

Revenue Department
Minutes of Consultations.

13th April 1858.

Back nos 36 & 37

Order no 4772/13th April 1858

Fort Saint George, Revenue Consultation of 13th April 1858.

His Lordship in Council accordingly confirms the order passed by the Board on his case, although the Government formerly questioned the propriety of the Board's decision, they had not, and could not have had, any intention of imputing to them intentional injustice.

Ordered that the following endorsement be communicated to Vencataramana Naick, with reference to his petitions of the 28th July and 22nd September 1857, and 16th February 1858.

"The Petitioner having failed to substantiate before the Assistant Collector, who recently investigated his complaint, the assertions made in his petition of the 28th July last, the Government confirm the order passed by the Board of Revenue on his case."

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

No. 924.

Extract from the Proceedings of the Board of Revenue, dated 15th March 1858.

In Con. 15th March 1858. Read letter from the Acting Collector of Madura dated 7th December 1857.
(Here enter No. 289.)

In Con. 30th Sept. 1857. 1. In Extract Minutes Consultation dated 8th September 1857, No. 902 Revenue Department, the Government reviewed a decision of the Board confirmatory of an order of the Collector of Madura making over a piece of Porumbake land to certain parties for cultivation, and requested that further evidence might be taken and the subject again brought under consideration.

2. From the report of Mr. McGregor the Assistant Collector who visited the spot and obtained such information upon the subject as was procurable it would appear that, in addition to the ground which forms the subject of the present reference, 3 pieces of Porumbake land, in extent about 5 Goolies (or 3 acres) are set apart for the common threshing-floors and cattle-stands of the Village.

3. In regard to two of these spots it is urged (1) that they are unsuited for the purposes for which they are required, and (2) that their position renders them useless as threshing-floors, the grain being exposed in the one case to risk of fire in consequence of proximity to houses, and being liable in the other to injury from inundation. Mr. McGregor however considers these objections to be without foundation, and although it is shown by the Curian's evidence that in very heavy floods a portion of the land is under water, the Ryots themselves appear to entertain no such fears in reality, for they do not hesitate to put the ground to the use for which it was allotted, and this view is still further confirmed by the fact that the 3d portion, viz. the strip on the South and West, though set apart for the purposes above adverted to, is partly unoccupied and partly under cultivation.

4. It seems therefore clear that there is no lack of common ground for the use of the Village community, and that Petitioner's objections are unreasonable. This view is strengthened by the fact that the land in dispute was cultivated at the time of the original assessment and that it was formerly in the possession of the ancestors of the Defendant, but relinquished in consequence of poverty. The Defendant has held it during the last four years and has improved it at a considerable private outlay.

5. It may be mentioned here that the question under discussion formed the subject of O.S. No. 59 of 1854 upon which occasion the correspondence noted marginally passed. It was held by the Sub. Court that Petitioner had no right to the land sustainable in a Court of Law and that his claim was one for the disposal of the Revenue Authorities.

6. Under these circumstances the Board trust that the Government will exonerate them from the imputation of injustice as conveyed in para 2 of Extract Minutes Consultation 8th September 1857 No. 902 Revenue Department.

7. Petition No. 2161, upon the same subject is herewith returned.

(A true Extract.)

[Signature]

Sub Secretary.

To

H. FORBES, Esq.,

Acting Secretary to Government.

Revenue Department.

15000th, and it can
be settled.

B.S.

31. 3. 56.

Understand they have
already stopped pay ments
in all cases this claim should
be registered after the State

W.M.

W.M.

investigated

June 8th 1857
11th 1857
20th 1857

Dec 13 1857
1857

Attended the Grand
jury of

Dec 13 1857

1857

1857

1857

1857

W.M.

Respectfully submitted,
the President of the American
Society for the Relief of
Suffering in the
Consolidation of 8th & 9th
1857 1857, and with nothing
a better form, the City Clerk
relating to the same.

C. E. M. 477, 18th 1857.

No 36.

1857

68 1/2 Revenue Dept

Extract from the Minutes of Consultation
Under date the 13th April, 1858.

Read the following
- ing Extract from the Pro-
- ceedings of the Board of
Revenue.

Reporting further on the
question of the Perumbokke
land in the District of
Madurai, referred to in Extract
Minutes Consultation of 8th
September 1857, 18902, and sub-
mitting a letter from the Acting
Collector relating to the same.

Here enter 16th March 1858
18934

The Right
Honorable the Governor
in Council observes that
the Petitioner has failed
to substantiate before the
Assistant Collector who
investigated

investigated his complaint,
the assertions made in
his Petition of the 28th July
1857; nor does it appear,
from the papers sub-
mitted, that the inhabi-
tants of the Village
objected to the occupa-
tion of the ground in
dispute, by the defendant.
His Lordship in Council
accordingly confirmed
the order passed by the

Board on his case; and,
as requested, readily
exonerates him from
the imputation convey-
ed in para 2 of Extract
from the Minutes of
Consultation of the
8th

Although the Govt
promised to guarantee
the property of the
decision, they had
not, & could not
have had, any in-
fluence of influence
to be so intentional
injustice.

2/5

2nd September last
Ordered that
the following endorse-
ment be communi-
cated to Venkatarama-
na Naidu, with
reference to his Petition
of the 28th July and
22nd September 1857,
and 16th February 1858.

The Petitioner
having failed to
substantiate before
the Assistant Collector,
who recently inves-
tigated his complaint,
the assertions made
in his Petition of
the 28th July last, the
Government confirm
the

the order passed by
the Board of Revenue
on his case.

Ad B.L.

3 Copies to the Bd of Rev.
with 3 Procs.
Dist. 15

1 one for Dep.
1 one with Mr. D. 14

445
8

104/77.
Robert Murray Esq.
27th April 1858.

Received 1858 April 18th
2nd 18th April

Enclaving order on the
Petition of Venkateswara
Naidu regarding the Sumatra
land in Malabar, and informing
him that having failed to do
so within the stipulated time
in his petition before the 24th 5th
Collector the Government have
given the order passed by the
Board of Revenue on his
case.

1736 197.

20th March 17th April