M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

Revenue

G.O. No. 1336 Press
~~Mis.~~

104-105

Dated 1-10- 1859.

Not to be folded or roughly handled

1336

No. 104. Read the following letter from STREE NARAIN MURDARAJ DEO, Zemindar of Cullecote and Hautghar in Ganjam; to J. D. BOURDILLON, Esq., Secretary to Government Fort St. George; dated Cullecote, 5th September 1859.

I most respectfully beg to represent to you, that Mr. Forbes, the Agent and Collector of Ganjam, having intimated to me that the Government have decided against me the question of Jagheers in the Estate of Hautghur, and that it has been resolved in consequence either to resume a certain number of villages yielding an income equal to the net income of the said Jagheers, or to add to the present Peishcush Rupees 5,000 estimated to be equal to that income; and also desired me to state which of the two courses is acceptable to me; I have chosen the latter course as being free from inconveniences and troubles with which the former is attended, as stated in my letter to the Board of Revenue dated the 11th March, of which I had the honor of forwarding a copy to you on the 14th of that month.

2. As the present decision alters and is opposed to the terms on which I first purchased the Estate of Hautghur, and consented to an addition of Rupees 3,000 then made to the Peishcush on the score of this amount having been erroneously excluded from that Peishcush as exhibited in the sale notice. I have requested Mr. Forbes to take into his consideration and submit for the orders of Government the following circumstances which require to be disposed of before the decision of Government in the present question takes effect.

3. Whatever set of accounts, whether it be the accounts of the Circuit Committee or those of Mr. Brown is adopted in the present settlement as the standard of Cuttoobady, the number of Jagheer villages being the same (77) the decision will refer to them exclusively. Long subsequent to each of the periods at which the above mentioned accounts were prepared some entire Jerayaty villages and some Jerayaty land have been alienated as inám by the present Ex-Zemindar and his late father. As these grants are not exempted from either of the above accounts on which the present decision should be based. I shall immediately on this decision coming into effect be entitled to summarily resume them as being unauthorized and unexempted grants. I have in the 12th para. of my letter to the Secretary to the Board of Revenue above alluded to adverted to this question, and stated that in the event of the Government deciding the dispute in the manner they have now done I should be permitted to resume these grants. I shall of course maintain and respect all the Inám land which may appear as exempted in that set of accounts which the Government may be pleased to adopt as the standard of Cuttoobady in the present decision. I also requested the Collector, permission to realize the full amount of Cuttoobady from the holders of the 26 villages now under enjoyment and belonging to the class of Jagheers, some of these 26 being irregularly rent free, and others assessed with a light Cuttoobady.

4. In answer to this the Collector has informed me that he will only write to Government to say that I have agreed to make an addition to the Peishcush, and that I should prefer a fresh claim in regard to the unauthorized and unexempted grants. As if the Government are pleased to adopt a certain set of accounts for the settlement of the present dispute the same accounts should be held conclusive in every other respect as far as the Estate of Hautghur is concerned; as the Government have not any where recognized the grants from the Jerayaty land made subsequent to the formation of the permanent settlement, and moreover as that set of accounts which is taken as a guide in the present settlement should be assumed to be virtually the accounts of permanent settlement of the Estate of Hautghur, all the Jerayaty land, i. e. land not exempted from those accounts as Inám which may now be under the enjoyment of private individuals is liable to full assessment. I need not say that no Zemindar is bound both by law and the usage of the country to maintain the grants of his predecessor; if they be grants made posterior to the formation of the permanent settlement and unexempted from the assets upon which the permanent Jumma may appear to have been based. This question of unauthorized and unexempted grants is closely connected with the question now pending, and unless both are decided simultaneously I shall be subject to much loss.

5. The number of Jerayaty villages to which the dispute refers is 77, of which 26 are as above alluded to under the enjoyment of private individuals, and 50 included in the Jerayaty villages. There will thus remain one village unaccounted for. This village is called Jakoolondah, and it has not been in existence for a long time having been depopulated, and the lands having been overrun with dense jungle. The amount of money which may be set against this village as its value will therefore have to be deducted from the amount which may be ultimately fixed upon as the amount of addition to the present Peishcush.

6. Lastly, I beg permission to express a hope that the Government may be pleased to send me a Sunnadi Milkeyet Istimerar for the talook of Hautghur on the basis of the old Sunnuds but embodying the results of the present settlement. This will be a safeguard to me against all future troubles and encroachments.

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

No. 105. ORDER THEREON, 1st October 1859, No. 1336.

Referred to the Board of Revenue for early and careful report. Whatever villages and lands were included in the assets of the Hautghur Zemindary when the permanent péshkash was fixed, belong of right to the present owner; and if any such villages or lands have been alienated, he has a right to resume them unless they were registered as separate Zemindaries under Regulation 25 of 1802.

(Signed) T. PYCROFT,
Chief Secretary.

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From,

Shree Narain Nurdaraj Deo

Zemindar of Calliecote and Hautghur

in Ganjam.

To

J. D. Bourdillon Esqr.

Secretary to Government.

Fort St. George.

Sir

I most respectfully beg to re-
present to you, that Mr. Forbes the Agent
and Collector of Ganjam having intimated
to me that the Government have decided against
me the question of Paghees in the Estate of
Hautghur, and that it has been resolved
in consequence either to resume a certain num-
ber of Villages yielding an income equal to
the net income of the said Paghees, or to
add to the present peishcush Rupees 5000...
estimated to be equal to that income; and
also desired me to state which of the two

courses

courses is acceptable to me, I have chosen
the latter course as being free from inconve-
=niences and troubles with which the former
is attended as stated in my letter to the Board
of Revenue dated the 11th March, of which
I had the honor of forwarding a copy to you
on the 14th of that Month.

2. As the present decision alters and
is opposed to the terms on which I first
purchased the Estate of Kaustaka, and consent
to an addition of Rup. 3,000---- then made to
the paishcush on the score of this amount hav-
=ing been erroneously excluded from that pay-
=cushah exhibited in the sale notice. I have
requested Mr. Forbes to take into his conside-
=ration and submit for the orders of Government
the following circumstances which require to
be disposed of before the decision of Govt. in
present question takes effect.

3. Whatever set of accounts - whether it
be the accounts of the Permit or those of Mr. Bro-
Committee
is adopted in the present settlement as the
standard of Cultivation, the number of Jaghire villages

being

-2-

being the same (77) the decision will refer to
them exclusively. Long subsequent to each of
the periods at which the above mentioned ac-
=counts were prepared some entire Jerayaty
villages and some Jerayaty land have been
alienated as Enam by the present & deceas-
=ed and his late father. As these grants
are not exempted from either of the above
accounts on which the present decision should
be based, I shall immediately on this deci-
=sion coming into effect be entitled to sum-
=marily resume them as being unauthorised
and unexempted grants. I have in the 12th
para of my letter to the Secretary to the
Board of Revenue above alluded to adverted
to this question, and stated that in the event
of the Government deciding the dispute in the
manner they have now done I should be
permitted to resume these grants. I shall
of course maintain and respect all the Enam
land which may appear as exempted in
that

that set of accounts which the Government may be pleased to adopt as the standard of Cuttoobady in the present decision. I also requested the Collector permission to realize the full amount of Cuttoobady from the holders of the 26 villages now under enjoyment and belonging to the class of Sagheers, some of these 26 being irregularly rent free, and others assessed with a light Cuttoobady.

4. In answer to this the Collector has informed me that he will only write to Government to say that I have agreed to make an addition to the Peishcush, and that I should prefer a fresh claim in regard to the unauthorised and unexempted grants. As if the Government are pleased to adopt a certain set of accounts for the settlement of the present dispute the same accounts should be held conclusive in every other respect

respect as far as the Estate of Wastghur is concerned, as the Government have not any where recognised the grants from the Zuyaty land made subsequent to the formation of the Permanent Settlement, and more over as that set of accounts which is to be taken as a guide in the present settlement should be assumed to be virtually the accounts of Permanent Settlement of the Estate of Wastghur - all the Zuyaty land not exempted from those accounts as Enam which may be under the enjoyment of private individuals is liable to full assessment. I need not say that no Zemindar is bound both by Law and the usage of the country to maintain the grants of his predecessor, if they be grants made posterior to the formation

of

of the permanent settlement and unexempt=
=ed from the asset upon which the perma=
=nent Summa may appear to have been
based. This question of unauthorized and
unexempted grants is closely connected
with the question now pending, and un=
=less both are decided simultaneously I
shall be subject to much loss.

5. The number of Peraya villages to
which the dispute refers is 77, of which 26
are as above alluded to under the enjoyment
of private individuals, and 50 included in
the Peraya villages. There will thus re=
=main one village unaccounted for. This
village is called Pakoloondah, and it has
not been in existence for a long time having
been depopulated, and the lands having been
overrun with dense jungle. The amount of
money which may be set against this village
as its value will therefore have to be re=
deducted

deducted from the amount which may be allowed
fixed upon as the amount of addition to the present
Peishcush.

6. Lastly I beg permission to express
a hope that the Government may be pleased
send me a Summadi Pattayet Itimerar for the
Talook of Hauthur on the basis of the old Sum=
=mads but embodying the reduction of the present settle=
=ment. This will be a safe-guard to me against all
future troubles and Encroachments.

I have the honor to be
Sir
Your most obedient & humble
Servant

Cullecote
5th Sept. 1859.

Memndar of Cullecote & Hauthur

Copy in a Letter to Engtm
G 21st May 60 N. 51.

1-10-841

From the Bd of Rev 17
2d Nov 1859 C. N. 2042
in Cons 26th Nov 48-49
to 6 19th Dec 1859 C. N.
2892 in Cons

N 104 & 105

c2b 1 Sep R29

Revenue 1859 Sept.
Pres: of Govt 4 Oct

N. 1721

From the Zemindar
Callecote and Nautghur
in Ganjam.

Dated 5 September 18
Rec 17

Prays that he may be permitted to resume certain unauthorized and unexempted grant of land rent free and that he may be furnished with a revised Sunnud for the talluq of Nautghur

N. 1336. 1st Oct 1859

Withdrawn order

N. 1336

Referred to the Board of Revenue for early and careful report. Whatever villages and lands were included in the assets of the Nautghur Zemindary when the permanent peishkash was fixed, belong of right to the present owners, and if any such villages or lands have been alienated, he has a right to resume them unless they were registered as separate Zemindaries

Copies under Regulation 25 of 1802.
To Sub Sec to Govt 4 Oct 1859.
The Board of Revenue Cir Pro 3
Zemindar of Nautghur