M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1073	Press Mis.
286. 287	
Dated 15 — 5. 1862	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 15th May 1862.

No. 286. Read the following Petition from PALANY APPAR TUMBERAUN Inhabitant of Teyagarajaswamy Pagoda, situated in Trivalore in Tanjore District, to the Honorable Governor in Council, &c., &c., &c., Fort Saint George, dated Trivalore, 20th March 1862.

MAY IT PLEASE YOUR LORDSHIP,

Your Lordship's Petitioner humbly begs leave to inform that your Lordship will be pleased to despatch the accompanying Memorials in triplicate as well as the Endorsements enclosed therein for the favorable notice of the Honorable Principal Secretary of State under the Endorsement of your Lordship's tribunal, dated 10th instant.

For which act of benevolence your Lordship's Petitioner as in duty bound will ever pray.

No. 287. ORDER THEREON, 15th May 1862, No. 1,073.

1. The Government resolve to return this Memorial to Palanyappa Tamberan and to inform him that in consequence of the long time which has elapsed since the transaction complained of took place, they must decline forwarding it to the Secretary of State.

2. At the same time they have no objection to his taking the stones applied for provided he puts others equally good in their place. If he wishes to do this he may apply to the Collector to whom a copy of this order will be sent, and who will issue the necessary instructions.

(Signed) P. P. HUTCHINS,
Acting Deputy Secretary to Government.

Rev No. 887.

Memo for orders

One Palany appa Tamberan submits a Memorial to the Honble Government praying for the return to him by the Collector of Salsette twenty black stones or the value thereof.

It appears from the endorsement of Mr A. Forbes on Board Petition 682 of 1856 that the stones referred to were taken in 1845 and 1846 from a ruined part of an old pagoda for the purpose of being used as mile-stones. No objection was offered at the time and the Collector saw

nothing wrong in the District
Authorities having turned
to the general rule of all,
that was legal useful to
note. The Board * 21 Jan 1856. at Pol. 1863 & 1856. saw no
reason to interfere.

Petitioner appealed
to Government in 1861 (Pet.
1816) and was told that,
as the act complained of
occurred 16 or 17 years pre-
viously, * 16 July 1861. they declined to
entertain his complaint.

Despatch No. 1 of 1855. Rev. Dept. In 1855 the Hon^ble Court
ruled that "Petitions should
"not be forwarded when a long
"time has elapsed since the
"decision complained of was
"arrived at." They found it "im-
"possible to lay down an exact
"rule applicable to all cases"
but noticed that "the practical
"application of this principle
"must vary with the merits
"& circumstances of each par-
"ticular case."

Under this ruling I submit
that the Memorial should
be returned to the writer and
not despatched to England.

- As the transaction took place 15 years ago without any question being raised there seems no cause for forwarding the Memorial. It seems simply an attempt to get money for if the stones has any intrinsic value from carving or inscription the Petr would not have asked for them, in their value

JMc 26/4/62

To
The Honourable Governor in Council.

Fort St George

The humble petition of Palany appathumberavan,
Cannegayen to Rajaneuttaly Seya parapasawmy
Pay in Trivalore of Tanjore Province.

Most humbly Sheweth

That your Petitioner humbly begs leave to
inform that your Lordship will be pleased to despatch
to accompanying memorial in triplicate as well as
the Endorsement enclosed therein for the favourable notice
the Honourable Principal Secretary of State under the
endorsement of your Lordships Tribunal dated 10 instant.
For which act of Benevolence your Petitioner
as in duty bound will ever pray.

[illegible]

They have no objection
6

Rec'd 1862 [illegible]

Proc: of Govt for 2 May

No 887

From Palany appa
Tambaram, Chamelrum
in Tegayarajaswamy
Pagoda at Trivalore
in Tanjore District

Dated 20th March 62

Read 24th March 62

with 3 enclosures

S. O. R. 1073 15 May

Forwarding for submission to Home Govt a Petition in triplicate praying for the restoration of or payment of the value of certain Black Stones alleged to be removed by a Civil Authority from a certain Pagoda in Trivalore Tanjore District

No 286.

Rec'd 20 March 62

Answered 15 May

As Despatch

No 1073

Proceedings of the Madras Government
Under date the 15th May 1862.

Read the following
Petition from Palany appa
Tambaram, Chamelrum
in Tegayarajaswamy Pagoda
situated in Trivalore in
Tanjore District.

Forwarding for submission to
Home Govt a Petition in triplicate
praying for the restoration of or
payment of the value of certain
Black Stones alleged to be removed
by a Civil Authority from a
certain Pagoda in Trivalore Tan-
jore District.

Rec'd 20 March 62

The Government re-
solve to return this Memo-
rial to Palanyappa
Tambaram and to inform
him that in consequence
of the long time which
has elapsed since the
transaction complained
of took place, they must
decline forwarding it to
the Secretary of State.

2 At the same time
they have no objection
to

to his taking the stones
applied for provided
he puts others equally
good in their place.
If he wishes to do this
he may apply to the
Collector to whom
a copy of this order
will be sent, and
who will give the
necessary instructions

C J M

Dy Secy

Lieut Blunt

Mr Chas H. Ross Rev Dist
Collr of Bengal
Capt Lawrence Cumberland
with an Engr
in Bengal

Quittance 1868 Dec 15th
Ville: of the Master Fees.
Dec 15th 1868.

Recd of Peter Carey Esqr
Sum Seven Pounds
Ten Shillings
Master Fees
£7 10s 0d

Peter Carey Esqr

1286/287.