M.R.O. 14—5,450—22-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1878-79 Press Mis.

258-260

Dated 13—8—1867.

Not to be folded or roughly handled

1878

No. 258. Read the following Proceedings of the Board of Revenue, dated 2nd August 1867, No. 4,951.

Read the following letter from the Salt Deputy Collector of Ganjam, to the Collector of Ganjam, dated Itchapore, 13th June 1867, No. 79 :—

1. With reference to the Board's Standing Circular, No. 85, dated 16th November 1865, I have the honor to submit the annual report on the progress made in improving the salt roads in this district.

2. The present approaches to the Ganjam, Itchapore, Nowpada, and Omeravelly salt pans are all in good order, and the usual ropairs will be executed during the current year.

3. Since the Itchapore pans have been opened, a road has been proposed to be made from it through the swamp viâ Chikati, Surangi, and Pedda Kimedy, but no final orders have been issued on the subject, and as I think that the whole work will cost more than sixty-thousand Rupees, and I believe that funds cannot be allotted for some time to come, I, therefore, recommend for the present to make a portion of the road from the salt platforms across the swamp, and connect it to the town of Itchapore, which lies at a distance of three and a half miles. As you have personally seen how muddy that portion of the swamp was, even in hot weather, when you went to inspect the salt works, I believe that it is not necessary for me to state any further reasons shewing the urgency of the work. During the monsoon and cold weather, the whole of the swamp, from one end to the other, will be under two and three feet of water, and a great number of merchants, consequently, do not go to the pans. I suppose this work will cost below ten or fifteen thousands of Rupees.

4. From Nowpada to Ragunadapoor to a distance of five miles, a road was made some years ago, connecting it with the Purla Kimedy road, but a portion of it was not metalled, but sandy, and I solicit that you will write about it to the Superintending Engineer, and have it metalled. I shall include this work in the Salt Budget Estimate also for 1868-69. As it will not cost more than Rupees 500, I believe that the Superintending Engineer will get it done.

5. The present trunk road runs along the Nowpada salt pans and Pata Teckally, and the port of Bapanapadu lies only at a distance of two miles to the east to these two places, but there is no proper road to it, and it is impracticable for the carts to go to the port except in the dry season ; I, therefore, recommend a branch road to be made to connect it with the trunk road, by which means it will encourage the merchants who go to the port, and from thence to our salt pans for a return load of salt, and it will also be convenient for conveying salt from Nowpada to Bapanapadu for exportation, making the charges cheaper. During the last year about three lacs of Rupees worth of grain was exported at the port, and there is every prospect of its rising still higher.

6. From the port of Calingapatam to the Omeravelli pans there is no proper road, and you have personally seen it. The laden carts which go to the port will have to go to the pans by a circuitous route. I would, therefore, strongly recommend this work to be executed at an early date. I have mentioned the importance of it in my last report, and included it in the Budget Estimate, but which has not been sanctioned. Some of the roads are not wide enough for the carts to pass each

other, and as all these works cannot be sanctioned at once, I shall bring the state of each road under your notice at a future date.

No. 1,802.

1. Submitted for the information of the Board, with the remark that nothing has yet been done with reference to the suggestions made in the previous year's report.

2. The Salt revenue for the present Fusly was, up to the end of May last, Rupees 14,02,190.

CHETTERPORE,
22nd June 1867.

(Signed) D. F. CARMICHAEL,
Collector.

To the Secretary to the Board of Revenue.

1. Resolved that the foregoing letter be submitted for the information of Government.

2. The Board observe that the salt roads referred to are all important; but as no provision has been made for them in the current year's Budget, nor estimates received for sanction, they cannot all be undertaken at once, unless the Department of Public Works could provide funds for the purpose. They, however, consider that the road from Nowpada to Ragunadapoor should be taken on hand at once.

3. For the road from Omeravelli pans to Calingapatam provision has been made in Public Works Budget, and the estimate for it was submitted for the sanction of Government, with the Board's Proceedings, dated 26th July 1867, No. 4,807.

No. 259. ORDER THEREON, 13th August 1867, No. 1,878.

Separate Revenue, No. 14.
Salt.

1. Communicated to the Department Public Works. With reference to paragraph 3, it is observed that the estimates in question were sanctioned in G. O. No. 1,824, dated 7th August 1867, Revenue Department.

2. The Board must endeavour to provide the small sum required for the Nowpada and Runganadapoor road in the revised Salt Works Budget Estimate if it is to be done this year.

(True Extract.)

(Signed) W. HUDLESTON,
Secretary to Government.

To the Public Works Department.
,, the Board of Revenue.

Exd. S. T. Augustin.

REVENUE DEPARTMENT,
FORT SAINT GEORGE,
13th August 1867.

No. 1,879.

No. 260.
To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FINANCIAL DEPARTMENT.

SIR,

Separate Revenue, No. 15.
Stamp.

1. I am directed to forward to you, for the consideration and orders of the Government of India, copies of the Proceedings of this Government noted in the margin, relating to a question raised as to the liability to Stamp duty of charge sheets laid by the Police before the Magistrates, and applications for summons in case of nuisances, similarly preferred by Station Staff Officers.

Procs. of Govt., dated 31st July 1867, Nos. 624—626.
Do. ,, 9th August ,, ,, 203—205.

2. This Government cannot suppose that it was the intention of the Legislature to hamper Police operations by the imposition of a Stamp duty on official reports and informations to Magistrates, and it is evident that if the Stamp duty be levied in such cases, the charge must be borne by Government, so that the State revenues can in no way be benefited by enforcing the letter of the law, even were the public interests not likely to be injuriously affected by such enforcement, as they probably would be.

3. The Acting Advocate General states, in the opinion which has been taken from him, that it would be open to the Court to exempt the documents in question from Stamp duty, but such a proceeding could only operate in the form of a refund of Stamp duty already paid.

4. Under these circumstances, I am to request that, pending the amendment of the Stamp Law, an order may be issued under Section 2, Act XVIII of 1865, exempting from Stamp duty *all* complaints laid before Magistrates by Government Officers in their public capacity.

I have the honor to be,
Sir,
Your most obedient servant,
(Signed) W. HUDLESTON,
Secretary to Government.

Exd. S. T. Augustin.

1. Resolved that the foregoing letter be submitted for the information of Government.

2. The Board observe that the salt roads referred to are all important; but as no provision has been made for them in the current year's Budget, nor estimates received for sanction, they cannot all be undertaken at once, unless the Department of Public Works could provide funds for the purpose. They, however, consider that the road from Nowpada to Ragunadapoor should be taken on hand at once.

3. For the road from Omeravelli pans to Calingapatam provision has been made in Public Works Budget, and the estimate for it was submitted for the sanction of Government, with the Board's Proceedings, dated 26th July 1867, No. 4,807.

(A true Copy and Extract.)

2d. 1867. J. M. Cornell
Sub-Secretary.

To the Secretary to Government, Revenue Department.

Copy to the Collector of Ganjam.

Exd. J. Wright.

Public Works Department.
No. 2105.
1867.

PROCEEDINGS OF THE BOARD OF REVENUE,

Dated 2nd August 1867.

No. 4,951.

Submitting for information of Government report of Collector of Ganjam on the progress made in improving Salt roads in the district.

No. 4,951.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 2nd August 1867.

Read the following letter from D. V. NARSINGA ROW, Salt Deputy Collector of Ganjam, to the Collector of Ganjam, dated Itchapore, 13th June 1867, No. 79:—

1. With reference to the Board's Standing Circular, No. 85, dated 16th November 1865, I have the honour to submit the annual report on the progress made in improving the Salt roads in this district.

2. The present approaches to the Ganjam, Itchapore, Nowpada, and Omeravelly salt pans are all in good order, and the usual repairs will be executed during the current year.

3. Since the Itchapore pans have been opened, a road has been proposed to be made from it through the swamp viâ Chikati, Surangi, and Pedda Kimedy, but no final orders have been issued on the subject, and as I think that the whole work will cost more than sixty-thousand rupees, and I believe that funds cannot be allotted for sometime to come, I, therefore, recommend for the present to make a portion of the road from the salt platforms across the swamp, and connect it to the town of Itchapore, which lies at a distance of 3½ miles. As you have personally seen how muddy that portion of the swamp was, even in hot weather, when you went to inspect the Salt works, I believe that it is not necessary for me to state any further reasons showing the urgency of the work. During the monsoon and cold weather, the whole of the swamp, from one end to the other, will be under two and three feet of water, and a great number of merchants, consequently, do not go to the pans. I suppose this work will cost below ten or fifteen thousands of rupees.

4. From Nowpada to Ragunadapoor to a distance of five miles, a road was made some years ago connecting it with the Purla Kimedy road, but a portion of it was not metalled, but sandy, and I solicit that you will write about it to the Superintending Engineer and have it metalled. I shall include this work in the Salt Budget Estimate also for 1868-69. As it will not cost more than Rupees 500, I believe that the Superintending Engineer will get it done.

5. The present trunk road runs along the Nowpada salt pans and Pata Teckally, and the port of Bapanapadu lies only at a distance of two miles to the east to these two places, but there is no proper road to it, and it is impracticable for the carts to go to the port except in the dry season; I, therefore, recommend a branch road to be made to connect it with the trunk road, by which means it will encourage the merchants who go to the port, and from thence to our salt pans for a return load of salt, and it will also be convenient for conveying salt from Nowpada to Bapanapadu for exportation, making the charges cheaper. During the last year about three lacs of rupees worth of grain was exported at the port, and there is every prospect of its rising still higher.

6. From the port of Calingapatam to the Omeravelli pans there is no proper road, and you have personally seen it. The laden carts which go to the port will have to go to the pans by a circuitous route. I would, therefore, strongly recommend this work to be executed at an early date. I have mentioned the importance of it in my last report, and included it in the Budget estimate, but which has not been sanctioned. Some of the roads are not wide enough for the carts to pass each other, and as all these works cannot be sanctioned at once, I shall bring the state of each road under your notice at a future date.

No. 1,802.

1. Submitted for the information of the Board, with the remark that nothing has yet been done with reference to the suggestions made in the previous year's report.

2. The Salt revenue for the present Fusly was, up to the end of May last, Rs. 14,02,190.

CHITTERPORE,
22nd June 1867.

(Signed) D. F. CARMICHAEL,
Collector.

To the Secretary to the Board of Revenue.

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4 Copies Despatched

No. 1879.

Fin Dept
13th August 1867

To The Secretary to the Govt of India

Sir,

I am directed to forward to you for the consideration and orders of the Govt of India copies of the Proceedings of this Govt noted in the margin, relating to a question which has arisen as to the liability to stamp duty of receipts issued as to the charges sheets laid by the Police before the Magistrates and applications for summons [illegible] in case of instances similar to that referred to in the Board's Proceedings

This Government cannot suppose that it was the intention of the Legislature to hamper

Proceedings of Govt of 31st July 1867 Nos. 624, 626
do of 9th August " " 203 to 205

~~the~~ for the
~~The~~ operations ~~of the~~
~~Police~~ by the imposition
of a Stamp duty on
~~their~~ official reports
and informations to
Magistrates, and it is
evident that if the
Stamp duty be levied
in such cases the charge
must be borne by Govt.,
so that the State Revenues
can in no way be benefited
by enforcing the letter of
the law, even were the
public interests not likely
to be injuriously affected
by such enforcement, as
they probably would be.

3 The Advocate
General states in the
opinion

opinion which has been
taken from him that it
would be open to the
Court to exempt the ~~petitioner~~ documents
~~in question~~ Libelled from the
Stamp duty, but such a
proceeding ~~would~~ could only operate
in the form of a refund
of the Stamp duty
already paid.

4 Under these cir-
cumstances I am to re-
quest that pending the
amendment of the Stamp
Law, an order may be
issued under Section 2,
Act XVIII of 1865, exempt-
ing from Stamp duty
all Complaints laid
before Magistrates by
Govt.

Government Officers in their public capacity

L.S.

20/
13

10/8/69

18/4/13
7-9-17

Revenue 1867 Dep.tt
Pro of Govt. for August.

N:1879

To
The Govt. of India &c.
D/13th August 1867

N:260.