

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 567	Press Mis.
24.25	
Dated	14-4-1860.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
for the month of April 1860.*

No. 24. Read the following Proceedings of the Board of Revenue, dated 13th April 1860,
No. 1,784:—

Read letter from the Collector of South Canara, dated 30th March 1860, No. 42.

(In Con. 11th April 1860, No. 1,575.)

In the above letter, the Collector of South Canara reports the institution of a Suit against him and three others for the recovery of a piece of land in the occupation of the 3rd and 4th Defendants.

O. S. No. 10 of 1859, on the file of the Sub-Court.
Dévappa, Plaintiff.
Versus.
1. *W. Fisher, Esq., Collector.*
2. *Kabad Krishna.*
3. *Devana.*
4. *Dasa.*
2. The land originally belonged to Plaintiff's family, but was left waste in Fasli 1232, A. D. 1822-3 and so continued till Fasli 1254, A. D. 1844-5. It was formally resigned by the family and by Plaintiff himself among them, in Fasli 1245, A. D. 1835-6. In Fasli 1255, A. D. 1845-6, 3rd Defendant rented the land and has ever since held it, Plaintiff having, however, subsequently made two unsuccessful applications for it.

3. The claim of the Plaintiff is so manifestly groundless, that the Board concur with the Collector in recommending that it should be resisted, both for this reason as well as in justice to the parties in possession.

4. The only alteration which the Board propose in the draft reply, is that the plea of the Suit being barred by lapse of time should form the opening argument in the answer.

5. The Board observe that another Suit is referred to in the papers submitted; the bearing of this on the case under consideration should have been briefly explained.

6. They also remark that the Collector has omitted to state when the time for filing the answer expires. His attention is drawn to the Board's *C. O. Book for 1856, page 108.* Circular Order, dated 10th November 1856.

7. Resolved that a copy of these Proceedings and the Collector's letter be submitted to Government with the Board's recommendation, that sanction may be granted for the defence of the Suit at the public cost in the first instance.

(A true Extract.)

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

No. 25. ORDER THEREON, 14th April 1860, No. 567.

The Governor in Council grants authority for the defence, in the first instance at the public expense, of Suit No. 10 of 1859, brought in the Subordinate Court by one Dévappa against the Collector of South Canara and three others, for the recovery of a certain piece of land; but will determine when 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.

Recd. Dept
No. 564.
Proceedings of the Madras Government
Under date the 14th April 1860.

Read the following
Proceedings of the Board of Revenue.

Submitting a letter from
the Collr of South Canara reporting
the institution of C. S. No. 12 of 1859
on the file of the Sub Court against
him and others for the recovery of
a piece of land and recommending
that sanction be granted for the defence of the
suit at the public cost in the first instance.

The Govt in Council
grants authority for the defence,
in the first instance at the pub-
lic expense, of suit No. 10 of 1859
brought in the subordinate Court
by one Sivappa against the Collr
of South Canara and three others,
for the recovery of a certain piece
of land; but will determine
when copy of the decree is sub-
mitted, whether the costs, if
any be adjudged against the
Collr, shall be borne by that officer
or by the Govt.

MS.
To

The Bd of Revenue
with 3 Encls. Orig. 14
10th Copies to do. 5/18

Reverend 1860 Dof. H.
Dec. 29 not 20 24/10/11

Feb 26/7.

Geo. of the Church of St. George

17th of April 1860.

Deference in G. S. M. 10
of 1859 brought in the
Ladies' Committee to the
Ladies' Committee of St. George's
not would of the Ladies' Committee

No 24 1860