M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1891 — Press ~~Mis.~~

286 . 287

Dated 30. 9. 1861.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 30th September 1861.

No. 286. Read the following Proceedings of the Board of Revenue, dated 20th September 1861, No. 5,113:—

Read the following letter from W. FISHER, Esq., Collector of North Canara, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Chepauk, dated Sirey, 14th September 1861, No. 142.

SIR,

1. I have the honor to submit herewith for the information of the Board, translation of a Plaint filed against me and my Deputy Collector Mr. Ball, by one Subrauja Hebbara of Bhatkal, together with draft of the answer which I propose to put in, and I request that sanction may be obtained to defend the suit at the public expense.

2. The period for filing the answer expires on the 27th October 1861.

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1. Ordered to be submitted to Government with the Board's recommendation that the defence of the suit at the public expense and the filing of the proposed answer be sanctioned.

2. The Plaintiff on the strength of a "*Muljeni Chitta*" said to have been executed to him by the deceased registered Wurgdar of certain land, sues to be put in possesion and to have the registry transferred to his name.

3. The answer states that no "*rajinama*" having been filed by the deceased, and the "*Mulgeni Chitta*" being unregistered and on unstamped paper, Plaintiff's claim could not legally be recognized by the Defendants. That the "Chitta" or lease document was obtained by Plaintiff only seventeen days before deceased's death and during his last illness, and that as the heirs of the deceased were not forthcoming, Defendants in accordance with their duty took the necessary steps for securing the Government dues from the lands, and paid the surplus proceeds into Court under Regulation XIV of 1841. That Plaintiff's application to be put in possession of the property of the deceased should have been addressed to the Court, and that not having been so his suit against Defendants must be rejected. The Board consider the line of defence good and sufficient.

(True Copy and Extract.)

(Signed) W. HUDLESTON, *Secretary.*

No. 287. ORDER THEREON, 30th September 1861, No. 1,891.

1. The Governor in Council sanctions the defence at the public expense, on the usual terms, of Original Suit No. 35 of 1861, instituted by one Subrauja Hebbara against the Collector of North Canara and his Deputy, in the Court of the District Munsiff of Bhatkal.

2. The Act quoted in paragraph 2 of the defence should be XIX of 1841.

(Signed) J. D. SIM,

Secretary to Government.

Lands and paid the surplus proceeds into Court under Regulation XIV of 1806. That Plaintiff's application to be put in possession of the property of the deceased should have been addressed to the Court and that not having been so his suit against Defendants must be rejected. The Board consider the line of defence good and sufficient.

/True Copy & Extract/

E. Burnaby
Secretary

To
J. D. Sim Esqre
Secretary to Govt
Revenue Department
with original Enclosure.

Ex. Appeals B. Hastings 1st Row

1861 Separate
Pro: of Govt for September
No 2244

Proceedings of the
Board of Revenue

Dated 20th
Recd 20th } September 1861
Recd 21st
E-2 Sept. Cons.
No 5113.

Submitting a letter
from the Collector of North
Canara and recommending
that the defence of the suit
filed against him & his Deputy by one Subraya Hebbar
of Bhatkal be sanctioned
at the Public expense
No 1891. 30th September.
With an Order.

No 2286

228 Sep. 1230

No 1891

The Governor in Council
sanctions the defence at the public
expense, on the usual terms, of
the Suit No 35 of 1861 instituted
by one Subraya Hebbara against
the Collector of North Canara and
his Deputy in the Court of the
District Moonsiff of Bhatkal.

The Act quoted in para
2 of the Defence should be XIX of
1841.

Fort St George
30th Septr 1861

4 Copies
To the
Board of Revenue. Pro: 30
with 2 Encls:
Ltr dated 20 Sept

W. S.