M.R.O. 14—18,000—27-9-24

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1066 Press Mis.

361 · 362

Dated 20 · 5 · 1865.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 20th May 1865.

No. 361. Read the following Proceedings of the Board of Revenue, dated 21st April 1865:

Read the following letter from G. A. BALLARD, Esq., Collector of Malabar, to R. A. DALYELL, Esq., Acting Secretary to the Board of Revenue, dated Calicut, 10th April 1865, No. 53:—

SIR,

1. Adverting to G. O. dated 8th ultimo, No. 506, received with the Board's endorsement of the 15th idem, I have the honor to submit the records therein called for with their translate in English.

As per accompanying List.

2. In my letter to the Board, dated 21st December 1864, No. 315, I have explained my reasons for refusing copies of these records to Mr. Ouchterlony and the Nilambur Tirupad. I have only to add that on one occasion, when Mr. Ouchterlony happened to be in my office, and Captain Godfrey applied for a copy, Mr. Ouchterlony expressed the strongest objection to copy of a document or documents connected with these lands being given to Captain Godfrey; and that I still think that it is unadvisable to comply with Mr. Ouchterlony's application.

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1. Submitted to Government, with reference to the Order quoted by the Collector. In the face of Mr. Ballard's very decided objections to permitting Mr. Ouchterlony to have access to the papers now submitted, the Board do not feel at liberty to recommend a contrary course.

2. The Board presume from the statement made in the concluding paragraph of Mr. Ballard's letter, dated 21st December 1864, which forms one of the enclosures in Mr. Ouchterlony's address to Government, that the land under reference in these documents forms part of the tract of country to which the Government referred in a recent order disallowing the claims of the Nilambur Tirupad, though, from the statement made in the deposition of Perumal Chetty, it might be supposed to be included among the lands purchased at auction by the Tirupad, to which the Government have waived their claims.

No. 362. ORDER THEREON, 20th May 1865, No. 1,066.

Miscellaneous.

1. If the land to which the records desired by Mr. Ouchterlony relate, is not included in the tract to which the Government have lately asserted the right of the State, in rejecting the claim of the Nilambur Rajah, the Government see no reason why Mr. Ouchterlony should not be furnished with the copies he has requested. The Collector will satisfy himself on this point by careful enquiry, and report further if necessary.

2. Copy of these Proceedings will be furnished to the Collector of Malabar, through the Board of Revenue, for his information and guidance. The original records will be returned to the Board for transmission to the Collector.

(True Extract.)

(Signed) W. HUDLESTON,
Acting Secretary to Government.

To the Board of Revenue.
,, J. Ouchterlony, Esq.

Exd. S. T. Augustin.

Revenue Department.

No.

Proceedings of the Board of Revenue
dated 21st April 1865.

Read the following letter.

No. 53.

From

G. A. Ballard Esq.
Collector of Malabar

To

R. A. Dalyell Esq.
Actg Secretary to the Board of Revenue
Fort St. George

Sir,

Adverting to G. O. dated 8th Ultimo, No. 506, received with the Board's endorsement of the 15th Idem, I have the honor to submit the records therein called for with their translate in English.

As per accompanying list.

2. In my letter to the Board No. 315. dated 21st December 1864 I have explained my reasons for refusing copies of these records to Mr Chichesterlony

and

and the Nilambur Simpad. I have only to add that on one occasion when Mr Ouchterlony happened to be in my Office, and Captain Godfrey applied for a copy, Mr Ouchterlony expressed the strongest objection to copy of a document or documents connected with these lands being given to Captain Godfrey, and that I still think that it is inadvisable to comply with Mr Ouchterlony's application.

Malabar Collr's Office Calicut 16 April 1865.

I have &c
Signed G. A. Ballard
Collector.

Submitted to Government with reference to the order quoted by the Collector. In the face of Mr Ballard's very decided objections to permitting Mr Ouchterlony to have access to the papers now submitted the Board do not feel at liberty to recommend a contrary course.

Have not a very clear recollection of the order of Govt about these records, but looking at the Enclosures to Mr Collector Ballard's letter to the Board, I can see no objection to copies being furnished to Mr Ouchterlony and Govt permit them to be given.

If the Hill transferred to Captain Godfrey by Permal Chitty be part of the tract to which the latter claimed the Nellumboor men's right & exercised there rights, - the case of Mr Ouchterlony, (supposing that he was acting as agent for Nellumboor men) will not be benefited by copies of these papers. as Permal Chitty's position as cultivator under the Nellumboor men, will not affect or show that the latter had a prior right of his own. Under, however, the Hill be proved to be part of the lands the Nellumboor men say he bought at the Sale, Permal Chitty's coat & easy way of dealing with Captain Godfrey will not harm the Govt case. If Mr Ouchterlony wants the papers to show that Permal Chitty had no right to sell to Captain Godfrey the land forming the Hill which he himself may have bought of the Sircarpad, Govt see why he should not get them. They will be useless in this case, if Permal Chitty be dead, but Mr Ouchterlony is evidently asserting nothing more than a private opinion about a matter on which he can supply the Govt a mean with no records for statement

W. Oldham
Sec. to Govt

Madras
Revenue Board
The 27th April 1865.

Respectfully
to the Chairman
Collector of Malabar
The Govt see no
reason why Mr
Ouchterlony should
not be furnished

Rec. 1865 Depart.
Pro. of Govt. for May
No. 1041 R.A.

Proceedings of the
Board of Revenue

Dated 21st
Desp. 21
Rec. 22
E.3-8 Pets

April 1865.

No 9

Acct. 1866 - 20 May

Submitting with remarks a letter from the Collector of Malabar on the subject of the papers applied for by Mr Anchterlony.

Calicut 10. April 1865.

Submitted to Government with reference to the order quoted by the Collector. In the face of Mr Ballard's very decided objections to permitting Mr Auchterlony to have access to the papers now submitted the Board do not feel at liberty to recommend a contrary course.

The

No 1066.

20th May 1866.

Read Ltr. dated 21 April 1865

The accompanying letter from Mr. Collector of Malabar is submitted in fact to the Govt. has lately ascertained the rights of the State in certain matters regarding the claim of the Nilambur Rajahs. The Govt. do not see reason why Mr. Auchterlony should not be furnished

Revenue 1865 Dept.t
Rec.d of Gov.t for May

A.o 1066

Rec.d the Madras Gov.t
£ 20.th May 65

Passing orders on the
subject of documents required
by Wm Quattenbury and
Nicholas Tingsad.

361-362

[illegible] copies be laid
[illegible] Schedule with certify himself
Copy of the Writ on the penalty
[illegible] compel him and report further
[illegible] of proceedings
[illegible]
[illegible]
The original records to be returned to the Court for
transmission to
[illegible]

14 2 [illegible] with Schedule and Return
1 [illegible]

28/4