

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	<i>326</i>	Press ~~Mis.~~
	<i>335-836</i>	
Dated	<i>17-2-1865.</i>	

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
17th February 1865.*

No. 335. Read the following Proceedings of the Board of Revenue, dated 16th January 1865,
No. 230.

Read the following paper from J. W. B. DYKES, Esq., Collector of Nellore, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated 12th December 1864:—

Tabular Report on a lapsed Yeomiah in the District of Nellore.

Case No.	Talook and village. Extent and value of the entire Inám.	When and by whom granted. Name of the original grantee. Sunnuds or other documents in support of the grant.	Nature of the grant, charity or service. If service, nature of the duty prescribed by the grant.	Name of the last holder; date of his decease, and the relationship in which he stood to the grantee.	Share enjoyed by the deceased and that held by the other members.	Family left by the deceased, and name and age of the parties, their circumstances, and the means of subsistence possessed by them.	Recommendation of the Board of Revenue.	Decision of Government.
1	2	3	4	5	6	7	8	9
4 of 1864.	Duvvuru in Nellore Talook at Rupees 1-14-0 per mensem or Rupees 22-8-0 per year.	Originally granted under a Parvana of the Nabob Wallejah, dated 13th Rabbilaval 1200 Hijiri (A. D. 15th January 1786) to three persons, Gulam Mahaddin, Mahomed Yusuf, and Mahomed Fazal.	The service Yeomiah of the Mosque.	Fazal Mahomed died on the 22nd June 1862. He was uncle's son of the original grantee, named Mahomed Yusuf.	1 14 0 held by the deceased. 3 12 0 Mahomed Akbar. Do. do. do. 3 12 0 Jamaladin. Do. do. do. 3 12 0 Mahomed Akbar. Do. do. do. 3 12 0 Jamaladin. Do. do. do. 3 12 0 Mahomed Akbar. Do. do. do. 3 12 0 Jamaladin.	1 Khirambi, wife of the deceased, age 50 years. 1 Khadarbi, daughter of do., age 30 years. 1 Sakinabi, do., age 27 years. 1 Basaribi, do., age 25 years. 1 Masahibibi do., age 20 years. 1 Fatmabi, do., age 16 years.		

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8.—*Recommendation of the Collector and the grounds on which it is made.*

1. An allowance of six Annas per day originally granted by the Nabob Wallajah in 1786, was, on the assumption of the country, continued to the three persons named in column 3 as remuneration for their service as Peish Imam and Kateeb of a Mosque at Duvvur, in Nellore Talook.

2. On the demise of Mahomed Yusof, one of those three, his share of the pension, amounting to Rupees 3-12-0 per month at two Annas a day, was registered in the names of his relatives, Mahomed Abee and Fazal Mahomed, at Rupees 1-14-0 each.

3. Mahomed Abee appears to have died in 1826, and his portion of the Yeomiah discontinued ever since. The lapse does not appear to have been reported to the Board.

4. In 1833 or thereabouts, the widows of the said Mahomed Abee, and of his predecessor Mahomed Yusof, appear to have laid claim to the continuance of Mahomed Abee's Yeomiah; but in the rough copy of a Statement submitted to the Board on 14th January 1834, the following was at first entered but struck off with a remark, "not to be in the statement."

5. "This Pensioner (Mahomed Abee) died on the 23rd January 1826. The Yeomiah, it will be perceived on reference to the register formerly transmitted to the Board, was Rupees 7-8-0 monthly in the names of Mahomed Yusof and Mahomed Fazal. The former having died in February 1819, his share, or Rupees 3-12-0, was renewed equally in the names of two of his nephews, one of whom is the deceased Yeomiahdar (Mahomed Abee). The other nephew (Fazal Mahomed) is still in existence. Neither of the claimants, (widows of Mahomed Abee and Mahomed Yusof,) it has been ascertained, have caused any duties to be performed on their part since the death of Mahomed Abee, for whose share they claim; and the delay in bringing forward their claim is stated to have originated on account of their disputes. It is clear that the renewal of the Yeomiah for the service is unnecessary. The Principal Collector is of opinion it need not be recommended for continuance."

6. Beyond this there is nothing on record to account for the stoppage of Mahomed Abee's pension. The concluding words of the foregoing extract, and the words "not to be in the statement," are apparently in the handwriting of the then Collector, Mr. Wish.

7. Marembi, widow of the said Mahomed Abee, now lays claim to his Yeomiah and prays that the same may be registered in the name of her relative, Mahomed Mohdin. But her claim appearing inadmissible at this distance of time for the foregoing reasons, the Collector refrains from making any recommendation on her behalf.

8. As regards Fazal Mahomed, the second person who inherited a moiety of Mahomed Yusof's Yeomiah, it appears from the Tahsildar's Arzi No. 561, dated 22nd April 1863, that he (Fazal Mahomed) died on the 22nd June 1862, leaving a widow, Kyrambi, and five daughters named in column 7.

9. It further appears from the same communication that Shaik Ali, the husband of the third daughter, lived with Fazal Mahomed, and performed the service on his behalf both before and after his demise.

10. Kyrambi prays that her name may be registered for the share of her husband Fazal Mahomed, and no rival claims have been advanced with the exception of those preferred by Mahomed Mohdin, in whose name Marembi requested the registration of her husband Mahomed Abee's lapsed share.

11. Mahomed Mohdin represents that he is a male member of the family to which the Yeomiah in question was originally granted, and as such entitled to the shares of both Mahomed Abee and Fazal Mahomed; and prays that their Yeomiahs may be continued to him on condition of his maintaining their respective widows, Marembi and Kyrambi. To support his claim further, Mahomed Mohdin urges that he performed the service of Mahomed Abee's Yeomiah.

12. Mahomed Abee's share having already lapsed, further reference to its renewal is unnecessary; and as it is usual to recognize the claims of female heirs in preference to those of

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distant male heirs, and permit them to do the service by proxy on their own responsibility, Mahomed Mohdin's rights, if any, cannot bar the claims of Kyrambi, whose name is accordingly recommended to be registered for the share of her husband, Fazal Mahomed, on the usual condition of service, and sanction is requested to disburse to her the sum of Rupees 56-4-0, being the arrears due from 1st June 1862 to 30th November 1864.

13. It only remains to notice the delay in the disposal of this case. Three claimants, viz., Kyrambi, Marembi, and Mahomed Mohdin appeared, and there was necessarily a delay in searching the old records to collect information on the subject. The final report of the Tahsildar was received on the 18th July 1864, and the explanation given in the case of Fatima Sahiba, recently submitted to the Board, applies to this case likewise.

1. Ordered that the above report be submitted to Government with the Board's recommendation that the share, amounting to Rupees 1-14-0 per mensem, in the original Yeomiah, of 6 Annas per day granted by the Nabob Wallajah on the 15th January 1786, for service in a Mosque, be continued in the name of Kyrambi, the widow of the last holder, to whom should also be disbursed the sum of Rupees 56-4-0, the arrears due from 1st June 1862 to 30th November 1864, or two and a half years.

2. The share of Mahomed Yusof, amounting to Rupees 3-12-0, which is alluded to in paragraph 2 of the Collector's remarks in column 8 of his Report, appears in a "Statement of the claims to the succession of Yeomiahs in the Nellore and Ongole District," which was submitted to the Board in a letter from the Collector of Nellore, dated 19th November 1822. The share in question was sanctioned by Government, on the 3rd January 1823, to be continued to Mahomed Abee and Fazal Mahomed, and it is the share of the latter which has now lapsed and upon which the Collector requests orders.

3. As there are more claimants than one to the share, the Collector has adopted the proper course in submitting the case for the orders of the higher authorities.

4. Mahomed Mohdin, the other claimant, represents himself to be "a male member of the family to which the Yeomiah in question was originally granted," but the Board agree with the Collector that the share now lapsed should be registered in the name of the last holder's widow, Kyrambi.

No. 336.

ORDER THEREON, 17th February 1865, No. 346.

Miscellaneous.

1. The share of the Yeomiah of Rupees 1-14-0, enjoyed by the deceased Fazal Mahomed, is ordered to be continued to his widow, Kyrambi, to whom also payment of arrears of Rupees 56-4-0, from 1st June 1862 to 30th November last, is sanctioned as recommended by the Board.

2. The claims preferred by Mahomed Mohaddin for the share now lapsed and for that of Mahomed Habeeb cannot be recognized. The share of Mahomed Habeeb lapsed to the State in 1823, and no claim for it having been preferred since 1833, it cannot now be renewed to his widow, Marembi, or to the petitioner Mahomed Mohaddin.

(True Extract.)

(Signed) C. G. MASTER,

Under Secretary to Government.

To the Board of Revenue.
" the Civil Paymaster.
" the Accountant General.

Exd. S. T. Augustin.

14-11-32 B/V

Revenue

No. 340

Proceedings of the Madras Government
under date the 17th February 1865:-

Read the following
Proceedings of the Bd. of Re-
venue:-

Submitting Sabu-
dar Report on a lapsed
zomiah in the Mellore St.
and recommending that the
share amounting to Rs. 1-14-0,
be continued in the name of
Kyrambi, widow of the last
holder:-

(Resolves 16th Janry
1865, No. 280/-)

1. The share of the zomiah of Rs. 1-14-0 enjoyed by the deceased Taxal Mahomad is ordered to be continued to his widow Kyrambi, to whom also payment of arrears of Rs. 56-4-0 from 1st June 1862 to 30th November his last, is sanctioned as recommended by the Board.
2. The claims preferred by Mahomad Mohaddiw for the share now lapsed and

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nized. The share of Ma-
homad Habeeb lapsed
to the state in 1823, and
no claim for it having
been preferred since 1833,
it cannot now be renewed
to his widow Mareubi or to
the petitioners Mahomad
Mohaddiw.

cfll

14 To the Board of Revenue No. 18 Feb

3 & the Civil & Criminal Courts

3 & the Revenue Department

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