

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	403	Press ~~Mis.~~
²⁵⁰⁻²⁵¹ Dated	12-2-1868.	

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Revenue Department,
12th February 1868.*

No. 250. Read the following Proceedings of the Board of Revenue, dated 27th January 1868, No. 622.

Read the following letter from the Collector of Coimbatore, to the Secretary to the Board of Revenue, dated 21st December 1867, No. 372:—

1. Adverting to the Board's Proceedings of the 21st ultimo, No. 7,590, I have the honor to re-transmit the Title Deed,*
* Sent by banghy. No. 175, in duplicate, duly revised as

directed, and to request that the same may be returned to me with the seal of Government affixed.

2. The corrections now made have been initialled both by the Acting Special Assistant Collector Mr. Roupell and Mrs. Stanes, the purchaser of the land referred to in the Deed.

3. The reason why in the ninth and thirteenth lines of the third page of the Deed, Rupees 1,310 (the full amount of purchase money) were before entered instead of Rupees 1,179, the residue, *minus* the sum of Rupees 131 already paid, is that, in the instructions given at the foot of the Form Y., annexed to the Rules sanctioned by the Governor in Council on the 6th March 1863, numbered 478A, it is enjoined that, in the places marked by the letter l, the sum for which the premises were knocked down should be entered. The Board will observe by a reference to the original form annexed to the Rules, that the places where it now appears to be the intention of the Board that the residue of the purchase money after deducting the ten per cent. deposit, should be entered, are marked by the letter l, as well as the places where the full purchase money should properly be entered.

ENCLOSURE No. 1.—Title Deed in duplicate.

1. Ordered that the Title Deed, in duplicate, received with the above letter, be submitted for the seal of Government, in accordance with Rule 5 of the "Subsidiary instructions relating to the sale of assessed waste on the Neilgherries, Shervaroys, and in the Wynaad," recorded in the Proceedings of Government, No. 1,208, dated 6th July 1863.

2. The alteration in the last line but five of the second page has not been initialled by the Collector, who will be requested to supply the omission.

3. With reference to paragraph 3 of the Collector's letter, the Board consider that Rupees 1,179 is the proper amount to be inserted in the ninth and thirteenth lines of the third page notwithstanding the instructions referred to by Mr. Grant; but should Government think otherwise, those instructions will be adhered to in future.

No. 251. ORDER THEREON, 12th February 1868, No. 403.

Land Revenue.

1. It is observed that the amount entered in the ninth and thirteenth lines of the third page of the Deed submitted with the foregoing Proceedings is the purchase money, *minus* the *ten per cent. deposit*. The entry was so made under the order of the Revenue Board; and in

*Proceedings of the Madras Government, Revenue Department,
12th February 1868.*

reference thereto, the Board remark that the ten per. cent. deposit having been already paid, the purchaser ought not to be held liable again for it in case of default.

2. The instructions in the foot-note of the Form provide for the entry in the places abovementioned of the full amount of the purchase money; and the Government are of opinion that those instructions should be maintained and acted upon.

3. The Form was carefully drawn up by a professional Lawyer; and there is evident reason why provision should be made therein for such a penalty as that in question in case of default.

4. The Board's view would necessitate a thorough revision of the Form; for on the principle urged by them, *all* payments that might have been made prior to default (except of course the annual assessment) would need to be deducted from the purchase money.

5. The present Deed will be sealed and returned.

(True Extract.)

(Signed) W. HUDLESTON,

Secretary to Government.

To the Board of Revenue, with Deed in duplicate.

Exd. S. T. Augustin.

Nov 402

This observed

~~that~~ The amount entered in the ninth and thirteenth lines of the third page of the Decd. submitted with the foregoing Prop, ~~is~~ ^{observed} is the purchase money, minus the ten per cent deposit. The entry was made under the order of the Revenue Board, and in reference thereto, the Bd remark that the ten per cent deposit having been already paid the purchaser ought not to be held liable again

for it in case of default.
 2. The instructions in the foot note of the form provide for the entry in the places alone mentioned of the full amount of the purchase money; and the for are of opinion that those instructions should be maintained and acted upon. —

3. The form was usefully drawn up by a professional lawyer, and there is no reason why provision should be made therein for such a penalty as that in question in case of default.

4. The Board's view would be to initiate a thorough revision of the form; for on the principle urged by them all payments that might have been made

prior to default (except of course the annual assessment) would need to be deducted from the purchase money.

5. The present deed will be sealed and returned. —

L.A.

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14 Copies To the D of R with Deed in duplicate Depled 13.

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Lib. Rec.

*Revenue 1868 Debit
to of Govt Gen Exch.*

No 403

*No of the Hudson Govt
of 12 February 1868.*

To do

Ex. No. 115-116

6-7-63

No. 250-251

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