M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 85 — Press / Mis.

276 — 277

Dated 25 — 5 — 1859.

Not to be folded or roughly handled

In Con. 28th March 1859, No. 1311.

From W. M. CADELL Esq., Collector of TANJORE,

dated Vullum, 25th March 1859, No. 62.

1. Adverting to the endorsement on the enclosed Government Petition, No. 2607 of 1858, I have the honor to report that the land now claimed by the Petitioner is situated in the village of Davustanum Tingalor in the Trivady Talook. It amounts to 3 M. 66⅔ G. according to the Survey accounts of Fusly 1238 (1828–9), and yields an annual return of Rupees 11-12-10, as shewn in the margin. It appears to be comprised in two ancient grants by the late Tolajah Rajah of Tanjore, dated respectively in 1777 and 1780, and which were registered in the Collector's Office in 1809, and by which 6 V. 8 M. 0 G. of land were alienated as follows:

	Rs.	As.	P.
Tarriff Teerwa	12	0	4
Deduct Cavil fee	0	2	6
Difference	11	12	10

	V.	M.	G.
To Agraharum Bramins.	6	3	0
For a Watercandal.	0	5	0
	6	8	0

It cannot, however, be now traced, in which of the above two classes the land now in dispute is included, and it is difficult also to ascertain by whom it was held in July 1802.

2. Petitioner is the elder of two wives of Streenevassyengar, in whose name the land is entered in the survey accounts, as well as in the Anoobogum account of Fusly 1258. In consequence of her disagreement with the 2nd wife, she obtained from him a deed of transfer, dated the 1st November 1846, under which she claims the land in question as set apart for her maintenance.

3. Strencevassyengar, while admitting the execution of the above deed by him, argues that her claim does not hold good, because she had been long living with him in his family. His argument, however, is not tenable, as the terms of the deed clearly shew the transfer to have been made to her irrespective of the question whether she lived with him or not.

4. Under all the circumstances of the Petitioner's case, I see no objection to her being allowed permission to bring the Suit against her husband, and which, even if decided in her favor, cannot have the effect of diverting the Inam from the family of its present holder, especially as, under the terms of the above deed, the land cannot be sold.

Enclosure.—One Petition.

No. 1567.

Extract from the Proceedings of the Board of Revenue, dated 3d May 1859.

Read letter from the Collector of Tanjore, dated 25th March 1859, No. 62.

(In Con. 28th March 1859, No. 1311.)

Ordered that the above letter be submitted to Government, with reference to their Endorsement on Petition No. 2607 of 1858, the Petitioner in which seeks permission to sue her husband in the Civil Courts, for certain land assigned to her by Deed, for maintenance.

2. The land is included in two grants made in 1777 and 1780, by the then Rajah of Tanjore, and registered in the Collector's office in 1809; but to which of the two grants it specially appertains, cannot now be ascertained.

3. It was entered in the name of Petitioner's husband in the Survey accounts, and in the Anoobogum account of Fusly 1258, and he admits the execution of the Deed under which Petitioner claims.

4. Under these circumstances and as the Deed does not pretend to empower Petitioner to alienate the land from her husband's family, the Board concur in opinion with the Collector that she may, without objection, be permitted to prosecute her Suit in the Civil Courts.

(A true Extract.)

Sub-Secretary.

To

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

Copy to Collector of Tanjore.

Rev. 1859 Departt.
Cons 27 May
№ 828

Extract from the Proceedings
of the
Board of Revr.
Dated 3d May 1859.
Dispd 7th Do
Recd 9th Do

2 Encls.

№ 1567

Submitting a letter
from the Collector of Tanjore reporting on Petition
№ 2607 of 1858 and stating
that there is no objection
to the Petr being permitted
to prosecute his claim
in the Civil Courts.

Order withheld.

Mis Nos 284 & 285

Copying R 23d

№ 85

Permission is granted Pet. under Sec II Reg VII/11
1. ~~Petitioner is to proceed to Madras~~
to sue
~~to Appeal in the Suit~~ her husband
Sticcherasa Iyenga for the Jodiem land
in the Village of Santhanam Anjalon
by him
alleged to have been transferred to her.
2. This permission is not to affect the
interests of Govt.
Govt Govt Geo: 25 May 1859

Leave granted to
Petitioner to
sue Govt in the
Courts of this Presidency
but not to be circulated
I hope this case since been
finally disposed of

Copy to the Sec. to the Govt
Rev Dept
with Govt