

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	954	Press Mis.
222-23 Dated	8-4-	18 68.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
8th April 1868.*

No. 222. Read the following Proceedings of the Board of Revenue, dated 14th March 1868, No. 1,882.

Read the following letter from the Collector of Madura, to the Secretary to the Board of Revenue, dated 30th November 1867, No. 337 :—

1. With reference to the correspondence noted in the margin, I have the honor to bring to the notice of the Board that, in a Supplemental return furnished to me by the Ramnad Manager, with reference to the Road Cess Act, under the form published at page 719 of the District Gazette, 1866, Ponoosawmy Taver, (who is now the Manager,) has been entered as the Sub-division Zemindar of the villages. This was returned to him with a request that he would shew in the return the villages as the property of the Zemindar.

2. In his reply, (translation of which is herewith sent,) the Manager says that the Zemindar, the grantor of the villages to him, is bound to enter him (in the return rendered by him as the Zemindar's agent) as the Sub-division Zemindar, and that such entry will not affect the question regarding the validity of the grant between him and the Government.

3. The lands forming the sub-division are apparently excluded from the return, submitted to the Collector by the Manager, for the Ayen lands of the entire Zemindary in the prescribed form; but the statement submitted to the Collector by the Manager with his Urzi No. 29, dated 20th September 1867, in which the income given in the Supplemental return is alleged to have been included, is merely a statement shewing the prices of grains, &c., of all the lands of the Zemindary.

4. I, therefore, request the orders of the Board either to reject or to accept the return.

ENCLOSURE No. 1.

Translation of an Urzi addressed by Ponoosawmy Taver, Manager of Ramnad Zemindary, under date the 19th October 1867, No. 33.

1. I beg to acknowledge the receipt of your Yadast, dated 17th September last, No. 237, returning the supplemental statement of the road cess of the estate, forwarded with my Urzi No. 25, on the ground that it is inadmissible, in consequence of Ponoosawmy Taver's name being entered in the column of "Landholders' names" as sub-division Zemindar, and directing that the statement should be sent in the name of the Zemindarni.

2. The circumstance of the above statement having been submitted on behalf of the Zemindar is too clear from the above Urzi No. 25, addressed by me as her Manager, and the expressions therein contained. Moreover, the income given in the above supplemental statement is also included in the statement submitted for the entire Zemindary together with my Urzi of the 20th idem, No. 29. If you suppose that the entry of my name in the Zemindar's account as Sub-division Zemindar is open to objection, I beg to say that such supposition is not correct, because there exists no objection on the part of the Zemindarni, in respect of the alienation of sub-division, though it forms a matter of dispute between me and the Government. The Zemindar being the person that made the alienation, is bound to insert me as Sub-division Zemindar in the

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accounts which I submit on her behalf as her agent. From such an entry, no one would infer that the matter of dispute which exists between me and the Government, regarding the alienation of sub-division, has been decided.

3. Under the above circumstances, I beg to retransmit the statements returned by you. If there be any objection still on your part to admit the same, I request you will submit the matter to the notice of the Board of Revenue, and, in doing so, I further request that you will submit this Urzi also for their perusal.

(True translation.)

(Signed) SESHAGIRI ROW,
for Collector.

1. Submitted for the orders of Government.

2. It appears from the correspondence noted in the margin of the foregoing letter, that some years ago a portion of the Ramnad estate was assigned by the Zemindar to Ponoosawmy Taver, the present Manager of the Zemindary; but that the Collector having refused to register the transfer, a suit was brought by Ponoosawmy Taver in order to compel him to do so.

* Proceedings of Board, dated 21st August 1863,
No. 5,239.

3. The suit* was dismissed by the Civil Judge, but on an appeal to the High Court his judgment was overruled, and it was declared that the Collector could not refuse to register the transfer, unless it could be shewn that it was not in accordance with Hindoo law.

† Board's Proceedings dated 2nd October 1863,
No. 6,258.

4. The appeal† was subsequently withdrawn.

‡ Board's Proceedings dated 2nd December 1863,
No. 7,589.

5. In a letter, dated 27th November 1863, No. 275, the Collector reported‡ that a Deed of Gift supporting the grant to Ponoosawmy Taver had been registered in the Principal Sudder Ameen's Court on the 18th of the same month; and in answer to a reference to Government, the Board were directed§ to ascertain whether this registry had been done in due form.

6. In a letter, dated 4th February 1864, No. 23, the Collector reported that the deed referred to, and also another conveying to Ponoosawmy Taver three more villages, had been duly registered.

7. This was reported to Government in Board's Proceedings, dated 15th February 1864, and the matter having been referred to the Government Pleader, his opinion that no action need be taken in the matter was communicated in Government Order of 12th September 1864, No. 1,076.

8. The grant to Ponoosawmy Taver seems thus to have been duly registered in the Principal Sudder Ameen's Court; but it appears to the Board that the Collector cannot, in accordance with Section 8, of Regulation No. XXV. of 1802, recognise any alienation until it has been regularly registered at the office of the Collector, and unless the public assessment shall have been previously determined and fixed on such separate portions of land by the Collector.

No 2222-223.

Revenue 1868 Report
No of Coat for Apr
No 954
No of the Charles Coat
Apr 1868.

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