Revenue Department

No. 234

Dated 24-2-1859

25 234

No. 44. Read the following Extract from the Proceedings of the Board of Revenue, dated 4th February 1859, No. 420.

Read letter from the Collector of Madras, dated 14th December 1858, No. 199, affording information in the case of a rent-free holding proposed to be resumed in the Nungambaukum Division.

(In Con. 28th December 1858, No. 5641.)

Resolved that the foregoing communication be submitted for the information and orders of Government with reference to paras. 7 and 8 of Extract Minutes Consultation in the Revenue Department, No. 1585, dated 25th November 1858.

In Con. 29th November 1858.

2. In the order above quoted Government approved of the resumption of all the Maniums (except No. 5) which were entered in Statements E and F forming enclosures to the report of the Collector of Madras on the Survey of the Nungambaukum Division, and remarked with reference to the excepted Manium that the grounds of its resumption were not explained in the "Order Book" of the Collector.

3. From Mr. Cunliffe's letter now submitted the Board find that the information required by Government was supplied in the Order Book under Case 47, the particulars of which are briefly as follows.

4. The Manium was once held by one Vencatachelliah whose widow, Soobamal, adopted Sawmy Iyer the husband of Audi Lutchmee Ummal one of the present holders of the Manium. Sawmy Iyer also having died his widow above named (Audi Lutchmee Ummal) would have had the power of adopting an heir had she not forfeited her caste.

5. In this dilemma the first widow Soobamal reassumed the power of adoption which had passed from her as above shewn, and adopted one Vencatakristnier who now claims the Manium and is in part enjoyment of it.

6. The Board believe with Mr. Cunliffe that this adoption was illegal under the Hindoo Law, and as the service for which the Manium was granted is also not required they concur in his opinion that it may be resumed.

7. It is observed however that the Collector in his present communication qualifies his former recommendation so far that he thinks the Manium might be left unassessed during the life time of Audi Lutchmee Ummal, and the Board are inclined to support this suggestion as the widow, apparently, has no other means of subsistence.

8. With reference to the rent-free holdings, the owners of which had not appeared before the Collector at the date of his Report, and to which Government allude in para. 8 of Extract Minutes of Consultation already quoted, Mr. Cunliffe states that, "as regards the Mylapoor "Division I have continued the free grants when permanent exemption Certificates were produc- "ed, or where the claim was precisely similar to those which had been so treated by the Government in passing orders on my Report."

9. As the parties who may feel themselves aggrieved by the decisions of the Collector will have a right of appeal to Government, the Board are of opinion that Mr. Cunliffe may be left to dispose of the cases still pending in Nungambaukum, but they consider it desirable both as regards the above Division and Mylapore that a statement of such cases after settlement should be furnished to the Board's Office for information and record.

(A true Extract.)

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

No. 45. ORDER THEREON, No. 234; dated 24th February 1859.

E. M. C. 25th Nov. 1858, *No.* 1585. *Para.* 7.

1. In passing orders on the report of the Collector of Madras on the survey of the Nungambákam division of his district, the Government approved of the resumption of all the Mányams entered in Statements E and F which formed two of the enclosures of that report except No.

5; and remarked with reference to this Mányam that further explanation was required than was given in the Collector's order book.

Dated 14*th December* 1858, *No.* 199.

2. With their proceedings above recorded the Board lay before Government a letter from Mr. Cunliffe explaining the circumstances of the adoption for the supposed illegality of which, the resumption of the Inám was recommended. The Board concur with the Collector in maintaining his former view of the case; and it is further pointed out that the disputed Inám is resumable as it is held on the tenure of rendering services which are no longer required. But its continuance for life to *Adilakshmi Ammál* is suggested.

3. Without discussing the merits of the disputed adoption, the Governor in Council resolves to adopt the Board's recommendation to continue the Inám, which is certainly resumable on the latter ground set forth by them, as an indulgence, to Adilakshmi Ammál for her life only.

4. With reference to para. 9 of the Board's proceedings, it is requested that when the whole of the cases therein referred to are settled, the Statement called for by the Board may be submitted to Government for inspection.

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

No 231

Extract from the Minutes of Consultation
Under date the 24 February 1859
Read the following &
from the Proceedings of the
Board of Revenue
(Here enter 4 Jany /59 No 20)

Ext C 25 Feb/58
No 1583

In passing orders on the report of the
Collector of Madras on the survey of
the Nungambákam division of his
district, the Govt approved of the
resumption of all the Manyams
entered in Statements 2 and 3 which
formed two of the enclosures of that
Report except No 5, and remarked
with reference to this Mányam
that further explanation was
required than was given in
the Collector's Order Book.

P. 7.

2 With their proceedings above re-
corded the Board lay before
Govt a letter from Mr Cunliffe
explaining the circumstances
of the adoption for the supposed
illegality of which, the resump-
tion of the Inám was recom-
mended. The Bd concur
with the Collector in maintaining
his former view of the case; & it

W

W

B/ 14 Dec 1858 No 199.

is further pointed out that the disputed Inám is resumable as it is held on the tenure pendering Service, which is no longer required. But its continuance for life of Adilakshmi Ammál is suggested.

3 Without discussing the merits of the disputed Adoption, the G. in C resolves to adopt the Boards recommendation to continue the Inám, which he considers is certainly resumable on the latter ground set forth by them, as an indulgence, to the said Lakshmi Ammal for her life only.

4 With ref to ¶¶ 9 of the Boards proceedings, it is requested that when the whole of the cases therein referred to are settled, the statement called for by the Board may be submitted to Govt for inspection.

W.H.
Feb 16.

Copies
3 To the Board of Revenue.
with an Abs. Dispd 20th

Revenue 1859 Depart.
Dº to Cons 25th February.

Nº 234.

Extract Mins of Cons:
Dº 24th February 59.

(Adopting) the Board's recommendation to continue the Sham in Noongumbac= kum Madras, as an indul= gence to Adilakshmma Annual for her life only.

Nº 44 & 45.