

## MADRAS RECORD OFFICE.

Government of Madras.

*Revenue* DEPARTMENT.

|                        |       |                          |
|------------------------|-------|--------------------------|
| G.O. No.               | 770   | Press<br><del>Nis.</del> |
| <i>303-04</i><br>Dated | 24-5- | 1870.                    |

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,  
24th May 1870.*

No. 303. Read the following letter from J. W. HANDLEY, Esq., Government Pleader, Madras, to the Acting Secretary to Government, Revenue Department, Fort Saint George, dated 6th May 1870, No. 54.

I HAVE the honour to acknowledge receipt of the Order of Government noted in the margin, referring for my opinion a proposal made by the Assistant Commissioner of the Neilgherries as to the Title Deeds of certain lands lately occupied by Mr. A. L. Brown, deceased.

Dated 2nd May 1870, No. 623.

missioner of the Neilgherries as to the Title Deeds of certain lands lately occupied by Mr. A. L. Brown, deceased.

2. I do not quite understand the nature of the proposed arrangement. I gather from the papers before me that the late Mr. Brown purchased certain lands on the Neilgherries, but that no Title Deed was actually granted to him for them; that negotiations were entered into by him with the Government for the relinquishment of part of the lands he had purchased, pending which he died. At the time of his death, therefore, he had no actual legal title to the land, but only a right to call for a conveyance of such interest in the land as he had purchased, which was, I presume, a lease on the terms usual in sales of lands on the Neilgherries. This right is now vested in his Executors, who appear to be willing to carry out the arrangement for relinquishing part of the lands. If Mr. Jones, of the Firm of Messrs. Parry & Co., is the only Executor who has taken out Probate of the Will, a Title Deed for the lands not relinquished might correctly be given to him; but it should be drawn out in his name as Mr. Brown's Executor, not as proposed by the Assistant Commissioner in the name of Mr. Brown who is dead.

3. It would be necessary also, I think, to obtain from Mr. Jones a release of all claims upon the lands relinquished, or some other formal assent to the resumption of those lands by the Government.

4. It appears, however, that all Mr. Brown's rights in the land, which he purposed to retain, have been sold to a Mr. Phillips, and the more convenient arrangement, therefore, would seem to be that a Title Deed should be given to that gentleman direct, instead of to Mr. Jones for the purpose of being immediately transferred to him. Mr. Jones might then execute a release of Mr. Brown's claims to the lands relinquished, or the lease to Mr. Phillips might recite the arrangement for that relinquishment, and Mr. Jones might execute it as well as Mr. Phillips, and thus the whole transaction would be completed by one deed.

5. Of course, there may be other reasons than I am aware of for the transaction being carried out in the manner suggested in paragraph 4 of the Assistant Commissioner's letter. If so, I request that I may be furnished with further information in the matter and with a copy of the form of Title Deed proposed to be granted, to enable me to advise further upon the subject.

No. 304.

ORDER "JEREON, 24th May 1870, No. 770.

Miscellaneous.

THE Government consider that the arrangement proposed in the latter part of paragraph 4 of Mr. Handley's letter will be the best, viz., that the Title Deeds should be executed by Mr. Phillips and Mr. Jones, and that they should contain a recital of the relinquishment by Mr. Brown's Executors of his interest in the lands.

*Proceedings of the Madras Government, Revenue Department,  
21<sup>st</sup> May 1870.*

2. Before the Title Deeds are drawn up, either Mr. Phillips or Mr. Brown's Executors should liquidate the debt still due to Government on account of the purchase-money and assessment of that portion of the land purchased by Mr. Brown in 1864 and 1865, which was not resumed in accordance with G. O., dated 2nd May 1870, No. 623. In 1868 the total amount due was about Rupees 841.

(True Extract.)

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

To the Government Pleader,  
the Board of Revenue.

Exd. F. R. Bantleman.

Rev<sup>d</sup> Department

#770

Proceedings of the Madras Government  
Under date the 24<sup>th</sup> May 1870.

Read the following  
letter from the Government  
Pleaser.

Advancing on questions  
as to title deeds for the late  
Mr. A. L. Brown's lands  
on the Neilgherries

The Government  
consider that the arrange-  
ment proposed in the  
latter part of para 4 of  
Mr. Standley's letter  
will be the best. viz  
that the title deeds  
should

J. P. S.

Cost. of 1870: 24/6.

REVENUE.

THE GOVERNMENT PRINTING.

Co. Co. Co.

Printed by, 24/6.

Printed.

Printed.

G. O. 24/6 May 1870, No. 770.

MAY.

Nos. 300-334.

Like Mr. A. L. Brown's lands on the Neil-  
gherries.—Passing orders with reference to the  
execution of the Title Deeds by Messrs. Phillips and  
Jones, and on the liquidation of the debt still due  
to Government on account of purchase-money and  
assessment of that portion of the land purchased by  
Mr. Brown in 1864 and 1865.

should be executed  
by Mr. Phillips  
and Mr. Jones and that  
they should contain a  
recital of the relinquish-  
ment by Mr. Brown's  
executors of his interest  
in the land.

2 Before the title  
deeds are drawn up,  
either Mr. Phillips or  
Mr. Brown's executors,  
should liquidate the  
debt still due to Government,  
on account of the purchase  
money and assessment  
of that portion of the land  
purchased.

purchased by Mr. Brown  
in 1864 and 1865, which  
was not resumed in ac-  
cordance with L. G. O. dated  
2<sup>d</sup> May 1870, No. 623.  
In 1868 the total amount  
due was about \$841.  
Q. H.

3 Copies to the Court Pleader Sept 24  
14 ———— of 6 Rev. 1

S. J. Bell

2nd Gen. of B.  
C. and M. Smith  
B. 1840