M.R.O. 1—29,000—16-10-59.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1324 Press Mis.

288-289

Dated 12th May 1829

Not to be folded or roughly handled

Read again Proceedings of the Board of Revenue, dated 7th October 1868, No. 7,121, and recorded in G. O., 11th December 1868, No. 3,084.

No. 288. Read also the following Proceedings of the Board of Revenue, dated 2nd February 1869, No. 697 :—

Read the following Proceedings of the Madras Government, dated 11th December 1868, No. 3,084, Revenue Department.

ABSTRACT.—*Process Service Fund.*—Replies of the Collectors of Madras and South Arcot, regarding the disposal of the surplus under this head, awaited.

From Collector, North Arcot, 15th June 1867.

* * * *

Paragraph 61. The amount disbursed during the year to Peons or other persons engaged in serving processes, making distress, or selling property under the provisions of the Act, was Rupees 8,603-9-0. In this are included certain sums paid up in settlement of claims brought forward by parties who, as noticed in my last report, had been collected by the first set of instructions issued regarding the realisation and disbursement of the fund. No further claims having been preferred during the remaining part of the year, the large surplus of Rupees 4,863-5-2 still remains in the treasury on the 31st March 1867. Before carrying the surplus to the credit of Local Funds as I would recommend, it is proposed, with the Board's approval and sanction, to publish, in four consecutive issues of the *District Gazette*, a notice inviting all who have claims to such remuneration for service rendered, to establish them through the Tahsildars of the several Ranges in which they may have been so employed. After the claims preferred within the time so fixed have been settled, the account should be finally adjusted, and such surplus as may remain be placed, as just suggested, to the credit of the Fund.

From Collector, North Arcot, 26th October 1868.

* * * *

Paragraph 10. Adverting to paragraph 72 of the Board's Proceedings quoted above, I beg to propose that the large balance of Rupees 4,863-5-2, remaining to the credit of the Process Service Fund, should, as advocated by Mr. Robinson in paragraph 61 of his report, dated 15th June 1867, No. 159, be carried to the credit of the District Road Fund, no claims having been preferred against it up to date.

From Collector, South Arcot, 31st August 1868.

* * * *

Paragraph 84. "PROCESS SERVICE FUND."—The balance under this head on the 1st April 1867 amounted to Rupees 7,348, which accrued under the circumstances stated in paragraph 33 of my last report in consequence of the former practice of paying the Batta Peons and Annexes by fixed monthly salaries which were, in most cases, less than the fees collected ; but this practice having been discontinued, as already reported, no balance is likely to arise in future years under this head; but as regards the accumulated funds of the previous years, which it is impracticable now either to refund to the parties from whom collected, or to pay to the batta establishment, to whom alone, if to any, it would be due, I would suggest, for sanction, that the amount be transferred to the credit of the "District Road Fund" as the best mode of utilising this money ; the amount so to be transferred will be in round numbers about Rupees 7,000.

THE Board resolve to submit to Government extracts from the letters from the Collectors of North and South Arcot, regarding the disposal of the surplus under Process Service Fund. These Collectors are of opinion that the balance should be transferred to the credit of the District Road Fund, as already suggested by the Board in paragraph 4 of their Proceedings, dated 7th October 1868, No. 7,121. The Collector of Madras has not replied to the reference. The Board do not, however, think that there should be any more delay in transferring the surplus funds of these districts to the District Road Fund.

2. The proposal of the Supreme Government to apply these moneys to judicial purposes originated probably in the misconception that they were realised from Judicial processes, whereas they were realised in processes for the recovery of revenue arrears.

No. 289. ORDER THEREON, 12th May 1869, No. 1,324.

Local Funds, No. 8.
Account.

ORDERED accordingly that the Government of India be requested to sanction the transfer of the surplus under "Process Service Fund" in the Districts of Madras, North Arcot, and South Arcot, to the District Road Fund.

(True Extract.)

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

To the Board of Revenue.
,, the Accountant-General.

Rd. F. R. Bantleman.

Q.

REVENUE DEPARTMENT.
FORT ST. GEORGE,
12th May, 1869.

No. 1,325.

No. 290.

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FINANCIAL DEPARTMENT.

SIR,

Local Funds, No. 9.
Account.

WITH reference to paragraph 3 of the Financial Resolution of the Government of India, dated 4th April, 1868, No. 1,967, in which the transfer of Rupees 40,000 from the estimated surplus under "Process Service Fund" in 1868-69 to the General Revenues to "meet additional expenditure for improving Judicial Establishments" was ordered, I am directed to forward, for submission to that Government, copies of the papers noted in the margin, explaining the circumstances under which such a transfer is objected to by this Government.

Pros. of Govt., dated 26th June 1868, No. 1,805.
Do. do. " 11th Dec. " " 3,084.
Do. do. " 12th May 1869, " 1,324.

2. The sum above alluded to appears to have been transferred from the balance under "Process Service Fund, *Revenue*," as that under "Process Service Fund, *Police*," amounted only to Rupees 7,812. This Government believe that this appropriation has been ordered under a misapprehension as to the origin of the fund under reference. The money was raised under Section 53 of Madras Act. II. of 1864 for the recovery of arrears of revenue, which provides that "Persons employed in serving Notices, or in other process under this Act, shall be entitled to batta at such rates as may from time to time be fixed by the Board of Revenue with the sanction of Government, and published in the *District Gazette*", and the proceeds can, therefore, scarcely be held available for Judicial or other Imperial purposes. The accumulation was occasioned chiefly by the fees having been in the first year fixed at higher rates than necessary for the ample remuneration of the persons employed in serving the Notices, etc., and partly to parties having claims to remuneration for services rendered not having appeared.

3. The surplus of receipts over expenditure was large in three districts only, and the Board of Revenue were in communication with the Collectors of these districts previous to the receipt of the Proceedings of the Government of India above alluded to, as to how the balances should be disposed of. These Officers are of opinion that the money should be transferred to the District Road Fund, and the Board of Revenue support the suggestion on the ground that the money has been obtained from the agricultural community, who are especially interested in local roads. Under these circumstances this Government request sanction for the adoption of this course.

Govt. Rt. 1869 City Press

REVENUE.

To

THE BOARD OF REVENUE,

&c., &c., &c.

Dated *May*, 12th.
Recd.
Encl.

G. O., 12th *May* 1869, No. 1,324.

MAY.
Nos. 338-339.

Process Service Fund.—Government of India to be requested to transfer the surplus in the Districts of Madras, North and South Arcot to the District Road Fund.

From Government of
Fort St. George.

Dated 12th May. | No. 1,325.
R. | Enclosures. 6 spare copies.

D. No. | Progs. D.
L. No. | No.

Rec'd 12 June 1869 Cn. 2066.

MAY.

No. 230.

Forwarding Proceedings of the Board of Revenue, and for reasons stated, requesting sanction to the transfer of the Carnatic Process Service Fund to the Districts of Madras, North and South Arcot to the District Road Fund.

4. There is another point in the Proceedings of the Government of India under reference, to which I am directed to draw their attention. The Government of India remark that the Madras "District Road Fund" is insolvent, as the estimated charges of 1868-69 exceed the estimated receipts by Rupees 1,43,810. The erroneous impression conceived by the Government of India on this subject arose from the Accountant-General taking from the Revenue Board's estimate only the receipts and charges and not the opening balance. The explanation of the Accountant-General on the subject is contained in his communications noted in the margin.

Official Memorandum to the Secretary to Government, dated 2nd June 1868, No. 60.
Letter to the Secretary to the Board of Revenue, dated 17th October 1868, No. 3,946.

I have the honor to be,
Sir,
Your most obedient servant,
(Signed) R. A. DALYELL,
Acting Secretary to Government.

Lcd. F. R. Bantleman.

Revenue Department

No 1324

Proceedings of the Madras Government
under date the 12th May 1869.

Read again the Proc: of the Bd
of Revt dated 7th Octr 1868
No 4121 & recorded in G. O.
11th Octr 1868, No 3184.

Read also the following Rpt
of the 13th of Revenue.

Submitting reports
regarding the disposal of
the surplus Process Service
in North Arcot & South
Arcot &c.

W. G. 2nd Feby 69 No 697

Ordered, accordingly
that the Govt of India be
requested to sanction the
transfer of the undermentioned
Process Service Fund in
the Districts of Madras,
North Arcot and South
Arcot, to the District Road Fund.

To Bd of Revt & Deputy Secy
6 Accts General

Rev-II Department

No 1925

12th May/69.

To

The Secretary to the Govt of India

Financial Department

Sir,

With reference to para 3 of the Financial Resolution of the Govt of India dated 4th April 1868, No 1367, in which the transfer of Rs 40,000 from the estimated surplus under "Process Service Fund" in 1868/69 to the general revenues to meet additional expenditure for improving Judicial Establishments was ordered, I am directed to forward for submission to that Govt copies of the papers

papers noted in the margin, explaining the circumstances under which such a transfer is objected to by this Govt.

2- The sum above alluded to appears to have been transferred from the balance under "Process Service Fund Revenue," as that under "Process Service Fund Police" amounted only to Rs 1912. This Govt believe that this appropriation has been ordered under a misapprehension as to the origin of the fund under reference. The money was raised under Section 58 of Madras Act II of 1864 for the recovery of arrears of revenue which provides that "Persons employed in serving notices

Proc: of Govt dd 26th June/68 to 1805
Do — Do — 11th Dec: — 3052
Do — Do — 1st [illegible]

notices, or in other process under this act, shall be entitled to batta at such rate as may from time to time be fixed by the Board of Revenue with the sanction of Govt, and published in the District Gazette," — and the proceeds can therefore scarcely be held available for Judicial or other Imperial purposes. The accumulation was occasioned chiefly by the fees having been in the first year fixed at higher rates than necessary for the ample remuneration of the persons employed in

in serving the notices
&c.a, and partly
to parties having
claims to remuneration
for services rendered
not having appeared.

3. The surplus
of receipts over expendi-
ture was large in three
Districts only, and the
Board of Revenue in com-
munication with the Col-
lectors of those Districts
previous to the receipt
of the Proceedings of the
Govt. of India above
alluded to, as to how
the balances should

be disposed of. Those officers
are of opinion that the money
should be transferred to the
District Roads Fund, and
the Board of Revenue support
the suggestion on the ground
that the money has been
obtained from the agricultu-
ral community, who are
especially interested in local
[illegible]
[illegible]
followed. Under these circum-
stances this Govt. requests
sanction for the adoption of
this course.

4. There is another
point in the Proceedings of
the Govt. of India under
reference to which I am
directed to draw their
attention. The Govt. of

Judge

"India" remarks that the "Madras District Road Fund" is insolvent, as the estimated charges of 1865/66 exceed the estimated receipts by Rs. 1,43,819. The erroneous impression conveyed by the Govt. of India on this subject arose from the Accountant General taking from the Revenue Board's estimate only the receipts & charges and not the opening balance. The explanation of the Accr. General on the subject is contained in his communications noted in the margin

Offg. Secy to the Govt of Madras
No. 1868 dated
Letter to the Govt. of India
Dept of Revenue No. 27 dated
& No. 895

Lieut
from India

Read

Ent