

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	56	Press
		~~Mis.~~
	109-110	
Dated	9 — 1 —	1867.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
9th January 1867.*

No. 109. Read the following letter from G. F. FISCHER, Esq., Contractor of the Zemindary of Shevagunga, to the Chief Secretary to Government, Fort Saint George, dated Madura, 17th December 1866 :—

When forwarding to you copy of my letter to the Board of Revenue, dated the 11th instant, I was under the impression that I had already forwarded, for the consideration of Government, a copy of my letter to the Board of Revenue, dated 13th August 1866, under cover of a letter addressed to Government; but as I find that it was by an oversight in my Office not sent to you as I had intended, I have the honor of now doing so, and beg the Government will take the subject to which these letters refer, and another I am about to address to the Board, into favorable consideration.

No. 110. ORDER THEREON, 9th January 1867, No. 56.

Miscellaneous.

Ordered to be recorded.

(True Extract.)

(Signed) J. GROSE,

Under Secretary to Government.

End. S. T. Augustin.

I have the honor to acknowledge
 the receipt of the Board of Revenue
 No. 326 dated 1st October
 1866, in reference to Board's Proceedings No.
 6333 dated 6th September 1866, and the
 Board's decision on the subject of his refusal
 to furnish me with copy of the Polcium
 accounts applied for, on the 14th March last
 by ~~me~~ ^{the} ~~Board~~ of the Jaminday
 of Shevazunga.
 I regret that the Board have

with the proceeds of the produce
 of the land which he had been
 and others by former of his own subject to a
 nominal rent or payment payable to the
 landlord. It was thought that the land
 lords had been alienated that
 was paid back by succeeding proprietors
 with the land and some of their
 the property still being subject
 to the payment of Corn-tax to the landlord
 they were self-acquired and were also
 the land of the land of the landlord
 that created them but after his death
 they become incorporated with the
 land and with regard to his suc-
 cessor they become ancestral and sub-
 ject to the same rules of alienation as other
 land and land in the land and
 is not incorrect. In the opinion of the
 Court of the first Court of the land in
 a suit for the land in the land in the
 session of 1864 in which the land
 was the land of the land of the land

2
 will perceive that though the land is
 self-acquired of the land in the land
 as the private property of the land
 (not of himself) then these decisions are
 legal that as he did not alienate them
 with his other private estate they become
 embodied in the land and become
 a portion of the land and
 that being the power of alienating them
 did not under Hindu Law descend
 to his successors or heirs that is to say
 in fact that the private estate became
 ancestral and hereditary with regard
 to the land and the land can no more treat it
 as his private property than he could
 any other portion of the land.
 In the land of the land in the land
 in the land of 1845 & 1846 and obtained
 as a part of the land of the land of the
 land and the land of the land of the
 land of the land of the land of the land
 the land of the land of the land of the land
 in the land of the land of the land of the land
 of the land of the land of the land of the land

the Collector could not but have been aware
of these lands being sold and the
Rajee's interest in them being less
as shown in the right of succession to the
lands admitted by her in the last will
which the Rajee's above referred to
has made a provision for the lands
which I obtained possession of my
lease the whole of the accounts of the estate
with the exception of those now forming the
subject of the present letter and which were
then overlooked were ordered to be handed
over to me by order of the court because of
necessity without the accounts it would be
absolutely impossible for me either to administer
the affairs of the zemindari or the one hundred
to derive the full benefit of my rights as
successor in the estate and it is in
fact a distinct
class of lands in the zemindari and as
their tenure is different from all other des-
criptions of tenure they require a peculiar
administration and it is in fact a distinct
class of lands in the zemindari and as

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criptions of tenure they require a peculiar
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class of lands in the zemindari and as

Board are aware that the Best Desires
- longer with holding receiving it as the
Board also and in Lease I retain them
and have been and am in the possession
of them. During the past 2 years of my
lease, the Board has made no objection
whatever to my having the Books
accounts. Mr. Leung therefore refuses
me Copies of them upon his own cap
ability unjustly.
The offensive insinuations
contained in para 2 of his letter and
which he introduces with the passage
"understand and I heard, that"
to the suggestion that Mr. Leung is only
too ready to base his letters upon hearsay
reports whenever he happens to be en-
countered by a person who is in a position
of authority, disposes of the object
of such reports. But it is surprising
that he should have made them the
basis upon which he acts in his
official capacity, that he should
have ventured to submit them to the
Board, and thus involving him in a

5
7
With my lease bond and with
all the correspondence which has passed
between the South Board, the
elector and myself in regard to my lease
before him and with the express order
of government dated 18th August 1861
to him, that to act in the regard to him
in a way to invalidate my rights as
Lease of the premises, or render it
difficult for me to enforce them, the
conduct of the Collector with reference
to the refusal of the Books is
appears to me to be quite unjustifi-
able and spiteful.
In denying the correctness of
Mr. Leung's statements, they to vitiate
the assertions contained in para 2 of
my letter to the Board dated 18th Aug
last and I respectfully beg to request
that the Collector may be requested to
give up the name of the party who has
supplied him with the information upon
which he bases his present Report.
12. I regret to be obliged to observe

That it would appear by Mr. Leving's
report that he has lent himself to a party
who have under the encouragement, if
not under the direct instigation of the
Huffar & Secretaries for Kansas
Stark, who has professedly, unbounded
influence over the collector, endeavored
to throw every possible difficulty in the
way of the quiet enjoyment of my lease,
and who has been concerned in every
conspiracy that has been formed against
me since I obtained my lease of the
Government. As to the cause he found
he could not make that out of the
which he had been apparently in the
habits of making when it was in the
hands of the Indians and because I would
not comply with his unjust & unreasonable
demands, one of which however
for a sum of \$1000. He has advanced the
Hanes' husband. I complied with
by paying at the Hanes' request that

seem tho' not satisfied that the debt
 was full extent. I have felt one
 13 And tho' I would be to
 submit that Mr. Leving's speculations
 allusion to me in his report
 "Any one" is to me a matter of dis-
 preedence he cannot but be aware
 as the collector of the District that
 the Northern lands which from the
 subject of the letter are situated
 within the boundary of the of the
 Habas. Leases of that territory
 under their circumstances. I have
 scarcely been alluded to in any one
 whose the refusal of the copies of the
 accounts in question would as
 doubt be justifiable.
 It appears to me strange
 that the Board should so readily
 accept as they appear to have done
 the Collector's explanation and
 explanation which a very little trouble
 would have enabled them to

4.

Circumstances I beg that the Board
will be pleased to take an impar-
tial view of the whole case and
to direct Mr. Leunge to furnish
me with the copies for which I
have applied and to which Mr.
Esq. I have an undoubted
right.

I have the honor to be
Sir,

Yours most obedt Servt
(Signed J. G. P. Moore)

(J. G. P. Moore)

It is not to be supposed that the
persecution has been not only indefinite
and unending, but also erroneous
and inaccurate and when the facts
bases his arguments upon the mere as-
sumptions which I submit are as per-
fectly groundless as they are inadmissible.
I conceive I have now shown
the ground of the testimony referred to
as not being the same as that
as the Court cannot possibly have
any private or partial interest in a
judicial proceeding devolved upon it
by law. I am not at all
sensible of any fault in my
mode of copying these accounts
and being upon my oath and
upon no legitimate evidence what-
soever, and that the reasons for
supposing that the Board would
object to their being printed are mere
conjectures of his own or must have
been suggested from innuendoes by some
mischiefous party - and under these

It is our duty to see that the
 copies are sent to the proper
 authorities of the whole case and
 to direct the transfer of the same
 to the proper authorities.
 I am, Sir, very respectfully,
 Yours, Sir,
 J. B. Allen.
 13th August 1866.

Letter to the Board
 J. B. Allen.
 13th August 1866.

The subject to which these letters refer
 another and about to address to the
 Board with favorable consideration.
 I have the honor to be
 Sir, your obedient servant.

Recd Robt Jeff
 No 4594.
 17th December 1866
 Forwarding for consideration, copy of letter addressed by him to the Board on the subject of the proposed alterations to the accounts of the Board, by an oversight not being made by him to the Board with the necessary communication of the same.

RECORDED.