M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	1761	Press ~~Mis.~~
56-57		
Dated	24 — 12 — 1859.	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, for the month of December 1859.

No. 56. Read the following letter from J. D. SIM, Esq., Secretary to the Board of Revenue; to C. DALE, Esq., Government Pleader, Sadr Adálat; dated 15th December 1859, No. 5219.

With reference to your letter of the 3d December 1859, I am directed by the Board of Revenue to inform you, that they have received no notice from the Collector of Masulipatam of the appeal preferred to the Court of Sadr Adálat by Rajah Narriah Apparow, the principal defendant in O. S. No. 3 of 1859, on the file of the Civil Court of Masulipatam, and were consequently not aware of the fact of the presentation of this appeal until the receipt of your letter under reply.

In Con. 5th December 1859, *No.* 6050.

2. It does not appear to the Board, from the petitions forwarded by you, that there is any necessity for the interference of the Collector. The decision of the lower Court relieved him of all liability. He has not been made a party to the appeal suit, and the matter at issue is exclusively between the appellant and respondent, whose names are entered in the petition of appeal; the Board would not, therefore, advise the appearance of the Collector in the higher Court of his own accord, but if the Sadr should require his appearance, they request you will notify the fact to them.

In Extract Minutes Consultation, dated 13th July 1859, R. D. No. 333, you were instructed to appear on behalf of Government, and defend the appeal preferred by Birjee Mohundoss, the plaintiff in O. S. 3 of 1857 in the lower Court. The Board learn from paragraph 2 of your present letter, that you have filed an answer on behalf of the Collector, and they think that your appearance in that case will suffice.

In Con. 14*th July* 1859, *No.* 3469.

As regards the legality of the sale of the Nedadavole estate, which is questioned by the appellant in his detailed petition, the Board will only remark, that the subject is now under the consideration of Government, as you will perceive from their Proceedings of 11th October 1859, R. D. No. 1388.

In Con. 12*th October* 1859, *No.* 5094.

No. 57. ORDER THEREON, 24th December 1859, No. 1761.

Ordered that the foregoing letter be recorded.

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

No. 5219.

From

J. D. SIM, Esq., Secretary to the Board of Revenue.

To

C. DALE, Esq., Government Pleader, Sadr Adalat.

Sir,

In Con. 5th December 1859, No. 6050.

With reference to your letter of the 3rd December 1859, I am directed by the Board of Revenue to inform you, that they have received no notice from the Collector of Masulipatam of the appeal preferred to the Court of Sadr Adalat, by Rajah Narriah Appa Rau, the principal defendant in original suit, No. 3 of 1859, on the file of the Civil Court of Masulipatam, and were consequently not aware of the fact of the presentation of this appeal until the receipt of your letter under reply.

2. It does not appear to the Board from the petitions forwarded by you, that there is any necessity for the interference of the Collector. The decision of the lower Court relieved him of all liability. He has not been made a party to the appeal suit, and the matter at issue is exclusively between the appellant and respondent whose names are entered in the petition of appeal; the Board would not, therefore, advise the appearance of the Collector in the higher Court of his own accord, but if the Sadr should require his appearance, they request you will notify the fact to them.

In Con. 14th July 1859, No. 3469.

3. In Extract Minutes Consultation, dated 13th July 1859, R. D., No. 933, you were instructed to appear on behalf of Government, and defend the appeal preferred by Briji Mohundoss, the plaintiff in original suit, 3 of 1857, in the lower Court. The Board learn from paragraph 2 of your present letter, that you have filed an answer on behalf of the Collector, and they think that your appearance in that case will suffice.

4. As regards the legality of the sale of the Nedadavole estate, which is questioned by the appellant in his detailed petition, the Board will only remark, that the subject is now under the consideration of Government, as you will perceive from their Proceedings of 11th October 1859, R. D., No. 1388.

In Con. 12th October 1859, No. 5094.

Revenue Board Office,
Fort St. George,
15th December 1859.

I have the honor to be,
Sir,
Your most obedient servant,
(Signed) J. D. SIM,
Secretary.

Copy to Secretary to Government, R. D., for information, with original letter from Government Pleader, and its two enclosures.

Exd. J. Wright.

Rev. 1859. Departmt
Rec. of Govt 31st Dec.
No. 2365.

From
The Secy to the
Bd of Revenue

To The Secy to Govt
R. D.

Dated 15
Despd 16 } Dec. 1859.
Recd 16
Encl. Ltr. Letter
3 Encls. No. 5219.

Submits for information a letter from the Govt Pleader & copy of the Bd's letter thereon reporting that Rajah Narraiah Apparow, the Principal Defendant in Os. No. 3 of 1859. on the file of the Civil Court of Masulipatam, has preferred an appeal to the Court of Sudr Udalut.

No. 5647

Recorded.
No. 1761 D/ 24th Dec.

C 16th Dec. R 23d