

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 565	Press
227-230	Mis.
Dated 13 - 3 - 1862.	

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
13th March 1862.*

No. 227. Read the following letters from JEYA ROW the Jaghirdár of Estampúr in Cuddapah District:—

To His Excellency the Governor in Council, Fort Saint George, dated Madras, 28th August 1861.

The humble Petition of Jeya Row, Jaghirdár of Estampúr, &c., three villages attached to Chitwale Tálug in the District of Cuddapah.

My LORD,

1. Dissatisfied with the orders of the Government passed on Petition No. 369 of 1861, presented by your Petitioner, dated 4th April 1861, your Petitioner presents herewith an Appeal Petition to the address of the Right Honorable the Secretary of the State for India, together with its accompaniments (in triplicate), which, it is requested, may be ordered to be dispatched to that noble authority at England.

2. It is also requested that your Petitioner, who is residing at Triplicane, Northern street, Door No. 13, may be apprised of the dispatch.

No. 228. From JEYA ROW, Jaghirdár of Estampúr, Chitwale Tálug of Cuddapah, to J. D. SIM, Esq., Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 15th October 1861.

SIR,

With reference to my Memorial to the Right Honorable the Secretary of State, dated the 27th August last, claiming the exclusive registry and possession of the Jaghire of Estampúr, attached to Chitwale Tálug in Cuddapah, I beg to enclose a translation of a Telugu Takeed issued by the Collector of North Arcot to the Tahsildár of Cholingur directing him, under the orders of the Secretary of State, Government and Board of Revenue, to register the Inámaty village of Neelacuntapooram in the single name of Baboo Row whose case is similar to mine to form a precedent, and to request that this enclosure may be added to my Memorial when forwarding the same to the Secretary of State.

No. 229. From JEYA ROW, Jaghirdár of Estampúr, Chitwale Tálug of Cuddapah, to J. D. SIM, Esq., Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 31st October 1861.

SIR,

With reference to my Memorial to the Right Honorable the Secretary of State, dated the 27th August last, and to my letter of the 15th instant, I take the liberty to enclose two more papers one from the Head Assistant Collector of Cuddapah, Mr. Mayne, dated in 1843, and another from the Deputy Collector under the Inám Commissioner, dated 25th instant, in view to strengthen my claim to the exclusive registry and possession of the Jaghire of Estampúr attached to the Chitwale Tálug in Cuddapah, and to request that these papers may be put with my Memorial and forwarded to the Home Authorities with your favorable recommendation as soon as practicable, for it is now above two months I received no information of its having been dispatched to its address.

No. 230. ORDER THEREON, 13th March 1862, No. 565.

1. These papers relate to a Memorial to the Secretary of State from Jeya Row one of the holders of Estampúr and two other Jaghire villages in the Cuddapah District, praying that an order of this Government may be set aside, and that he may be recognized as head of the family, and be allowed to manage the Jaghire.

Continued

*Proceedings of the Madras Government, Revenue Department,
13th March 1862.*

2. Kistna Row, the original grantee, was allowed the Jaghire as a reward for having attended on Major General Wellesley throughout the campaign against the Maratta Chieftains, and on Major Malcolm, during that Officer's Mission to the Court of Dowlut Rao Scindia. The Sanad is dated 7th June 1805, and the terms are that he and "his heirs" are to enjoy it free of all assessment. He died in 1818, leaving three sons, the eldest of whom was the present Memorialist's father. It is on this ground of primogeniture that Memorialist urges his appeal.

* Dated 18th May 1859.

3. From the report* of the Acting Collector of Cuddapah, forwarded to Government with the Proceedings of the Board of Revenue, dated 12th March 1861, No. 1,362, it appears that on the death of the original grantee in 1818, his three sons held the Jaghire jointly, and that on the death of Runga Row (Memorialist's father) in 1844, the remaining brothers and the Memorialist who had then attained years of discretion, divided the property, both real and personal: no objection being raised by the Memorialist till 1851. The Board of Revenue under these circumstances, saw no reason for complying with his application to be entrusted with the sole management of the villages in question, and their decision was confirmed by the Government on appeal.

4. Before, however, transmitting the Memorial to the Secretary of State or otherwise disposing of it, the Government resolve to refer the papers to the Inam Commissioner, and to request him to report generally as to the custom which obtains in the country in regard to succession to such Jaghires, viz., whether it devolves solely on the son of the eldest male member or on all the surviving male members of the family jointly.

(Signed) C. G. MASTER,

Deputy Secretary to Government.

*Quinnud granted by the Right Honorable Lord
William Cavendish Berkeley Governor in Council
of Fort St. George and its dependencies on the
part of the Honorable the United Company of Merchants
of England trading to the East Indies to Kistna Rows.*

*Be it known to all Officers
of the Courts of Justice and of Revenue
and to all proprietors of land that the
Right Honorable the Governor in Council
has been pleased to grant to Kistna Row
and his heirs the Villages of Estimar
poorum, Vookinampelle and Sewalpelle
in Chittoor and in Chinnor in the
Ceded Districts of the Annual value
of Rupees 5061 free of all assessment.
Which said Villages of Esti-
marpoorum Vookinampelle and
Sewalpelle the said Kistna Row and
his heirs shall continue to hold and
to receive and enjoy the revenue
derivable from the lands belonging
to the said Villages so long as the said
Kistna Row and his heirs shall
continue*

Continue faithful to his and their allegiance to the British Government and obedient to the Regulations which have been or may be established by it authority for the internal Government of the Country for the Administration of justice and for preserving to its subjects the enjoyment of their just Rights and privileges.

In the event of the said Heister Row or his heirs failing to perform the above duties the Villages of Estemar

poorum Nookmanipille and Sewal-pille shall be forfeited and escheat to the Company and this Sumud shall become null and void otherwise it shall continue in full force and effect provided however that if the family of the said Heister Row shall at any time fail and become extinct the Villages of Estemar poorum Nookmanipille and Sewal-pille shall then revert to the Honorable

Company

Company free from all demands on account of debt.

Given under the Seal of the Honorable Company and signature of the Governor in Council in Fort St. George this 7th day of June One thousand Eight hundred and five.

Entered in the	}	W. Bentinck
Secretary's Office		S. J. Bradock
By order of the		Wm. Petrie
Right Honorable		James Strange
the Governor		
in Council		

[Faint handwritten text, mostly illegible due to fading and bleed-through.]

Upon perusing your Catalogue
and English Petitions dated the 16th.
I instant representing in them that in
consequence of your late Grand father
served Christua Row rendering eminent
services during the war in being a Captain,
the crown was pleased to confer upon
him as a permanent free Jaghirs the
Villages of Mookhapially and Etanapooram
in Chitaval Talook these Villages being
enjoyed by the above said Christua Row and upon
his death your father Rungo Row as his eldest
son succeeded him and conducted the sale
management of the Jaghirs having in his
support his two younger brothers named

Lehigh river Section to Lehigh
of 200 ft. May 1882 of 134

And that's all

Day & Lewis
April.

Sumner
O. Washburn

Dec-120

Ch. 11

10

Dearest

H. Anomuntar. Row and Premah Row. On his
 death in July 1856 while it was lawful
 that you should succeed him for the sole
 management taking into your support
 the above named your two uncles, it was
 not done so because you were then a minor
 of fourteen years old and in consequence
 that your said uncles with a view to
 dispossess you, entered their names &
 also instead of your only name being
 written in the Ryotwar Pottahs ac-
 counts & Bonds and in all other documents
 and that upon your lately detecting
 this fraudulently transacting you
 questioned about the introduction of
 their names in the above advertised
 documents, that they not only dis-
 regarded your dispute, but also one
 of them named Anomuntar Row
 having secreted the Sumud and
 other documents continued to assume
 and exercise the powers of management
 you

You may therefore that order may be
 issued to the effect to make over to you
 the power of the sole management and
 to recover the above said Sumud and
 accounts &c. Upon considering your
 personal representations also in connec-
 tion to the above advertised Pottahs
 together with the Genealogical Tree
 which you produced, order was issued
 that you should possess the power of
 the sole management of the Jaghirs as
 a descendant of the Eldes branch
 and an intimation of the order was made
 to the Chitward Lalook to communicate
 the same to Anomuntaraw and another
 so as to deliver to you the Sumud
 and other documents &c after taking a
 receipt for the same from you, you are
 hereby to understand that you should
 be guided by the above order.

Witness my hand and seal
 this 21st day of June 1858
 J. H. Murray
 Collector

Heers
 Decree

[Faint handwritten notes at the bottom of the page, likely bleed-through from the reverse side.]

Overland
 Colorado Springs
 Pueblo to Durango

154

For Saint George, }
4th April 1861. }

By Order
C. Master

To The Petitioner:
with 14 Endoz of Petⁿ No 369 of
1858.

మీ గౌరవ అధికారికి అభినందనలు

శ్రీమదాచార్యులు తమ అనుమతితో
 యుద్ధము. యుద్ధము. యుద్ధము. యుద్ధము. యుద్ధము.
 గోరూపమున అయ్యగారు పట్టాభిషేకము. ౧౮౭౦వ సంవత్సరమున
 నామకాండమున అక్షయమున గల సమయమున.

యుద్ధమున అయ్యగారు పట్టాభిషేకము. ౧౮౭౦వ సంవత్సరమున
 గోరూపమున అయ్యగారు పట్టాభిషేకము. ౧౮౭౦వ సంవత్సరమున
 నామకాండమున అక్షయమున గల సమయమున.

౧౮౭౦వ సంవత్సరమున

యమమహాశయ
 స. జ. మేస్టరు.
 డి. సెక్రటరీ.

His Excellency
 The Governor in Council,
 Fort Saint George.

The humble Petition of Jaya Rao Jagheer
 of Chennampoor Sea Villages and residing in Nook
 Chennampoor in Chitaval Salook in the District
 of Coimbatore.

Respectfully Sheweth

1. Your Petitioner has most respectfully to submit
 the following his humble case for the favorable Consideration
 of your Excellency in Council with an earnest hope
 that it will merit at your Excellency's hands that justice
 which it has failed to obtain from the Subordinate
 authorities.
2. That your petitioner's grandfather Krishna Rao has
 rendered eminent and meritorious services to the
 late Honorable Company during Seringapatam War and
 granted on the 28th June 1805 the three Villages Chennampoor
 Nook Chennampoor in Chitaval Salook and several others in
 Chennampoor Salook as Jagheers authorizing him to enjoy
 all the privileges as a permanent pensioner.
3. That the said Krishna Rao having enjoyed the above
 Jagheers for some time died in 1818 when his eldest son
 Rungah Rao (your petitioner's father) assumed possession
 of the same and enjoyed them till 1846 maintaining
 his two younger brothers Hanomuntho Rao and Beema Rao.

Rao...

That at the death of your pet^r father Rungah Rao in 1846 your pet^r as the descendant of the eldest Member of the family, had a right to succeed his late father in the management of the Jagheers, but your pet^r was then a minor...

That, your pet^r said two Uncles availing themselves of the opportunity, with a view of defrauding your pet^r, conducted the affairs of the Jagheers in their names together with your pet^r, without an order of any kind from the local authorities...

5. That, on your pet^r attaining his majority, and becoming fit to manage the affairs of the Jagheer himself without the aid of his uncles, he Petitioned the Collector of Cuddalore, bringing to his notice the deceitful conduct of his Uncles in regard to him and praying to authorize him to assume the sole management of the Jagheers without the interference of his uncles. The Collector accordingly after proper enquiry furnished him with the Takteed, herewith appended with English Translation with mark A giving him full power over the Jagheers, and ordering his uncles to deliver over to your pet^r all the documents which they have fraudulently kept with him...

7. In the mean while your pet^r Uncle Hanoomunth Rao and Ramah Rao the Son of Beemah Rao another deceased, supposing that they were deprived of their right by the above Takteed have petitioned the Collector requesting him to allow them to carry on the affairs of the Jagheer conjointly by the 3 parties, and praying for an order to that effect.

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8. The Collector whereupon passed an Endorsement herewith appended with mark D. Although the Collector in the last part of it orders that the different parties enjoy the Inam as hitherto until otherwise decided by competent authority at the Presidency, yet he has not conveyed his permission for the Jagheers affairs being managed conjointly. He expressed his opinion that your pet^r alone should be invested with the management of the Jagheers even in regard to the enjoyment by the uncles and their children, the Collector is fully of opinion that they ought to receive an allowance from your pet^r, and that they are prevented from claiming a share. The part of the above endorsement conveying the above opinion is herewith marginally noted.

+ The Collector will not offer an opinion as to the right of the two latter brothers Hanoomunth Rao and Beemah Rao their heirs to inherit. In Zemindari the heirs of the eldest branch succeed to the land and the same takes place in Takteed. There can be no doubt that Jaya Rao is the Son of the eldest Son of Krishnak Rao to whom the Jagheer was granted or Grandson of the original grantee - as to his Succession there can be no doubt, but it is for the Government or the Board of Revenue to decide whether the original Jagheer is to be parted away by numerous subdivisions to distant relatives. The Collector is of opinion that Jaya Rao ought to be invested with the management of the property as the eldest Male of the eldest Son of the original grantee and the others ought to receive an allowance from him if prevented from claiming a share.

9. In consequence of the Collector's statement that the matter of Succession should be decided by higher authority, and the uncles of your pet^r not having delivered to your pet^r the documents as ordered by the Collector in the Takteed referred to - your pet^r has in 1859 petitioned the Board of Revenue submitting the endorsement of the Collector and praying for permission to Superintend the Jagheers and for orders to the delivery of the documents to your pet^r by his Uncles. The

The Board having referred the Petition to the Acting Collector for his early report on the 1st April/59 and on the receipt of the report, have passed the endorsement marginally noted and herewith appended with with

C- Your petⁿ would here beg to state that the prayer of your petⁿ was merely for permission to manage the affairs of the Jagheer, but the Board having lost sight of the said prayer,

As it appears from the report of the Collector and from the papers that have been considered, that the Jagheer of Channapoor has been in the joint enjoyment of the descendants of the original grantee since his death in 1818 the Board approve of the intention to continue that joint enjoyment hence forth and direct that it be so maintained without dispute.

and well entirely upon the matter of enjoyment which is not in any disputed by your petⁿ, as he perceives no objection in acting up to the intention of the Collector that they are entitled to receive an allowance from your petⁿ, which is usually the course adopted in such cases and in those of Zamindaries, wherein the descendant of the eldest member of the family is alone invested with the management of the property and the rest are allotted with allowances. But however your petⁿ most respectfully submit the decision of this point to the consideration of Government, and that should they otherwise be disposed, that the Uncles are entitled to equal shares which is utterly in variance with the practice in such cases, your petⁿ has least objection to follow up the course.

11. In consequence of the Board not having decided with regard to the management of the affairs of the Jagheer,

Jagheer, and the Uncles not having decided as to your petⁿ, the document as ordered in that behalf is pressing, there is constant collision between your petⁿ and his Uncles whereby the Collection of the Revenue is much impeded. Your petⁿ need not point out to your Hon^{ble} the consequences and hardship that would result from the independent management of the Jagheer by the 3 individuals jointly, who are unequal with each other - Each wishing to carry on his own views and ends, and it is for the preservation of the above and for the harmony and proper collection of the Revenue, your petⁿ respectfully craves the Government to decide the question of management, and in doing so your petⁿ begs to state that the Jagheer was never from the day of your petⁿ's grandfather's death, the joint management, except for a few years, and at the death of the said grandfather your petⁿ assumed the management of the Jagheer as the Sole management of the affairs of the Jagheer and that his brothers, Hanumanth Rao and Ram Rao, and your petⁿ's uncle, were only dependants upon him for maintenance and in proof of the fact your petⁿ begs to adduce the following Evidence.

12. That at the time of your petⁿ's father all Pattahs were granted to Ryots by him alone, and that they bore his Seal and Signature, and not of his brother at all, and of such Pattahs, which he has obtained from the Ryots and has submitted with mark 'D' and besides all the accounts and records of the Jagheer are in the name of your petⁿ's father alone. Should there appear any of the accounts or documents belonging to the Jagheer, the name of your petⁿ's uncle also, your petⁿ begs to say that it is a forgery.

Forgery was committed by his uncle during the minority of your father, and all such papers were in their charge. & that had there any corresponding alterations been made in the records of the collector - no doubt they had insured to do so, as Rao Koor Venkiah Rai who was then the Record Keeper of the collector's office, is the person known to Haroon-un-Nasir as one of the directors of your father and through whose instrumentality it is probable that the above act would have been perpetrated. Mr. Murray who exposed the above forgery and endorsement was well aware of the fact of your father's uncle having been in the entire management of the Jagheer on a paper and a searching enquiry. But Mr. Fraser who was appointed to act for him had met the said order of the Board of Revenue of 1st March/59, made an enquiry which was not in any way satisfactory as he had not at all called your father for enquiry and had he done so your father would have brought to light the forgery which his uncle had committed in the documents which they might have submitted to the collector. Though part of the collector's such enquiry would have been of no use at all as he relied on. If the Government were pleased to order for an enquiry in the presence of your father your father is prepared in every way that the Jagheer was in the sole management of your father as well as the forgery committed by his uncle in some of the documents belonging to the Jagheer. The other papers of the Jagheer documents will also be provided from the Office of the Village adjacent to those of your father's Jagheer if they were called for by the collector.

13. Your pett respectfully state that in such cases of
Inheritance &c. the right of management devolves upon the heir
male of the Elders Son of the original grantee as stated by the
Collector in his endorsement referred to above. and your pett
is consequently entitled to that privilege & that the Government
may without the above enquiry accede to the prayer of your pett if
they were pleased.

For which act of Kindness your pett as in duty bound
shall ever pray.

25th January 1807

ॐ नमो भगवते वासुदेवाय ॥ १ ॥
 ॐ नमो भगवते वासुदेवाय ॥ २ ॥

[Faint handwritten notes, possibly "Gentle rain"]

It appears that the Jagher of three Villages of Etanarpoom, Kananipully in Thitwail Talook and Sevolapully in Chinnor Talook were granted to Krishnarow on 7th June 1805. He died leaving three sons - Rungarow first, Hanamuntarow second and Shemrow third son. The three enjoyed the two villages in Thitwail, Shreenwas Row brother of Jagherdar that in Chinnor - Rungarow died and left a son - Feyrow. Hanamuntarow is alive - Shemrow died and left a son - Row. These have for sometime enjoyed the Enam. The Collector will offer an opinion as to the right of the two latter brothers Hanamuntarow & Row & Shemrow and their heirs to inherit. In Jimindarees the heirs of the eldest branch succeeds to the land and the same takes place in Towjies. There can be no doubt that Feyrow is the son of the eldest son of Krishnarow to whom the Jagher was granted or Grandson to the original grantee. as to his succession there can be no doubt, but it is for Government or the Board of Revenue to decide whether the Jagher is to be divided among the numerous subdivisions to distant relatives. The Collector is of opinion that Feyrow ought to be invested with the management of the property as the heir male of the eldest son of original grantee and the others ought to receive an allowance from him and prevented from claiming a share. This however is for the Authorities at the Presidency to decide. The Collector merely orders that the different parties enjoy the Enam as hitherto until otherwise decided by competent authority at the Presidency.

(Signed) M. C. Murray
Collector.

20th September 1858.

(Corrections none.) (True Copy)

Murray
Collector

Copy in a letter to Bangalore
of 20th May 1862 A.S.

40369/61
For & Petition
of Subordinate
Dated
21st Aug 61

Dec 20/72/41

Dec-1707/62.

22 May 1861

Cuthbert

Collector in Murray

Order - Date

20 July 1861

603

Widdow

Aw-1207/62

Aw 2072/61

ಕರ್ನಾಟಕ ಸರ್ಕಾರದಿಂದ ಬರೆಯಲ್ಪಟ್ಟ ಪತ್ರವು ಮುಖ್ಯಮಂತ್ರಿಗಳಿಗೆ
ಮಾನ್ಯರಾದ - ಸಿ. ಬಿ. ರಾಜ್ - ಕಲಕತ್ತೆಯಲ್ಲಿ ಬರೆಯಲ್ಪಟ್ಟ ಪತ್ರವು
ಮುಖ್ಯಮಂತ್ರಿಗಳಿಗೆ ಬರೆಯಲ್ಪಟ್ಟ ಪತ್ರವು

ಮುಖ್ಯಮಂತ್ರಿಗಳಿಗೆ
ಕಲಕತ್ತೆಯಲ್ಲಿ
ಬರೆಯಲ್ಪಟ್ಟ ಪತ್ರವು

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In 70830 of 1857

ಸಿ. ಬಿ. ರಾಜ್

20 July 1861

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3
I have the honor to acknowledge the receipt of your letter of the 10th inst. and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.
The Government of the Territories of
the High Court of the Rajah of Mysore
has been informed of the receipt of your letter and the same has been forwarded to the proper authorities for their consideration.
I am, Sir, very respectfully,
Yours obedient servant,
Grandson to Maharajah Dostan
Dewan Poruich jaghirdar of
Elundoor Talook
As now an opportunity had
happened that the Elundoor jaghirdar
might be restored again to the hands
of the late Poruich it is conferred
upon you on the consideration of
your being the descendant of the
elder member of the family and that
of your experience in the Circars affairs
should you attend to the offer of the
Superintendent of Astarogams, the
said Talook will be delivered to
serving in the thousands of the jagheers
jagheers

to you because a communication was
 sent to him to that effect you are
 also vested with the powers in Clunder
 of which I look as the like powers vested
 to the Tahildars of Astagans.

The power of disposing of the
 Civil and Magistrate matters are
 vested in you under the same principles
 as the Civil Tahildars are carrying on
 of whom you could have forward submit
 what report to the Moogor your proceeding
 but find in such affairs.

It is necessary that the Moogor
 should be kept acquainted with the
 details of annual collection, disbursements and
 the balance in the paghree, you are required
 to forward to the Moogor the
 accounts and the account particulars
 of the collection and demand in each
 according to the following by Dated Bangalore
 23 July 1853
 Signe M. Cuthbertson
 Commissioner

Received by
 M. Cuthbertson
 23 July 1853

St. James
 26

1853/05

...to you because a communication was
sent to him to that effect you are
also vested with the powers in Clunder
of which I speak as the like powers vested
to the Tahildars of Astagans.
The power of disposing of the
Civil and Magistrate matters are
vested in you under the same principles
as the Civil Tahildars are carrying on
of whom you could have forward submit
what report to the Moogor your proceeding
but find in such affairs
it is not necessary that the Moogor
should be acquainted with the
details of annual collection, disbursements and
the balance in the paghree, you are required
to forward to the Moogor the
same from an abridging accounts under different
heads and the account particulars
of the collection and demand in each
proceeding as by Dated Bangalore
23 July 1853
Signe M. Cuthbertson
Commissioner

Received
of the
Commissioner
of the
District
of Bangalore
the sum of
Rs. 1500/-
on 23 July 1853
for the
District
of Bangalore

St. James
Co.

Rs. 1500/-

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To the Right Honorable the Secretary of
State for India

The humble Memorial of Sayarow
Jagheerdar of Batamapoor & 3
Villages attached to Chitwan Talook
in the District of Cuddalore under
the Presidency of Fort St. George.

Respectfully Sheweth

This is an Appeal against the
order of the local Government of Madras
on Petition No. 369 of 1861 to them presented
by your Memoriest stating that "they
see no reason to interfere with the decision
made by the Board of Revenue"

Submitting all papers connected
with the matter No. 1 to 1 Your Memori-
alist trusts that the Home Authorities
will on the face of the proceedings and
especially considering the invariable rules,
which the local Government of Madras
had been and are to this moment ob-
serving in the thousands of the jagheers
jagheerdaars

Copy sent to England
of 20th May 1862 Ch. 34

See 20/12/61

(20th)
My dear Countryman
Cuddalore letter to
the Government of
the subject Revenue
of Cuddalore

See 20/12/61

No 5

See 1207/62

of emendations and other endowments,
whether attested by former Native princes,
or by the English Government, reverse
the orders under Appeal; and place your
Memorialist on the same indulgent footing
which his Contemporaries are in, and which
your Memorialist alone was unfortunately
deprived of that universal indulgence.

The succinct feature of the Grievance
now to be Complained Against and of the
Origin of the Case is as follows. The
Grandfather of your Memorialist,
Kestunuraw, having been the principal
servant of the Presidency of Mysore and
rendered his services on several occasions,
principally during his attendance on
Major General Wellesley in the Campaign
against the Confederated Maratta
Chieftains and on Major Macleod
during that Officer's Mission to the
Court of Daulat Rao Scindia, the
Government upon the recommendation
of that Noble Major Wellesley granted

10
Kestunuraw 3 Villages in the Ceded
District in 1805 on Surra jagheer as
would be seen by the letters from the
local Government of Madras dated
8th March and 8th September 1805 to
England to which your Memorialist
would refer the Home Authorities on
their own records. Agreeably to the Resolu-
tion of the Court of Directors Para 35
dated 28th February 1806 - the then
Governor of Fort St. George granted
Sannud to Kestunuraw on the 7th June
1805 for the jagheer Villages alluded
to above. Copy of the Sannud Accom-
panied this

The Original grantee Kestunuraw
enjoyed the jagheer from 1805 to 1818
and died in the latter year, leaving 3
sons, namely Rungaraw the eldest,
Kamooramuraw the 2^d, and Reema-
row the 3^d; On his death the eldest
Rungaraw whose son your Memorialist
is exclusively (i.e. without interference
or

or joint Registry of his two Youngest brothers) enjoyed the jagher for 30 years and died in 1846. Having registered his name itself.

During the death of your Memorialist's father Pungarow (the eldest son of the Original grantee) he (Memorialist) was 13 or 14 years old. In this juncture the said youngest brothers Kanumant Row and the son Bama Row (who died in 1853) were Guardians to your Memorialist. As soon as your Memorialist arrived at discretion he presented a Petition to the Collector of the District Mr. Murray on the 16th June 1857 to register the jagher in his name. This Authority instituted necessary inquiries and issued Orders to your Memorialist's address on the 24th of the same month, registering the jagher exclusively in his name. Agreeably to this Order your Memorialist held possession and issued Patkas to the Ryots for 1857, as also for some months

months in 1858.

The Youngest Uncles of your Memorialist in consideration of their having been guardians to him, and with a view to have their names jointly entered with his in the registry of the jagher presented surreptitious Petitions to the same Collector Mr. Murray, and this Gentleman passed an Endorsement on their Petition justly, being of Opinion that the right and title of the status in the family to hold the exclusive Registry is in the son (your Memorialist) of the eldest son of the Original grantee; but ended his opinion that the discussion and determination on that head rest with the Presidency Authorities.

At this Mr. Murray has held your Memorialist as principal status in his order No. 2 which was the invincible ruling of the Presidency Authorities. Yet as such wordings appeared to

to your Memorialist to have them finally
cleared, he has therefore submitted an appeal
to the Board of Revenue, who referred the
matter to Mr Murray for fuller report.

On or before the receipt of the Board's
order, the same Gentleman having taken
leave of absence, the Board Petition fell
into the hands of Mr Fraser who was
Acting or Deputizing. On some mis-
representation made by the said Younger
Uncles, the Acting Collector was led to
report to the Board that the jagheer
appears to have been jointly enjoyed by
all 3 brothers. The Board relied on the
Acting Collector's report and affirmed it
so that the jagheer might be jointly
held and enjoyed by your Petitioner and
by his two uncles.

The object of this Memorial
is not to contend that your Memori-
alist declines to his uncles for their
maintenance from the revenues de-
rivable from the jagheer villages.

17
on the universal ruling of the local
Government of Madras as regards the
hundreds of the eldest sons of those who
are enjoying the lands &c and Your
Memorialist asks whether he is one
among the hundreds of the jagheedars
zemindars and Native princes under
this Presidency or District, to be treated
otherwise. Hence it remains for him
if your Memorialist is in equal position
with the hundreds, the orders of the
Government which uphold the decision
of the Board of Revenue should be
received and orders issued by Home Au-
thorities that the jagheer might not
be jointly registered but singly in
your Petitioner's name.

Side B^o 4

1 Because the local Government
of Madras invariably continue the
Estates only in the name of the eldest
son however there may be many
sons for a zemindar, jagheedar,
Polegar &c.

1 Because

1. Because the Law Courts of the Country in India when claims made before them for sub divisions of the Estate invariably recognize the elders as enjoyers and possessors subjecting the younger to the control of the recognized as to be maintained by the recognized.

1. Because Your Memorialist's father Pungar Row is as stated in the proceedings of Mr. Murray No. 1 & 2, the eldest son of the Original Grantee Kistna Row. Your Memorialist should be the registered and recognized jagheerdar as the Government treat the other Native princes & zamindars under the invariable rulings of Government but not as the Board decided upon and Government upheld in Your Memorialist's Case.

+ vide No. 5
1. Because the local Govt. of Madras and Cutchra observed the same rulings in the matter of the eldest heirs of Poomukh in Mysore Country

Country and jagheerdar of Arnee in South Arcot District.

1. Because the Home Authorities in last year reversed the orders of the local Government who subdivided the jagheer granted to Goundapah by Government into halves among the brothers and issued Orders to the Government to recognize the son of the last in possession.

1. Because the eldest sons of the jagheerdars & zamindars are invariably recognized as Jagheerdar and zamindar without allowing the joint Registry of their own younger brothers or their own younger Aunts.

Considering the said rulings Mr. Murray who is long Collector of the District recognized Your Memorialist as the son of the eldest son of the Original Grantee but ended his report that the Opinion should be affirmed by

by the Controlling Power that such
 opinion being opposed by the Acting
 Collector (anew to the District) and the
 Board having acceded to and the
 Government affirmed, it, your
 Memorialist earnestly solicits that
 the Home Authorities do him justice
 by placing him in the exclusive
 Registry and possession of the jagher
 in question by issuing necessary instruc-
 tions to the Government of Madras,
 for, he (Your Memorialist) will
 see his younger Nieces married.

Madras } I shall ever pray
 18th August 1861 } *Wm. D. ...*

Copy sent to England
 20th Aug 1862

20/12/61

Indra ...

20th Aug 1861
 Copy sent to England
 20th Aug 1862

Memorial to the ...
 of the ...
 the ...
 State for ...

(1861)

The President and Members
 of the Board of Revenue
 Fort. St. George

850
 154
 23rd May 1861
 Most respectfully
 sheweth
 J. ...

The humble petition of Jayarow
 Jageendar of Eastmarpore & village
 residing in Gookmanepully in the ...
 Talook in the Zillah of Cuddalore

With due deference and infinite submission
 your petitioner begs leave to state that in consequence
 of your petitioner's grandfather late Thistmarow having rendered
 eminent and meritorious services to the Honorable Company they
 have granted on the 28 June 1805 three different villages viz
 Eastmarpore, Gookmanepully in the ... Talook and
 in Chennoor Talook as jagher authorizing him to enjoy
 all the privileges such as land revenue, Enamab, Joty, ...
 and sundry small farms and licences as a sort of permanent
 remuneration

The said Thistmarow having enjoyed the above jag
 for some period expired, when his elder son Rungarow your petitioner's
 father assumed possession of the same enjoyed till 1846 in the said
 manner as his father did and protected his younger brothers
 Hanoomuntarow and Bhemarow.

Although your petitioner has a right to succeed
 his late father Rungarow and superintend the affairs of the
 Jagher as Rungarow did at the demise of his father Thistmarow
 yet he did not do so as he was a minor, in consequence of
 which his uncles the said Hanoomuntarow & Bhemarow
 a view of defrauding him availed this opportunity of con-
 ducting the affairs of the Jagher in their names together with

your petitioners without an order of any kind from the local authorities.

After your petitioner came to his majority and was fit to manage the affairs of the Jaghirs himself, he thanked the aid of second party, he petitioned your Board and the Government praying that he might be authorized to have sole management and that his uncles should remain under his protection. They were graciously pleased to grant that he should be, inducted in conformity with the usual order and form.

Accordingly your petitioners petitioned Mr. Murray the Collector who issued orders to the effect that he should enjoy every right and privilege as his father had. In the meanwhile your petitioners uncles Hanoo and another uncle Bheman's son Ramon considering that they will be deprived of their right in the event of your petitioner being entrusted with the management of the affairs of the Jaghirs, joined together and petitioned the Collector requesting him to allow them to carry on the affairs of the Jaghirs conjointly by Mr. Murray's order and an order to that effect should be granted to which the Collector assented and issued an endorsement on the 28th September 1858, that he does not see any objections in allowing your petitioners to have the control of the Jaghirs as he had a right to it as a descendant of the eldest member of the family, but the order of settling the claims advanced by parties for division of the Jaghirs & amongst the different members of the family to be left with the Government as well as your Board.

As the Collector mentioned in the latter part of the above endorsement that the members of the family should continue to enjoy the different shares hitherto before until a final decision is obtained from as aforementioned, they interfered with your petitioners conducting the management of affairs, when your petitioners

again represented the circumstances to the Collector who, on the same endorsement as that already given by him, issued the petition of Hanoo and Ramon.

The government have in several cases decided that the descendants of the eldest member of the family should be entrusted with the control and management of the Jaghirs in several other Provinces and the following are a few instances:

1. In the case of Ferozabad Jaghirdar of Elmir in Mysore territories attached to the Bengal Presidency.
2. Do of Soonganow Samastanum in the North Arcot District Madras Presidency.
3. Do of Army Jaghirdar in Do. Do. and in the case of several other Jaghirdars, Javajedars, Enameldars &c in which the eldest member of the family was nominated to superintend the affairs of the Jaghirs.

Your petitioner begs to enclose certain documents the particulars of which are as follows.

- 1 Copy of the Collector's order
- 2 Petition with the endorsement of the Board of Revenue
- 3 English Copy of the Endorsement given to Hanoo and Ramon by the Collector with his seal and signature on a stamp paper
- 4 Vazers with endorsement thereon to the effect that this case should be settled by the higher authorities

Under these circumstances he humbly begs your Honorable Board will be pleased to take the foregoing circumstances into favourable consideration & grant him authority to the eldest member of the family to superintend the affairs of the Jaghirs which had been earned by his ancestors, ordering at the same time the said Hanoo and Ramon to remain under his protection and to make over to him all the documents connected with the Jaghirs which are in his possession. As in duty bound I shall ever remain

4th March
1859

रामनारायणजी महाराज

The President and Members
of the Board of Revenue

For A. Lamb, Esq.
Mining Surveyor & Onehalf per

Decr 1207/62

As it appears from
the report of the Acting
Collector, & from the
Papers that have been
considered that the
Saghu of Etanapoom
Vem has been in this
joint enjoyment of the
descendants of the
original grantee, since
his death in 1818. The Board
approve of the intention
to continue that joint
enjoyment hence forward
direct that it be
so maintained without
dispute.

(Cave Office) Brown
For H. George
13 June 1859
Minister
Sub Secretary

ABSTRACT.

Seeking to obtain an
acknowledgement of his
right, overlooked by the
Board of Revenue in their
decision in his case
to the sole management
of the Jaghir Village
at present in the enjoy-
ment of himself and
his uncle.

Copy in a Letter to Eng. Genl
of 20th May 1862
be allowed to re-
=perishend the Jaghir
and that the docu-
ments in the posses-
sion of his uncle
may be recovered
to him. N.H.

Forwarded to
the Collr for early re-
port with reference to
his Ord. dated 2nd Sept
1858 -
Rev. P. Office.
Fort St. George.
1st April 1859.
By Order,
J. H. ...
Sub. Secy.

(1st Copy) Int. 1852-1854
N^o 850 of 1859
J. 7. 12 u 5
From Jayaram Jagirdar
of Patmarpoor and other
Villages residing in
Northanepally of Chitwail
Talook, Cuddapah.
Rev = 1207/62.
dated 1st March 1859.
Rev by S. 23.
With four Enclosures.
Rev 2072/61.
Submits the Encl.
of the Collr. on the
subject of his former
Petr enclosed and
prays that he may
6

(1861)
REVENUE DEPARTMENT.

No. 369

From Jeya Row
Jaghiridar of Etemapur
villages
residing in Kinkunani
-pally in Chitrakoot
Cuddapah

Dated 21st } Jan'y 61
Received 30th }
Enclosures 14

No.

SUBJECT.

Order

Forwarded to the
Board of Revenue for report

22nd Feb'y 1861.

/Signed/ C. S. M.

No. 1,362.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 12th March 1861.

Read again the following report by endorsement from the Acting Collector of Cuddapah, dated May 18th, 1859, on Petition No. 850 of 1859, presented by Jeya Row, Jaghiredar of Etemapoor, &c., village:—

1. The Acting Collector has the honor to report on the enclosed petition.
2. It is unnecessary to say anything regarding the original grant of the Jaghire, or the relationship of petitioners to the original grantee; these points are clear and not in dispute. From the records of this Office it appears that after Krishtana Row's (the original grantee's) death in the year 1818, his three sons Runga Row, Hanoomunta Row, and Bheema Row held the Jaghire jointly. Mr. Hanbury's (the then Collector's) order is to the sons not son of Krishtana Row. The Jaghire is so held to this day. Runga Row the eldest son died in 1844; and at that time the Petitioner Jeya Row was between 16 and 18 years old. Within one year after Runga Row's death, the brothers divided their property both real and personal; yet Jeya Row made no complaint or representation regarding this to the authorities, till the year 1851. It may, therefore, fairly be assumed that Jeya Row was a consenting party both to the joint enjoyment of the Jaghire, and the partition of property; and that his claim to be considered sole heir to the Jaghire to the exclusion of his uncles, is an afterthought.
3. The Acting Collector cannot agree with Mr. Murray that the reversionary interests of Government are at all compromised by the present division of the property; nor that they are likely to be so as long as none of the Jaghire goes out of the hands of the direct heirs male or female of the original grantee. He, therefore, begs to recommend that the Jaghire may continue to be enjoyed jointly, as it has been all along.

1. Ordered to be submitted to Government, with reference to their Endorsement on Petition No. 369 of 1861, dated 22d February 1861.

2. As it appears from the Acting Collector's report that the Jaghire was jointly managed by Petitioner and his uncles from 1844 to 1851 without any objection on his part, the Board are of opinion that his application to have the sole management cannot be complied with.

(A true Copy and Extract.)

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

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

Copy to A. Wedderburn, Esq., Officiating Collector of Cuddapah.

Exd. J. Wright.

ABSTRACT.

100

24-7-79

(1361.)

REVENUE DEPARTMENT.

No. 1.

Order thereon No 369.

The Government have
received a report on this
claim and see no
reason to interfere with
the decision made by
the Board of Revenue

79.13-3-62 205565-

From

The Board of Revenue

By Order of

Signy C. J. Master

Sy Secy to Govt

4th April 1861.

Dated 12th March

Received

Enclosures.

No. 1362.

SUBJECT.

[Faint handwritten notes and signatures in the right margin, including "Received" and "By Order of"]

From J. H. Robinson Esq
Collector of Chulim

To The Jafildar Venayab of
Cholingur Taluk &c

With reference to the orders of Government and Board of Revenue, directing that the Chiamath Village of Melacumtaporum attached to the said Taluk should be continued both to Baboo Rowson of Senevasa Row & to Banoo Boyee the widow of the said Senevasa Row's brother, orders No 1121 had been issued to go on the 7th July 1857. The said Baboo Row having since addressed a Memorial to Her Majesty complaining that the registry of the Village should be singly in his name & that it should not jointly in the name of the said Banoo Boyee, the Board of Revenue in their proceedings of the 16th June 1859 observe that in the dispatch from the Secretary to the State for India dated 15th Decr. 1856 it is stated that the decision arrived at by the Board, without recognizing the lawful status of the adopted son of the original grantee, who obtained the Sumud in 1803 which only contemplates the reversions when the family fails have ordered the joint Registry & that the orders appealed against have been reversed. The Board of Revenue & Government having reversed their own orders which decided that the registry lately ordered to be made in Baboo Row's & Banoo Boyee's name have been reversed & that the Registry should singly be in Baboo Row's name, you will by written orders make known the matters to Baboo Row & Curmud & Manager of

Banoo Rowson

10 Aug 1859
8/8th Decr 1855
From Aug 28th 1856

Per 1859
20th Decr 1859

17-9-59
20th May 1862

Chiamath
Estimate
Curmud

24th 1859
19-12-59

Decr 20th 1859
20th Decr 1859

17 Aug 1859
13 March 1862
Curmud

10th Decr 1859
10th Decr 1859

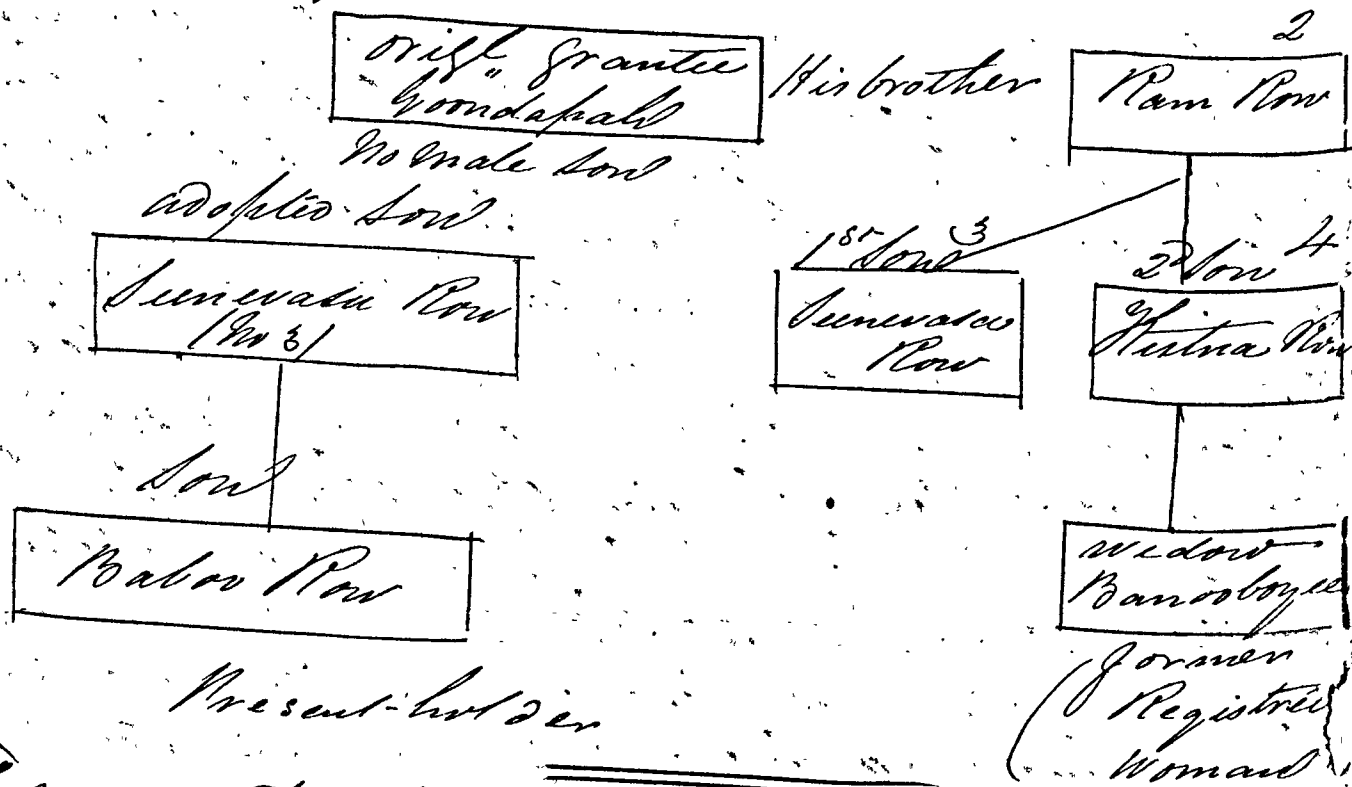
Requesting that

of the village & you will act as according as the rules

26th August 1858

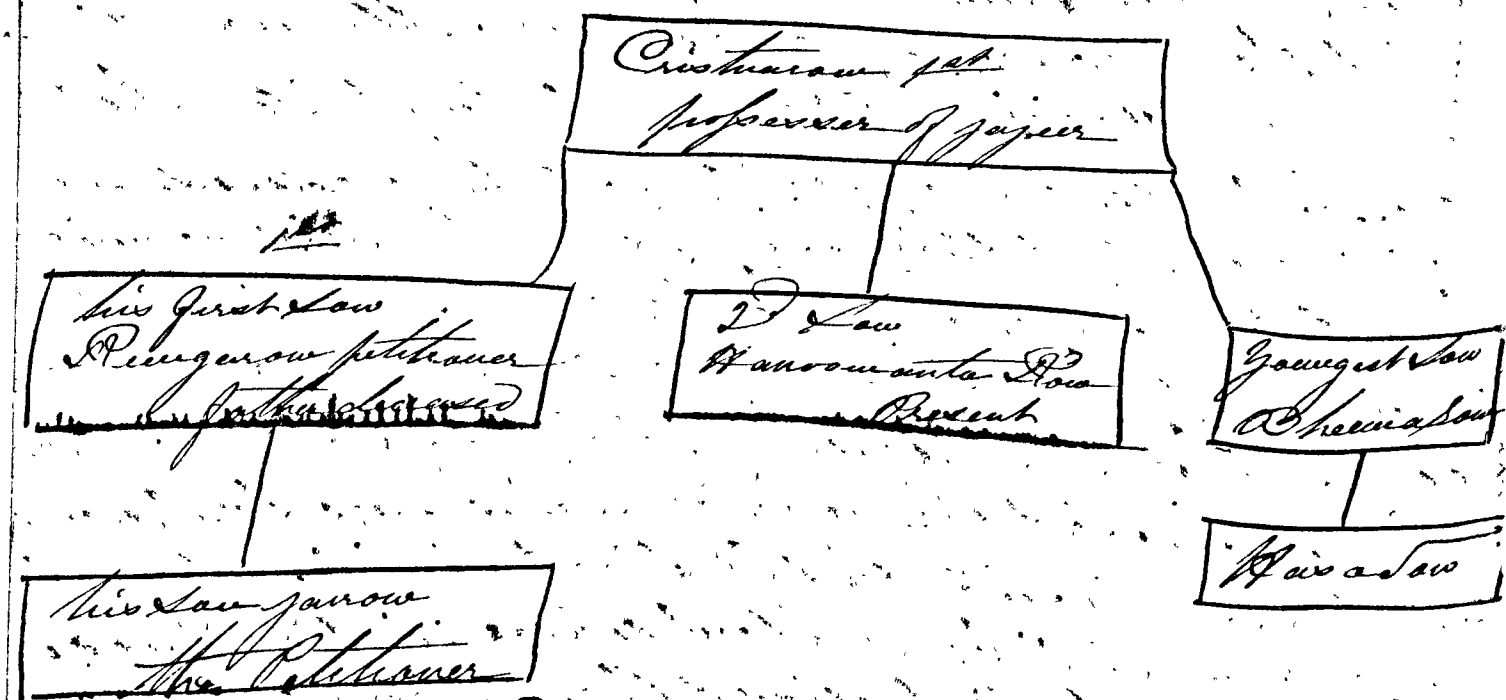
Signed / S. D. Robinson
Acty Secy

Pedegree



Present holder

The family sketch of the Saghredar of Catnapore
the Memorialist



Copy in a letter to my friend
of 20th May 1862 of 34

Rev = 1707/62.

~~Rev = 2407/61~~

Handwritten signature or text at the bottom right corner.

Hanoomuntarow has shown me
 Copy of an Indorsement made by Mr.
 Forbes stating that Jayarow had claimed
 before that Gentleman in 1851. and that
 that Indorsement decided that the jagheer
 should be enjoyed jointly. This Indorsement
 is not on the records of the Office.

Chutty Beemson Nakeel of Jayarow
 has shown to me two Original Orders passed
 by Mr. Murray wherein the fact of the
 said Indorsement is not mentioned.

In 1844 in which Rungarow
 died, Jayarow was 15 years Minor. Ever
 since he (Jayarow) continues to lay a
 claim to the exclusive possession of the
 jagheer. No decision of the real property
 being the lands of the jagheer Villages, has
 taken place to this moment.

Rungarow had exclusively held
 possession and enjoyment.

(Seal)

From Mr. H. Asst. Coll. Mayne of Buddah.

To Rungarow

Jagheedar of Katamaforum

You have addressed an Arjee under date the 7th instant reporting that the Curium of the Bushah Katamaforum having appropriated the collection money for his own use, and evaded the tax due by him on the jerogetta lands he cultivated, and further acted in connivance with the other cultivators, he (Curium) has been for want of trust removed from his Office, and that you are taking his wife from his own brother Kistman, and requesting that Orders should be favored to the Jagheedar of the Chivale talook in order that the duty of preparing the Boye Resabady Accounts, and the collecting the tax of that branch which should go to the Circar might be ordered to be performed by the

Copy sent to Mr. H. Asst. Coll. Mayne of Buddah 20th May 1882 A. 34

Copy sent to Mr. H. Asst. Coll. Mayne of Buddah 20th May 1882 A. 34

Pl. 2589/61

10/2/84

the said Kistmah? As the said
 Villages are Youragaher Villages, you
 have authority yourself to remove the
 Curmish of the (Curmish & servants)
 practiced frauds, and nominate a Sweepst,
 from out of the Bafadars (Shareholders) of the
 monument who may be capable of
 discharging the duties of that Office.

Admitting your proposition Orders
 have been sent to the Jafadar of
 Chitwale in order that the business of
 the Collection of Proterphu &c might
 be taken from the said Kistmah.

You will know this.

13th September 1843 or Jushy 1253

Cuddapah

(Signed) D Mayne

H² Asst. Coll^r

Ex²

(Signed) Narraimaroo

Dy. Quomcher

Bouzoor

To
 J. N. Siml Esq^r
 Secretary to Government
 Fort Saint George
 Revenue Department
 9th 9th 9th

Sir
 With reference to my Memorial for
 the Right Honorable the Secretary of State dated
 the 27th August last & to my letter of the 15th Instant
 I take the liberty to enclose two more papers viz
 from the Head Assistant Collector of Cuddapah
 Mr. Mayne dated in 1843 and another from the
 Deputy Collector under the same Commissioner
 dated 25th Instant in view to strengthening claims to
 the exclusive Registry & possession of the Jaghirc of
 Patana from attached to the Chitwale Talott in
 Cuddapah, and to request that these papers may
 be put with my Memorial & forwarded to the
 Home Authorities with your favorable recommendation
 as soon as practicable, for it is now above two months
 I received no information of its having been dis-
 patched to its address

I remain,

Madras
 31st October 1861.
 Sir
 Your Most Obedt Servt
 (Signature)

Copy in letter to England
 27th Oct 1861 - A.34

Collector's Office
 to Comptroller
 13th Sept 1861
 R. 2589/61
 (Signature)
 (Signature)
 (Signature)

2359 No

To

The Right Honble the Secretary of State
for India

Right Honble Sir,

1. We forward a Memorial from Jagan Ram one of the holders of Eteinapur and two other jaghir villages in the Buddapah District praying that our orders may be set aside and that he may be recognized as head of the family and be allowed to manage the jaghir.

My feeling would be to maintain the right of the descendant of the eldest son - but I am not aware that this is recognized by the Hindoo Law of succession - it would be as well to be able to affirm some principle with reference to these lands of the kind and a reference might be made to the Kham Ginni for a report generally as to the custom which shall with reference to this

2. I do not object to the proposed reference but these cases vary much & have to be dealt with on their individual merits. Here the Sumud does not bear out the claim & the debate has been held jointly for long. The
St. England 8th March 1805 Political
St. from England 28th Feb. 1806 p. 36.
Dispt. paras 14-19.

His Highness the original grantee came into possession of these villages in the manner described in the despatches marginally noted. He died in 1818 leaving three

Inclined to the opinion that the eldest son

Copied in a letter to (England)
of 20th May 1862 of 34
24.7.74
19-12-74

Revenue 1862 Q1/1/17
St. of Govt. for India of 1862
11-2-589

From
Jagan Ram Singh
= son of Patakampane
Kutume Vatooy
of Kudatapur
Dated 31st Oct 1862
Remitted 1st Nov 1861
C. S. R. in copy

Wm. J. Nichol send
to the Hon. Secy
13 March 1862
P. 2065

W 229

Edmund 009

St. of Govt. for India
24

24

three sons, the eldest of whom
was the present Memorialist's
father. It is on this ground
of primogeniture that Memorialist
urges his appeal.

3. From the report of the ^{*Dated 18th May 1859.}
Settling Collector of Buddapah
forwarded to Govt. with the
Proceedings of the Board of
Revenue dated 12th March
1861 & 1362 - Copy of which
is appended - you will per-
ceive that on the death of the
original grantee, in 1818, his
three sons held the jagir jointly,
and that on the death of Banga
Rao (Memorialist's father) in 1844,
the remaining brothers and the
Memorialist who had then an
advanced years of discretion,
divided the property, both real
and personal; no objection
being raised by the Memorialist
till 1854. The Board of Revenue
under

36
under these circumstances, saw
no reason for complying with
his application to be entrusted
with the sole management of
the villages in question, and
their decision was confirmed
by us on appeal.

4. His second reason was,
after considering the further
papers and arguments put
forward by the Memorialist,
to doubt the propriety of our
decision. There is nothing in
the sanction originally granted
to his grandfather, by which
the management of the jagir
is restricted to the eldest son.
The cases referred to by the Mem-
orialist in support of his
assertion that such mode of
succession is recognized in
this Presidency in the case
of jagirs &c. is that sanction
Lord Stanley passed orders

in his Despatch marginally noted; 15th Decr. 1858. 1st II. para 13.

the decision in that case does

not bear, however on the present

point. Under these circumstances

stances and as the Julger has

been for many years in the

joint enjoyment of the name:

realist and the relations which

might be now disputed, we can

cannot recommend that any

change should be made.

Proved the appeal

The name of the

The succession in

The family - is clearly

indicated by the ordinary

practice of the law

to the

cyw

J. D. S.

To Home Govt
Seya Row's case

No. 38
Per Depart

N^o 565

Proceedings of the Madras Government
under date the 13th March 1862

107

Read the following
letters from Seya Row the
Jahghirdar of Etanapaw
in Cuddapah District.

(Here enter 28th Aug
15th Jan 31st Oct
1861 -)

These papers
relate to a Memorial
to the Secy of State from
Seya Row one of the holders
of Etanapaw and two or
other jaghire village
in the Cuddapah District
praying that an order
of their Govt may be set
aside and that he may
be recognised as head
of the family and be
allowed to manage the

S. G. to Govt
informing the
the Secy of State
for the Home
Govt of the
Seya Row's case

the jaghire -

2. Kistna Row the original grantee, passed on the jaghire as a reward for having attended on Major General Wellesley throughout the campaign against the Maratta chieftains and on Major Malcolm during that officer's mission to the court of Bowlat Ras Seindia. The Saund is dated 7th June 1805 and the terms are that he and "his heirs" are to enjoy it free of all assessment. He died in 1818 leaving three sons, the eldest of whom was the present Memorialist's father. His son then procured from the Government that Memorialist urges his appeal.

x dated 18th May 1859.

3. From the report of the Acting Collector of Suddapat forwarded to Govt with the Proceedings of the Board of Revenue dated 12th March 1861 No 1362 it appears that on the death of the original grantee in 1818, his three sons held the jaghire jointly and that on the death of Runga Row (Memorialist's father) in 1844, the remaining brothers and the Memorialist who had then attained years of discretion, divided the property, both real & personal: no objection being raised by the Memorialist till 1851. The Board of Revenue under these circumstances, saw no reason for complying with

with his application to be entrusted with the sole management of the villages in question, and their decision was confirmed by the Govt on appeal.

4. Before however ^{the memorial} transmitting to the Secretary of State or otherwise disposing of it the Govt resolved to refer the papers to the Indian Commissioner and to request him to report generally as to the custom which obtains in the country in regard to succession to such fagires, vizt. whether it devolves solely on the son of the eldest male member or on all the surviving male members of the family jointly.

C/40
Copies to the Comm Comm
with 10 Civil Bkls
Dy 1/11

23 January

Rev. No. 2072. 2434. 2589-110

In his letter marginally noted the Secretary to the Govt of India made known to the Madras Govt the resolution of the Governor General to confer a reward on Kistna Rao who had attended on Major General Wellesley throughout the campaign against the Marhatta Chieftains and on Major Chalcolin during that officer's mission to the Court of Dowlat Now Seindia. The reward proposed was the grant of certain villages in the Ceded Districts which had formerly been, it was understood, in the possession of Kistna Rao's family.

The names and estimated revenue of these villages appeared from an enclosure to Mr Edmonstone's letter to be

	Annual Revenue
Teatcemara pooram	Rs - 3000 - 0 - 0
Nookannupuli	1500 - 0 - 0
Several fully in the District of Chinnore	700 - 0 - 0
	<hr/> 5200 - 0 - 0

and these villages were therefore to be made over to Kistna Rao provided their revenues did not materially exceed the above mentioned estimate.

Instructions were accordingly sent to the Board of Revenue and a report was also made

23 January

1505. 1613

to the Court of Directors...

General letter
to England
8 March 1805
p. 47-49
22 May 1805

The Board of Revenue having in reply submitted a report from Col. Munro the Collector from which it appeared that the actual revenue of the villages in question did not exceed the amount as estimated above, the Gov^t of India were informed that a sum of Rs. 2000 would be granted to Kistna Rao, and a similar intimation was at the same time sent to Mysore where Kistna Rao was at the time the principal Native Servant of the Resident. From the same it appears that the villages in question were granted to Kistna Rao and his heirs "free of all assessment and as long as he and they continue faithful to his and their allegiance to the British Gov^t" provided however that "in the family of the said Kistna Rao shall at any time fail and become extinct" the villages were to revert to the British Gov^t.

15 June 1805

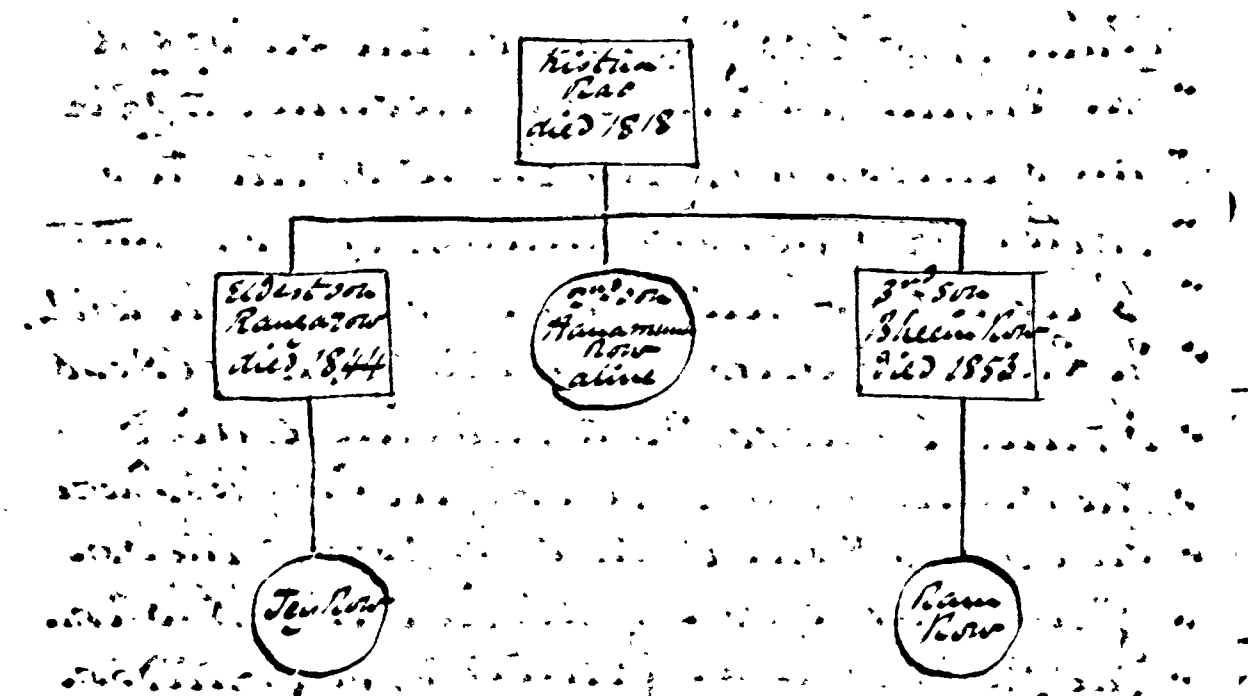
dated
June 1805

These circumstances were reported to the Gov^t and received the sanction of the Honble Gov^t under their des. dated 28 Feb^y 1806. para 36.

General letter
to the Secy
Sept 1805. para
5 & 6.

The subject described above has now become the object of dispute

of the original grantee. Kistna Rao died in 1818, leaving three sons



The eldest son Rangarao died in 1844, leaving a son Jey Rao. The second son Hanumanth Rao is still alive. The third son Bhagwan Rao died (subsequently to 1844 apparently) leaving a son Nam Rao.

Jey Rao now claims to be put in sole possession of the place as the son of the eldest son of the original grantee. The present enjoyment being with the three survivors viz. himself, his uncle, and cousin as shown in the table above.

This claim was apparently brought forward in 1851 but it was not till 1858 that Mr Murray the Collector of Cuddalore recorded his opinion on the subject. From his Memoir of 20 Sept. 1858 it appears that on the death of the original grantee the first and second of the above mentioned villages came into the enjoyment of his three sons,

458 Collector's letter recorded in Board's No. 12 March 1861
11. 1362
but from the Memoir of the Secy to the Gov^t of State it appears to have been 1857.

* 4 Marc
1857.

May 18/59

13 June 59

made it necessary that the previous order of things should be maintained.

Jaya Row thereupon appealed to Government. He accused his uncle of fraud in having availed themselves of his minority to conduct the affairs of the Jajir in their own names jointly with him. The Board, he said, had misapprehended his request: he had merely asked to be allowed to manage the affairs of the Jajir, not to disavow them of the Government & withdraw them from its revenues. He denied the joint management from the date of the demise of his grandfather. The original grantee, and others, had his assertion that his father, Nungarow was solely in charge till his death in 1844. in support of which statement he alludes to certain Pattis and accounts which bear his father's seal and signature above, and urges that should the contrary be found to be the case it must be the work of his uncle, as who have thus committed forgery.

Upon this appeal the Govt on a review of the correspondence noticed at once declined to interfere with the decision made by the Board of Revenue.

The memorialist now addresses the Secretary of State and solicits

+ enclosure to the present memorial

a reversal of the order of this Govt because, among other reasons already alluded to, it has been customary in the British Presidency to recognize the eldest son in cases of succession to Jajirs, and in cases where one or two cases important are referred to by him.

The first relates to the "Election of Jajir" which, as appears from an unauthenticated copy of a letter addressed by General Cuthbert on the 23rd July 1853 to Mr. Munro, was restored to that individual, as being the descendant of the eldest member of that family.

Another is the case of a Jajir granted to one Gondapah, and which was subdivided among the brothers by order of the Government whose proceedings were however reversed (according to the memorialist's statement) by the same authorities directing the recognition of the son of the last holder.

This appears to be the same case as that alluded to in a former address from memorialist dated 15 October 1861, and the circumstances connected with which are detailed in the correspondence marginally noted. It does not however help the present claimant. The Secretary of State there decided in favor of the legality of a certain decision made by the original grant.

E. 46. 7 May 187
No. 42. R.D.
E. 46. 21 June 1858
No. 858. R.D.
20 England 30 June 1858
1858. No. 32. R.D.
from England 15 Dec
1858. No. 11. Jan 18.

of an main village and directed that
the village should be placed in the
possession of the son of the said
adopted son instead of being enjoyed
by the said son and the widow of
his uncle, whose joint occupation
had been sanctioned by the local
Government, not in consequence
of any legal right (for that was
not recognized), but because from
instances of humanity it did
not seem desirable to deprive
these individuals of a village
which had long, though unlaw-
fully, been in their family. The
decision of the Secretary of State
created a new right: and there
was only one person, viz. the son
of the adopted son, who could
claim direct descent from the
original grantee: his sole right
to succeed was therefore unques-
tionable.

In further support of his
claim the memorialist has in
a third address dated 31 October
1861 furnished a translation
of what purports to be an
order issued in 1843 or 1845
by Mr D. Hayne then Head Asso-
siant Collector of Cuddapah to
the address of Nungarow, (the
memorialist's father) in which the

said Nungarow is referred to alone
(without any mention of his bro-
thers) as having authority; in his
capacity of Jalyardar; to dis-
miss the curium of one of the
Jalyar villages for fraud. This
order being in support of memo-
rialist's assertion that his father
had sole charge of the Jalyar and
that his two brothers did not
have any share in the manage-
ment till after Nungarow's death.

The memorialist also forwarded
with this same address an unauthen-
ticated copy of a "Report submitted by
the Deputy Collector to the Main Com-
missioner" dated 25 October 1861.
on this Jalyar - in which it is stated
(with reference apparently to Mr
Fraser's report of May 18th 1859) that
the word "beta" which was used in
the memorialist's chattratta order therein
alluded to, and which means "son",
is only, by a mistake over the last syl-
lable "ta", become "sois", and that it
did not seem improbable that this
dash which made the word plural,
had been added subsequent to the
date of the order. A copy of the said
order which was in the possession of
Hannant Now, (memorialist's
uncle and opponent) had this ap-
pearance. But the original which
ought to have been in the Jalyar
Cutcher was not forthcoming.

A. B. The Deputy Col-
lector writes to the
Main Commissioner
and has
not therefore re-
ferred to him
in his report.

the Deputy Collector further stated that
no division of the real property being
the lands of the Jabsi villages has
taken place to this moment and
also that Naugarow had exclu-
sively held possession and enjoy-
ment. Both these assertions,
especially the last, are opposed
to the conclusions arrived at
by Mr. Fraser in his letter of 18.
March 1859 to the Board of Re-
venue.

What course then is to be
pursued regarding the present
Memorial? Is it to be forward-
ed at once to the Secretary of
State, or should the Indian Com-
missioner be desired to submit
a report upon it?

It may be remarked that
succession to immovables which can
only revert to Government as other
landed property would, by descent,
on an utter failure of inheritance
be equally inheritable, (of which
kind the present immovables may, from
the terms of the award, be consid-
ered to be) has been declared to
be regulated by the same laws
that govern the inheritance
of Malguzary lands.

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CGM
Nov 26/59

Memo on the
Case of *Jeun Khan* a
Jahgiridar in
Cuddapah

C. 10

Memo on the
Case of *Jeun Khan* a
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Cuddapah

C. 10

Copy in a Letter to England
of 20th May 1862 N. 34

Seymour case

24.7.84.

19-12-24

9-20-00

13-2-84

Revenue 1862 Dept.

Pro: of Govt for all arch

Ms. 565.

of the Madras Govt.
13th March / 62.

Further C. N. 1207. from the Dr. Com:
 26 April / 61 in Pro 19 May / 62 & 1102
 Further Case: 22 Sept 62
 N. 2056

Passing orders on letters
from Daya Row, Laghur:
- dar of Estampur, Buddapah
District, praying that an
order of this Government
may be set aside and
that he be recognized as
head of the family and be
allowed to manage the
Laghur.

N. 227 at 230.