M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1975 Press
~~Mis.~~

166-167

Dated 11 — 10 — 1861.

Not to be folded or roughly handled

No. 166. Read the following Proceedings of the Board of Revenue, dated 7th October 1861, No. 5,415:—

Read the following letter from GEORGE THORNHILL, Esq., Acting Collector of Kistna, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Chepauk, dated Masulipatam, 27th September 1861, No. 236.

SIR,

1. With reference to the Proceedings of the Board of the 14th instant, No. 4,996, calling for further information regarding the Suit* for the recovery of certain Inám lands belonging to Sree Santamallaswara Swamy's Pagoda, situated at Godugupetta in the town of Masulipatam, I have the honor to state that the three † Suits, Nos. 105 of 1855, 86, and 116 of 1859, referred to in the Proceedings under reply, are not exactly similar to the 5 ‡ cases specified in the margin of paragraph 3 of my letter of 2nd instant, No. 221, in which, the case under report and 141 of 1855 are included; the difference being that in the three former cases the Zamíndár paid an annual rental or allowance of Rupees 120 for each Pagoda, from the time he took possession of the Inám lands up to the reversion of the Parganá to Government in Fasli 1261, while in the five latter cases money payments were not regularly made after he took possession of the lands. In the accounts of some years, money payments were entered as Bàd. The holders of these five Ináms consequently sued the Zamíndár in Fasli 1260, and he acquiesced in their claims, and gave up the lands.

2. The time for filing answer will expire on 14th October next.

* No. 14 of 1861, Masulipatam Civil Court's file.

MASULIPATAM CIVIL COURT'S FILE.

† 1 No. 105 of 1855, Madhavaswamy Pagoda.
2 „ 86 of 1859, Vencatachellaswamy do.
3 „ 116 of 1859, Ramalingaswaraswamy do.
N. B.—These three Pagodas are situated in the village of Gudúr.

DISTRICTS.

‡ 1. No. 450 of 1850, Yadavally Ramaya and Paria
2. „ 175 of 1850, Sree Santamallaswaraswamy Pagoda at Godugupetta

MASULIPATAM MOONSIF'S FILE.

3. No. 186 of 1850, Sree Venkataswaraswamy at Pachu-
No. 141 of 1855, Masuli- petta.
patam Civil Court's file.
4. No. 41 of 1851, Muddury Gungadhara Sastrullu and Brumma vadhaulu.
5. „ 39 of 1851, Mudury Rajavadhanlu.—N. B. The Ináms of these holders are situated in the Villages of Gudúr Pergana.

1. The Acting Collector will be instructed by telegraph at once, to apply for an extension of time for putting in the defence.

2. The Government Pleader, to whom the papers will be forwarded, will be requested to advise the Board as to the course to be adopted in defending the suit.

3. It will be observed that shortly prior to the Gudúr Estate passing into the hands of Government, the Zamíndár surrendered the lands claimed by the Plaintiffs that they were subsequently resumed by order of the Commissioner, Northern Circars, on the plea that the surrender had been collusive, and that the Gudúr Estate has lately been restored to the Zamíndár, who it may be presumed will not contest the Plaintiffs' claim to the lands. It remains to decide what course shall be adopted in regard to the mesne profits claimed on account of the years during which Government retained the Estate in their hands. The inquiry made under the order of the Commissioner, Northern Circars, showed that the Plaintiffs had no good claim to the land, but only to a "Bâd" allowance, still there was no ground to believe that the surrender of the land was collusive. Unless, however, the land was really originally Inám the Zamíndár was not competent to make such an alienation, and unless the Government Act be now defended as it would seem capable of being defended by the early accounts the claim of the Plaintiffs cannot be hereafter disputed if under any circumstances the Estate should again revert to Government.

(A true Copy and Extract.)
(Signed) W. HUDLESTON, *Secretary.*

ORDER THEREON, 11th October 1861, No. 1,975.

No. 167. The Government expect to receive at an early date a further and fuller report on the suit referred to.

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

(6) Rec. 1861 Depart
Proc. Govt. for Oct.
No. 2324

Proceedings of the
Board of Revenue

Dated 7th
Desp. 7th } October 1861.
Rec. 8th

No. 5415.

~~From the~~ Con. 2780 of 29th
Septbr/61

Submitting with re-
marks a letter from the
Collector of Kistna for-
warding information re-
garding the Suit for the
recovery of certain Inam
lands belonging to Sree
Sunta Mallamara Swa-
my's Pagoda in Masuli-
patam.

No. 1975. 11th October.
William Order

No. 166 & 167.

11 October

No. 1975
The Government or
pect to receive at an early
date a further and fuller
report on the suit referred
to -
Fort St. George,
11th October 1861.

11 Copies.
Board of Rev. Disp. 15
M. Copy to do Disp. 11