M.R.O. 14—10,000—21-4-32.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1061 Press ~~Mis.~~

Dated 12th August 1859.

Not to be folded or roughly handled

No. 13. Read the following Proceedings of the Board of Revenue, dated 4th August 1859, No. 3010.

Read letter from the Sub-Collector in charge of Salem dated 30th July 1859, No. 152.

(In Cons. 3rd August 1859, No. 3881.)

O. S. No. 7 of 1859, *Narain Padyachy, Pliantiff.*

Versus.

1. *H. G. Simith Esq.*
2. *Ram Row late Talook Sheristadar.*
3. *Curnum Vellapa Pillay.*
4. *Tippee Naiken.*
5. *B. Naiken, Defendants.*

The Sub-Collector in charge reports in the above letter, the institution of a Suit against him and 4 others in the Subordinate Court of Salem and submits the plaint and draft of the answer which he preposes to file.

2. The object of the suit is to obtain possession of a plot of land, measuring A. 7, G. 26, A. 6 assessed at Rupees 12-3-9 for which Plaintiff applied on Cowle, and which, in anticipation of getting durkhast he cleared at an expense of 15 Rupees.

3. The land in question had been waste for 30 years previously and the Sub-Collector refused to grant it to Plaintiff, because it was required by the villagers for keeping their cattle on. The Plaintiff received neither puttah nor the usual permission to cultivate the land.

4. The land having been waste for so long a period, it was clearly open to the Revenue authorities to determine to whom it should be given, and the Board consider that the villagers had a preferential claim.

5. The Board infer that the villagers pay for, at least, the surplus beyond what is required for their cattle; but this does not affect the question at issue, and the Collector will separately state what is the actual arrangement.

6. The Board have made some slight alterations in the draft answer, which they recommended for adoption.

7. The time for filing the answer expires on the 15th proximo.

(A true Extract.)

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

No. 14. ORDER THEREON, 6th August 1859, No. 1061.

The Government grant authority for the defence, in the first instance at the public expense, of original Suit No. 7 of 1859 instituted in the Sub-Court of Salem against the Sub-Collector of the District and others, but will determine when a copy of the Decree is submitted whether the costs, if any be adjudged against that officer, shall be borne by him or by the Government.

2. The Gevernment are decidedly of opinion that the excess land above the two acres necessary for the common standing ground for the village cattle should be paid for.

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

Rev. Dep

No 1061

Proceedings of the Madras Government
Under date the 6th August 185
Read the follow=
-ing Proceedings of the
Board of Revenue.

Reporting the institution of a suit against the Sub Collector of Salem & others by Narain Pa=-dy &cky to obtain possession of a plat of land, and recommending that the draft answer as slightly altered by the Board may be adopted.

(Here enter 4th August 185
No 3010)

The Government grant authority for the defence, in the first instance at the public expense, of original suit No 17 of 1859 instituted in the Sub court of Salem against the Sub Collector of that District and others, but will

determine when a copy
of the Decree is submit-
-ted whether the costs,
if any be adjudged
against that officer, shall
be borne by him or by the
Government

2 The Government are
decidedly
of opinion that the
excess land above the
two acres necessary for
the common standing
ground for the village
cattle should be paid for.

[signature]

Copies to the
Bd of Rev with 36 enc.
Circ. 6

Revenue 1859 Sept^r
Pro: of Govt. 12^th August -
No 1061 -

Proceedings of the Madras
Government -

Dated 6^th August 1859.

Pro. of the Bd. of Revt. 9/10^th
Oct^r 61 Cot^o 2544 in Ro.

Original Suit No 7
of 1859 on the file of the
Sub Court of Salem to
be defended at public
cost -

No 13 to 14.