

## MADRAS RECORD OFFICE.

Government of Madras.

*Revenue* DEPARTMENT.

G.O. No. 1274

Press  
~~Mis.~~

221,222

Dated

10 - 6 - 1865.

Not to be folded or roughly handled

**Proceedings of the Madras Government, Revenue Department,**  
**10th June 1865.**

No. 221. Read the following Proceedings of the Board of Revenue, dated 24th April 1865, No. 2,081.

Read the following letter from T. A. N. CHASE, Esq., Sub-Collector in charge of the Godavery District, to R. A. DALYELL, Esq., Acting Secretary to the Board of Revenue, dated Narsapur, 31st March 1865, No. 49:—

SIR,

1. I have the honor to acknowledge the receipt of the Board's Proceedings of the 23rd March 1865, communicating Order of Government, No. 637, dated 22nd idem, Revenue Department, passed on the Telegrams sent by Mahomed Kasim Saib, Abkarry Renter of the Talook of Rajahmundry in this District, and to report as follows.

2. The Petitioner Mahomed Kasim has taken on contract the Abkarry farm of the Rajahmundry Talook for a term of five years, commencing from 1st July 1863 to 30th June 1868, at 25,000 Rupees a year, entered into an engagement, and received a license according to the old form under the former Abkarry Law, Regulation I. of 1820.

3. After the introduction of the new Abkarry Law, Act No. III. of 1864, and on the receipt of the Board's Miscellaneous Circular,\* and new forms of Licenses and Engagements, a Notice was published in the District Gazette, dated 21st January 1865, No. 3, directing Abkarry renters to execute licenses in the new form, and to attend at the Huzur Cutcherry for that purpose within fifteen days, but none did so except the Renters of the three Talooks mentioned in the margin.

- \* 1. Narsapur.
- 2. Ramachendrapur.
- 3. Amlapur.

4. As the Petitioner was manufacturing and selling liquor without a renewed license under Madras Act III. of 1864, at the request of the Town Inspector of Police at Rajahmundry, the Head Assistant Magistrate granted him a warrant under Section 23 of Act III. of 1864, to search for liquor illicitly sold, manufactured, or kept; but allowed Mahomed Kasim Saib a week to renew his license. I enclose a copy of Mr. Linton's Proceedings, dated 13th March.

5. Mahomed Kasim Saib and some other renters object to take licenses because.

Section 14 of Act III. of 1864. Board's Miscellaneous Circular, dated 23rd December 1864, No. 127, paragraph 4.

Section 27 of the Act. Board's Miscellaneous Circular, dated 23rd December 1864, No. 127, paragraph 4.

Section 28 of the Act. Board's Miscellaneous Circular of 23rd December 1864, No. 127, paragraph 4.

*First.*—Provision has been made to allow persons to retain a supply of liquor for *bona fide* private consumption without a license or permit.

*Second.*—Liquor may be sold and manufactured for medical purposes by recognized medical practitioners or Chemists and Druggists.

*Third.*—Fermented liquor including Toddy may be made for *bona fide* domestic consumption.

6. They also object to the execution of engagements between renters and sub-renters, shop-keepers or superintendents of distilleries being on stamp papers, which were exempted under Regulation I. of 1820.

7. The Petitioner and other Abkarry Renters allege that the privileges mentioned in paragraph 5 of this report will prove detrimental to their interest.

*Proceedings of the Madras Government, Revenue Department,  
10th June 1865.*

No. 694 of 1865.

8. The Petition\* presented on the same subject by C. Vankataramiah, Abkarry Renter of Cocanada, is herewith returned.

9. It is extraordinary that these Renters, who are so interested in the Abkarry Law, did not make their objections before the Bill was passed. Their holding out is now strictly speaking illegal.

10. I think the Act should only have been introduced as the old contracts expired, and should, in the first instance, have applied to persons taking up new contracts. This course would undoubtedly have created considerable confusion by two Abkarry laws co-existing for a time in all Districts, but where existing vested interests were concerned, expediency should have given place to strict justice to the parties likely to be affected. They might have been allowed the option either to continue their contracts through the whole term, or to renew their licenses according to the provisions of the new Act.

† In District Gazette, page 2.

11. Copies of the old and new licenses are herewith forwarded for the Board's information.

ENCLOSURE No. 1.

ABSTRACT.—Copy of Mr. Linton's proceedings, dated 13th March 1865.

ENCLOSURE No. 2.—District Gazette.

ENCLOSURE No. 3.

ABSTRACT.—Copy of the old license granted to Abkarry Renters.

ENCLOSURE No. 4.—Petition.

1. The Board observe that both the Sub-Collector in charge and the Abkarry Renters appear to confound the action of the Legislative Council, an independent body, with that of the executive Government. As observed by Mr. Chase, if the Abkarry Renters considered that their interests were imperilled by any of the provisions of the Abkarry Law, they should have made a representation to that effect to the Legislative Council during the long period the Bill was under consideration. As they failed to do so, it is too late now to advance their objections to what has passed into Law.

2. At the same time, the Board are not prepared to admit that the interests of any Abkarry Renter have been materially affected by the provisions of the new Act, and beyond permitting a Renter to resign his farm, if he desires it, they are not prepared to sanction any concession to them. Due time, however, should be given for the introduction of the new Act, and hasty action should not be taken on any of its penal provisions.

No. 222.

ORDER THEREON, 10th June 1865, No. 1,274.

Separate Revenue, No. 16.

Abkarry.

Ordered to be recorded.

(True Extract.)

(Signed) J. GROSE,

- Acting Under Secretary to Government.

To the Board of Revenue.

Erd. S. T. Augustin.

No. 2,081.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 24th April 1865.

Read the following letter from T. A. N. CHASE, Esq., Sub-Collector, in charge of the Godavery District, to R. A. DALYELL, Esq., Acting Secretary to the Board of Revenue, dated Narasapur, 31st March 1865, No. 49 :—

1. I have the honor to acknowledge the receipt of the Board's Proceedings of the 23rd March 1865, communicating Order of Government, No. 637, dated 2nd idem, Revenue Department, passed on the Telegrams sent by Mahomed Kasim Saib, Abkarry Renter of the Taluk of Rajahmundry in this District, and to report as follows.

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1. Narasapur.  
2. Ramachandrapur.  
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Second.—Liquor may be sold and manufactured for medical purposes by recognized medical practitioners or Chemists and Druggists.

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Third.—Fermented liquor including Toddy may be made for bona fide domestic consumption.

They also object to the execution of engagements between renters and sub-renters, shopkeepers or superintendents of distilleries being on stamp papers, which were exempted under Regulation I. of 1820.

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(A true Copy and Extract.)

*[Signature]*

Acting Secretary.

To T. A. N. Chase, Esq., Sub-Collector, in charge of the Godavery District.

Copy to J. D. Sim, Esq., Secretary to the Government, R. D.,

with reference to Government Order, dated 22nd March 1865, No. 637.

Ed. J. Wright.

Declining to sanction any concession to Abkarry Renters beyond granting permission to resign their farms if they consider that the provisions of the new Abkarry Law will prove detrimental to their interests.

No 2981.

PROCEEDINGS OF THE BOARD OF REVENUE.

No. 1137.

1865

Department

RECORDED

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