

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 2212	Press <u>Mis.</u>
313.314	
Dated	14 - 9 - 1865.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
14th September 1865.*

No. 313. Read the following Proceedings of the Board of Revenue, dated 6th September 1865, No. 5,496.

Read the following letter from E. G. R. FANE, Esq., Collector of Madras, to R. A. DALYELL, Esq., Acting Secretary to the Board of Revenue, dated Sydapett, 16th August 1865, No. 252:—

SIR,

1. With reference to the correspondence noted in the margin, I have the honor to state, that from inquiries I have made, it appears that the Moochilka executed by Tiruvengada Iyer and Ramasami Mudali was sent by the Collector, Mr. Cunliffe, to Mr. Jordan, the late Treasury Deputy Collector, for the adjustment of the balance outstanding against the renter; but that he neither adjusted the balance, nor returned the Moochilka.

2. It being a vernacular paper, the Vernacular Head Accountant was asked as to what had become of it, but he denies all knowledge of it, and states that Mr. Jordan kept it in his own custody; and the Yadast (Memorandum) forwarding the Moochilka, and a reminder subsequently sent him, are to be found on the Treasury Deputy Collector's file of Urcees, &c. The Head Vernacular Accountant ought perhaps to be held responsible in the matter; but in the absence of some tangible evidence as to the document having been handed over to him by Mr. Jordan, I am unwilling to do so.

3. I also do not think there would be any advantage in writing to Mr. Jordan about the document, as he would, after such a length of time, be unable to give any clue to its discovery, more especially as he is notorious for a very bad memory. No copy of the Moochilka is also forthcoming, either in my own Office, or in the Talook.

4. The neglect to have the Government security duly endorsed by the renter, is due to the late Head Sheristadar, Kaveripatnam Strinivasa Row, (deceased,) as under his personal supervision the Cowle and Moochilka were drawn out. The original Tamil Moochilka given by Tiruvengada Iyer and Ramasami Mudali, and referred to by the Board in their Proceedings of the 13th July, is herewith sent, as requested.

ENCLOSURE No. 1.—Tamil document.

1. The foregoing letter, together with copy and translation of the original document submitted, will be forwarded, through the Government Solicitor, for the consideration of the Advocate General, with reference to his opinion communicated in the Government Solicitor's letter, dated 19th June 1865, No. 351.

2. Mr. Norton will observe that the original Moochilka executed by Tiruvengada Iyer is not forthcoming, and that the document now forwarded is an agreement entered into by Tiruvengada Iyer and his partner, during the second year of their lease, in which they agree to forfeit their deposit if the arrears then due are not liquidated.

*Proceedings of the Madras Government, Revenue Department,
14th September 1865.*

3. The Board observe that Mr. Norton has not noticed Mr. Dykes's remark, as to whether the arrear is not recoverable by summary process under Madras Act II. of 1864. It was certainly recoverable under the old law, which has been codified in that enactment, and probably, were Tiruvengada Iyer to be arrested, and imprisoned, he would no longer object to endorse the Promissory Note as a means of effecting his release.

No. 314.

ORDER THEREON, 14th September 1865, No. 2,212.

Miscellaneous.

Ordered to be recorded.

(True Extract.)

(Signed) J. GROSE,

Acting Under Secretary to Government.

To the Board of Revenue.

Exd. S. T. Augustin.

No. 5,496.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 6th September 1865.

Read the following letter from E. G. R. FANE, Esq., Collector of Madras, to R. A. DALYELL, Esq., Acting Secretary to the Board of Revenue, dated Saidapet, 16th August 1865, No. 232:—

1. With reference to the correspondence noted in the margin, I have the honor to state, that from inquiries I have made, it appears that the Moochilka executed by Teruvengadiah and Ramasami Mudali was sent by the Collector, Mr. Cunliffe, to Mr. Jordan, the late Treasury Deputy Collector, for the adjustment of the balance outstanding against the renter; but that he neither adjusted the balance, nor returned the Moochilka.

Board's Proceedings, 16th June 1865, No. 3,351.
Do. do., 18th July 1865.
Board's Official Memorandum, No. —, dated the 29th June 1865.

2. It being a vernacular paper, the Vernacular Head Accountant was asked as to what had become of it, but he denies all knowledge of it, and states that Mr. Jordan kept it in his own custody; and the Yadast (Memorandum) forwarding the Moochilka, and a reminder subsequently sent him, are to be found on the Treasury Deputy Collector's file of Urzees, &c. The Head Vernacular Accountant ought perhaps to be held responsible in the matter; but in the absence of some tangible evidence as to the document having been handed over to him by Mr. Jordan, I am unwilling to do so.

3. I also do not think there would be any advantage in writing to Mr. Jordan about the document, as he would, after such a length of time, be unable to give any clue to its discovery, more especially as he is notorious for a very bad memory. No copy of the Moochilka is also forthcoming, either in my own Office, or in the Taluk.

4. The neglect to have the Government security duly endorsed by the renter, is due to the late Head Serishtadar Kaveripatnam Srinivasa Row, (deceased,) as under his personal supervision the Cowle and Moochilka were drawn out. The original Tamil Moochilka given by Teruvengadiah and Ramasami Mudali, and referred to by the Board in their Proceedings of the 13th July, is herewith sent, as requested.

ENCLOSURE No. 1.—Tamil document.

1. The foregoing letter, together with copy and translation of the original document submitted, will be forwarded, through the Government Solicitor, for the consideration of the Advocate General, with reference to his opinion communicated in the Government Solicitor's letter, dated 19th June 1865, No. 351.

2. Mr. Norton will observe that the original Moochilka executed by Tiruvengada Iyer is not forthcoming, and that the document now forwarded is an agreement entered into by Tiruvengada Iyer, and his partner, during the second year of their lease, in which they agree to forfeit their deposit if the arrears then due are not liquidated.

3. The Board observe that Mr. Norton has not noticed Mr. Dykes's remark as to whether the arrear is not recoverable by summary process under Madras Act II. of 1864. It was certainly recoverable under the old law, which has been codified in that enactment, and probably, were Tiruvengada Iyer to be arrested, and imprisoned, he would no longer object to endorse the promissory note as a means of effecting his release.

(A true Copy and Extract.)

R. A. DALYELL
Acting Secretary.

To J. R. Boyson, Esq., Government Solicitor,
with copy and translation of original Tamil document.

„ E. G. R. Fane, Esq., Collector of Madras.
„ J. W. B. Dykes, Esq., Collector of Nellore.

Copy to W. Huddleston, Esq., Acting Secretary to Government, R. D.,
for information.

Exd. J. Wright,

Rev. 1865 Department
to: Mr. P. S. S. S.

No. 2524 -

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 6th September 1865.

Despatched *N. S.*

Received *19th*

No. 5,498.

Forwarding, through the Government Solicitor, for the consideration of the Advocate General, letter from the Collector of Madras reporting the failure of the further search made for the original Mouchiks executed by Shell Contractor Tern- vendakish, and forwarding a Tamil Agreement entered into between the Shell Contractor and his partner.

82-2212.

RECORDED.

11. 1865/186

Ch. 11/3 1865.

11. 1865/186