M.R.O. 14—13,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 2618 — Press Mis.

229. 230

Dated 12 — 1962

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 16th December 1862.

No. 229. Read the following letter from G. A. BALLARD, Esq., Collector of Malabar, to J. D. SIM, Esq., Secretary to Government, Revenue Department, dated Palghaut, 26th November 1862:—

SIR,

1. I was directed to bring forward at an early date, the proposition of the Wainád planters that the Deputy Collector should be empowered to register deeds at Manantoddi.

2. Deeds are now registered at the principal Civil station of a Zillah. It would tend to obvious confusion to have two Register Offices open for one and the same District. I do not think it would be desirable to constitute Wainád, especially divided as it now is between two Zillahs, a separate District for registry.

3. The planters complain of the distance of the chief Civil stations and the difficulty of getting parties and witnesses to deeds, to go so far for registration.

4. Perhaps the difficulty may be met by introducing a modification of Clause 2, Section 9, Regulation XVII of 1802, and providing that in such Districts as the Governor in Council may direct, registry may be effected in the Courts through the medium of Revenue Officers specially empowered.

5. In such Districts registering parties might be required to appear before the Officer appointed, instead of at the Court of Registry, prove by oath the due execution of a deed, duly signing an exact copy to be made under the superintendence of such Officer and to be attested by him with his signature and by proper witnesses. This attested copy might be sent to the Court of Registry for entry in the books, the original deed being retained in the custody of the Officer above said, until notice was received from the Court that the copy had been duly registered with intimation of the book, page and number in and under which the registry had been made. These particulars might be then endorsed on the original deed with the signature of the Officer above said, which would then be returned to the party, and the entry so effected might be declared to have all the effect of registration of the original.

6. Any Officer thus employed should take the oath prescribed in Section 2, Regulation XVII of 1802.

7. A list of registrations with names of parties, abstract of deed and particulars of book, page and number, open to inspection on payment of a prescribed fee, should be kept at the local Office in communication with the Office of Registry, so that reference might easily be made to the Registers of the Court, which of course would be open to parties interested or their Agents, on the usual conditions.

8. Although this course might be open, I would not prohibit direct registration at the Court of Registry where it suited the convenience of the parties. Such registrations would of course appear in the lists forwarded to the local Office as well as registrations effected through its medium.

9. I am aware that objections may be urged to what I have proposed, but no better plan of meeting the difficulties of the case suggests itself to me.

No. 230. ORDER THEREON, 16th December 1862, No. 2,618.

Transferred to the Judicial Department, with reference to paragraph 24 of G. O. dated 26th November 1862, Revenue Department, No. 2,489.

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

with intimation of the Book, page and number in and under which the Registry had been made - These particulars might be then endorsed on the original deed with the signature of the officer above said, which deed then be returned to the party, and the entry so effected might be declared to have all the effect of registration of the original -

5. Any Officer thus employed should take the oath prescribed in Sec. 2. Reg. XVII of 1802

(7) A list of registrations with names of parties, abstract of deed and particulars of book page and number, open to inspection on payment of a prescribed fee, should be kept at the Local Office in communication with the office of registry, so that reference might easily be made to the Registers of the Court which of course would be open to parties interested or their agents, on the usual conditions -

(2) Attorney for Grantee shall
be open, & would not prevent
Grantee from selling Portion of
Land by reference to Plan
& Registry when executed &
Conveyance of the Parties.
Each Lessee Building Work
Course upon it, to Rent for-
warded to the Local Officer
Rent as Rent Rations effected
Money &c Receive.

(3) Same aware. Any Objection
may be made to what Name
proposed & to letter Plan
of Survey & Registered by
the Case. Deeds &c. to be
Approved by the Same.

Yours Most Obt. Servt.
J. Parish

C. Prescott Esq.
Colleton

The principles that the
last & same plot
~~Grantee~~ plan is to form
a Registry Office
in Wynaad. Of
course when there is
Grantee, deeds relating
to property in Wynaad
will be registered
only in the Wynaad
Office, in accordance
with the spirit of
Sect VII Reg 17 of 1802

J.W.S.

To Asst. Sec.

Revd 1862 Octr
Pro: of Govt for December
Vr. 3314.

From the Collector
of Malabar.

Dated 26th Novr 1862
Received 2nd Decemr 1862

No.

Offering certain suggestions on the proposal of the Wynaad Planters to empower the Deputy Collector to register Deeds at Manantoddi.

No 229 & 230.

No 2618. 16 Decr

With an Order

No 2618

Transferred to the Judl Dept with reference to para 24 of P.O of 26 Novr 1862 RD No 2489.

Judl Dept
16th December 1862

I N S

To Apsis Collected Copy Despatched