/08
இறுதி முறிபாளை
கையொப்பம்

Fort Saint George, Revenue Consultation of 12th March 1858.

No. 63. Read the following Extract from the Proceedings of the Board of Revenue; dated 25th February 1858, No. 719.

Remarks of the Board of Revenue on a Report on a lapsed Enam.

From the Acting Collector of Madura dated 24th December 1857, No.—.

In Cons. 25th Feb. 1858.

As this Enam was originally granted for the support of Fakeers, the Board concur in the opinion of the Acting Collector that the party claiming in virtue of a will executed in his favor by the deceased is not entitled to the deceased's share, and as the other claimant already possesses sufficient (viz., ¾ share or Rupees 77-4-2) to defray the expenses of the charity, they recommend the resumption of the lapsed share.

By Order.

(Signed) G. S. FORBES, *Secretary.*

No. 64. ORDER THEREON, No. 310; dated 9th March 1858.

Extent, 12 $5\frac{5}{16}$ *Dawnies.*

Assessment, ... *Rs. A. P.* 102 10 1

This enam was granted in A. D. 1758, by the then Nabob Anwar-ud-deen Khan for the maintenance of the tomb of Shah Zahoor Ullah, and defraying the expenses connected with it.

2. The duties are now performed by the person who succeeded the late husband of the deceased in the charge of the tomb, and who is in possession of ¾ of the enam of the annual value of Rupees 77-4-2.

3. The Board of Revenue recommend the resumption of the lapsed ¼ share, on the grounds that the person claiming to succeed under a will executed in his favor by the deceased has no right whatever to such property, and that the remaining ¾ of the enam are sufficient for the purpose for which it was originally granted.

4. The Government observe that the alienation by the late husband of the deceased of the share enjoyed by her, from the legitimate purpose for which it was intended, was altogether unauthorized, and that the whole of the enam should properly have been transferred with the duties attached to it, to the individual Cazahmiah, alias Oozoor Shah, who now holds ¾ of it, and they accordingly resolve that the lapsed share shall now revert to him, and be incorporated with the rest of the enam. The Collector will impress upon him that he has no power of alienation of any portion of the enam, and that it will be continued only so long as the charitable and religious services for which it was granted are performed.

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

A° 310 310/3 R. D.

Extract from the Minutes of Reconstruction
Under date the 6th March 1858

Tabular Statement of a
Lapsed Grant in
Madras District.

The Grant was
granted in A.D. 1758.
by the then Sabordinate
authority for the
maintenance of the
Sowtry Shah Zahir
Dillah. and defraying
the Expences connected
with it.

The duties ~~of~~
~~Collection~~ of are
now performed by
the person who due:

Ext. A
12 5/16 Cawnies
Assessment
R. 102. 10. 1.

ceded the late husband
of the Deceased in the
charge of the Estate and
Effects of the Deceased
who is in possession
of 3/4 of the Income of
the annual value of

Rs. 77. 4. 2.

The Bd. of Rev.
recommend the resumption
of the lapsed 1/4 share
on the ground that
the persons claiming
succeeded under a title
created in his favor
by the Deceased
who died before
the Estate
of the Deceased
[illegible] the remaining
3/4 of the Income are
sufficient for the

purpose for which it was
originally granted.

The Bd. of Rev. state
the alienation of the
late husband of the
Deceased of the share
enjoyed by her from
the legitimate purpose
for which it was
intended, was altogether
unwarranted. and
that the whole of the
Income should properly
have been transferred
with the duties attached
to it. If the individual
(Gopalmiah alias
Gopee Shah) who
now holds 3/4 of it
and they accordingly
recommend that the

[illegible] shares shall now
revert to him, and be
incorporated with the
rest of the Enam. The
Coll. will impress upon
him that he has no
power of alienation
[over] any portion of the
Enam — and that it
will be continued only
so long as the charitable
& religious services for
which it was granted
are performed.

1. March/58.

3 Copies to the Bd. of Rev.
Disp. 10

2d. March 58.

No. 63464

310/5

Revenue 1858 Dept
Do. 12th March.

No. 310.

Extract Minute of Govt.
1st March 58.

Passing Orders on the
Tabular Statement of a Lapsed
Enam in Madura for the 3rd
Quarter of 1857.