

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 2377

Press
Mis

~~272-273~~

Dated 24-12-1881.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
24th December 1861.*

No. 272. Read the following Proceedings of the Board of Revenue, dated 19th November 1861, No. 6,384.

Read the following letter from H. A. BRETT, Esq., Collector of Salem, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Chepauk, dated 31st October 1861, No. 204:—

SIR,

1. With reference to the Board's Endorsement on Petition No. 2,917 of 1861, I have the honor to submit the following report.

2. The Petitioner, Venkatsien, states that in the Vengaray Agraharum of the Namakul Taluq, half a share in the Survamaniem lands is registered in his name; that he sold this half share on the 14th April 1861, to one Anunthakistnien for Rupees 467; and that before this sale took place he had mortgaged the above half share to Venkatramien of Vengaray. The Petitioner further states that Venkatramien, the mortgagee, is now dead, and that his brother, Anunthien, refuses to make over the half share to Anunthakistnien, to whom the Petitioner sold it. The Petitioner, therefore, solicits permission to sue Anunthien for the recovery of the half share above alluded to, that Petitioner may make it over, when recovered, to Anunthakistnien.

3. With regard to the Inám referred to in this Petition, I beg to refer the Board to my report, dated the 30th September last, No. 181, on Petition No. 2,279 of 1861, in which I explained that the Inám in question had been sold by Venkatasien (the present Petitioner), subsequent to the Board's Circular, dated 27th July 1848.

4. The Board on receipt of that report passed an Endorsement, dated the 16th instant, on Petition No. 2,279 of 1861, declining to recommend to Government that the Petitioner (the alleged purchaser) should be allowed to sue in the Civil Courts.

5. I am of opinion that the Petitioner in the present case (the recognized owner of the Inám) should be allowed to prosecute his claim to the Inám in the Civil Court against the heir of the mortgagee; for it does not appear that such permission, if granted, would prejudice the interests of Government in any way. The Petitioner expresses an intention to make over the land to Anunthakistnien, the alleged purchaser; but, so long as Petitioner's right to sell the land is not recognised by the Government, it is immaterial in what way he may otherwise dispose of it.

1. Ordered to be submitted to Government together with a copy of the Board's Proceedings referred to by the Collector in paragraph 4.

2. Under the circumstances, the Board are of opinion that Petitioner is entitled to obtain the permission to sue which he requests, but they do not agree with the Collector in considering that he will then have the power of disposing of the Inám land, by mortgage or any other means.

(A true Copy and Extract.)

(Signed) R. A. DALYELL, *Sub-Secretary.*

No. 273. ORDER THEREON, 24th December 1861, No. 2,377.

Under Section 2 Regulation IV of 1831, the Governor in Council is pleased to permit Venkatasien to sue in the established Courts for the recovery of the half share of the Survamaniem land situated in Vengaray Agraharum of the Namakul Taluq of the Salem District.

(Signed) C. G. MASTER,
Deputy Secretary to Government.

No. 5,669.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 16th October 1861.

Read the following letter from H. A. BRETT, Esq., Collector of Salem, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Chepauk, dated 30th September 1861, No. 181:—

1. With reference to the Board's Endorsement on Petition No. 2,279 of 1861, I have the honor to submit the following report.
2. The Petitioner prays for permission to sue in the Civil Courts for the recovery of half a share in a Survamaniem land, situated at Vengary, in the Namcul Taluk.
3. It appears from the report of the Tahsildar that the half share of the Inam land to which the Petitioner refers is registered in the name of Vencatasien, and that Vencatasien sold this half share to the Petitioner on the 14th April 1861 for Rupees 467. Previous to the sale, the same land had been mortgaged by Vencatasien to one Vencatramien of Vengary, who mortgaged it in his turn to another individual named Sashiengar.
4. Sashiengar, the present occupant, having refused to restore the land to the Petitioner, though the Petitioner has offered to repay him the mortgage money, the Petitioner solicits permission to present his claim to the land in the Civil Court.
5. Under the provisions of the Board's Circular, dated the 27th July 1848, and the Notification of Government annexed thereto, the sale of Inam lands of the kind referred to in this Petition is strictly prohibited. I am, therefore, of opinion that the required sanction should be refused, on the ground that such sanction cannot be granted without prejudice to the interests of Government.

ENCLOSURE No. 1.—Petition.

The Board concur with the Collector in considering that Petitioner's request is inadmissible; the following Endorsement will accordingly be passed on his petition:—

“The Board decline to recommend to Government that Petitioner's request be granted as he is in no way related to the original grantee, and his alleged purchase of the Inam land was made in defiance of the orders of Government and at his own risk.”

(A true Copy and Extract.)

(Signed) R. A. DALYELL,
Sub-Secretary.

To H. A. Brett, Esq., Collector of Salem.

MS. copy of Endorsement to Petitioner.

Exd. J. Wright.

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[Handwritten text in Burmese script, mostly illegible due to fading and bleed-through. Includes dates like 1861/10/16 and 1862/11/16.]

[Handwritten Burmese text:]
 ပြည်သူ့အကျိုးအမြတ်ကို ထိခိုက်စေရန်
 အစွမ်းအားနည်းစွာ ကြိုးပမ်းဆောင်ရွက်
 ခဲ့သော အမှုကြောင့် အကျဉ်းချုပ်
 အမှုအကျဉ်းချုပ် -
 ၁၈၆၁/၁၀/၁၆

1861 Department

[Handwritten signature:] ၁၉၈၇/၁၁

No.

PROCEEDINGS OF THE BOARD OF REVENUE

Dated 16th October 1861.

No. 5,669.

Declining to recommend to Government the
 prayer of petitioner in No 2,279, of 1861, for
 permission to sue for Suramanien land in the
 Namoul talug.

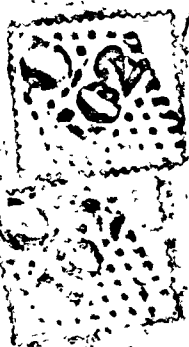
Handwritten notes in the top right corner, possibly including a date or reference number.

Handwritten text at the bottom of the left page, possibly a signature or title.

permission to sue for Survauniam land in the
Nancul talug.



Handwritten text, likely a letter or document, written in a cursive script. The text is partially obscured by the stamps and postmark.



Forwarded to the
Collector for report

By Order

W. H. Allen

Subsecretary

Rev. B. Office
Chapin
24 Oct 1861

B 155.
Registered in the
Collector's Office
28 Oct 61
20 Nov 61

N^o 2917 of 1861

From Venkatesan
Son of Bhaghirath
Jen of Vengarai
Kotmala Taluk
in the Zilla of Salem

24 Sept 61
Recd by 7 Oct 61

for permission to sue
in the Civil Court one Anan-
dappa the mortgagee of his
Sumanam land who re-
fuses to receive the mortgage
money and make over the land
to Anandakrishnan to whom
Pet has subsequently sold it.

Board's
Order of Government on Petition No. 2917 of 1861.

N 2377

Under Section 2 Regulation IV of 1831,
the Governor in Council is pleased to permit

Venkatesan

to sue in the established Courts for

the recovery of the
halfshare of the
Sumanam land
situated in Vengaray
Agrabaram

~~Village of the~~ *Agarakum*

of the Namakul

Talook of *the Salem*

District -

Cell
Fort St George
24 Dec/18

15

M. C. P. 18

I Sh. B. of Revenue P. 3702