

1286

*Proceedings of the Madras Government, Revenue Department,
20th August 1872.*

No. 182. Read the following Proceedings of the Board of Revenue, dated 18th July 1872, No. 1,354:—

Read the following:—

No. 259.

OFFICIAL MEMORANDUM.

WITH reference to his letter, dated 26th October 1871, No. 3,242, the Collector of the Kistna District is informed that the Commissioner agrees with him in considering that the ex-Zemindar should be referred to a Civil Court for obtaining possession of the lands.

2. As, however, the Inam has been confirmed to him at the settlement, and the lands referred to are included in his title-deed, the Board of Revenue will be requested to obtain the sanction of Government for cancelling the puttass issued to the present holders leaving them to pay the land-tax to the ex-Zemindar.

3. It is to be observed that the Inam Register does not show that the ex-Zemindar was out of possession of any of the lands, and that was probably the reason why the whole area was confirmed as Inam.

4. An extract from the Register of the case will be forwarded to the Board.

5. The record and the title-deed received with the Collector's letter, are herewith returned.

REVENUE BOARD OFFICE,
Inam Department, Madras,
21st June 1872.

(Signed) R. A. DALYELL,
Officiating Inam Commissioner.

To the Collector of the Kistna District.

(True Copy.)

(Signed) R. A. DALYELL,
Officiating Inam Commissioner.

Forwarded to the Secretary to the Board of Revenue, with two enclosures.

ENCLOSURE No. 1.

From J. C. HANNYNGTON, Esq., Acting Collector of the Kistna District, to the Acting 3rd Member of the Board of Revenue, in charge of the Inam Department, Madras, dated Masulipatam, 26th October 1871, No. 3,242.

I HAVE the honour to report that Title-deed No. 1,059 was issued by the Inam Commissioner to the late Rajah Manikya Rao Zanganna Rao Garu for a Personal Inam of Acres 25.45 of dry land situated in the village of Chilumur of Repalli Taluq, with an annual quit-rent of Rupees 8-8-0. This Inam was enfranchised under the Rules of the Inam Department.

2. The title-deed in question, dated 18th November 1869, was delivered to the son of the deceased Inamdar, who claimed to be placed in possession of the Inam land entered in the title-deed.

3. From an Arzee received from the Tahsildar of Repalli Taluq, it appears that out of acres 25.45 of Inam land, acres 9.92, assessed at Rupees 28-2-8, were included in the puttass of nine Government ryots and the remainder is unoccupied.

*Proceedings of the Madras Government, Revenue Department,
20th August 1872.*

4. The deceased Inamdar was the Zemindar of Repalli Estate. During the time that the estate was managed by the members of this family, a tope was planted by them in the said acres 25.45 of land now recognized as Inam. This estate reverted to Government in Fasli 1256 (A. D. 1846) on account of large arrears of peishcush due from the deceased Zemindar. In that year the Collector of the late Guntur District abolished the sharing system which then prevailed, and introduced money rents by issuing individual puttass to all ryots; at that time acres 9.92, forming part of this Inam, which had been under the occupancy of the ryots from some years, were included in the ryots' puttass.

5. The lands have been under the cultivation of the ryots for about twenty-five years. They now refuse to relinquish them.

6. The Tahsildar reports that the late Zemindar claimed the restoration of the land from Fasli 1259 (A. D. 1849), and that it does not appear that any final orders were issued on the subject.

7. There are no documents in possession of the Inamdar to show the boundaries of the tope.

8. We cannot compel the ryots to relinquish the lands in favour of the Inamdar, as they have been in their occupancy for a long time.

9. I am of opinion that the Inamdar should be referred to a Civil Suit for recovery of the lands from the ryots, they having been in possession of the lands before the estate reverted to Government.

10. The record of the case is forwarded herewith, from which it appears that the tope was originally a charitable one.

11. Title-deed No. 1,059 is returned, and I request your orders as to the disposal of the case.

(True Copy.)

(Signed)

R. A. DALYELL,
Officiating Inam Commissioner.

ENCLOSURE No. 2.—Extract.

It appears that for 9.92 acres of land forming part of a Personal Inam belonging to the ex-Zemindar of Repalli, Government puttass were issued so far back as Fasli 1256.

2. It is now ascertained that the land is Inam and a Title-deed has been issued in the ex-Zemindar's name. To enable him to sue for possession of the land, it is necessary that the puttass should be cancelled. The orders of Government for that purpose are therefore solicited.

No. 183.

ORDER THEREON, 20th August 1872, No. 1,236.

Miscellaneous.

THE Government do not understand the necessity for cancelling the Puttahs held by the occupiers, for the last twenty-five years and upwards, of the lands now found to be Inam appertaining to the ex-Zemindar, unless it be the case that the entries in the Puttahs confuse Inam and Government land.

2. If this be so, the Collector should issue to the parties concerned fresh Puttahs for that area only which is rightly held by them from Government, and,

*Proceedings of the Madras Government, Revenue Department,
20th August 1872.*

in any case, he should notify to them that the rights hitherto claimed by Government, in respect of the land now found to be Inam, appertain to the Zemindar.

3. It will be for the Courts, Civil or Revenue, to decide the question of possession and the conditions of tenure.

(True Extract.)

(Signed)

W. HUDLESTON,
Secretary to Government.

To the Board of Revenue.

Exd. F. R. Bantleman.

Revenue Department.

No.

1236

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the

20 Aug.

1872.

Read the following Proceedings of the
Board of Revenue.

Requesting sanction of Govt.
for cancellation of pattas issued for
portion of certain Piraonab Swam
and belonging to ex. Zemindar of Repalli
in Kistna Dist: as as to enable ex-
Zemindar to sue for possession

H. E. 18th July 1872 No. 1354.

The Government
do not understand the necessity
for cancelling the pattas
held by the occupiers, for the
last 25 years and upwards,
of the lands now found
to be Swam appertaining
to the ex. Zemindar, unless
it be the case that the
entries in the pattas
confuse Swam and Govt. land.

If this be so, the Collector
should issue to the parties
concerned

concerned, fresh puttas
for that area only which
is rightly held by them from
Govt and, in any case, he
should notify to them that
the rights hitherto claimed
by Govt, in respect of the land
now found to be Inam,
appertain to the Zemindars.

It will be for the
Comrs, Civil or Revenue, to
decide the question of
possession, and the conditions
of tenure.

[Signature]

14 To the Board of Rev Dec 24 Augst/72.

[Initials]

*Inam land belonging to
ex-Zemindar of Repalle
Kistna Dist.*

Not seen by me

Ende
Secretary.

as Fasli 1256.
2. It is now ascertained that the land is Inam and a Title-deed has been issued in the ex-Zemindar's name. To enable him to sue for possession of the land, it is necessary that the puttass should be cancelled. The orders of Government for that purpose are therefore solicited.

(True Copies and Extract.)

To the Chief Secretary to Government, R. D., with one enclosure.
Copy to the Inam Commissioner.
" to the Collector of the Kistna District.

Exd. T. Cartledge.

N^o 2459
Rev. 1872. *Sept*
Board of Revenue,
MADRAS.

PROCEEDINGS, 18TH JULY 1872, No. 1,354.

Depd 23 July 1872

Encl. 1
Enc.

Received *26th July 1872*

JULY.
No. 1,354.

Inam land.—Sanction of Government requested for cancellation of puttass issued for a portion of certain Personal Inam land belonging to ex-Zemindar of Repalli in Kistna District, so as to enable ex-Zemindar to sue for possession.

No 182-183

C. 31st July 1872 R 14th Augst

S. Q. No 1236- 20 Augst 1872

8th July 1872 R 14th Augst