M R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTM T.

G.C. No. 2094.	Press Mis.
492.493	
Dated 25-9-1862.	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 25th September 1862.

No. 492. Read the following letter from R. E. MASTER, Esq., Officiating Director of Revenue Settlement, to the Honorable T. PYCROFT, Chief Secretary to Government, Fort Saint George, dated on circuit, Coimbatore, 20th September 1862, No. 1,235/84:—

SIR,

1. I have the honor to submit for the orders of Government an original letter (to be returned) from Mr. C. Rundall, Assistant Director in charge of the Nellore Settlement party, dated 21st ultimo, No. 278, requesting permission to defend at the public expense a Suit, No. 514 of 1862, Nellore District Moonsiff's file, brought against himself, one of his Inspectors of boundaries, and certain others, by one Vaddébóina Rámábhutla and others, inhabitants of Padamati Kambampad in the Atmakur Táluq of Nellore, with the view of obtaining the reversal of a decision passed by certain arbitrators, and confirmed by the Assistant Director, in the matter of a boundary dispute, between the abovenamed village and that of Patalapalli in the same Táluq.

2. It appears that the Ryots of the two villages abovenamed, agreed at the time of the demarcation to submit their disputed claim to a tract of waste land, to the arbitration of two persons nominated by themselves. They agreed to abide by the decision of the arbitrators if unanimous, and to divide the disputed land, if the arbitrators differed in opinion, and they bound themselves to this effect, by written documents executed in the presence of the Assistant Director. The arbitrators concurred in laying down one boundary line, which was accordingly marked out by the Inspector (7th Defendant), under the orders of the Assistant Director. The villagers of Padamati Kambampad refused to conform to the decision, and petitioned the Assistant Director against it, declaring it to be unjust. Mr. Rundall saw no cause to disturb the decision and therefore confirmed it.

3. The Plaintiffs have now brought a Suit to reverse the decision, and have included the Assistant Director and his Inspector as Defendants.

4. The dispute was not decided formally under Act XXVIII of 1860, but was settled in exactly the same manner, as that which formed the subject of my letter of the 18th June last, No. 817, and I therefore propose, if the Government approve, to deal with the present Suit in accordance with the instructions given in their Order of the 24th idem, No. 1,390. I enclose copy and translation of the plaint and of the proposed answer. I request permission to file the latter, and also authority for the defence of the Suit at the public cost.

5. The Suit was in the first instance fixed for hearing on the 10th instant, but I instructed Mr. Rundall to apply to the Court for extension of time, which has been granted for six weeks. The answer must therefore be filed before the 22nd October next.

No. 493. ORDER THEREON, 25th September 1862, No. 2,094.

The Governor in Council sanctions the defence in the first instance at the public cost, of Suit No. 514 of 1862, on the file of the District Moonsiff's Court of Nellore instituted against Mr. C. Rundall, Assistant Director of Revenue Settlement and Maddirila Vencajee, Inspector of boundaries and six others, by one Vaddébóina Rámábhutla and others; but he will determine when a copy of the Decree is submitted whether the costs, if any be adjudged against the public servants alluded to, shall be borne by them or by the State. The draft answer submitted with this letter is approved.

(Signed) T. PYCROFT,
Chief Secretary.

4. The dispute was not decided formally under Act XXVIII of 1860, but was settled in exactly the same manner, as that which formed the subject of my letter of the 18th June last No 817, and I have for the purpose of the Government approval, to deal with the present suit in accordance with the instructions given in their Order of the 24th July last No 1390 - I enclose a copy and translation of the plaint and of the proposed answer. I request permission to file the latter, and also authority for the defence of the suit at the public cost. —

5. The Suit was in the first instance fixed for hearing on the 6th instant, but I instructed Mr Rundall to apply to the Court for extension of time, which has been granted for six weeks - The answer must therefore be filed before the 22nd October next. —

I have the honor to be
Sir
Your most Obedient Servant

H Wallace

Offg Director of Revenue Settlement

Pro: 24 June/62 pp 364-365

No 492 & 493.

Dir. of Revenue, Settlement & Land Records

13 Sept 62.

on buy the stamps. The draft answer submitted with this letter is approved.

24 Sept 62

25 Sept 62.

Revenue Dept.
Pro: of Govt. dated 24th Sept.
1862.

From
The Offg Director of Settlement
To The Chief Secy to Govt
Fort St George

Offg Dir Sett
No. 223 of 1862

From Offg Dir of Sett
14 Feby 63 C No 412 & Pro
S.C No 2094-25 Sept

No 1235/84
Rec 2 Feb
No

Requesting permission to defend at the public expense a suit filed against the Asst Collector Nellore & others for injunction & others in order to obtaining the reversal of a decision passed by certain Arbitrators and confirmed by the Govt Function.

With an Order

No 2094.

The Governor in Council sanctions the defence in the first instance at the public cost, of suit No. 514 of 1862 on the file of the District Moonsiff's Court of Nellore instituted against Mr. C. Rundall, Assistant Director of Revenue Settlement and Maddireila Venkajee, Inspector of boundaries and six others by one Vaddéboina Rámáchelutta and others; but he will determine when a copy of the decree is submitted whether the costs, if any be adjudged against the public servants alluded to shall be borne by them