M.R.O. 14—10,000—21-4-32.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1302 Press Misc.

Dated September 27, 1859.

32-33

Not to be folded or roughly handled

Proceedings of the Madras Government Revenue Department, from 24th September to 4th October 1859.

No. 32. Read the following Proceedings of the Board of Revenue, dated 30th August 1859, No. 3403.

Read letter dated 16th June 1859, No. 82, from the Collector of Rajahmundry, furnishing certain information called for in Extract Minutes Consultation 14th May 1858, R. D., No. 628, paragraph 7.

In Con 26*th May* 1858, *No.* 2005.

(In Con. 22d June 1859. No. 2958.)

Resolved that the foregoing letter be submitted for the information of Government, with reference to the order quoted above.

2. In reviewing the proceedings of the Board, dated 19th April 1858, No. 1364, on the subject of increasing the assessment of the lands, which the family of the late Jaghiredar Johoorooflah Khan were found to have fraudulently retained in their possession on the resumption of the Jaghire in 1794, the Government wished to know, with reference to the pensions granted by the late Mr. Robertson, which (the Collector reported) had all lapsed, whether the grants of land made by that officer in commutation of some similar pensions had been resumed also. In reply to this enquiry, the Collector now states that no lands so granted have been continued to the family of the Jaghiredar, and that in two instances, the light assessment fixed on the Inams under the orders of Government, dated 10th November 1826, was raised to the full amount under the orders of the 14th May 1858, No. 628, thus rendering any further investigation into them unnecessary.

In Con. 20*th Nov.* 1826, *No.* 2257.
In Con. 26*th May* 1858, *No.* 2005.

3. The Collector also supplies information regarding two allotments (Nos. 8 and 9) of the lands in question, which were under enquiry when his report of the 31st December 1857, No. 161, was submitted. No. 8 containing P. 6 T. 10 (=41·6 acres) was in the possession of certain parties supposed to belong to the families of the original grantees; the Collector now reports that, without reference to present possession, the lands have been fully assessed. The enquiry into them, therefore, has been discontinued as unnecessary.

In Con. 19*th April* 1858, *No.* 218.

4. As regards No. 9, the lands comprised within which are situated in the village of Juggernaiklapolliem, it was supposed to contain $21\frac{3}{8}$ pootties (= 16 acres) according to the accounts sent to the Board in 1826. Part of this was in the possession of Noorjahbogum, a member of the family, part in that of Woona Ramana who obtained it by purchase, and the remainder was believed to have been incorporated with the lands of the neighbouring village of Vellumpoliem.

	Extent P.	T.	*Assessment* M.	Rs.	A.	P.
Noorjahbogum,...	0	18	12	9	5	4
Woona Ramanah,,	0	6	4	1	9	7
Incorporated with Vellumpoliem,...	1	5	0			
	2	10	0			

The Collector, however, reports that further enquiry has shown that there has been no such incorporation, and that for a long time past the area has stood in the *village* accounts as not more than $1\frac{1}{4}$ pootty (= 8 acres). He has had the land recently re-measured with the following results—

	As per Collector's accounts. P.	T.	M.	As per village accounts. P.	T.	M.	As per measurements now made. P.	T.	M.	G.
Noorjahbogum daughter of Sadut Bhano.	2	0	0	0	18	12	1	5	8	14
Woonah Ramanah.....	0	10	0	0	6	4	0	10	3	12
Total...	2	10	0	1	5	0	1	15	12	10
							A.	R.	P.	
Acres...	16	0	0	8	0	0	11	1	32	

the excess above the *village* accounts being $10\frac{3}{4}$ tooms = $3\frac{1}{2}$ acres nearly. On the above lands, as well as the *whole* of the $176\frac{1}{2}$ Pootties, after deducting the portion occupied by a tank and that taken up for the Dowlaishwaram Sappers and Miner's cantonment, the full assessment has been imposed agreeably to the orders of Government now under reply—(paragraph 6.)

	P.	T.	M.
By Tank.....	1	6	4
By Cantonment.....	2	0	0
	3	6	4

(A true Extract.)

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

No. 33. ORDER THEREON, 27th September 1859, No. 1302.

Ordered that the foregoing Proceedings be recorded.

(Signed) J. D. BOURDILLON,
Secretary to Government.

No. 3403.

Proceedings of the Board of Revenue, dated 30th August 1859.

Read letter dated 16th June 1859, No. 82, from the Collector of Rajahmundry, furnishing certain
In Con. 26th May 1858, No. 2005. information called for in Extract Minutes Consultation 14th May 1858, R. D., No. 628, paragraph 7.

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2. In reviewing the proceedings of the Board, dated 19th April 1858, No. 1364, on the subject of increasing the assessment of the lands, which the family of the late Jaghiredar Johoorollah Khan were found to have fraudulently retained in their possession on the resumption of the Jaghire in 1794, the Government wished to know, with reference to the pensions granted by the late Mr. Robertson, which (the Collector reported) had all lapsed, whether the grants of land made by that officer in commutation of some similar pensions had been resumed also. In reply to this enquiry, the Collector now states that no lands so granted have been continued to the family of the Jaghiredar, and that in two instances, the light assessment fixed on the Inams under the orders of Government, dated 10th November
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In Con. 19th April 1858, No. 218. in question, which were under enquiry when his report of the 31st December 1857, No. 161, was submitted. No. 8 containing P. 6 T. 10 (= 41·6 acres) was in the possession of certain parties supposed to belong to the families of the original grantees; the Collector now reports that, without reference to present possession, the lands have been fully assessed. The enquiry into them, therefore, has been discontinued as unnecessary.

4. As regards No. 9, the lands comprised within which are situated in the village of Juggernaikla-polliem, it was supposed to contain $2\frac{1}{2}$ pootties (= 16 acres) according to the accounts sent to the Board in 1826. Part of this was in the possession of Noorjabogum, a member of the family, part in that of Woona Ramana who obtained it by purchase, and the remainder was believed to have been incorporated with the lands of the neighbouring village of Vellum-poliem. The Collector, however, reports that further enquiry has shown that there has been no such incorporation, and that for a long time past the area has stood in the *village* accounts as not more than $1\frac{1}{4}$ pootty (= 8 acres). He has had the land recently re-measured with the following results—

	Extent. P.	T.	M.	Assessment. Rs.	A.	P.
Noorjabogum,.....	0	18	12	9	5	4
Woona Ramanah,.....	0	6	4	1	9	7
Incorporated with Vellumpoliem,.....	1	5	0			
	2	10	0			

	As per Collector's accounts. P.	T.	M.	As per village accounts. P.	T.	M.	As per measurements now made. P.	T.	M.	G.
Noorjahbogum, daughter of Sadut Bhano.	2	0	0	0	18	12	1	5	8	14
Woonah Ramanah.....	0	10	0	0	6	4	0	10	3	12
Total...	2	10	0	1	5	0	1	15	12	10
							A.	R.	P.	
Acres...	16	0	0	8	0	0	11	1	32	

the excess above the *village* accounts being $10\frac{3}{4}$ toons = $3\frac{1}{2}$ acres nearly. On the above lands, as well as the *whole* of the $176\frac{1}{2}$ Pootties, after deducting the portion occupied by a tank and that taken up for the Dowlaishwaram Sappers and Miners' cantonment, the full assessment has been imposed agreeably to the orders of Government now under reply—(paragraph 6.)

	P.	T.	M.
By Tank.....	1	6	4
By Cantonment...	2	0	0
	3	6	4

(A true Extract.)

Secretary.

To

J. D. BOURDILLON, Esq., Secretary to Government, R. D.

Copy to Collector of Rajahmundry.

IN CON. 22ND JUNE 1859, No. 2958.

From A. PURVIS, Esq., Collector of RAJAHMUNDRY,

dated Cocanada, 16th June 1859, No. 82.

With reference to the 7th paragraph of the Extract from the Minutes of Consultation of the 14th, No. 628, forwarded by the Board on the 26th May, and the 10th paragraph of the Extract from their Proceedings of the 19th April 1858, I have the honor to state that no lands in commutation of pensions have been continued to the members of the late Cazy Johoroollah Khan. The amount of the pensions of two of the three individuals mentioned in the 25th paragraph of Mr. Robertson's letter of the 15th March 1823, was deducted* from the full assessment of the Inams held by these pensioners, Meer Shamshuddeen and Padsha Saheb, and a light assessment fixed under orders of Government of the 10th November 1825. The Inams hitherto in the enjoyment of the heirs of these two individuals have now been fully assessed to the revenue under the orders of Government of 14th May 1858. The pension of the third party was not continued, it having lapsed long previously.

* Vide column 15 of statement sent to Board with letter of 16th May 1826.

2. The enquiry in regard to case No. 8, alluded to in my letter of the 31st December 1857, is no longer necessary, as the Inams, without reference to present possession, have been fully assessed.

3. With regard to the case No. 9, referred to in the same letter, I beg to report that the Inam in the village of Juggannicklapollium, belonging to Sadut Bhanó, was entered in the accounts sent to Board in 1826 as 2½ pooties in extent, bearing a light assessment of Rupees 10-14-11. Half a pooty of this land was subsequently ascertained to have been sold to Noona Kamanah under orders of the Court at Rajahmundry, and the remaining two pooties continued to be held by Sadut Bhanó.

Acres 16, the pooty in the village of Juggannicklapollium containing 2,78,784 Sq. feet.
Acres 3, R. 0, P. 32.
Acres 12, R. 3, P. 8.

4. In the statement, which accompanied my letter, this Inam was entered according to the village officer's accounts as follows :—

	Land	Assessment.
Moorjahagum, daughter of Sadut Bhanó	0 18 12	9 5 4
Noona Kamanah	0 6 4	1 9 7
Acres 8.	1 5 0	10 14 11

Acres 8. and it was stated in the column of remarks that the result of the enquiry into the remaining P. 1, T. 5, which was said to have been incorporated with the lands of the neighbouring village of Valumpolem, would be duly reported. Further enquiry has shewn that this was not the case. It does not appear that any portion of the Inam in question was included in the village of Valumpolem, and the area has long stood in the village accounts as one pooty and a quarter, not two and a half pooties,

Acres 8.
Acres 16. as entered in the accounts formerly sent to Board. The light assessment imposed has, however, always been collected in full. The land has been measured under my orders with the following result :—

	As per accounts in Collector's Office. P. T. M.	As per village accounts. P. T. M.	As per measurement now made. P. T. M. G.
Moorjahbagum, daughter of Sadut Bhanó.	2 0 0	0 18 12	1 5 8 14
Noona Kamanah....	0 10 0	0 6 4	0 10 3 12
Total...	2 10 0	1 5 0	1 15 12 10
			A. R. P.
Acres...	16 0 0	8 0 0	11 1 32

5. The P. 172, T. 17, M. 12 of land, including the extent just treated of, have, as directed in the Minutes of Consultation under reply, been assessed to the revenue at the rate of the adjoining lands.

	P. T. M.
Total extent as per para. 5 of report dated 31st December 1857...	176 4 11
Deduct land occupied by a tank and houses...	1 6 4
Do. by the cantonment of S. and M. at Dowlaishweram.	2 0 0
	3 6 4
Remaining...	172 17 12

Acres 1,383 at 8 Acres the pooty.

Acres 360, Acres 120. Acres 1,488. Acres 16.

6. The 45 pooties have long been included under Government land and pay assessment. The 15 pooties recovered by Padsha Saheb have now been assessed to the revenue in common with the 172-17-12 pooties referred to in the last paragraph.

7. The only point remaining for settlement is the giving the holder of the two pooties of land, taken up by the cantonment at Dowlaishweram, other land in exchange. The ryot, who at first agreed to give up some land for the purpose in Rajahmundry, subsequently objected to so doing, and other land has not yet been selected. I trust to be able to arrange this matter shortly, but am unwilling longer to defer sending in this report which has, owing to the difficulty now noticed, been already too long delayed.

Memo:

Rev: Bd Pro: 30 Aug/59, no 2403, on the subject of vesting the appropriation of certain lands in Rajahmundry Cantonment, hereby reference by the family of the late Jaghirdar Johuralla Khan, on the resumption of the Jaghir and pensioning of the family in 1794.

1. The grant appears to have been first discovered in 1833, and summarily dealt with in 1836 by levying a light assessment on the land assessed, subject however to future increase; but the subject recently

(a) see for letter to Rev: Bd. 16 Nov/56, no 672.

(b) see Pro: of the Com: N.C. 10 July/56, no 89.

attracted attention, in making arrangements for obtaining possession of certain land required for the site of a Cantonment for the Sappers & Miners at Dowlaishweram. The total extent of land thus required was about 270 acres, of which 2 pooties, or about 16 acres, are the possession of one Kaja Mookummud Khan, a member of the Johuralla Khan family, for which compensation had to be arranged: this fact drew notice to the whole extent concealed by the family.

(z) * A pootie is said to be equal to about 8 acres.

2. The history of the case, as

gathered from a letter addressed to the Board of Revenue by Mr. H. W. Robinson, the Collr of Rajahmundry, dated 15th March 1823, is given in Paras 5 to 6 of the Revenue Diagram referred to in the margin, respectively.

(a) Fort St. George Consn. 1st Sept. 1824 No 124

"On the Rajahmundry Circar becoming the property of the Company in 1765, meer Hoseen Ullah Khan, Jaghiredar of 84 villages, of which Dantaloorroo was one. The value of these was estimated at Rs 3,143 yearly. On 1794 Meer Ullah Khan died; and his Jagir having been granted for life only, it was resumed, and pensions to the amount of Rs 2,12 monthly, were granted to family members of this family, as life grants.

"On the resumption of the Jagir however, the family continued to remain in large occupancy of land stated to be 21 3/4 pottahs, yearly of 3,263 accounts, valued at Rs 5,628 a year. A part of this land by some means not clearly explained, got into the possession of the Rajahmundry Zemindar, and the residue remained in the hands of the members of the family, to recover it was that, tho' they failed to get the land itself, they obtained in lieu an award of 3 Pagodas a pottah, or 135 Pagodas annually; making, with the rental of the remainder of the land thus transferred, yearly, obtained, 1623 Pagodas or 5,692 Rupees annually.

"Besides the fraud, however, the Jagiredar is said, also managed to cheat the Govt, as regards the pensions which were granted on the resumption of the Jagir. When on the commutation of the pensions, which were permitted to be redeemed, they were thus commuted by nearly 35,000 Rs more than sufficient was obtained.

"When the fraud was discovered, Mr Robertson addressed a letter to the pensioners then living, some of whom were not the original Recipients, but persons who had purchased their reversionary interests, in regard to the land.

"The Board considering that the pensioners had acquired a kind of prescriptive right by their long unquestioned occupancy, thought it proper to acquiesce in their rights, and

passed an order accordingly. Subsequently the Govt ordered the imposition upon the land of a light rent liable to future increase; and in pursuance of this order, the Cotr submitted a proposition for imposing such a rent. From the whole annual value of the land, Rs 3086, he deducted the amount of the pensions stopped by Mr Robertson, and then proposed to the Board that 1/3 of the remaining sum, being Rs 1093, should be the amount of quit rent (letter to the Board of Revenue, 10th Nov. 1826, this proposal was finally sanctioned by Govt), & a rent of Rs 1093, liable to future increase, was adopted in the order to the Board of Revenue of July 12th 1825."

The observations of Govt were that the whole case afforded an instance of the way in which the Govt had been plundered, (more largely perhaps in the Northern Circars than elsewhere), and of the frauds and encroachments which might be expected to be brought to light by a survey; and ~~that~~ the first question which naturally

para 8 of the above quoted proceedings.

Disposition of the 176¾ Putties of ~~the~~ jagir land concealed by the family of the late Sohurulla Khan.

No.	Extent in Putties & Toom.	How appropriated	Remarks.
	P. T. M.		
1.	79.10.4	In the possession of the families of the original grantees.	Recommended by the Cotr to be continued, without any change, in consideration of long enjoyment.
2.	10.15..	Mortgaged for loans contracted.	
3.	..16.4.	Appropriated for a charitable tank	Assessment recommended to be struck off altogether.
4.	..10..	— do — for houses	
5.	69.12.2.	Sold or transferred to others.	Alienated without authority. To be fully assessed.
6.	6.15..	Transferred to others by gift.	
7.	..3.12.	Transferred on a service tenure.	— do —
8.	6.10..	In the possession of supposed descendants of original grantees.	Under enquiry.
9.	1.5..	Said to have been incorporated in the lands of the neighbouring villages of Vallumpollem	
	176.4..		

by the Lands adjoining theirs; and "as
many changes had taken place by sales
-tances, purchases, mortgages, and other trans-
-actions, he recommended in each case,
the treatment which he called "an equit-
-ing circumstances." He then forthwith,
para 6. pt. that long undisturbed enjoyment could
by no means be admitted as an argument
in favor of further indulgence, whereby
ing the Land Act all natural Lands
had been wholly a matter of grace from
2d, that the Privy Council
saying that the existing tenures of the
Land had waived the sanctions of Usages
merely because they were "equivalent" to the
transfer of other similar circumstanced
Land; and 3d, that they fully concurred with
the Board in viewing an inadequate title the
Acting Crown interference, that could par-
-manus produced by one Sadhasahib of
who had received 15 pattas of the Land pau-
-chly obtained from the annual jagirs
conferred upon him a title of perfect
independent of the conditions on which

ho, and other holders of farm lands pau-
duced, obtained, were allowed to keep
possession. Further concerning which Board
that it was unnecessary to allow any more
indulgence to the holders of the 1/8 part.
ten, and directed that the whole should
be at once appropriated according to the re-
spective in the adjoining lands, the appraised
values in fee simple of the several par-
cels as fixed by the allotments
ing, - excepting however two allotments
..... valuations,
comprising 1. 0. 4, the whole produced was
described by a Turnip acre Landes.

marked no Roos 3 4.

In respect to the 2d and 3d Points of
Mr Robertsons queries
enquiry, Mr Perris reported that he had

Para 4.

all papers, but he did not state whether
the grants referred were the original
or Commutation of some similar questions
had been received, and called for the early
information.

Para 5.

And in regard to the last point,
it was reported that of the 50 further
required by the Commissioners for the
respective, 45 had passed into the possession
of Govt in 1846 when the Commissioners
powers ceased, the remaining

15 having been vested by the above-
mentioned Parties subsequently by civil pro-
cess. As it was not explained that these
had been objected with the Govt vacant
Govt desired that this should be done at
once.

The Board received upon
Letter from Mr Perris, stating in
respect to para 7 of the Proceedings of
June 14th May 1838, that no Lands in com-
mutations of pensions have been entered
to Mr Schwerella Kandyan;, that the
amount of the pensions of two of the three
individuals mentioned by Mr Robertson,
and deducted from the field allowance
of the means held by them, under Lists
appraised fixed under Ordinance of
1826; and that the means relative to the
enjoyment of the heirs of these two have
been fully objected under order of
the 14th May 38; while the pensions of the
third party was not continued, it having
lapsed two previously.

In the same attached above,
of the appropriation of the 1/16th parties,

this reduced that
[illegible] allotments to Nos 8 and 9 were claimed
by the Colr of the inducenquiry. If
[illegible] than, the enquiry into No 8 is now said
to be no longer necessary, as the owners,
with reference to present proceedings,
have been fully assessed. By comprising
Public. com
L. S. U. are said to have been incorporated
in the neighbouring village of Vallampoldem;
but Mr Purvis now says it does not appear
the light assessment imposed on it has
[illegible] been so; but that
been always collected in full.

Mr. Purvis concludes by reporting

	R. P. M.
That the whole of the concealed jaghir	
land, excluding the portions noted	
in the margin, or 172. 17. 2, have now	
been assessed to the revenue at the rate	
of the adjoining lands, as directed in Po.	
Y for 14 May 1858, No 628.	

	R. P. M.
The whole extent —	176. 4. 11.
Deduct:	
Land occupied by	
Tank & Channel	1. 6. 4
Jakungfer Dno.	
Cutcherry	
Cantonment.	2. 0. 11
	3. 6. 4
	172. 17. 12

or 1,383 acres.

Orders and additional Entry

for the assessment of the concealed jaghir. [illegible] 14/8/59.

[illegible] 14/8/59.

(1)
Attested Copy of
Letter
from
The Collector of
Ganjam addressed to
Chief Secy. to Govt.
Genl. Dept.
Dated 20th June 1857
Recd. 27th do.

(2)
Proceedings
Dated 1st July 1857
Read
Ordered
that the Collector be informed that
the Govt. are of opinion that the
rules contained in Govt. Circular
1858 No 629 dated 19th March 1855
Communication of Customary rights
have not been observed in the Inquiry of
the late Khonds Commissioner and
and nothing in the papers before Govt
referred to.