M.R.O. 1—89,000—16-10-28.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No.	3202	Press / ~~Mis.~~
388-389 Dated	22-12-1868	

Not to be folded or roughly handled

No. 388. Read the following letter from the Collector of Madras, to the Acting Secretary to Government, Revenue Department, Fort St. George, dated Saidapet, 19th December 1868, No. 246 :—

1. With reference to Government Order of the 11th of this month, I have now the honor to forward the answer just received from the Zemindar of Calastry.

2. I regret that its tenor is no more satisfactory than that of his previous letter, and the Government will now, therefore, have to proceed to the extreme remedy of appointing a single Settlement Officer, as prescribed by Section 25 of Act XXVIII. of 1860.

3. The Zemindars of Venkatagheri and Karvetnugger have both, however, signified their willingness to have their disputes settled by arbitration; their answers were received one this day, and one four days ago.

4. Mr. Lee Warner, whom the Government have appointed as their arbitrator, has his camp at Trivellore, which is within a few miles of one of the villages in dispute between Government and Karvetnugger, and as the Zemindar of that place has named one E. Strinivassa Vurda Charri as his arbitrator, the arbitration concerning his villages can be commenced upon immediately after the holidays.

5. The Venkatagheri Zemindar in his letter promises to name his arbitrator shortly, the five disputed villages of his Zemindary can therefore conveniently be arbitrated upon only after the conclusion of the Karvetnugger ones.

Extract from the translation of the Khat, dated 17th December 1868, *received from the Zemindar of Calastry in reply to the Acting Collector's letter, dated 12th December* 1868.

* * * * *

2. In reply to the above, I beg to state that Sections from 22nd downwards of Act XXVIII. of 1860 apply to Zemindaries, and that as those Sections do not contain any provisions in the matter of an umpire, I wrote in my letter of the 6th instant that I proposed in the beginning that the arbitrators on both sides should unanimously nominate an umpire, and that the Government have acceded to the proposal, and that Section 10 of the Act does not apply to me. But without satisfying me on the subject, I am required to have recourse to arbitration under Sections which do not relate to me at all, and I am therefore unable to give any answer in the matter.

(Signed) RAJA DAMARA KUMARA VENKATAPPA NAIDU BAHADUR.

(True Extract and Translation.)

(Signed) E. G. R. FANE,
Collector.

No. 389. ORDER THEREON, 22nd December 1868, No. 3,202.

Land Revenue.

1. In their Order under date 27th November 1868, No. 2,984, the Government directed the Acting Collector of Madras, as Settlement Officer under Act XXVIII. of 1860, to issue notice to the Zemindar of Calastry that certain disputed boundaries of his estate would be determined in accordance with the provisions of that enactment. The Zemindar has received due notice of the intentions of Government, but has failed to make the necessary application, under Section 10 of the Act, to have these boundaries settled

by arbitration. Under these circumstances it is the duty of the Settlement Officer to proceed under Section 25 of the Act.

2. As, however, it would be inconvenient for the Collector of Madras to visit the locality of the disputed boundaries at present, and as the determination of the boundaries might interfere with his regular duties, the Right Honorable the Governor in Council resolves to appoint Mr. G. Thornhill (Collector of the Kistna District) to act as Settlement Officer in the Madras District, under the orders of the Board of Revenue.

3. Mr. Thornhill will accordingly issue a notice to the Zemindar of Calastry in accordance with paragraph 1 of this Order, and will at once occupy himself in determining the disputed boundaries in question under Section 25 of Act XXVIII. of 1860.

4. In regard to the boundaries of the other two Zemindaries referred to by the Collector, Mr. Thornhill will, on behalf of Government, signify his consent in writing to the settlement of the boundaries by arbitration, and will nominate Mr. Lee Warner as arbitrator. He will also be careful that the requirements of the Act are complied with in every respect in regard to these two cases.

5. Mr. Thornhill will be permitted to select from the Offices of the Collector of Madras and the Superintendent of Revenue Survey such establishment as he may require for the settlement of the Calastry boundary, and on this point he should make a report to Government, through the Board of Revenue, with as little delay as possible.

(True Extract.)

(Signed) R. A. DALYELL,
Acting Secretary to Government.

To the Board of Revenue.
,, the Collector of Madras.
,, G. Thornhill, Esq.,
,, the Accountant General.
,, the Superintendent of Revenue Survey.

Exd. S. T. Augustin.

of his estate pour

Revenue department

No 3202

Proceedings of the Madras Govt
under date the 22nd December 1868

Read the following
letter from the Collr
of Madura —

Forwg the orise
of the Collector, Karvet=
=nugger and Venkatar=
=ghery Zemindars on the
subject of the settlemt
of boundary disputes —

(M.L. 19th Decr 1868,
No 246) —

In their proceedings
the Collector of
Madura has settlemt
officer, under Act XXVIII
of 1860, to issue notice
to the Zemindars of Ka=
=letty that certain
disputed boundaries
of his estate should be
determined in accordance
with

Govt. of {1868} Madras.

REVENUE.

To

THE BOARD OF REVENUE,

&c., &c., &c.

Dated December, 22nd.

Recd. Encl.

G. O., 22nd December 1868, No. 3,202.

DECEMBER.

Nos. 388-389.

. Boundary of Calastry, Karvetnugger, and Venkatagherry Zemindaries.—Mr. G. Thornhill appointed to settle the dispute of the former under Section 25 of Act XXVIII, and Mr. Lee Warner nominated as arbitrator to settle the dispute of the two latter.

with the provisions of that enactment. The Zemindar has declined due notice of the alterations of Govt, but has failed to make the necessary application, under section of the Act, to have these boundaries settled by arbitration. Under these circumstances it is the duty of the settlement officer to proceed under section XXV of the Act.

As however, it would be inconvenient for the Collector of Madras to visit the locality of the disputed boundaries at

at present, and as the determination of the boundaries might interfere with his regular duties, the Right Honorable the Governor in Council resolved to appoint Mr. E. Thornhill (Collector of the Nistna District) to act as Settlement officer in the Madras District, under the rules of the Board of Revenue.

Mr. Thornhill will accordingly issue a notice to the Lemindar of Calastry in accordance with Rule 1 of this order, and

occupy himself in and will at once determine in question the disputed boundaries under Sec. XXV of Act XXVIII of 1860.

In regard to the boundaries of the other two Zemindaries referred to by the Collr. Mr. Thornhill will on behalf of Govt. signify his consent in writing to the settlement of the boundaries by arbitration, and will nominate Mr. Lee Warner as arbitrator. He will also be careful that the requirements of the Act are complied with in every respect in regard to these two cases.

Mr. Thornhill will be permitted to select from the offices of the Collr. of Madras & the Superintendent of Revenue Survey such establishment as

as he may require for the
settlement of the Cadastry boundary
and on this point he
should make a report
to Govt through the Board of Revenue
forth as little
delay as possible

J.M.D.

14 To the Board of Revenue Dep.23d
Col. of Minutes Dep.22d
1 E. Thornhill Esqr. Dep.22d
6 Asst Surveyors Dep.23d
13 Supt of Rev. Survey's

55

Revenue 1868 Departt

No 3202

Proceedings of the
Madras Government

Dated 22nd December 68.

388 & 389

388-389