

Nov. 1871. *Alb.*

Board of Revenue,

MADRAS. 27.55

PROCEEDINGS, 9TH FEBRUARY 1871, No. 612.

Sept 17 Friday
Encl.

Received 18th 1862

Chas. M. Allen
Dec

FEBRUARY.
No. 612.

Compensation to an Inlander.—In South Arcot District, whose land was given to a ryot as Government land, in Fusly 1250, but restored to him in Fusly 1276,—Letter from Collector, forwarding one from Sub-Collector recommending payment of Rspees 157-14-4, as, submitted for orders of Government.

Attest: Charles

10

REVISED

THE BOARD OF REVENUE.

200

20.

Dated March 1st.

Recd.

G. O., 1st March 1871, No. 307.

HAJOI

Nos. 11-13.

*Assessment erroneously collected
Indiander in South Arcot.—*Refund of
recommended by the Board of Revenue.

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

Read the following :—

No. 11. Proceedings of the Board of Revenue, dated 24th November 1870,
No. 6,803.

Read the following letter from the Collector of South Arcot, to the Acting
Secretary to the Board of Revenue, dated Cuddalore, 25th October 1870,
No. 281.

I HAVE the honour to forward copy of my Sub-Collector's letter, No. 344, of
the 17th instant, together with copy of one from the Inam Commissioner, No. 1,212,
dated 26th November 1866.

2. The Board will see from the above papers that cawny 1-8 in field No. 86,
as per old Pymaish, belonged to the Inams, and that of this, cawny 1 was wrongly
transferred in Fasli 1250 to the Puttah of one Ramiengar under Iyen, and lastly,
agreeably to the decision of the Inam Commissioner, this 1 cawny or acres 1-35
was excluded from Iyen or Government land, and re-transferred to Inams in
Fasli 1276.

3. The proprietor of the Inam, Sha Gulam Jamalull *alias* Mahomed Madar
Sha, now prays for payment to him of the assessment realized by Government
upon the above 1 cawny land from Fasli 1250 to 1275.

and other proceedings

ENCLOSURE No. 2.

From the Officiating Inam Commissioner, to the Collector of South Arcot, dated Madras, 26th
November 1866, No. 1,222.

WITH reference to the correspondence noted in the margin, I have the honour to inform you
that I have decided the disputed land to be

From Collector,	2nd October 1865,	No. 987.
To do.	3rd November "	" 867.
From do.	21st "	" 1,201.
To do.	8th February 1866, "	" 163.
From do.	2nd June "	" 513. (enclosures herewith returned.)

Inam, and therefore request that the Iyen Puttah
granted for the same land to Ramiengar may
be cancelled, and the land treated as Inam.

2. A copy of my decision is herewith
forwarded for your information.

3. As the land had been claimed as Inam almost from the time when the Iyen Puttah was
granted, and as no final orders had ever been issued in the matter, it did not appear to me to be
necessary to obtain the sanction of Government to the cancellation of the Puttah.

ENCLOSURE No. 3.

ABSTRACT.—Copy of the Inam Commissioner's decision on Case No. 8, Register No. 47, in
the village of Kuchur, Chidambaram Taluq, South Arcot District.

THE Board consider that a refund should be made, but the Collector should
ascertain whether the Inamdar consents to receive Rs. 50 in satisfaction of his
claim.

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

in Fasli 1250, C. 1 of this No. 86 was wrongly written by the Curnum as Government land, C. 1, A. 0, P. 1, No. 92, and entered in the Puttah of one Ramiengar.

3. It is not clear how the mistake originated, but the Inamdar is alleged to have disputed the entry from Fasli 1249 to Fasli 1276, when at last the land was made over to him by the Inam Commissioner, and entered with the rest of the land in the Title-deed. There are no records before me, except the accompanying copy* of a copy of your Takid to the Tahsildar, dated 7th December 1866, ordering the land to be classed as Inam.

4. From that Takid it appears that the Tahsildar had reported that the Inamdar had most probably enjoyed the land before Fasli 1248; but it does not appear why he did not enjoy it. Faslies 1248 and 1249. It may be inferred that there was negligence on the part of the Inamdar. If he had been always cultivating the land, the opposite party, Ramiengar, would not have taken possession.

5. The petitioner now asks for the return of the Teerwa or rent collected by Government on the land from Fasli 1250 to Fasli 1276, or 26 years' rent. The rent collected up to Fasli 1270 is not known, the accounts being destroyed or missing; but from Fasli 1271 to Fasli 1275 the rent, at Rs. 6-1-2 a year for 5 years, is Rs. 30-5-10.

6. The amount that may have been remitted out of this Rs. 30-5-10 is not reported, and the land in question is wet. It is not by any means certain that the Inamdar would have cultivated the land if it had been uninterruptedly in his Inam, and the collections for 21 years are not known. I therefore beg to suggest that 50 Rs. be given to him as reasonable compensation for the temporary loss of his Inam. He must now settle with the present occupier as to future rates. It has been either destroyed or missing, that the assessment collected on the land from Fasli 1271 to 1276 amounts to Rs. 30-5-10 at Rs. 6-1-2 per annum, and that the payment of 50 Rs. to the applicant would be a fair compensation for his temporary loss of the Inam.

5. In the absence of the necessary accounts, it is impossible to calculate the exact amount paid to Government during the period the land was held under Iyen, since it may have been waste or shavy, and the assessment may have been remitted during some of those years, or the land may have been left fallow, or at times relinquished, and at others again occupied. But, under any circumstances, the land was lost for the time to the Inamdar, and I am, therefore, prepared to concur in the recommendation made by the Sub-Collector, and accordingly I request sanction for payment of 50 Rs. to the applicant in full satisfaction of his temporary loss of the Inam.

ENCLOSURE No. 1.

From the Sub-Collector, to the Collector of South Arcot, dated Virdachellum, 17th October 1870, No. 344.

I HAVE the honour to forward, herewith, the petitions of one Sha Gulam Jamalull alias Mahomed Madar Sha, Inamdar of Kuchur, Chidambaram Taluk, praying for a refund of money wrongly collected on a portion of his Inam by Government.

2. The extent of the land in question is 1 cawny or acres 1-35 which, previous to Fasli 1250, belonged to No. 86, extent C. 1, A. 8, P. 0. This No. 86 was one of the Inam fields. But

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

No. 12. Proceedings of the Board of Revenue, dated 9th February 1871, No. 612.

Read again Board's Proceedings, 24th November 1870, No. 6,803.

Read also the following letter from the Collector of South Arcot, to the Acting Secretary to the Board of Revenue, dated Punrootty, 19th December 1870, No. 338.

REFERRING to the Board's Proceedings, No. 6,803, of the 24th November last,

I have the honour to submit copy of a letter* from the Sub-Collector, recommending that Rs. 157-14-4 be disbursed to the Inamdar Gulam Jamalull under the circumstances therein stated, and because the Inamdar very naturally is unwilling to accept less than the amount which has intermediately been received by Government as Teerwa on the land in question.

ENCLOSURE No. 1.

From the Sub-Collector, to the Collector of South Arcot, dated Virdachellum, 15th December 1870, No. 430.

In reply to your memorandum, No. 1,195, dated 3rd instant, forwarding Board's Proceedings, No. 6,803, directing to ascertain whether the Inamdar the Collector, Chidambaram Taluk, consents to receive 50 Rs. in satisfaction of his claims, I have the honour to state that he has appeared before me, and states that he will only be satisfied with what has been paid to Government. This cannot be exactly known, as the accounts are missing. But 26 years' rent, at Rs. 6-1-2 a-year, will amount to Rs. 157-14-4, and he agrees to take this. The land is irrigated from the great Viranam tank, and is only one mile from it. It is quite possible that it has been cultivated every year since Fasli 1250. The Inamdar says that the land was waste in Fasli 1247-48 and 49 because the ryots would not give cowle for it, but before that it was always cultivated. I therefore beg to recommend that Rs. 157-14-4 be awarded to him as compensation, being the amount he now claims.

ENCLOSURE No. 2.—Statement of Mahomed Madar Sha.

SUBMITTED for the orders of Government.

2. In Fasli 1250 certain land belonging to an Inamdar was given to a ryot as Government land. In Fasli 1276 it was restored under a decision of the Inam Commissioner.

3. The Inamdar prays for a refund of the assessment collected from Fasli 1250 to Fasli 1275. The request is reasonable, but it is impossible to calculate the exact amount thus due because the accounts for faslies previous to 1270 are missing. The annual receipts from Fasli 1271 to Fasli 1275 were Rs. 6-1-2.

4. The Collector first recommended that Rs. 50 should be paid as a compromise, but the Inamdar claims the profits for 26 years, or Rs. 157-14-4, and the Board think a refund of this amount should be granted.

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

No. 13.

ORDER THEREON, 1st March 1871, No. 367.

Miscellaneous.

REFUND sanctioned, Rs. 157-14-4.

2. The Collector should fix the responsibility for the missing accounts on the proper person, and duly notice the neglect of duty.

(True Extract.)

(Signed)

W. HUDLESTON,

Secretary to Government.

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

F. R. Bantleman.

No. 612.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 9th February 1871.

Read again Board's Proceedings, 24th November 1870, No. 6,803.

Read also the following letter from C. W. READE, Esq., Collector of South Arcot, to the Acting Secretary to the Board of Revenue, dated Punnootty, 19th December 1870, No. 838:—

REFERRING to the Board's Proceedings, No. 6,803, of the 24th November last, I have the honour to submit copy of a letter* from the Sub-Collector, recommending that Rs. 157-14-4

* Dated 15th December 1870, No. 430.
be disbursed to the Inamdar Ghulam Jamallalla, under the circumstances therein stated, and because the Inamdar very naturally is unwilling to accept less than the amount which has intermediately been received by Government as teervah on the land in question.

ENCLOSURE No. 1.

From P. L. ROBERTS, Esq., Sub-Collector, to the Collector of South Arcot, dated Virdachellum, 15th December 1870, No. 430.

In reply to your Memorandum, No. 1,195, dated 3rd instant, forwarding Board's Proceedings, dated 24th November 1870, No. 6,803, directing to ascertain whether the Inamdar Shagulam Jamallalla alias Mahomed Madar Sha of Kuchur, Chidambaram Talook, consents to receive 50 Rupees in satisfaction of his claims, I have the honour to state that he has appeared before me, and states that he will only be satisfied with what has been paid to Government. This cannot be exactly known, as the Accounts are missing. But 26 years' rent, at Rupees 6-1-2 a year, will amount to Rupees 157-14-4, and he agrees to take this. The land is irrigated from the great Viranam tank, and is only one mile from it. It is quite possible that it has been cultivated every year since Fusly 1250. The Inamdar says that the land was waste in Fusly 1247-48 and 49 because the ryots would not give cowle for it, but before that it was always cultivated. I therefore beg to recommend that Rupees 157-14-4 be awarded to him as compensation, being the amount he now claims.

(True Copy.)

(Signed)

C. W. READE,
Collector.

ENCLOSURE No. 2.—Statement of Mahomed Madar Sha.

SUBMITTED for the orders of Government.

2. In Fusly 1250 certain land belonging to an Inamdar was given to a ryot as Government land. In Fusly 1276 it was restored under a decision of the Inam Commissioner.

3. The Inamdar prays for a refund of the assessment collected from Fusly 1250 to Fusly 1275. The request is reasonable but it is impossible to calculate the exact amount thus due because the accounts for fuslies previous to 1270 are missing. The annual receipts from Fusly 1271 to Fusly 1275 were Rupees 6-1-2.

4. The Collector first recommended that Rupees 50 should be paid as a compromise, but the Inamdar claims the profits for 26 years or Rupees 157-14-4, and the Board think a refund of this amount should be granted.

(True Copies and Extract.)

J. G. A. Turton
Acting Secretary.

To the Secretary to Government, Revenue Department,
with Board's Proceedings, No. 6,803 of 1870, and one original enclosure.

Copy to the Collector of South Arcot.

Exd. G. A. Turton.