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MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1141

~~Press~~
~~Mis.~~

Dated 1-7-1871.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
1st July 1871.*

No. 5. Read the following Proceedings of the Board of Revenue, dated 7th June 1871, No. 2,298:—

Read again Board's Proceedings, dated 28th March 1871, No. 1,373.

Read also the following letter from the Collector of Madura, to the Acting Secretary to the Board of Revenue, dated Pereakolum, 29th April 1871, No. 124.

ADVERTING to the Board's Proceedings, No. 1,373, dated 28th March last, I have the honour to report that at an auction held by the Civil Court on the 18th instant, three* of the Hill-villages of the Kannivady Polliem were purchased for Rs. 28,550 by one Syed Sicandar, the plaintiff in Original Suit No. 11 of 1869 on the file of the said Court, at whose instance the sale of the villages was notified by the Court in satisfaction of the judgment passed in the above suit.

- * 1. Thonimalay.
- 2. Pandrimalay.
- 3. Andalur.

2. Copy of a notice published by me, as advised by the late Government Pleader in paragraph 3 of his letter recorded in the Board's Proceedings dated 29th October 1868, No. 7,742, is enclosed for the Board's information.

3. The remaining twenty-two villages of the Polliem of Kannivady are now held on lease by one Audimoolom Pillay, on whose objecting motion the sale of these villages was put a stop to.

4. I propose to issue orders for the imposition of full ryotwary assessment on the three villages being placed in the plaintiff's possession under the order of the Civil Court.

5. Under the circumstance stated in paragraphs 2 and 3 of my letter, recorded in the Board's Proceedings noted in paragraph 1, I do not deem it necessary to act upon the advice of the Government Pleader in paragraph 4 of his letter above referred to.

ENCLOSURE No. 1.—Copy of Notice.

A RECENT decision of the High Court affects materially the rights which have hitherto been claimed by Government with regard to unsettled polliems.

2. The Board have not yet received a copy of the judgment, but pending further orders no action should be taken by the Collector with regard to the alienated villages.

No. 6.

ORDER THEREON, 1st July 1871, No. 1,141.

Miscellaneous.

Regular Appeal No. 129 of 1869.

It is observed that in the concluding paragraph of the recent judgment of the High Court in the Marangapury case, to which the Board allude, the following remarks occur:—“We wish

“it to be distinctly understood that it is not intended by anything said in this judgment to indicate any opinion as to the right of the Government to alter the assessments of peishcush on this or other polliems not held under an Istimrari

*Proceedings of the Madras Government, Revenue Department,
1st July 1871.*

"Sanad, if they think it equitable to do so, and have not bound themselves not to do so—an obligation which, it seems from Exhibit 23, does in some instances exist." The letter from the Collector may therefore be disposed of by the Board of Revenue with due advertence to this extract. Even if found not liable to the ordinary ryotwary demand, the separated lands must at all events be re-assessed on the principle laid down in Section 9, Regulation XXV., 1802, for alienations in satisfaction of a decree of Court.

2. Meanwhile, the Board will doubtless be able to procure a copy of "Exhibit No. 23." The Government wish to see it also.

(True Extract.)

(Signed)

D. F. CARMICHAEL,

Acting Secretary to Government.

Revenue 1871. District

Board of Revenue,

MADRAS. 18-1916

PROCEEDINGS, 7TH JUNE 1871, No. 2,298.

By the Collector

Encl. 1

Received 15th

1871

Revenue 1871. District

JUNE.

No. 2,298.

Kamichy Poliem—in Madura District.—Collector directed to take no action at present with regard to certain villages of, alienated by decree of Civil Court.

1871

1871

Enclosure in the No. 1871
of the Board of Revenue
of 1871
1871

Board of Revenue

MADRAS.

PROCEEDINGS, 28TH MARCH 1871, No. 1,373

Encl.

Received.

1871

MARCH

No. 1,373.

Villages of Kamichy estate in Madura District which have been attached in execution of Decree in O. S. Nos. 2, 142 and 144 of 1870 on file in Principal Sudder Amin's Court.—Collector and Principal Sudder Amin directed to issue certain Notification at time of sale of

1871

1871

1871

No. 2,298.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 7th June 1871.

Read again Board's Proceedings, dated 28th March 1871, No. 1,373.

Read also the following letter from the Honourable D. ARBUTHNOTT, Collector of Madura, to the Acting Secretary to the Board of Revenue, dated Perakolum, 29th April 1871, No. 124:—

ADVISING to the Board's Proceedings, No. 1,373, dated 28th March last, I have the honour to report, that at an auction held by the Civil Court, on the 18th instant, three* of the Hill Villages of the Kannivady Polliem were purchased for Rupees 28,550, by one Syed Sicandar, the plaintiff in Original Suit No. 11 of 1868, on the file of the said Court, at whose instance, the sale of the villages was notified by the Court in satisfaction of the judgment passed in the above suit.

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3. The remaining twenty-two villages of the Polliem of Kannivady are now held on lease by one Audimoolom Pillay, on whose objecting motion, the sale of these villages was put a stop to.

4. I propose to issue orders for the imposition of full ryotwary assessment on the three villages being placed in the plaintiffs possession under the order of the Civil Court.

5. Under the circumstance stated, in paragraphs 2 and 3 of my letter, recorded in the Board's proceedings, noted in paragraph 1, I do not deem it necessary to act upon the advice of the Government Pleader, in paragraph 4 of his letter, above referred to.

Enclosure No. 1.—Copy of Notice.

A recent decision of the High Court affects materially the rights which have hitherto been claimed by Government with regard to unsettled polliems.

2. The Board have not yet received a copy of the judgment, but pending further orders no action should be taken by the Collector with regard to the alienated villages.

(A true Copy and Extract.)

Acting Secretary.

To the Collector of Madura.

Copy to the Acting Secretary to Government, Revenue Department, with Board's Proceedings, No. 1,373 of 1871, and one original enclosure.

Ed. G. A. Turtan.

Reg. Ap.
No 129 of 1869.

No. 1141

Pro. Bd. Rev. No 2298

df 7th June/71

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the following remarks occur:—

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Reg. 1802 - for alienation in

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J. O. P.

A. A.

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df 1st July/71

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It is noted by
beams of Coal

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Gobt. of 1871 Madras.

REVENUE.

To

THE BOARD OF REVENUE.

Dated 1st July.

Recd.

Encl.

G. O., 1st July 1871, No. 1,141.

Vide No 2843 from
M. G. Rao -
Further C. M. 3218/73

JULY.
Nos. 5-6.

Certain villages of Kannivady Polliem in
Madura District alienated by decree of Civil
Court.—Proceedings Board of Revenue in connec-
tion with them, with orders thereon.