M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1730 — Press / ~~Mis.~~

Lge 185

Dated 8 — 1862

Not to be folded or roughly handled

No. 184. Read the following Petition from SITÁ RÁM LALA and DAULAT RÁM LALA, Jaghiredárs of Valiempett in the Táluq of Tripatúr, District of Salem, to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, dated 4th July 1862 :—

HONORED SIR,

In forwarding triplicate copies of our Memorial to the Right Honorable the Secretary of State for India, for transmission to that authority, permit us most respectfully to represent that by being unjustly kept out of the possession and enjoyment of the best portion of our hereditary Jaghir, bestowed as it was on our ancestors for their highly meritorious services to the State, we are very hardly dealt with, and still more hardly dealt with by being directed to seek the recovery of the property by a Civil Suit. We humbly solicit that you will be graciously pleased to take our case into kind consideration and forward our Memorial with your favorable recommendation.

No. 185. ORDER THEREON, 15th August 1862, No. 1,730.

28th September 1859, No. 1,316. 1. Under a decision of Government the Jaghir of Valiempett in the Salem District was made over in September 1859 to the former of these Petitioners Sitá Rám Lala, and in the following year the name of Daulat Rám was associated with Sitá Rám under an order of the Collector which received the approval of Government.

G. O. 15th November 1860, No. 2,146.

2. In their decision of September 1859 Government took occasion to remark that it was not their province to adjudicate on questions of succession to grants involving important interests, and that such cases would be settled more satisfactorily by a regular suit in a Court of Justice than by a summary order of the executive Government.

3. In Petition No. 1,592 of 1861, Sitá Rám and Daulat Rám complained that although they had been duly registered as proprietors of the Jaghir they had not been put in complete possession, and that the last holder, one Bawâny Bhai, and some of her predecessors, had made sundry irregular alienations of various parts of the Estate, which they requested Government to order to be handed over to themselves.

4. This Petition was referred to the local Officers, and on the recommendation of the Head Assistant Collector, supported by the Collector and the Board, the Government decided that it would be better to allow the Petitioners the remedy of a regular suit than to oust their opponents summarily. The latter indeed was a step which the Government would not have been justified in taking upon the information then before them.

5. Accordingly an Endorsement was granted permitting the Petitioners, under Regulation IV of 1831, to take the Estate into Court, and it is against that Endorsement that they appeal in the Memorial now presented for transmission to the Secretary of State for India.

6. Considering that the order complained of did not actually dispose of any rights or claims of the Petitioners, but merely pointed out the course by which they should obtain redress, and as such could not in propriety be brought before the Secretary of State on appeal, and adverting to their opinion alluded to in paragraph 2 *supra*, the Government decline to forward the Memorial and resolve to return it to the Petitioners with a copy of this order.

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

to remark that it was not
their

authority with the
Recommendation
of this government
in their case

R 2d July/59 No. 15-16.
" 28 Septem/59 — 58 to 60
Govt Pet. No. 1592/Ft
109/62.
15 Nov/62 — 61-62

No 184

13-8-62.

C.A. Augt R 12th

Rev: 1862 Augt
Pro: of Govt for Augt
No. 1730
of 15
No. 1947.

From Sita Ram Lala
and Doulut Ram Lala
Jaghiredars of Valum-
pett in the Talug
of Tripatur - District
of Salem.

Dated 4th
Recd 11th July 1862

With 3 Enclosures Returned
S.O No. 1730. 15 Augt
Forwarding a Memo-
rial in Triplicate to
the Right Honorable
the Secretary of State
for India, pray for
the transmission of
the same to the said

Rev: Departt

No. 1730.

Proceedings of the Madras Government
Under date the 15th August 1862

Read the following Petition
from Sita Ram Lala and
Doulut Ram Lala, Jaghire-
dars of Valiempett in the Talug
of Tripatur, District of Salem

Forwarding a Memorial in
Triplicate to the Right Honorable the
Secretary of State for India, and soliciting
the transmission of the same to
the said authority with the recom-
mendation of this Govt in their case.

Recd enter 4th July 1862

28th Sept 59, No. 1316

Under a decision of
Government the Jagir of Valiem
pett in the Salem District
was made over in Sept 1859 to
the former of these Petitioners
Sitaram Lala, and in the follow-
ing year the name of Doulat
Ram was associated with
Sita Ram under an order of
the Collector which received
the approval of Govt

G. O. 15th Nov 60, No. 2146

In their decision of
2
Sept 1859 Govt took occasion
to remark that it was not
their

their province to adjudicate on questions of succession to grants involving important interests and that such cases would be settled more satisfactorily by a regular suit in a Court of Justice than by a summary order of the executive Govt.

3. In petition No. 1592 of 1861 Sitaram and Daulat Ram complained that altho' they had been duly registered as proprietors of the Jagir they had not been put in complete possession and that the last holder, one Bamany Bhai, and some of her predecessors, had made sundry irregular alienations of various parts of the Estate, which they requested Govt. to order to be handed over to themselves.

4. This petition was referred to the local officers and on the recommendation of the Head Assistant Collector, supported by the Collector and the Board, the Govt. decided that it would be better to allow the petitioners the remedy of a regular suit than to

to oust their opponents summarily. The latter indeed was a step which the Govt. would not have been justified in taking upon the information then before them.

5. Accordingly an endorsement was granted permitting the petitioners under Reg IV of 1831 to take the 2 stake into Court, and it is against that endorsement that they appeal in the Memorial now presented for transmission to the Secretary of State for India.

6. Considering that the order complained of did not actually dispose of any rights or claims of the Petitioners, but merely pointed out the course by which they should obtain redress, and as such could not in propriety be brought before the Secretary of State on appeal and adverting to their opinion alluded to in Para 2 supra, the Govt. decline to forward the Memorial and resolve to return it to the petitioners with a copy of

of this order.

JP MR

1 Copy To Gola Ram Lala &
Daulat Ram Lala
with Perwana
in Triplicate

Desp.d 18 aug.

Ch. Asst. 18 Aug.

Revenue 1862 Deptt
Pro: of Govt for Augt

No 1730.

Pro: of the Madras Govt
Dy 15 Augt 1862

Passing orders on
Petition from Lita
Ram Lala and Daulat
Lala Jaghiredars of
Valiempett in Salem
submitting Memorial
for transmission to
England.

No 184 & 185.