

Govt. of {1871} Madras

REVENUE.

To

THE INAM COMMISSIONER,

&c., &c., &c.

Dated April 19th

Recd.

Encl

G. O., 19th April 1871, No. 702.

APRIL

Nos. 202-203.

Inam Establishment.—The scales proposed by the officer in charge of the Inam Department sanctioned

*Proceedings of the Madras Government, Revenue Department,
19th April 1871.*

No. 204. Read the following Proceedings of the Board of Revenue, dated 1st April 1871, No. 1,449:—

Read the following letter from the Acting Collector of Trichinopoly, to the Acting Secretary to the Board of Revenue, dated 8th February 1871, No. 39.

WITH reference to the Proceedings of the Board of Revenue, dated 28th October 1870, No. 6,383, I have the honour to enclose copy of a letter from the Assistant Collector, stating his reasons for believing that he has not jurisdiction to dispose of the case of the Board's petitioner Vencatasoobien under Regulation VI. of 1831.

2. I am afraid that the Assistant Collector's argument is sound, and if so, it will be necessary to obtain from Government a Notification, under Section 11, Act IV. of 1864, excepting from the operation of that Act all Inams and Shrotriem villages and unsettled Polliems in this district.

ENCLOSURE No. 1.

From T. J. MALTBY, Esq., Assistant Collector, to the Acting Collector of Trichinopoly, dated 28th November 1870, No. 85.

WITH regard to the case of the Gumasta Curnum of Kadiakurichi, referred to me for disposal, I have the honour to inform you that it appears to me that I have no jurisdiction to try the case under Regulation VI. of 1831, as directed by the Board of Revenue in their Proceedings, dated 28th October 1870.

2. The Village Cess Act No. IV. of 1864 lays down in Section 1 that all fees, contributions, and allowances, which have hitherto been customarily collected or demanded by village officers, etc., shall absolutely cease, and determine any provisions or declarations in Regulation VI. of 1831 of the Madras Code to the contrary notwithstanding; and in conformity with the provisions of Section 11, that Act was made applicable to the Trichinopoly District by a Government Notification in the *Fort Saint George Gazette*, dated 16th December 1864.

3. By a Government Order, dated the 19th April 1866, a reservation was, however, made in favour of permanently settled estates situated in the district, and the Act does not therefore apply to such lands.

4. As, however, an Inam village is not a permanently settled estate—*vide* Board's Proceedings quoted above, dated the 28th October 1870—the Act must necessarily apply to such tenures, until they are specially exempted by a Government Notification issued under Section 11, similar to that issued with regard to permanently settled estates in the district.

5. I am, therefore, in doubts as to whether, under the circumstances stated, Act IV. of 1864 does not render null and void all proceedings of the Revenue Courts taken under Regulation VI. of 1831 with regard to the collection of fees upon all lands otherwise than permanently settled ones.

6. Should you consider the view which I have taken to be correct, I request that you will kindly favour me with instructions as to whether I am to stay any further proceedings under Regulation VI. of 1831, pending a reference to the Board of Revenue, or not.

THE Board resolve to submit the foregoing letter for the orders of Government, with their recommendation that a Notification be issued under Section 11, Act IV. of 1864 (the Village Cess Act), exempting from the operation of that Act all Inam villages and unsettled Polliems in the district of Trichinopoly.

*Proceedings of the Madras Government, Revenue Department,
19th April 1871.*

2. The necessity for such a Notification is clearly shown in the letter addressed by the Assistant Collector Mr. Maltby to the Collector.

3. As a rule, the revision of Village Establishments and the introduction of the Village Cess Act, which have been carried out in recent years under the sanction of Government, have been confined to the Government villages.

4. On the expediency of extending the operation of the Village Cess Act to Zemindari and Inam villages, the opinions of Collectors have been called for, and, if any action is needed, the Board will address Government specially.

No. 205.

ORDER THEREON, 19th April 1871, No. 703.

Miscellaneous.

THE Board are requested to explain the case which induced this reference.

2. The Government do not clearly understand why the powers conferred by Section 8, Act IV. of 1864 (Madras), should not enable Revenue-officers, where the Act is in force, to do all that they could otherwise do under Regulation VI. of 1831.

(True Extract.)

(Signed)

W. HUDLESTON,

Secretary to Government.

To the Board of Revenue.

Revenue Department.

703.

PROCEEDINGS of the MADRAS GOVERNMENT.

19th April 1871.

Read the following letter

*Proceedings
of the Board of Revenue*

Recor'd that a notification be issued exempting from operation of villages, cess act No. IV of 1864 all Inam villages & unsettled Pol. lands in Trichinopoly Dist.

(H.B. 1st April 1871 No. 1149)

The Board are requested to explain the case which induced this reference.

2. The Government do not clearly understand why the powers conferred by section 8, act 4 of 1864 (Madras) should not enable Revenue Officers where

where the act is in force,
to do all that they could do
otherwise do under Regu-
lation of 1831.

14, To the 18th June Decpt 20

*Sumatra Settlement
Village No. 1, District
Dist. from Village
Case Act IV of 1864*

Govt. of 118 } Madras.
13.6.73
1-2-58

Dated	18	No.
Recd.		

Nos.

*Vict No 1026 of 1871
from Board of Revenue*

Exemption of loans and unsettled items from Village Cess Act in Trichy District.—Board of Revenue to explain case which induced the reference in connection with it.

APRIL
No. 204-205.

Govt. of 118713 Madras.
REVENUE.
THE BOARD OF REVENUE.
Dated April 18th.
Recd.
G. O., 19th April 1871, No. 709.

Proceedings of the Madras Government, Revenue Department,
19th April 1871.

No. 206. Read the following letter from the Acting Director of Revenue Settlement, to the Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 14th April 1871, No. 734-27:—

I HAVE the honour herewith to forward (in original to be returned) a communication from my Uncovenanted Assistant in charge of the Kistna Settlement Party, and, with reference to the memorandum from the Officiating Assistant to the Accountant-General therein enclosed, to request the confirmation of Government to the leave, without pay, granted to certain servants on the Kistna Establishment as shown in the statement herewith submitted.

ENCLOSURE No. 1.

From the Uncovenanted Assistant in charge of the Kistna Settlement Party, to the Acting Director of Revenue Settlement, dated Kistna, 12th April 1871, No. 39-31.

I HAVE the honour to forward, herewith, a list of men who have been granted leave of absence, on loss of full pay, before the receipt of the Deputy-Accountant-General's Official Circular, and to request that the sanction of Government may be obtained for the same, as the Accountant-General* has taken exception.

ENCLOSURE No. 2.

From the Officiating Assistant to the Accountant-General, Madras, to the Uncovenanted Assistant in charge of Revenue Settlement Department, Kistna District, dated Fort Saint George, 28th March 1871, No. 8,031.

THE undersigned has the honour to state that the private affairs' leave, without pay, granted to the parties named in the margin, should be reported to Government for confirmation, with reference to Circular from this Office, No. 55, dated 30th January 1871.

K. Vencatappaya, Gumasta, 1 month and 21 days, from 4th January 1871.
P. Sashachellum, Head Classifier, 33 days, from 4th January 1871.
M. Nagabooshanum, Demarcator, 17 days, from 23rd January 1871.