M.R.O. 14—18,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1854 Press ~~Mis.~~

120 121

Dated 9 — 10 — ~~19~~ 1863

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 9th October 1863.

No. 120. Read the following Proceedings of the Board of Revenue, dated 24th September 1863, No. 6,112:—

Read again Board's Proceedings Nos. 2,273, 3,628 and 4,377, dated 20th April, 19th June, and 17th July 1863.

Read also the following letter from the Acting Collector of the Godavery District, dated Cocanada, 26th August 1863, No. 269.

1. In reply to the Board's Proceedings No. 4,377, dated the 17th ultimo, regarding the remainder of the grant of land to Sub-Engineer V. Viranna Rai Bahadur, I have the honor to inform you, that, as Viranna is not able to make an unobjectionable selection, I recommend that a piece of culturable waste paying an annual Shist of Rupees 100, should be allotted to him in the village of Vettapalem.

2. Vettapalem is about 12 miles from Marnipad. It is under the influence of the Anicut irrigation, and contains 147 Acres of good arable waste land, part of which has been brought under cultivation for the first time in the present Fasli. It is under the joint rent system, and no one has any claim whatever to the land which I now propose to give to Viranna. The assessment for it will be at the new settlement rates, irrespective of water tax.

3. Government, in the first instance, offered Viranna his choice of two methods in which the grant should be bestowed.* They offered to confer on him the village of Marnipad in freehold tenure, water being supplied gratuitously; or to grant him land assessed at or about Rupees 500, according to the new settlement rates, he having to pay extra for irrigation. In the former case, he would have obtained land bearing a total assessment for land and water of nearly Rupees 750, and would have had to bear all loss from occasional deficiency of water.

* See the Government Order, No. 1,622, August 13th, 1861.

4. Viranna chose the latter alternative. He now wishes to revert to the former, but I do not think he ought to be permitted. The water tax of Marnipad has now much increased; and if the village were given to him, in accordance with the first offer made by Government, it would be equivalent to a grant of Rupees 981-13-4, instead of Rupees 500.

---

1. Ordered that the above papers be submitted to Government, with reference to their Proceedings dated 13th August 1861, No. 1,622, Revenue Department.

2. The Sub-Engineer has received the village of Marnipad at a valuation of Rupees 400 (with liability to pay the water rate chargeable for irrigation), in part of the Inám grant of land to the annual value of Rupees 500 conferred on him by Government, and it remains to provide him with land to the value of Rupees 100 annually. His own application for land in Kasavaram would involve the ousting of Ryots from their lands which is of course out of the question, and the only alternative seems to be that suggested by Mr. Morris, unless Government should see fit to allow him to revert to the original proposal that he should receive Marnipad free of charges for water in full of all demands on account of the grant.

3. When Mr. Purvis in 1861 estimated the value of the Government land in the village, he stated it at Rupees 450; *including the assessed waste*, and the water rate on the then irrigated portion of this area was Rupees 296, making a total of about Rupees 750, which Government in their Proceedings above referred to, expressed themselves willing to relinquish. From Mr. Morris' present letter it would seem that the irrigation has been much extended in the interval, and that if now given on the terms offered on the former occasion, the grant would be equivalent to Rupees 981-13-4, instead of Rupees 750.

4. The Board presume that the water rate on the Inám lands is *not* included in Mr. Morris' statement.

5. It is very desirable that the transaction should be concluded some way or other.

Proceedings of the Madras Government, Revenue Department, 9th October 1863.

No. 121.

ORDER THEREON, 9th October 1863, No. 1,854.

1. The Acting Collector will call upon the Sub-Engineer to elect between the land at Kasavaram and that at Vettapallem. If he accepts the former, his rights will be limited to the regulated assessment payable to Government by the Ryots whose right of occupancy subject to that payment cannot be disturbed. If he accepts the latter, he will be absolute proprietor of it as it is said to be Government waste.

2. The Board will prepare a Title Deed defining the Sub-Engineer's rights for issue to him.

(True Extract.)

Secretary to Government.

To the Board of Revenue.

Exd. S. T. Augustin.

No. 2,273.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 20th April 1863.

Read the following letter from A. PURVIS, Esq., Collector of the Godavery District, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Ambajipetta, 21st March 1863, No. 61:—

1. With reference to the Orders of Government dated 13th August 1861, No. 1,622, forwarded with those of the Board of the 15th idem, I have the honor to state that Sub-Engineer Vina Viranna Rai Bahadur, having elected to have the village of Munipad at a valuation, based on the new settlement rates, of Rupees 400, on condition of paying a separate water tax for the irrigation from the anikut, the village was made over to him under the orders in question from the commencement of Fasli 1271.

2. He expressed a wish to receive lands in the adjoining village of Kesaveram, of the value of Rupees 100, to complete the grant of 500 Rupees on the same conditions as to water; but unfortunately the Ryots, in whose possession the lands are, cannot be persuaded to relinquish them, and thus the arrangements connected with the grant have not yet been brought to a conclusion; for, I have not, without the sanction of the Board, felt myself authorized to compel the relinquishment of the lands.

3. I annex a statement showing the extent, assessment and other particulars of the fields wished for by V. Viranna. The valuation in column 11 is made with reference to the new settlement rates sanctioned for the Western Delta.

4. I propose, should the Board be of opinion that under the circumstances the consent of the present holders is not essential, to make over to V. Viranna Rai Bahadur, the fields Nos. 96 and 90, the assessment of which, adopting the new rates, very nearly amounts to 100 Rupees.

ENCLOSURE No. 1.

ABSTRACT.—Statement showing the lands in the village of Kesaveram asked for by Sub-Engineer V. Viranna Rai Bahadur.

1. The Collector is requested to explain more fully the nature of the tenure under which the Ryots whom he proposes to oust from their lands to meet the wishes of the Sub-Engineer, now hold the fields in question.

2. The Board are at a loss to understand how such a proceeding can be *legal*, and still less *equitable*.

3. They would be glad to know in what sense the village of Munipad was "made over" to the Sub-Engineer.

4. They presume that the rights of the existing occupants of the lands were scrupulously respected.

(A true Copy and Extract.)

(Signed) W. HUDLESTON,
Secretary.

To A. Purvis, Esq., Collector of the Godavery District.

Exd. J. Wright.

No. 3,628.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 19th June 1863.

Read the following letter from H. MORRIS, Esq., Acting Collector of the Godavery District, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Cocanada, 3rd June 1863, No. 131 :—

1. In reply to the Board's Proceedings of the 20th of April last, No. 2,273, I have the honor to state that the village of Kesavaram in the Taluk of Ramachendrapur, in which Sub-Engineer V. Viranna Rai Bahadur is desirous of having lands to complete the grant already made to him, is under the joint-rent system.

2. The entire village of Manipad having been conferred on Viranna, it was not thought necessary to take the consent of the Ryots. None of them have made any objections to the proposed arrangement.

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1. The Board observe that the right of Ryot proprietors under the joint-rent system are as indefeasible as those of other Ryots, and that so long as they pay the dues of Government, they cannot be ousted from possession of what they legally hold.

2. The Board certainly cannot support any proposal to "compel the relinquishment of the lands" as made by Mr. Purvis, and wish the Acting Collector to furnish more explicit information as to the effect of making over to the Sub-Engineer the village of Manipad, which they cannot but fear has involved a violation of the Ryots' right of property.

3. The grant to Viranna conferred on him only the Government right over certain lands, which right certainly does not include the power of ousting from possession Ryots who are paying what is legally due from them.

4. The Board desire to know whether such possession has in any way been disturbed by the Sub-Engineer.

(A true Copy and Extract.)

(Signed) W. HUDLESTON,
Secretary.

To H. Morris, Esq., Acting Collector of the Godavery District.

Exd. J. Wright.

PROCEEDINGS OF THE BOARD OF REVENUE,

1863. Department.

Rev.-2305/1863.

Dated 20th April 1863.

No. 2,273

Requesting to explain more fully the nature of the tenure under which the Ryots whom the Collector proposes to oust from their lands to meet the wishes of the Sub Engineer now holds the fields in question.

Requesting more explicit information as to the effect of making over to Sub Engineer Viranna the village of Manipad.

No. 3,628.

Dated 19*th June* 1863.

No.

PROCEEDINGS OF THE BOARD OF REVENUE,

1863. Department.

Rec'd 23 July 63

Viranna the Sub Engineer to whom the village of Kesavaram has been given by the Board's Proceedings of 19th June 1863 No. 3,628

No. 4,377.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 17th July 1863.

Read the following letter from H. MORRIS, Esq., Acting Collector of the Godavery District, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Cocanada, 29th June 1863, No. 174:—

1. In reply to the Board's Proceedings, No. 3,628, dated the 19th instant, I have the honor to request that you will be good enough to explain what further information you require on the subject.

2. The entire village of Marnipad has been given to Sub-Engineer V. Viranna, and there has been no dispute at all about the matter. Viranna has, of course, received no power to displace any of the Ryots who may continue to pay their legal dues.

3. The only dispute is with regard to Kesaveram. Viranna received a grant of land from Government amounting to Rupees 500 a year. Rupees 400, as explained in my predecessor's letter, are derived from Marnipad; and Viranna wanted lands of the annual value of Rupees 100 from Kesaveram. The Ryots refuse to give up their land, and Mr. Purvis, not wishing "to compel the relinquishment of the lands" without sanction, made a reference to the Board, and asked for their instructions. The village, as I informed you according to your request, is held on the joint rent tenure.

4. I shall be obliged if the Board will be good enough to inform me how the land still due to Viranna is to be given him, as the lands which he has himself selected cannot be granted.

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1. If the possession of the former Ryot occupiers of land in Marnipad has not been disturbed by the grant of the village to the Sub-Engineer, the Board have no objection to the arrangement.

2. They however observe that, as regards the Kesavaram lands, their *relinquishment* by the Ryots has been repeatedly mentioned, as if such were a necessary preliminary to their being included in the Sub-Engineer's Inam grant.

3. The Board have already stated that they cannot allow of any forced relinquishment, and the Sub-Engineer must understand that this decision is final. So long as Ryots in occupation pay the Government dues, they cannot be ousted from their lands, save by a decree of Court.

4. The Acting Collector is requested to expedite the completion of this transaction. If the Sub-Engineer cannot make an unobjectionable selection of land, Mr. Morris had better propose one himself.

(A true Copy and Extract.)

(Signed) W. HUDLESTON,
Secretary.

To H. Morris, Esq., Acting Collector of the Godavery District.

Ed. J. Wright.

No 3.

Enclosing the Rec of the Bd of Revenue to the Govt C. D. dated 24 Sept 1863 No 6112.

1863. Department.

Rev: 2357/63.

No.

PROCEEDINGS OF THE BOARD OF REVENUE

Dated 17*th July* 1863

No. 4,377.

Passing orders regarding the Kesavarum lands required by Sub Engineer Viranna.

Statement showing the lands in the village of Kadavarum asked for by Sub Engineer Vena Verama Raj Pladu

Names of the holders for Fasli 1262	Names of the Fields	Numbers as per Kumarn's account	Numbers as per Dumarcan's list	Extent as per account	Extent as per measurement of the late Jabitabar a	Extent as per measurement of the late Jabitabar c	Extent as per Survey, area as reported by the present Jabitabar a	Extent as per Survey, area as reported by the present Jabitabar c	Average Sist of 10 Fasli's from 1261 to 1270 Rs	Average Sist of 10 Fasli's from 1261 to 1270 a	Average Sist of 10 Fasli's from 1261 to 1270 p	Sist of Fasli 1272 Rs	Sist of Fasli 1272 a	Sist of Fasli 1272 p	Settlement Sist according to the rates sanctioned for Western Delta Rate per acre Rs	Settlement Sist according to the rates sanctioned for Western Delta Rate per acre a	Settlement Sist according to the rates sanctioned for Western Delta Sist Rs	Settlement Sist according to the rates sanctioned for Western Delta Sist a	Settlement Sist according to the rates sanctioned for Western Delta Sist p	Remarks
1	2	3	4	5	6 a	6 c	7 a	7 c	8 Rs	8 a	8 p	9 Rs	9 a	9 p	10 Rs	10 a	11 Rs	11 a	11 p	12
Ramana Madhavudu	Kuta Chenu alk Sadawa	96	735	"	"	"	1	3	"	"	"	"	"	"	3	"	3	1	5	
			737	"	"	"	2	96	"	"	"	"	"	"	"	"	8	14	1	
			738	"	"	"	6	47	"	"	"	"	"	"	"	"	19	6	7	
			739	"	"	"	5	92	"	"	"	"	"	"	"	"	17	12	2	
			743	"	"	"	3	15	"	"	"	"	"	"	2	8	7	14	"	
			744	"	"	"	3	18	"	"	"	"	"	"	"	"	7	15	2	
				17	22	84	22	71	61	4	"	65	12	3	"	"	64	15	5	
Ganesapati Subana	Kramedi Chenu	102	729	"	"	"	4	28	"	"	"	"	"	"	2	8	10	11	2	
			730	"	"	"	6	55	"	"	"	"	"	"	3	"	19	10	5	
			731	"	"	"	2	28	"	"	"	"	"	"	"	"	6	13	5	
			732	"	"		1	96	"	"	"	"	"	"	"	"	5	14	1	
				10	13	86	15	7	28	5	8	80	15	4	"	"	43	1	1	
Mutiala Dorapa	Polinera Dhari chenu	100	734	4	5	75	3	82	14	1	"	20	2	4	3	"	11	7	4	
Vallum Satia & Ramana Rama-chendrudu	Mattala Garon	90	745	"	"	"	8	51	"	"	"	"	"	"	2	8	21	4	5	
			747	"	"	"	4	94	"	"	"	"	"	"	"	"	12	5	7	
				9	4	24	13	45	11	8	11	39	12	"	"	"	33	10	"	

Godavery District
Collectors office
Cumbajeputa 21st March 1863
Comp. 2 O.R.L.6.

A Duncil
Collector

No. 6,112.

Proceedings of the Board of Revenue, dated 24th September 1863.

Read again Board's Proceedings Nos. 2,273, 3,623, and 4,377 dated 20th April, 19th June, and 17th July 1863.

Read also the following letter from the Acting Collector of the Godavery District, dated Cocanada, 26th August 1863, No. 269 :—

1. In reply to the Board's Proceedings No. 4,377, dated the 17th ultimo, regarding the remainder of the grant of land to Sub-Engineer V. Viranna Rai Bahadur, I have the honor to inform you, that, as Viranna is not able to make an unobjectionable selection, I recommend that a piece of culturable waste paying an annual Shist of Rupees 100, should be allotted to him in the village of Vetlapalem.

2. Vetlapalem is about 12 miles from Marnipad. It is under the influence of the Anicut irrigation, and contains 147 Acres of good arable waste land, part of which has been brought under cultivation for the first time in the present Fasli. It is under the joint rent system, and no one has any claim whatever to the land which I now propose to give to Viranna. The assessment for it will be at the new settlement rates, irrespective of water tax.

3. Government, in the first instance, offered on him the village of Marnipad in freehold tenure, water being supplied gratuitously; or to grant him land assessed at or about Rupees 500, according to the new settlement rates, he having to pay extra for irrigation. In the former case, he would have obtained land bearing a total assessment for land and water of nearly Rupees 750, and would have had to bear all loss from occasional deficiency of water. Viranna his choice of two methods in which the grant should be bestowed.* They offered to confer

* See the Government Order, No. 1,622, August 13th, 1861.

4. Viranna chose the latter alternative. He now wishes to revert to the former, but I do not think he ought to be permitted. The water tax of Marnipad has now much increased; and if the village were given to him, in accordance with the first offer made by Government, it would be equivalent to a grant of Rupees 981-13-4, instead of Rupees 500.

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1. Ordered that the above papers be submitted to Government with reference to their Proceedings dated 13th August 1861, No. 1,622, Revenue Department.

2. The Sub-Engineer has received the village of Marnipad at a valuation of Rupees 400 (with liability to pay the water rate chargeable for irrigation), in part of the Inam grant of land to the annual value of Rupees 500 conferred on him by Government, and it remains to provide him with land to the value of Rupees 100 annually. His own application for land in Kasavaram would involve the ousting of Ryots from their lands which is of course out of the question, and the only alternative seems to be that suggested by Mr. Morris, unless Government should see fit to allow him to revert to the original proposal that he should receive Marnipad free of charges for water in full of all demands on account of the grant.

3. When Mr. Purvis in 1861 estimated the value of the Government land in the village, he stated it at Rupees 450; *including the assessed waste*, and the water rate on the then irrigated portion of this area was Rupees 296, making a total of about Rupees 750, which Government in their Proceedings above referred to, expressed themselves willing to relinquish. From Mr. Morris's present letter it would seem that the irrigation has been much extended in the interval, and that if now given on the terms offered on the former occasion, the grant would be equivalent to Rupees 981-13-4, instead of Rupees 750.

4. The Board presume that the water rate on the Inam lands is *not* included in Mr. Morris's statement.

5. It is very desirable that the transaction should be concluded some way or other.

(A true Copy and Extract.)

Secretary.

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

Copy to H. Morris, Esq., Acting Collector of the Godavery District.

Exd. J. Wright

Pro 13 Augt 61 nos 186-187

Rev: 1863. Department.
Pros: of Govt for October.

No. 2367.

PROCEEDINGS OF THE BOARD OF REVENUE,

Pro: B of Revs 20 April 1861 C. No 1063 in the
Pro: Bd of Revs 18 July 1864 C. No 1889
Dated 24th September 1863.
Dup'd 1 Octr
Pmd 2
C. 2 with 10 Encs

Pro: Bd of Revs 29 August
No. 6,112. C. No 2259

Submitting with remarks letter from the Collector of the Godavery District regarding the remainder of the grant of land to Sub Engineer V. Viranna Rai Bahadur.

No 1854-9 Octr
With an Order

2-1 Oct
2-3-12

No 120 & 121.

6 Oct/63 86

Jno 1854

The Agt Collr will call upon the Sub Engr to elect between the land at Kalavaram & that at Pattapallem - If he accepts the former, his rights will be limited to the regulated assessment payable to Govt by the Ryots whose right of occupancy dates ~~from~~ subject to that payment cannot be disturbed. If he accepts the latter, he will be absolute proprietor of it as it is said to be Govt waste -

The Bd will then have a title deed defining the Sub: Engineers rights for issue to him

Fort St George
9th October 63

I Dr

14 Oct/63 to the Agt Govt Dept No Collr