

# MADRAS RECORD OFFICE.

Government of Madras.

*Revenue* DEPARTMENT.

|               |                          |
|---------------|--------------------------|
| G.O. No. 1802 | Press<br><del>Mis.</del> |
| 603-104       |                          |
| Dated         | 5-10-1860.               |

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,  
5th October 1860.*

No. 103. Read the following Proceedings of the Board of Revenue, dated 1st October 1860, No. 4,459:—

Read letter from the Collector of South Arcot, dated 24th September 1860, No. 153.  
(In Cons., 26th September 1860, No. 4,827.)

*District Munsiff's Court of Cuddalore.*  
*No. 629 of 1860.*  
*Plaintiff.*  
*Venkatachella Gaudan of Chettiputtadai*  
*in Trivady Taluq.*  
*Versus.*  
*Defendants.*  
1. *Culla Govindu Gaudan of Chettiputtadai.*  
2. *Namda Parasuramen of Packeripolium.*  
3. *Parasurama Pillai, Karanam.*  
4. *H. Wood, Esq., Collector.*

1. The Collector of South Arcot reports the institution of a Suit against him and three others in the Court of the District Munsiff of Cuddalore, and requests the authority of Government to defend it at the public expense

2. It appears from his Draft answer that the Tahsildar on an imperfect inquiry in Fasli 1266 gave Plaintiff a Patta for,  $1\frac{1}{4}$  Cawny of land in a field numbered 218. In the following year 1st Defendant obtained the permission of the Village Officers to cultivate  $\frac{5}{16}$  of a Cawny in the same number, but was obstructed by Plaintiff and complained to the Collector.

This led to inquiry in the course of which it was discovered that  $\frac{16\frac{1}{2}}{16}$  of Plaintiff's allotment constituted part of the Taliary Inam, and that in reality only  $\frac{9\frac{1}{2}}{16}$  were available out of  $1\frac{1}{4}$  Cawny for which the Tahsildar had issued a Patta.

3. The Sub-Collector in charge directed that the portion belonging to the Taliary Inam should be reserved and in this he was quite correct, but instead of leaving the remainder in Plaintiff's possession, he transferred it to 1st Defendant, giving Plaintiff in lieu  $\frac{12\frac{3}{4}}{16}$  Cawny in the next number 219.

4. The Board do not see how the latter proceeding can be upheld, and they propose, therefore, that the withdrawal of the Inam land shall alone be justified, and that Government leave the Court to settle whether the rest should be restored to Plaintiff or remain in 1st Defendant's possession.

5. A draft reply to this effect is herewith submitted.

6. The Board consider that the Village Officers referred to in the Collector's answer should be dismissed and persons unconnected with them be employed in their stead. No confidence can be placed in Officers guilty of such repeated misrepresentations as the Collector mentions.

7. The Board also do not understand how the Tahsildar gave a Patta, that duty being usually performed by the Collector at the Settlement.

8. The Collector has omitted to state when the time for filing the answer expires. His attention is drawn to the Board's Circular, dated 10th November 1856.

(A true Extract.)

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

No. 104. ORDER THEREON, 5th October 1860, No. 1,802.

1. The Honorable the Governor in Council sanctions the defence, in the first instance at the public expense, of Suit No. 629 of 1860, instituted against the Collector of South Arcot and others in the District Munsiff's Court of Cuddalore, by Venkatachella Gaudan, but will determine, when a copy of the decree shall be submitted, whether the costs, if any be adjudged against the Collector shall be borne by that Officer or the Government.

2. The Government approve the Board's Order in paragraph 6 directing the dismissal of the Village Officers referred to by the Collector in his answer, and request that the explanation of the Collector as to the irregularity noticed in paragraph 7 be submitted for the information of Government.

3. The draft answer proposed by the Board is approved.

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

2

Draft Answer.

The Collector is prepared to prove that  $10\frac{1}{4}$  Annas of the land claimed by Plaintiff form part of the Taluq Inam of the Village and cannot therefore be given to him. The Tahsildar erroneously issued a Pattah to Plaintiff for this land which mistake the Sub Collector, as in duty bound, rectified on its discovery.

As regards the remaining  $9\frac{3}{4}$  annas the Collector leaves it to the Court to decide whether it shall remain as at present in 1<sup>st</sup> Defendant's possession or be transferred to Plaintiff. It is a matter of indifference to Government which of these persons hold it.

(Signed) I. D. Sim  
Secretary.

(True Copy)

  
Secretary

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1856.

Q. Book for 1856  
page 108.

(True Extract)

J. A. M.

Secretary

J. A. Boudillon, Esq.,  
Secretary to Government  
Revenue Department.

Received No. 206  
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Proceedings of the  
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I am writing with  
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The draft answer enclosed by  
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