M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1368	Press / Mis.
Dated October 7, 1859.	

29-30

Not to be folded or roughly handled

No. 29. Read the following Proceedings of the Board of Revenue, dated 8th September 1859, No. 3562.

Read the following letter from C. J. SHUBRICK, Esq., Collector of Chingleput; to J. D. SIM, Esq., Secretary to the Board of Revenue, Fort St. George, dated Sydapet, 2d September 1859, No. 321.

I have the honor to report on petitions 160 of 1858 and 9 of 1859. The former is an application for 50 cawnies of waste at Avádi on the line of Railway from a contractor of the Railway, and the latter is a request from the village Merassidars, that the contractor's application may be rejected and the land made over to them. The assessment on the land amounts to Rupees 103-14-7. The land consists of cawnies 15 poonjah and nunjah laik, and cawnies 34-0-2 poonjah and nunjah Avádi. Two parties had previously applied for cawnies 13 of it. The village ayacut consists of cawnies 1,405-5-14 of which the villagers cultivate cawnies 533-7-4, leaving cawnies 871-14-10 waste. It does not seem likely they will never be able to cultivate any more than they have done, at least they have never thought of attempting it. A compliance with petitioner's application seems, therefore, to be permissible.

Submitted to Government with reference to their Endorsement on petitions Nos. 3031 of 1858, and 242 of 1859.

2. The Board are of opinion that the Collector gives quite sufficient reasons for complying with the application of the first petitioner, and rejecting the claim of the second.

3. There is an ample extent of waste land in the village to meet the requirements of these last, should they desire to extend their holdings.

(A true Extract.)

(Signed) W. HUDLESTON, *Acting Secretary.*

No. 30. ORDER THEREON, 7th October 1859, No. 1368.

Para. 1. With these Proceedings, the Board of Revenue submit the report of the Collector of Chingleput on two petitions presented to Government; one by N. Vencata Rámánjalu Setti, Railway Contractor, applying for fifty Kánis of waste land at Avádi, and the other from the village Mírásdárs objecting to the grant of the land, and expressing their willingness to cultivate the same. Mr. Shubrick states that the land in question consists of fifteen Kánis of cultivable Punja and Nanja, and thirty four Kánis Punja and Nanja immemorial waste; and adverting to the large extent of waste in the village, he sees no objection to a compliance with Vencata Rámánjalu's application. This opinion is concurred in by the Board of Revenue.

2. The course to be followed in cases where strangers make an offer to cultivate land in a Mírási village, has been fixed by authority, and will be found at page 321 of the Board's C. O. Book. The land is to be offered to the Mírásdárs; and if they consent to cultivate it, written engagements are to be taken from them, and it is to be made over to them. No reason is given why this course was not followed by the Collector in the present case; this will now be done. In the event of the Mírásdárs undertaking to cultivate the land it will be clearly explained to them that they will infallibly be compelled to fulfil their engagement; and should they still take the land, the condition will be rigidly enforced. The Board will make Mr. Shubrick, as well as all other Collectors, clearly understand that the Governor in Council disapproves of, and will not allow, the practice of making engagements with Mírásdárs and Ryots and forbearing to enforce them; he is satisfied that a punctual and rigid adherence to such engagements is the best and wisest course for all concerned.

3. Should the Mírásdárs ultimately decline to take the land on these conditions, it may be given to the stranger applicant; but with the same condition as to certainty of payment, and with the distinct proviso that he is not to put it to any other use than that stated in his application, viz. to cultivate it. If he should infringe this condition, the land should be immediately taken from him.

4. There are some points in the present case, however, which need remark. Both the Board and the Collector treat it as one simply of application for waste land for cultivation. But it is stated by the Mírásdárs that the applicant, who is a Railway Contractor, desires the land, not for cultivation, but for the excavation of gravel for supply to the Railway. If this statement is true, the case is altered, and should be dealt with on other considerations than those proper with respect to ordinary applications for land.

5. The Government will not object to allow gravel or other material to be excavated on Punjah land entirely unreclaimed and uncultivable; but it would obviously be improper to give up cultivable land to be held on the usual terms, for the holder to retain it for a few years while

digging pits in it and carrying off the soil, and then to relinquish it in a condition utterly unfit for future cultivation.

6. The Board will be pleased to give consideration to this subject, and to report to Government the course proper to be followed in such cases. It will be necessary to treat of it both in Mirási and non-Mirási villages; viz. of the conditions on which, in the latter, land of the different classes may be given for this purpose, and of the modifications proper in the case of Mirási villages.

7. The only observation which it occurs to the Government to make in anticipation of the observations of the Board, is that when land in a Ryot's holding is excavated to such an extent as to render it unfit for cultivation, no remission should be allowed.

(Signed) T. PYCROFT,
Chief Secretary.

2

To

The Right Honorable the
Governor in Council
Fort Saint George

My Lord

I beg with the most profound sense of respect to bring to your notice that the great extent of Land left uncultivated in the villages of Perthepett and Avady &c. attached to the Poonamalee Talook in the District of Chingleput, the said extent of uncultivated Land being somewhere near 3000 Cawnies as Amadee Banyer; I have the honor most respectfully to offer myself to undertake the cultivation of a portion of the said waste Land to the extent at least of 50 Cawnies.

The estimated Revenue of Perthepett and Avady &c. is Rupees 3000 per Annum, whereas at present it yields only Rupees 1000 a Year being of course the result of a very limitted cultivation, arising from neglect on the part of the proprietor or proprietors. It is beyond a question of doubt that the Land if properly cultivated will produce good Crops, and thereby realize the whole of the Estimated Revenue to Government.

Under these brief circumstances

I

of the case and under the peculiar nature of the Tenure under which such Lands are held and as the interests of Government are involved in the matter. I humbly trust that your Lordship in Council, will view this humble application with favor, and be pleased to issue the necessary instructions to the Collector of Chengleput to comply with my humble solicitation —

Madras
8th November
1858

I beg to remain with much respect
My Lord
Your most obedient & humble Servt.
N. Venkataramanjoolu Chetty
Contractor in the Madras Railway Company.

Ramnad + annexed Tal

To
His Excellency the Honorable
Sir Patrick Grant K.C.B.
Governor in Council
Fort St. George

The humble Petition of
Tammadaka Chinny Ammiah Chetty
and others Inamdars of Poree
Chepetty Village of the Taluk of
Ponnamally in the District of
Chingleput

Respectfully Sheweth

That your Petitioners are owners of the Inam Villages of Poree Chepetty and Ponnamally which came to the Honble Company by the Conquest of the Carnatic

That your Petitioners have been in the enjoyment of the Grounds on which stand the Houses and Buildings of the said Villages and that no Ground has been granted from the Inam Grounds of the said Villages to the Engineers and Officers employed in constructing the Madras Railway

That one Venkataramanjoolo Chetty Contractor to the Madras Railway Company has applied to the Collector of Chingleput to grant him 50 Cawnies of immemorial waste land for cultivation in the Villages of Parthee patt and Cawaly in the Talook of Ponnamallee

Your Petitioners therefore humbly pray that your Honor in Council will be pleased to direct the Collector of Chingleput not to grant the said Land to the said Venkataramanjoolo Chetty

And your Petitioners as in duty bound will ever pray &c.

(Entered)

No 30317/1858.

Referred to the Board of Revenue for report.

By Order

Fort St George
19th November 1858.

W. Norman
Dy Secy to Govt

(Entered)

Forwarded to the Collector for report.

Rev. Bd. Office,
Fort St. George,
3d Dec. 1858.

By Order,

Secretary.

(Entered)
Rec. 9th Dec. 1858.
Returned 2d Sept. 1859

Collector.

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160 A DFC
30317/58
2/11/59

From N. Venkata ramanjoolo Chetty Contractor in the Madras Railway Company

Dated 8th November

Rec'd 17/11/59

Prays for orders to the Collector of Chingleput to grant him 50 Cawnies of immemorial waste land for cultivation in the villages of Parthee patt and Cawaly in the Talook of Ponnamallee

(Entered)

3. One Venkatarunga Chetty brother of said Contractor applied for the same to the Collector of Chingleput requesting to grant him a lease.

4 One Teyagaroya Pillay residing at Avady applied to the Collector in the month of October last requesting to grant him a Contract the premises in which the gravel were dug up and to which premises the others applied.

5 One Parce thepettoo Streenivasa Iyer also applied to the Collector to grant him for Contract the very premises the others Contractors tendered.

The waste land which the Contractors with each other thro' malice applied for a lease had Cultivated the very premises after they have applied and the other premises intended Cultivate for 69 Fusly after removing the bushes thereon.

The late Contractor applies for a lease of 50 Cawnies in the premises of the limits of our said Village only for digging the gravel in it if the tender accepted taking again the Contract for supply of Gravel to the Railway and not for Cultivating the Soil he is ignorant of Cultivating the ground even now and request an enquiry to be made regarding the same and that we are unwilling to let the premises to others and intended to Cultivate the very premises and to supply the requisite Gravel to the Railway our Contract Consequently we humbly implore your honors will be pleased to authorize not to accept the others tenders applied for. For which act of justice We will as in duty bound.

Shall Ever pray...

21st January 1859

Rama + anagalu

A-242 of 1859.

Forwarded to the Board of Rev. with reference to the former orders of Government dated 19 November last on Petition A-3031 of 1858.—

By Order

Fort St George 5 Feby 1859.

W Morrison

Dy Secy to Govt

Ráma + anjaleu

Printed

No. 3562.

PROCEEDINGS of the BOARD of REVENUE, dated 8th September 1859.

Read the following letter from C. J. SHUBRICK, Esq., Collector of Chingleput, to J. D. SIM, Esq., Secretary to the Board of Revenue, Fort St. George, dated Sydapet, 2d September 1859, No. 321.

I have the honor to report on petitions 160 of 1858 and 9 of 1859. The former is an application for 50 cawnies of waste at Avady on the line of Railway, from a Contractor of the Railway, and the latter is a request from the village Merassidars, that the Contractor's application may be rejected and the land made over to them. The assessment on the land amounts to Rupees 103-14-7. The land consists of cawnies 15 poonjah and nunjah laik, and cawnies 34-0-2 poonjah and nunjah Avady. Two parties had previously applied for cawnies 13 of it. The village ayacut consists of cawnies 1,405-5-14, of which the villagers cultivate cawnies 533-7-4, leaving cawnies 871-14-10 waste. It does not seem likely they will ever be able to cultivate any more than they have done, at least they have never thought of attempting it. A compliance with petitioner's application seems, therefore, to be permissible.

Submitted to Government with reference to their Endorsement on petitions Nos. 3031 of 1858, and 242 of 1859.

2. The Board are of opinion that the Collector gives quite sufficient reasons for complying with the application of the first petitioner, and rejecting the claim of the second.

3. There is an ample extent of waste land in the village to meet the requirements of these last, should they desire to extend their holdings.

(A true Extract.)

Acting Secretary.

To

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

Copy to Collector of Chingleput.

Rev Dept

N° 1368.

Government

dings of the Madras

Under date the 7th Oct. 59

Read the following

Proceedings of the Board

of Revenue:-

Submitting with the Board's remarks a communication from the Collector of Chingleput reporting on Govt Petition N° 3031 of 1858 and 242 of 1859 applying for certain Ráníes of waste land at Avádi on the line of Railway.

(Herewith 8th Sept 59 N° 1356)

Read. With these Proceedings the Board of Revenue submit the report of the Collector of Chingleput on two Petitions presented to Govt; one by N. Venedia Ráuáyadu Setti Railway Contractor, applying for 500 Ráníes of waste land at Avádi, and the other from the Village Mirásidárs

Objecting

Rev. Dept. 1858. Despatch from Govt. 21st Oct.

N° 1357.

Proceedings of the Board of Revenue.

Dated 8th Oct. 10

Rec'd 16 " 22nd " 59

Sent 22 "

N° 3502.

N° 1368. 7th Oct. 1859.

Submitting with the Board's remarks a communication from the Collector of Chingleput reporting on Government Petition No. 3031 of 1858 and 242 of 1859 applying for certain Ráníes of waste land at Avádi on the line of Railway.

Read.

N° 329.

Rev. Dept. 1858 Aug.

objecting to the grant of the land, and expressing their willingness to cultivate the same. Mr. Shubnick states that the land in question consists of fifteen cultivable Káníes of punja and nanja, ~~five~~ thirty four and Káníes ~~34~~ punja and nanja immemorial waste, and adverting to the large extent of waste in the village, he sees no objection to a compliance with Venkata Rámánjulu's application. This opinion is concurred in by the ~~SD~~ J Rev.

2. ~~It is thus a~~ ~~proach that both the~~ ~~BR and the Collector~~ ~~the present case a~~ ~~are simply of applic~~ ~~for waste land~~

The

2.— The course to be followed in cases where strangers make an offer to cultivate land in a Mirási village, has been fixed by authority, and will be found at page 321 of the Board's C.C. Book. "The land is to be offered to the Mirásidárs, and if they consent to cultivate it, written engagements are to be taken from them, and it is to be made over to them. No reason is given why this course was not followed by the Collector in the present case; this will now

now be done. In the event of the Mirādārs undertaking to cultivate the land it will be clearly explained to them that they will infallibly be compelled to fulfil their engagement; and should they still take the land, the condition will be rigidly enforced. The Board will make Mr. Shubrick, as well as all other Collectors clearly understand that the Governor in Council disapproves of, and will not allow, the practice of making engagements with Mirāsdārs & Ryots, and forbearing to enforce them; he is satisfied that a punctual and rigid adherence to such engagements is the best and wisest course for all concerned.—

3.— Should the Mirāsdārs utterly decline to take the land on

on these conditions, it may be given to the Stranger applicant; but with the same condition as to certainty of payment, and with the distinct proviso that he is not to put it to any other use than that stated in his application, viz. to cultivate it. If he should infringe this condition, the land should be immediately taken from him.—

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Revenue 1859. Deptt
Pro: of Govt 21st Octr

No 1368.

Pro: of the Madras Govt
Dy 7th October 59. 169 / 14.12.59

Con. Bd of Rev: of 10th Nov: 1859:
C. No 2112 in Cons.
do do of 30th Jany 1860 C No
248 in Cons. 23 / 15.2.60

On Petitions Nos 2031 of
1858 and 242 of 1859 for certain
Tracts of waste land at
Erode on the line of Railway.

~~a stranger, and objections~~
~~on the part of the village~~
~~residents.~~ But it is stated by the ~~Mirasdars~~ that the applicant, who is a railway contractor, desires the land, not for cultivation, but for the excavation of gravel for supply to the railway. If this statement is true, the case is altered, and should be dealt with on other considerations than those proper with respect to ordinary applications for land.

5.— The government will not object to allow gravel or other material to be excavated on ~~Government~~ punjab land entirely unreclaimed and uncultivable, but it would obviously be improper to give up cultivable land to be held on the usual terms, for the holder to retain it for a few years while carrying off the

anticipation
then land

6 Copies Board of Reven