

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	8	Press ~~Mis.~~
	13-14	
Dated	4-1-	1865.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
4th January 1865.*

No. 13. Read the following letter from W. T. BLAIR, Esq., Officiating Inám Commissioner, to J. D. SIM, Esq., Secretary to Government, Revenue Department, Fort Saint George, dated Coimbatore, 10th December 1864, No. 79 :—

SIR,

1. I have the honor to submit, for the consideration and orders of Government, the following case of an Inám situated in the village of Pérúr, in the Kistna District.

2. An Inám of two Kutties (or 34 Acres) was granted in the village of Pérúr by the then Zemindar Apparáu to one Penumarti Lakshmiapati Sástri under a Sanad, dated 1713. The Inám is hereditary under the terms of the grant, and it was duly entered in the accounts of the Permanent Settlement, and the Register prepared under Regulation XXXI of 1802. The enjoyment of the Inám, however, having been, for three years previous to 1811, interfered with by the villagers withholding the proceeds of the Inám, the Inámdar filed a suit against them in that year for damages. The Civil Judge, who originally decided the case, dismissed the suit on the ground that the Inámdar's right to the Inám was not proved; but on an appeal being preferred, the Provincial Court reversed the Decree of the Lower Court, observing that the Inámdar's right to the Mániyam was placed beyond all doubt, and adjudged the damages sued for. This Decree was also confirmed in 1821 by the Sudder Court, who remarked that whether the title was valid or not, there was full proof that the Inámdar held the Inám, and that if his title was invalid, he could only be ejected at the suit of Government under Sections VII and VIII, Regulation XXXI of 1802.

3. The damages thus awarded have been paid, but possession of the Inám was not restored and the proceeds were again withheld. The Inámdar complained to the Collector, who in 1833 directed the Zemindar to allow the Inámdar free enjoyment of his Inám; but the Order was not carried out owing, as it is alleged, to the ill-feeling existing between him and the villagers. The grandson of the grantee now claims the Inám. He has been petitioning the Collector and the Board of Revenue almost every year since 1833, but no final orders have been yet given in the matter. The Talook of Gudiváda, in which the Inám is situated, reverted to Government about 1848, and the Inám is in possession of certain Ryots, who pay full assessment to Government. The extent of the Inám, according to the Survey within the boundaries given in the Cheknáma, is 7½ Kutties, or 132 Acres, bearing an assessment of Rupees 363, though the grant is only for two Kutties.

4. The Collector of the District, who has enquired into the case, recommends the Inám to be confirmed, and I agree with him that the Inámdar's title is good. He lost possession for reasons beyond his control, and but for that circumstance the Inám is perfectly valid under the present rules. With regard to the excess, I am of opinion that it should not be allowed. Only 2 Kutties are entered in the accounts, and there is nothing to shew that the grantor intended to give more than that extent. The Cheknáma defining the boundaries of the Inám is a document alleged to have been given by the villagers in 1795, the Cheknáma originally given with the grant having been destroyed. The villagers have all along pleaded that the Cheknáma is fictitious, and it is a very suspicious circumstance that it was not filed before the Collector in 1805, with the Sanad and other documents when the Inám was registered under Regulation XXXI of 1802.

5. The Register of the case prepared by the Collector is herewith submitted.

No. 14. ORDER THEREON, 4th January 1865, No. 8.

Miscellaneous.

The Government authorize the Commissioner to issue a Title Deed for the 2 Kutties of land forming the Inám, but they cannot interfere with the possession of the Ryots. The Inámdar will only be entitled under this Order to receive the assessment payable to Government by the Ryots, and must proceed by a Civil Suit if he wishes to regain possession of the land.

(True Extract.)

(Signed) J. D. SIM,

Secretary to Government.

To the Officiating Inám Commissioner.

„ Board of Revenue.

Exd. S. T. Augustin.

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W. 8. of the land.

Fort St. George
14. January 1861

L. D. S.

Decided.

30.7.14

Recd: 1864 Dec 10
Pro: of Govt for Stamp 1/65.
From N. 3192.

The Off^r of the Comm^r

To: The Secretary to Govt.

Revenue Dept

Fort Saint George

Dated 10th December 1864

Received: Do

No 79
Enclosure 1 Pkt.

Submits for the
consideration & Orders
of Government the case
of an Inam in the village
of Perir, Gudimida Taluk
Krisalwa District, held
by the Panumarti Lak-
shmi pati Saitulu.

No 8 to June 1865
With an Order

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To the Off^r of the Comm^r and Revenue Dept
11
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N. 13 + 14.

20 Dec 1864 R 23