Revenue Department

Minutes of Consultation

1st to 10th June 1859

Book No 47 & 48

Order No 76 to 97 June 1859

760

No. 47. Read the following Extract from the Proceedings of the Board of Revenue, dated 20th May 1859, No. 1858.

Read letter from the Collector of Nellore, dated 27th April 1859, No. 53.

(In Con. 2nd May 1859, No. 1942.)

Ordered to be submitted to Government with reference to their endorsement on Petition No. 583 of 1859.

2. The point at issue between the Petitioner and his opponents is as to their respective rights to hold certain Inam lands under lease from the Inamdars, and the absolute right to the Inam being thus not in dispute—the Board concur in opinion with the Collector that the permission of Government is not needed to allow of the institution of an action in the Civil Courts.

(A true Extract.)

(Signed) W. HUDLESTON, *Sub-Secretary.*

No. 48. ORDER THEREON, 7th June 1859, No. 760.

The Governor in Council agrees with the Board that the permission of Government is not at all necessary in this case to enable the Petitioner to sue. It appears to be a case in which a little judicious mediation on the part of the Collector might bring the parties to an amicable arrangement and prevent the necessity of litigation.

2. In cases where permission to sue for Inam land is sought, but is held by the Board of Revenue to be unnecessary under the Regulation, it is not necessary to report the matter to Government; the Board will be pleased to dispose of such cases for the future.

(Signed) J. D. BOURDILLON,

Secretary to Government.

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In Con. 2d May 1859, No. 1942.

From F. B. ELTON, Esq., Collector of NELLORE,

dated Nellore, 27th April 1859, No. 53.

1. With reference to the order of Government on the Petition of P. Mungaladry, herewith transmitted, I have the honor to report that Petitioner claims the right of occupying 5 Goortoos (15⅝ acres) of Inam land as a tenant of one of the Inamdars.

2. A Batavurty Inam of 15 Goortoos (46⅞ acres) stands registered in the names of C. Soobrama Somayajee, Lutchminursoo and Ramiah. The two former have usually managed the under letting of the Inam, 10 Goortoos (31¼ acres) of which have been cultivated for some time by C. Jaulapah, and the remaining 5 Goortoos (15⅝ acres) by M. Seetiah and Nursayah. On the expiration of the last lease, the two first named Inamdars rented the entire Inam last year to C. Jaulaph, and on the other hand the Inamdar Ramiah this year rented 5 Goortoos (15⅝ acres) newly to Petitioner. This caused a dispute between the former tenants of the land and the latter. The Sub Collector upheld the rights of the tenants who had previously been in occupation, referring the other party to the Civil Court.

3. As the title of the Inam is not at issue, it does not appear that the special permission of Government is necessary to enable P. Mungaladry to bring an action in the Court, to obtain possession of the land, under the lease he claims to hold from one of the Inamdars, as ruled by the Court of Sudr Adalut in the Board's Circular Order of the 9th July 1856.

Enc. 1.—Petition.

Rev. Dept.

No 760

Proceedings of the Madras Government
Under date the 5th June 1859.

Read the following
Extract from the Proceed-
-ings of the Board of
Revenue

Were enter 20th May 1859
No 1858

The Governor in
Council agrees with the
Board that the permis-
-sion of Government is
not at all necessary in
this case to enable the
Petitioner to sue. It ap-
-pears to be a case in
which a little judicious
mediation on the part
of the Collector might
bring the parties to an
amicable arrangement.

and

Printed Copy of
1859 No 1942 Appendix
From
The Collector of
Nellore.
To the Secretary to the
Board of Revenue
Fort St George
Dated 27th April 1859.
Rec'd 2nd May —
In Cons: 2nd May 1859.
1 Enclosure Petn
No 53. R 95/59
Objecting on the
Petition admitted
to Govt by P. Mungan Esqr.

10th June 59 - 47-8

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and prevent the necessity
of litigation -

2. In cases where
permission to sue for
Unascertained wrongful
Acts as called by the Board
of Revenue
to be unnecessary under
the Regulations, it is
not necessary to report
the matter to Govern-
ment. the Board will
be pleased to dispose
of such cases for the
future -

3 Copies to the B.C. of Revs Dists 8th
Order for Dep with me

Revenue 1859 Deptt.
Cons 10th June.

No 760.

Pro. of the Madras Govt
Dt 7th June 1859.

Pro. of the Bd of Rev. Dt
4th April last No 884
in Pro. Dt 2nd Apl. 1699

~~Further Cons 2860/66~~

Permission to the
Petitioner in Cons 583 of 1859
to sue in the Civil Court
of Nellore, not needed -
Board to dispose of for
the future such cases
without reporting to Govt
that permission is unnecessary -

Nos 47 & 48.