M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 2188 Press Mis.

324-325

Dated 20—11— 1869.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 20th November 1860.

No. 344. Read the following Proceedings of the Board of Revenue, dated 16th November 1860, No. 5,354:—

Read the following letter from the Collector of Madras, dated 14th November 1860, No. 455.

(In Cons., 15th November 1860, No. 5,886.)

1. Ordered that the above letter be submitted to Government with reference to their Proceedings dated 19th November 1858, No. 1,552, and 29th June 1860, No. 1,070, Revenue Department, and with the Board's recommendation that the Collector be authorized to defend the Appeal Suit as proposed by him. The 21st instant is fixed for the hearing. The very late date at which notice of the Appeal Suit was given to the Collector and the insufficient time thus allowed for filing the answer on behalf of Government might have led to the serious injury of public interests; and the practice of granting such short notices appears to the Board particularly objectionable in any suit to which Government is a party as tending to cause it imperfect defence.

In Cons., 20th October 1858, *No.* 5,232.
„ *28th September* 1860, *No.* 4,870.

2. Should the orders of Government not reach Mr. Cunliffe in time, he will please to act as proposed in his letter in regard to instructing the Government Vakíl.

(A true Extract.)

(Signed) W. HUDLESTON, *Acting Secretary.*

No. 345. ORDER THEREON, 20th November 1860, No. 2,188.

1. Under the circumstances stated the Honorable the Governor in Council approves of the instructions issued to the Collector by the Board for the defence of the Appeal Suit No. 72 of 1860 instituted by certain Mirásdárs of Tuluvúr in the Civil Court of Chingleput against the Collector of Madras and others. In the absence of the documents themselves the Government are unable to judge whether an objection by the Collector to the admission of the exhibits C and E will be consistent with his defence in the original suit as sketched in paragraph 4 of the Board's letter to Government dated 15th November 1858, No. 4,250, or whether the objection should be left to the other Defendents in the action.

2. Paragraph 1 of the Board's Proceedings will be communicated to the Sudder Court through the Judicial Department, for such notice as they deem proper. It will be remarked that though the Appeal Petition was filed in Court on the 9th May 1860, the Collector received notice of it only on the 26th October and was allowed in the first instance 14 and ultimately but 28 days to prepare for the suit and obtain the orders of the Board and Government. The contrast between the length of time the Appeal lay in the Court and the brief period allowed the Collector will also be noticed.

(Signed) J. D. SIM,
Acting Secretary to Government.

Mirasdars of Tuluvúr
in

R. D.

No. 2188.

Proceedings of the Madras Govt.
Under date the 20th November 1860.
Read the following
Pro of the Bd. of Rev.

Here enter 16th Nov 1860
No. 5354.

Submitting a letter from the Coll. of Madura, and recommending that he be authorized to defend the Appeal Suit in the Civil Court of Chingleput agt. the decision of the Sudder Ameen's D.C. No. 350 of 1859.

Under the circumstances stated the Hon'ble the Gen. Approves of the instructions issued to the Coll. by the Board for the defence of the Appeal Suit No. 92 of 1860 instituted by certain Mesnadars of Tulwar in

in the Civil Court
of Chingleput against
the Coll[r] of Madras
and others. In the ab-
-sence of the docu-
-ments themselves the
Govt[t] are unable to
judge whether an
objection by the Coll[r]
to the admission of the
exhibits C and E will
be consistent with
his defence in the ori-
-ginal Suit as sketch-
-ed in para 4 of the
Board's Letter to Govt[t]
dt- 18th Nov[r] 58 No 1250

or whether the objec-
-tion should be left
to be taken Deft[s] in
the action.

Para 1 of the
Board's Proc[s] will
be communicated
to the ~~Court of~~ Sudder
Court
~~Adawlut~~ thro' the Jud[l]
Dept[t], for such no-
-tice as they deem pro-
-per. It will be re-
-marked that the
the Appeal Petition
was filed in Court
on the 9th May 1860,
the Coll[r] received
notice

notice of it only on
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28 days to prepare
for the suit and ob-
tain the order of the
Bd. of Govt. The cou-
-rt lost between the
length of time the
appeal lay in the Court
and the brief period
allowed the Colls will
also be noticed. —

2 Copies
Board of Rev with Bks &c &c
Ind Dep 21st
Clk of Madras 2

Note - The charge
of the suit in Stub
in Dec the 4th Letter
to Govt prefixed to Diary
19 Nov 1858 - The
defence in para 4 &
the Service - & Enclosure
to packet

JD

Revenue 1860 Dept.
Pro: of Govt for Nov.

No 2188.

Pro: of the Madras Govt.
Dy 20th Nov: 1860.

Suit against the Coll.
of Madura

36-7
23-11-59
328-5
28-6-60

Board's instructions
to the Collector for the defence
of the appeal suit No 72 of
1860 instituted by certain
Mirasidars of Tuluvur
in the Civil Court of Chingleput
approved.

No 344 & 345.

Cly: Nov: 22