M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 826 Press / Mis.

Dated 24th June 18 58.

Not to be folded or roughly handled

No. 42. Read the following Proceedings of the Board of Revenue, dated 21st June 1859, No. 2367.

Read again the following letter from the Collector of Canara, dated 27th May 1859, No. 88.

(In Con. 2nd June 1859, No. 2520.)

Read also letter from the same Officer, dated 14th June 1859, No. 102.

(In Con. 20th June 1859, No. 2866.)

The Collector with the first of the above letters, forwards the pleadings in O. S. No. 7 of 1859 (on the file of the Sub-Court of Mangalore) in which he has been included as a Defendant.

2. In this action the plaintiff sues for the recovery of 17 logs of timber attached by the Collector, or their value, Rupees 200.

3. The point at issue is, whether the timber was grown on Government or private land. The plaintiff urges the latter, whilst the Collector holds that it was the produce of Government land, and that it is of kinds against the removal of which a prohibition exists.

4. The question is therefore one of fact, and must be left for the decision of the Court.

5. The Board recommend that the Collector may be authorized to file the answer proposed by him and to defend the Suit in the first instance at the public expense.

6. The time for filing the answer expires on the 9th Proximo.

(A true Extract.)

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

No. 43. ORDER THEREON, 22d June 1859, No. 826.

The Honorable the Governor in Council sanctions the defence in the first instance at the public expense of suit No. 7 of 1859 instituted against the Collector of Canara in the Sub-Court of Mangalore by Miguel Castiliano; but will determine, when a copy of the Decree is submitted, whether the costs if any be adjudged against the Collector, shall be borne by that officer or by the Government.

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

Rev Dept

№ 826

Proceedings of the Madras Government
Under date the 22nd June 1859.

Read the following
Proceedings of the Board
of Revenue.

(Here enter 21st June 1859
№ 2367)

The Honorable
the Governor in Council
sanctions the defence in
the first instance at the
public expense of suit
№ 7 of 1859 instituted
against the Collector of
Canara in the Zilla
Court of Mangalore by
Miguel Castellano, but
will determine, when a
copy of the decree is sub-
-mitted, whether the costs
of

if any be adjudged against
the Collector, shall be
borne by that officer
or by the Government.

6 Copies to the Bd of Rev Dist 22d

Revenue 1859 Deptt.
Pro: of Govt. 24 June.

No 826.

Pro: of the Madras Govt.
Dy 22d June 59.

Defence at public
cost of Suit No 7 of 59
instituted against the
Collector in the Sub Court
of Mangalore by Miguel
Castiliano sanctioned -

No 42 & 43.

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