M.R.O. 14—13,000—17-9-34

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1904	Press Mis.
263.264	
Dated 16—8—1865.	

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 16*th August* 1865.

No. 263. Read the following Proceedings of the Board of Revenue, dated 14th July 1865, No. 4,013.

Read again letter from the Collector of North Arcot, recorded in Proceedings, 14th December 1864, No. 8,017.

Read also the following letter from J. D. ROBINSON, Esq., Collector of North Arcot, to R. A. DALYELL, Esq., Acting Secretary to the Board of Revenue, dated Chittoor, 13th March 1865, No. 38:—

SIR,

I have the honor, with reference to the Proceedings of the Board, dated 14th December last, No. 8,017, to state that the difference between the amount of pension which Achibi and Hussainbi now receive, and that enjoyed by their late husband, is, as the Board will find Rupees 102-2-9 per annum. Calculated at this rate from the date of the reduction of the allowance, viz., 11th June 1845, to the 31st December 1864, the aggregate arrears amount to Rupees 1,998-0-5. In the event of the disbursement of this amount being sanctioned, I beg the Board will be pleased to inform me from what source the refund is to be met, as the Budget Estimate of this District contains no provision to meet so large and unexpected a call.

ENCLOSURE, No 1.—Petition

1. It appears clear from the first letter recorded above, that the Petitioners are entitled to the allowance of Rupees 198-2-9 per annum, enjoyed by their late husband, Mahomed Abdul Sha, up to the date of his death, viz., 11th June 1845, and which was then resumed under a misapprehension of the terms on which it was held. The Board observe that Mr. Whittingham in reply* to Extract from Minutes of Consultation, 19th July 1855, No. 873, stated that while no shares in the village of Punji had been resumed or reduced on the ground that the grant was not hereditary, some shares had been resumed in consequence of the possessors dying without heirs. It must be presumed that the present case was included in the latter category, but as the deceased left two widows, it cannot be said that he died "without heirs," and had the hereditary nature of the allowance been then understood, the Board's recommendation would doubtless have been different.

* 2nd January 1856, recorded in Board's Proceedings, 5th February 1856, No. 1.

2. The Board now recommend that the sum of Rupees 1,998-0-5, being the amount of the original allowance from 11th June 1845, to 31st December 1864, after deducting the annual pension of Rupees 96, sanctioned by the Government of India in November 1848, may be disbursed to the Petitioners from such source as the Accountant General may determine, and that the full allowance of Rupees 198-2-9 may thereafter be paid to them in regular course.

No. 264. ORDER THEREON, 16th August 1865, No. 1,904.

Miscellaneous.

1. Under the circumstances detailed in these Proceedings, the Governor in Council agrees with the Board in considering that Achibi and Hussainbi are entitled to the full allowance drawn by their late husband up to the date of his decease.

2. Payment of the difference between the amount of stipend actually drawn by Achibi and Hussainbi up to the 30th June 1865, and that to which they are entitled, amounting to Rupees 2,049-1-9, is sanctioned. The Accountant General will report from what source in the Budget grant this disbursement can be met.

3. Hereafter Achibi and Hussainbi will receive the full allowance, viz., Rupees 198-2-9.

(True Extract.)

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

To the Board of Revenue.
,, the Account General.

Exd. S. T. Augustin.

No. 8,017.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 14th December 1864.

Read the following letter from G. BANBURY, Esq., Acting Collector of North Arcot, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Chittoor, 31st October 1864, No. 281 :—

1. In returning herewith the Board's Petition* No. 2,355, dated 23rd July 1864, addressed by the Dehat Inam Pensioners, of the names of Achibi No. 28, Hussainbi No. 27, praying for the increase of their present individual allowances of 4 Rupees per mensem, or Rupees 96 per annum, to the amount formerly paid to their late husband, viz., Rupees 198-2-9 per annum, I have the honor to lay before the Board, for their consideration, the following facts connected with the Petitioners' claims.

* Referred for disposal by endorsement.

2. On the death, in June 1845, of Mahomed Abdul Sha, who was in receipt of an annual allowance of Rupees 198-2-9, his two widows (the present Petitioners) were recommended† for a monthly allowance of 4 Rupees each to be continued for their lives, as they were childless widows. The allowance was accordingly sanctioned by the Government of India under date the 25th November 1848, No. 1,043. They continue to receive this allowance accordingly.

† 22nd August 1848.

3. The above appears to have taken place before the final resumption of the Dehat Inam villages, (of which Punji, in which the Petitioner's husband held a share, is one,) and the assignment of the money allowances in lieu thereof recommended by the Collector. In the list then forwarded the concession was granted to the Petitioners for their life-time.

Vide Minutes of Consultation, dated 13th June 1851.

4. Subsequently in sanctioning the continuance of an allowance to another claimant connected with the same Punji Inam, the Board and Government recognized the grant‡ as hereditary, and inquired of the Collector whether any other shares in the village have been resumed and *reduced* on the ground that the grant was not hereditary, to which the Collector replied§ in the negative.

‡ Vide Extract from Minutes of Consultation, dated 19th July 1855, No. 873.

§ 2nd January 1856, No. 1.

5. Notice was taken of the above in the Despatch of the Secretary of State, dated 9th September 1859, No. 10, communicated with the Board's Proceedings, dated 18th May 1860, No. 2,409, wherein it is mentioned that, "It was fortunate that, though several shares had lapsed "from other causes, none had been resumed on the ground of its not being hereditary."

6. The Petitioners now base their claim to the full amount of allowance held by their late husband with arrears upon the fact of the Government having ruled that the grant of Punji Dehat Inams is hereditary. This plea upon their part seems certainly a valid one, and should the Board concur in this opinion, the necessary information as to the amount disbursed can be forwarded.

ENCLOSURE No. 1.—Petition.

The Board observe that it is clear that, in 1858, the Government contemplated placing any persons whose allowances had been resumed or reduced in the same position as the persons whose allowances were then dealt with. The allowances of the latter persons were continued in full, as hereditary, and Petitioners would, therefore, seem to be entitled to the same indulgence. The Collector will accordingly be requested to submit the further information necessary to enable the Board to place the case before Government in a complete form.

(A true Copy and Extract.)

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

To G. Banbury, Esq., Acting Collector of North Arcot.

Exd. J. Wright.

14-0095

Entered in the Abstract of the Board of Revenue to the 15th June R. D. dated 14 July 1865 No 4013.

1864. Department.

Rev-1956/65.

No.

PROCEEDINGS OF THE BOARD OF REVENUE,

Dated 14*th December* 1864.

No. 8,017.

Requesting to submit the further information necessary to enable the case of Petitioners in Board No. 2,355 of 1864 being placed before Government in a complete form.

late husband up to the date of his decease

2. Payment of the difference between the amount of Stipend actually drawn by Adebi & Kussambi up to the 30th June 1865 & that to which they are entitled, amounting to R 2049 – 1 – 9 is sanctioned. The Accountant General will report from

what source in the Budget grant this disbursement can be met.

3. Hereafter Adebi & Kussambi will receive the full allowance viz R 1[illegible] = 2 – 9

J.G.

14 Feb 65 Board of Revenue Encls
6 – the Accountant General

Dec 17 C No 91

16th August 65.

Revenue 1865 Despatch

Proof Govt for August

No 1904.

Pro of the Madras Govt

D/16th August 1865

Sanctioning to achibi and Lutchmibai the arrears of dehabenam pension in N. Arcot due to their late husband upto death together with their own allowance

Pro Dep Mem of 20 Sept 07
L. No 2510
19/3/08 3211 3-10-07
14-10-95
11/3/10

Pro No. 15-16
24-7-1855

No 2634 264