

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	1232	Press Mis.
Dated	23.5.	1866

Not to be folded or roughly handled

11

*Proceedings of the Madras Government, Revenue Department,
23rd May 1866.*

No. 427. Read the following Proceedings of the Board of Revenue, dated 14th May 1866, No. 3,354 :—

Read the following letter from the Collector of Malabar, to the Secretary to the Board of Revenue, dated Calicut, 28th April 1866, No. 139.

1. I have the honor to submit, for the consideration and orders of the Board, a letter from the Sultan Ali Rajah of Cannanore, of the 17th instant.

2. The amount of kist,* due from him for January last, having fallen in arrears, interest was charged under Act II. of 1864. He paid the kist, on the 17th instant, into the Cherakal Talook Treasury, withholding interest due thereon, viz., Rupees 80, for the period from 11th January last to the 16th instant.

3. He now represents that it is not customary to exact interest from his family; and, in support of his statement, points to a former Order of Government,† exempting, under certain special circumstances, the late Bibi of Cannanore from the payment of interest on arrears, which accrued during her management of the Laccadive Islands.

4. The above appears to me to have been altogether an exceptional case, and I do not suppose it was intended to be taken as a precedent to establish a principle that interest is not to be demanded from the Rajah. But I solicit the instructions of the Board on the matter.

From SULTAN ALI RAJAH, of Cannanore, to the Collector of Malabar, dated Cannanore, 17th April 1866.

1. With reference to my telegram of yesterday's date, I beg to inform you, that there is no instance upon record of any of my predecessors having ever been required to pay interest on the amount of peishcush payable by us to Government, when the same had, from various causes, fallen into arrears.

2. The payment of the stipulated kists was delayed for months, nay for years, during the management of the State by my mother, the late Bibi, owing to an application for certain remission made by her to cover the losses she had sustained by the submersion of the islands which were subsequently placed under attachment for the recovery of such arrears; and when interest was charged thereon by the Collector, Mr. Grant, it was remitted to us by an order from higher authority.

3. The Tahsildar not only refused to receive the Danoo kist, but also sent an Ameen to attach my movables on account of the small sum of sixty and odd Rupees, which I had agreed to pay on my hearing from you on the subject.

4. The above kist was this day received into the Treasury, and I beg you will have the goodness to exempt me from the necessity of paying interest thereon.

1. Submitted for the orders of Government, with the Board's recommendation that the claim for interest be waived on the present occasion, but that Ali Rajah be distinctly informed that it will be strictly enforced in the event of future default.

2. It was remitted on the former occasion in consideration of the losses that the Bibi had sustained by the inundation of the Islands, and not because any special exemption was pleaded or admitted.

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3. It appears, however, to be the case that interest has not hitherto been paid on any occasion of delay in payment of the kists as due.

No. 428. ORDER THEREON, 23rd May 1866, No. 1,232.

Miscellaneous

The Government consent to waive their legal claim to interest, on the present occasion; but they cannot place Sultan Ali Rajah above the operation of the law of the land, and it is unnecessary to do so, as punctuality in the discharge of his liabilities will secure him from its operation.

(True Extract.)

(Signed) J. D. SIM,
Secretary to Government.

To the Board of Revenue.
the Accountant General.

Exd. S. T. Augustin.

88-1232.

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Copy to the Board of Revenue
23rd May 1866

J. D. S.

23rd May 1866.