Revenue Department

Minutes of Consultations

19th Jan 1858

Backnos 32+33

Order no 725/19th Jan 1858

பாதுகாப்பு பிரிவு–1

செப்பனிடுபவர் பெயர்

செப்பனிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள்

சரிபார்க்கும் முதல் மு.நி.பா.எ. கையொப்பம்	சரிபார்க்கும் 2–ம் மு.நி.பா.எ. கையொப்பம்	ஆராய்ச்சி உதவியாளர் கையொப்பம்

Fort Saint George, Revenue Consultation of 19*th January* 1858.

No. 32. Read the following Extract from the Proceedings of the Board of Revenue; dated 7th January 1858, No. 76.

Read letter from the Acting Collector of Malabar dated 24th and 26th December 1857.*

**In Consultation 7th January* 1858.

(Here enter Nos. 204-206.)

1. Resolved that the above letters be submitted for the orders of Government.

2. The suit referred to in the above correspondence is instituted to establish Plaintiff's right to the Jenm of certain land in Malabar.

3. It appears that the land in dispute formed part of a salt pan, and when the manufacture of salt was discontinued remained waste; according to Plaintiff's allegation it was purchased by his father at a Court sale in 1826 and a Sunnud was granted in his favor by the Courty Plaintiff's Father died apparently in 1836, and Plaintiff urges ignorance of the right and infanc. in explanation of his failure to urge his claims until 1850.

4. The late Collector Mr. Conolly considered the matter too trivial for legal proceedings and proposed abandoning the right of Government. The present Acting Collector however adopts a different view, in which the Bord concur. The entire Umshom in which the land is situated become Government property; so far back as 1734 no notice was given of the intended sale, and Plaintiff himself preferred his claims only after a lengthened interval when the land was being improved by the ryots to whom it had been given on Cowle by the Collector.

5. The Draft answer seems to the Board sufficient, and they recommend that the Acting Collector may be authorized to file it and defend the suit at the public expense.

6. The time for filing the answer will expire on the 27th instant, but a further period of one month has been applied for.

(A true Extract.)

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

No. 33. ORDER THEREON, No. 72; dated 19th January 1858.

The Right Honorable the Governor in Council grants authority for the defence in the first instance at the public expense of original suit No. 10 of 1857, instituted by Pullakul Ammancooty in the Principal Sudder Ameen's Court of Tellicherry, against the Acting Collector of Malabar and others, but will determine when copy of the Decree shall be furnished whether the costs, if any be adjudged against the Acting Collector, shall be borne by that officer or by the Government.

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

(3)

Revenue Department

No. 76

Extract from the Proceedings of the Board of Revenue dated 9th January 1858.

Inl Con 7th Jan 1858

Read letter from the Acting Collector of Malabar dated 24th ult. No. 426 December 1857.

Ibore Duabus No. 204 2061

Resolved that the above letter be submitted for the orders of Government.

2 Resolved to refer the above correspondence & annexed to Establish Plaintiff's right to the Jenm of certain lands in Pallur.

3 It appears that the land in dispute formed part of a Salt pan and when the Proprietor of Salt was dispossessed & ousted by according to Plaintiff's allegation it was purchased by his father at a Court sale & 1836 and a sunnud was granted in his favor by the Govt. Plaintiff's father

died

died apparently in 1836 and Plaintiff
urges ignorance of the right and infancy
in explanation of his failure to urge his
claims until 1850.

The late Collector Mr
4 Conolly considered the matter too trivial
for legal proceedings and purposed abandoning
the rights of Government. The present Acting
Collector however adopts a different view
in which the Board concur. The entire
Marsham in which the land is situated
became Government property so far back
as 1734 no notice was given of the intended
sale, and Plaintiff himself preferred his
claim only after a lengthened interval
when the land was being improved by the
repute to whom it had been given out
Cause by the Collector.

The Draftsman sent to the
5 Board enquired and they recommend
that the Acting Collector may be
authorized to file it and defend the
suit at the public expense.

The time for filing the
6 Answer will expire on the 27th instant

but

(4)

but a further period of one Month
has been applied for.

I have the honor to be
Sir
Your most obedient
humble Servant
J. Parkes Esq
Acting Secretary to Government
Revenue Department

Comp'd
P.P. Boyle

Rev. Dept.

No 72.

Extract from the Minutes of Council at Kaie
Under date the 19th January 1858.

Read the following
Extract from the Proceed
ings of the Board of Rev

Revenue No 38 Register
Rec'd 19th January
Extract from the
Proceedings of the
Board of Revenue

Dated 7th
Rec'd 9th January 1858
& Rec'd Registered
No 32

To His Excellency
Sir

Submitting Letter
from the Acting Collector
of Malabar relative to
the institution by the
Calastal Commandy
to establish his right to
farm & certain Land in
the City in question
recommending that the
Government may be
pleased to direct the
Defendant at the Public
Cost.

Rec'd 12th January 1858

The Right Hon
able the Governor in
Council grants an
thority for the pa
in the first instance
at the public expe
of original Institu
of 1857 instituted by
Pullakat Nunna
-cutty in the Principal Sa
-dr Ameen's Court

Tellicherry against
the Acting Collectors
of Tellicherry and
others, but will be
forwarded when copy
of the decree shall
be furnished whether
the costs, if any be
adjudged against the
Acting Collectors,
shall be borne by
that officer or by
the Government.

Copies to the Bd of Rev
with 3 Letters
Disp. 20?

by the Collector for
a decision of the Court
Upon appeal from the
Moonsiff's Court
being for the sum of
Rs 1000

(6) (6)

Revenue 1858 Depart.
Cons: 19: January.

No. 72.

Extract Mins of Cons:
D: 19th January 1858

Pro: shows the Bd of Revr
D/ 24th Feby 59 Cons 319 inclo
15th March 59-90

Granting authority
for the defence of original
Suit No 10 of 1857 instituted
by Pullakkal Nunnanoth
in the Principal Sudr
Ameens Court of Tellic:
nopoly. against the Sy.
Collector of Malabar &
others.

No. 32 & 33.

Ext Thro: from the Bd of Revr 7/5.
May 57 Vol. 872 in Cons.