M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1139	Press / Mis.
423. 424	
Dated 23 - 5 - 1862.	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 23rd May 1862.

No. 423. Read the following Proceedings of the Board of Revenue, dated 26th April 1862, No. 2,643 :—

Read the following letter from J. SILVER, Esq., Collector of Tinnevelly, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Madras, dated 9th April 1862, No. 141.

SIR,

1. With reference to the orders of Government, dated the 18th November last, No. 21, forwarding a Petition addressed by Vaithimanidy Buchi Raja Iyengar, and another for submission to Her Majesty the Queen in Council, and calling for a report thereon, I have the honor to state as follows.

2. The Petitioners are Mirásidárs of the village of Velur in the Thenkarai Táluq in this District. They complain against the Revenue authorities having compelled them to pay back to Government Rupees 163-10-0, out of the sum that had been advanced to them for executing certain irrigation works in the Velur tank, on the ground that they had not performed the whole of the work for which they had received advance, and they therefore pray that the above sum might be ordered to be re-imbursed to them, their applications for the same to the local authorities, the Board and Government, having failed of success.

3. In 1852 an Estimate of Rupees 7,825 was prepared by the Engineer's Department for executing certain repairs to the Velur tank, and advances were made to the Petitioners from time to time as the work was going on.

4. The late Civil Engineer Captain Horsley, and the Marahmut Superintendent examined the work, and from the accounts furnished by them, as well as from the Tahsíldár's report, it was clear that there is a deficit in the work, which the Petitioners had engaged to complete, to the value of Rupees 237-6-6, and consequently that amount was recovered from them.

5. The Petitioners state that the revetment works examined by Captain Horsley and the Superintendent were distinct portions; and if it were so, the Petitioners would be entitled to the amount claimed by them. But the documents referred to above unmistakeably show that this is not the case, and that the above officers examined one and the same work. Petitioners further make it appear that the Modasel or screen work was constructed by them with new materials, but this too is false. There is presumptive evidence that they made use of the old materials belonging to Government, and they should not therefore be paid for the same.

6. Under these circumstances the Petitioners have no just cause of complaint, and their request is inadmissible.

The Petition and its enclosures are herewith returned.

Submitted to Government with reference to their Orders quoted by the Collector.

(A true Copy and Extract.)

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

No. 424. ORDER THEREON, 23rd May 1862, No. 1,139.

The Government resolve to return to the Memorialists alluded to the address forwarded by them for transmission to the Secretary of State, and to inform them that as their complaint is one which is capable of a civil remedy, it cannot be adjudicated upon by the Home Authorities.

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

No. 2,643.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 26th April 1862.

Read the following letter from J. SILVER, Esq., Collector of Tinnevelly, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Madras, dated 9th April 1862, No. 141 :—

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4. The late Civil Engineer Captain Horsley, and the Marahmut Superintendent examined the work, and from the accounts furnished by them, as well as from the Tahsildar's report, it was clear that there is a deficit in the work, which the Petitioners had engaged to complete, to the value of Rupees 237-6-6, and consequently that amount was recovered from them.

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6. Under these circumstances the Petitioners have no just cause of complaint, and their request is inadmissible.

The Petition and its enclosures are herewith returned.

ENCLOSURES Nos. 1 to 4.—Petitions.

Submitted to Government with reference to their Order quoted by the Collector.

(A true Copy and Extract.)

Sub-Secretary.

To J. D. Sim, Esq., Secretary to Government, R. D.

Copy to J. Silver, Esq., Collector of Tinnevelly.

Exd. J. Wright.

Mis Pro: 18 Nov. 61
No. 643-644.

Rev. 1862. Department.

Pro: of Govt for ellay.

No. 1355.

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 26th April 1862.

Despatched. 7 May

Received. 8th

C. I. O.

No. 2,643.

Submitting with reference to order of Government No 21 of 18th November 1861, letter from the Collector of Tinnevelly reporting on a certain Petition praying for a refund of a certain amount which the Revenue authorities compelled the Petitioners to pay to Government.

No. 423 & 424.

No. 1139 23rd May

Letter accordingly

12 May 1862

No. 1139.

The Govt resolve to return to the Memorialists all the papers forwarded by them for transcription to the Secretary of State and to inform them that as their complaint is one which is capable of a decision by reference to the adjudications upon by the Home Authorities —

From Mr. Secretary
23d May 1862

14 Copies to the Bd of Rev. Cy & Pr
Rd " " " with 12 enclosures 26
Ret Cy