M.R.O. 14-5,450—22-10-25.

# MADRAS RECORD OFFICE.

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## Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 713 Press ~~Mis~~

380.381

Dated 23-3-1866.

***Not to be folded or roughly handled***

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

No. 880. Read the following Proceedings of the Board of Revenue, dated 12th March 1866, No. 1,672.

Read the following letter from the Collector of Tinnevelly, to the Secretary to the Board of Revenue, dated 16th February 1866, No. 76 :—

1. In continuation of my report of the death of the Zemindar of Maniachi on the 14th ultimo, dated 22nd idem, I have the honor to state that having deputed the Tahsildar of Tinnevelly to make a local inquiry and report, I received the same yesterday, from which it appears that the Zemindar married seven wives, of whom one is dead, the first of the surviving widows has a daughter, the second and third have no issue, the fourth has a son, the fifth a daughter and three sons, the sixth a daughter and one son. The fifth widow alleges that she is the fourth, but the Tahsildar reports that the other five widows, and also the five cousins, and the step-brother of the deceased Zemindar, have deposed that she is not the fourth, but the fifth, and that an interval of three months elapsed between the marriages of Rama Talavachi, the fourth, and Shanmugavadivu Talavachi, the fifth widow (the Board's petitioner). The fifth widow further stated that she had no evidence to produce within the Zemindary to prove her superior title, but that she could get the same proved by the evidence of persons, whose names she does not know, but who reside in other Talooks.

2. No Will in writing by the deceased Zemindar nominating guardians of his heirs has been found, nor has any authenticated petition to that effect, presented by duly authorized Vakeel, been filed in the office.

3. It is stated in a report sent by the Village Moonsiff of Maniachi to the Sub-Magistrate of Ottapedaram, dated 16th January 1866, that the late Zemindar (apparently on his death bed) appointed the son of Rama Talavachi (fourth wife) as his heir, and the first wife Kathana Talavachi as manager in case of his demise, and addressed a tapal petition on the same date as that of his death, viz., the 14th January. The same circumstances were also stated to the Tahsildar by all of the widows, with the exception of the fifth, and by the other relatives examined. The step-brother of the deceased, being absent at the time, was not aware of the arrangements as to management or heirship, but witnessed the installation of the child of the fourth widow.

4. The estate is held under a permanent title. It yields about Rupees 20,000, of which a peshcush of Rupees 9,924-10-9 is paid to Government. The January kist is the present sole balance against it. It was stated by the late Zemindar, in reply to query by a late Collector in 1849, that the succession in his family proceeded in the order of wives, and not in the mere seniority of children. That is, that the son of an earlier marriage, though junior, should have precedence of the male issue of a later marriage, though the latter might be senior in age to the former. Copy of this letter was sent to the Board, with the Collector's letter, No. 146, dated 24th August 1849.

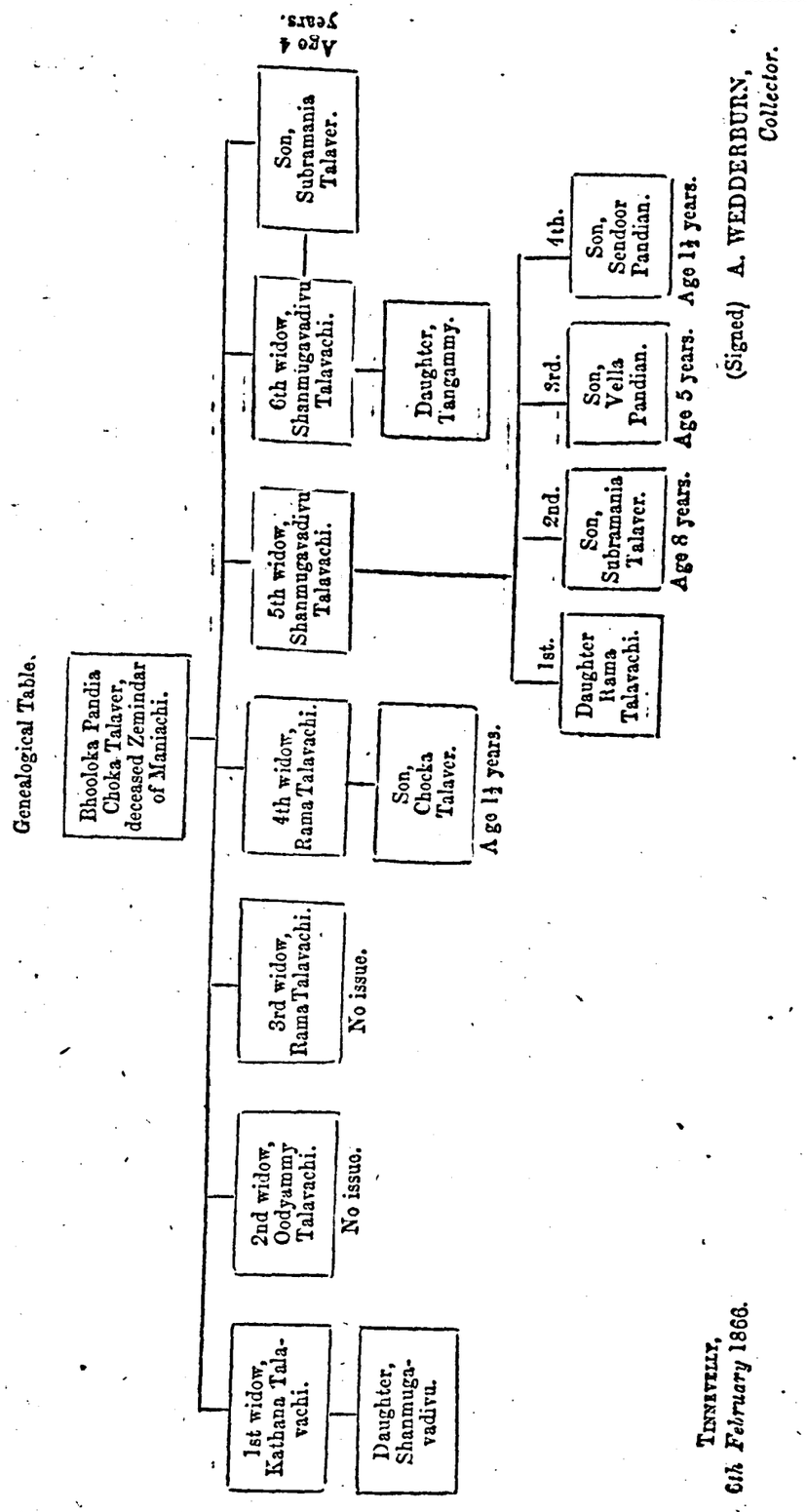
5. The *primâ facie* inquiry seems to indicate the son* of Rama Talavachi as the legal heir. A guardian and a manager may be appointed under sanction, after further inquiry. The management by the eldest widow, though acquiesced in by the others, with the exception of the fifth, does not seem advisable, as being a female, she has to transact business by deputy, and the harmonious concurrence of the family for a long time, in an arrangement at first proposed, can scarcely be expected, and the management should be free from connection with any of the conflicting parties.

* One and half year's old—*vide* Genealogical table annexed.

6. Under these circumstances, and as the sons left by the deceased are all minors, I have the honor to recommend the estate being taken under the management of the Court of Wards. Pending sanction for which, and in consequence of the allegation of the fifth widow, the Board's petitioner,† that the first wife is misappropriating the moveable property, I have moved the Civil Court in the ex-officio character of Agent to the Court of Wards, on behalf of the minor, for the appointment of a receiver.

† Petition herewith returned.

Genealogical Table.




(Signed) A. WEDDERBURN,
*Collector.*

TINNEVELLY,
*6th February* 1866.



Submitted to Government, with the Board's recommendation that the Collector be authorized to recognize Chocka Talaver, the infant son of Rama Talavachi, the fourth widow of the late Zemindar, as heir to his deceased father, and that the estate be taken in charge by the Court of Wards.

No. 381.

ORDER THEREON, 23rd March 1866, No. 713.

**Land Revenue.**

The Board's recommendation is approved.

(True Extract.)

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

To the Board of Revenue.
„ the Court of Wards.

Exd. S. T. Augustin.

No. 713.

The Board's recommendation is approved.

23 March 66.

To The Bd of Rev. dec 24 March

" Court of Wards. -