M.R.G. 1—30,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 850 Press Mis.

Dated 31 — 3 — 1865 / 1917.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
31st March 1869.

No. 688. Read the following Proceedings of the Madras Government in the Judicial Department:—

Communicating Proceedings of Government, Revenue Department, on the subject, in order that measures may be adopted to guard against any delay in the issue of Certificates for the refund of Stamp Duty.	(Here enter 12th March 1869, No. 400.)

No. 689. ORDER THEREON, 31st March 1869, No. 850.

Separate Revenue, No. 30.
Stamps.

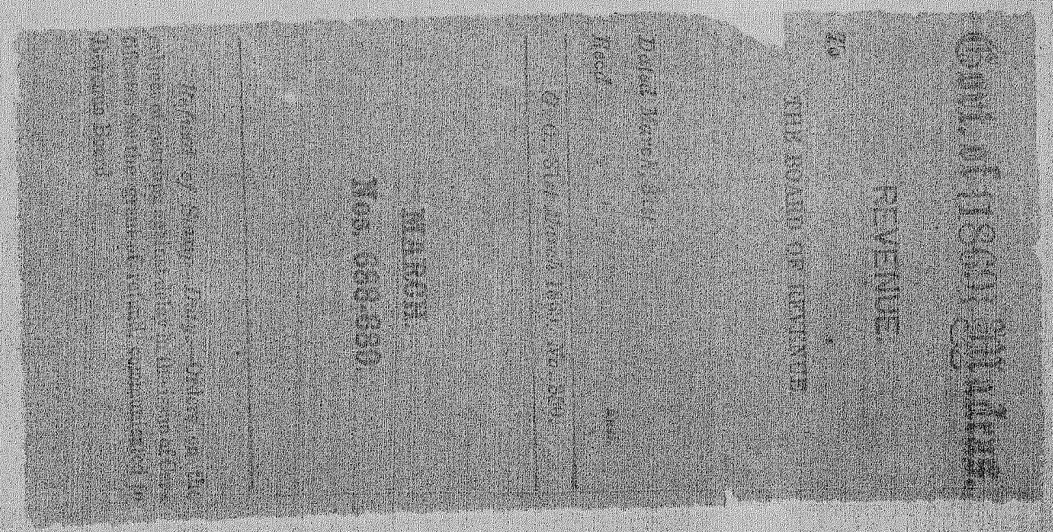
COMMUNICATED to the Revenue Board.

(True Extract.)

(Signed) H. WELLESLEY,
Acting Under Secretary to Government.

To the Board of Revenue, with Proceedings Judicial Department, No. 400.

Exd. F. R. Bantleman.



Proceedings of the Madras Government, Judicial Department,

12th March 1869.

No. 135. Read the following Proceedings of Government, Revenue Department.

Read the following Proceedings of the Board of Revenue, dated 5th February 1869, No. 801 :—

Read the following letter from the Collector of Madras, to the Acting Secretary to the Board of Revenue, dated Sydapet, 11th December 1868, No. 408.

With reference to the Board's Standing Order, No. XXXVII. of 1864, I have the honor to enclose a certificate (to be returned) of refund of Stamp duty granted by the Judge of the Court of Small Causes, Cantonment, Mount, dated 6th November 1868, from which it will be observed that the case alluded to therein was dismissed on the 30th July 1868 ; but the certificate was not granted until the former date. The certificate was, therefore, not presented for payment until after the prescribed time (namely, three months) had expired.

2. The Judge explains the cause of delay in granting the certificate in his letter, dated 3rd instant, a copy of which is herein enclosed.

3. I, therefore, request that you will be good enough to obtain the sanction of the Board for the refund.

From the Judge of the Small Cause Court, Mount, to the Deputy Collector in charge of Treasury, Sydapet; dated Saint Thomas' Mount, 3rd December 1868, No. 55.

With reference to your Memorandum, No. 227, dated 7th November 1868, the undersigned has the honor to inform that the delay in granting the Stamp Refund Certificate in Suit No. 140 of 1868, was partly by the party not having applied earlier, and partly by an oversight in the office.

2. Under these circumstances, it is requested that half of the Stamp duty, paid on the above plaint, may be refunded to the party who applied for it.

3. The Stamp Refund Certificate is herewith returned, as requested.

(Signed) C. D. CLEMENTSON, Major,
Cantonment Judge of the Court of Small Causes.

Enclosure No. 2.—Certificate.

Inasmuch as the sum alluded to has not been *erroneously* credited to Government, and the refund thereof is not authorized by law, the Board have no power to give the sanction requested by the Collector.

2. They resolve, however, to submit the application for the favorable consideration of Government.

3. The applicant prays for the refund of half the Stamp duty paid on the plaint in a suit dismissed on the 30th July 1868, by the Cantonment Court of Small Causes at Saint Thomas' Mount. The certificate for the refund ought to have been presented within three months, but was not granted till the 30th November, "partly by an oversight" on the part of the Court.

Order, 4th March 1869, *No.* 555.

The refund of Stamp duty, viz., Rupees (6) six is sanctioned.

2. Orders will be issued from the Judicial Department to prevent such delay in the issue of certificates for the refund of Stamp duty, as is exhibited in the present case.

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

Proceedings of the Madras Government, Judicial Department,
12th March 1869.

No. 136. ORDER THEREON, 12th March 1869, No. 400.

Resolved that copies of the foregoing Proceedings be furnished to the several Civil Judges, and Judges of the Small Cause Courts in the Provinces, in order that they may adopt measures to guard against any delay in the issue of Certificates for the refund of Stamp duty.

(True Extract).

R S Ellis

Chief Secretary.

To the Civil Judge of
" Judge of the Court of Small Causes of
" Collector of
" Revenue Department.

Ed. J. Wright.

Rev. Dept.

Govt. of 1869 Madras.

No. 862

JUDICIAL.

To

THE CIVIL JUDGE of

&c., &c., &c.

Dated March, 12th.

Recd. —— 18 Encl.

G. O., 12th March 1869, No. 400.

MARCH.

Nos. 135-136.

Communicating Proceedings of Government, Revenue Department, on the subject, in order that measures may be adopted to guard against any delay in the issue of Certificates for the refund of Stamp Duty.

Walhouse

No 850 31 March 69 L

No. 850

Comm.d to the Revenue Board.

31st March 69

5 Copies to the Bd of Rev with Os J.D.R. 400 Despr 1st Mch 69