

[illegible]

Rev^d Department^{va}

Proceedings of the Madras Government
Under date the October 1870.

Read the following
Proceedings of the Board
of Revenue.

Informing Col^l of Malabar
with reference to his application
for instructions as to refund of
value of certain judicial stamps
that rules for refund of value of
Court Fee stamps are now
under consideration & that
section 45 of General Stamp
Act does not apply to these
stamps.

A.E. 26th Sept^r/70 No. 5871

The Government
do not consider that the
provisions of the Court
Fee Act allow of the
refund

Refund of the value of stamps merely on the ground that such stamps are "not required," and they do not agree in the opinion expressed in para. 5 of the Board's Proceedings to the effect that in the third case cited by the Collector, the rules in force before the introduction of the Court Fees Act can be applied now.

2 In the case of the two first mentioned stamp-papers it is not clear why the obsolete

3^a
obsolete stamp papers were supplied, and in the third case, some explanation of his not having applied for the refund before should be required from the applicant.

3 The Collector should also state the names of the applicants.
OK.

59.10.18

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 24th March 1871.

Read the following letter Pro: of the

Board of Revenue.

Informing Collr of Malabar with reference to his application for instructions, as to refund of value of 3 Judicial Stamps, two of which were purchased subsequent to introduction of Court Fees Act and one previous to it; that rules for refund of value of Court Fees Stamps are now under consideration of Govt. & that Section 115 of Genl. Stamp Act does not apply to these Stamps.

(H. E. 26 September 1870 No. 5871)

The Govt. sanction the refund of the Stamps as duty in these cases. They are probably exceptional and due to the novelty of the Act, and nothing fraudulent is apparent

Nothing fraudulent is apparent or suspected - I think we should refund - when a change of Law occurs - mistakes like this will occur. After wards we can fairly adhere to the laws

apparent or suspected.

List 11/12/22

11. Folke Wythe - Dec 122

6. - - - - -

11/12/22

11/12/22

11/12/22

No. 314. 1815

Refined & reduced
of three Judicial
Stamps on Mala
in Dist.

Seshyengar

Proceedings of the Madras Government, Revenue Department,
22nd March 1871.

No. 316. Read the following Proceedings of the Board of Revenue, dated 20th February 1871, No. 796 :—

Read again Board's Proceedings, dated 28th March 1870, No. 2,040.
Do. do. " 12th July " " 4,826.
Do. do. " 31st August " " 5,530.

Read also the following letter from the Acting Director of Revenue Settlement, to the Acting Secretary to the Board of Revenue, dated Madras, 15th September 1870, No. 1,503-44.

I HAVE the honour to reply to the Board's Proceedings, dated 31st August 1870, No. 5,530, upon the question of re-demarcation in Salem.

2. I may briefly narrate how the question has arrived at its present stage. On the 16th of January last Mr. Goodrich pointed out the necessity of re-demarcation, and Mr. Master handed over the papers to me for disposal, at the same time concurring with me that the outlay proposed to be undergone by Government would preclude our advocating the measure just then. This view of the case was accordingly communicated to Mr. Goodrich, who, on the 24th February, stated, in reply, that the Ahtoor ryots expressed their willingness to pay for the demarcation. I then asked Mr. Goodrich to let me know before placing the question before the Board whether the ryots of the other taluqs were, similarly with the cultivators of Ahtoor, willing to pay for the restoration of marks; besides this some other necessary information was asked for. Mr. Goodrich's reply, dated 29th March, No. 33, places the whole matter in so clear a light that I beg to forward the letter *in extenso*. It then became necessary to ascertain the Collector's views upon the matter, as the Board and Government would naturally wish to have that officer's opinion. I accordingly addressed Mr. Pochin, who replied that he would let me know after the Jamabandi, when I presume he intended to take the opportunity of ascertaining the wishes of the people. Meanwhile, the subject was fully discussed on the 28th June at a Board's meeting, at which Colonel Priestley and I were present. This resulted in the Board's Proceedings, dated 12th July last, to which the late Mr. Pochin's letter, expressing his approval of the measure, and the willingness of the ryots to bear the cost, is the reply now forwarded for the expression of my opinion.

3. My views have all along been in favour of the re-demarcation, and I was naturally anxious that so grand an opportunity as Mr. Goodrich being on the spot with all his party should not be lost. The only drawback was the expense which just at this crisis appeared to me an almost insurmountable objection. Now, however, that the ryots have expressed their willingness to bear the cost, provided their individual holdings are delineated, the only impediment has been removed, and the point to be now considered is how the task can be most expeditiously and satisfactorily performed.

4. Mr. Goodrich is quite willing to undertake the task, and his trained hands are certainly, I should say, quite equal to carrying it out satisfactorily. The Supervisor Seshyengar has not only been in the district for some years, but has been in the meantime detached to the Survey Demarcation Party working in the