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of Tahsildar of Mrs
Mugundam Sahib
in the Gooty District

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*Proceedings of the Madras Government, Revenue Department,
12th April 1872.*

No. 119. Read the following Proceedings of the Board of Revenue, dated 9th April 1872:—

Read the following letter from the Acting Collector of Bellary, to the Secretary to the Board of Revenue, dated Bellary, 13th March 1872, No. 61.

A suit has been filed in the Gooty Munsif's Court by one Kappaguntal Ramakistnia against the Tahsildar of Gooty for the recovery of a sum of Rs. 598, loss said to have been sustained by him in consequence of his not having been allowed to take water from the Gooty tank to his land.

2. I have the honour to enclose a translation of the plaint as well as draft answer to be put in.

3. The day fixed for the hearing of the case is the 25th May: The Government Vakil has been directed to include me as second defendant in the suit.

4. Although the land is entered in the accounts as dependent on the tank, the Tahsildar refused to grant permission to the plaintiff to make use of the tank-water, as it was hardly sufficient for the lands of the other ryots, as well as for other lands belonging to the plaintiff, which were already under cultivation. The land the plaintiff wished to cultivate he has lately purchased, and lies far from the tank. The application for water was made on the 4th November 1871, a very late period.

5. As the matter is one which affects the administration of revenue by the Government, I think it comes under the rules laid down by Government (*vide* Appendix No. 1 to Board's Standing Circular Orders, Mr. Dalyell's Edition), and that we should demur to the jurisdiction of the Court.

6. The papers reached this office on the 9th instant:

THE Board do not see on what ground the jurisdiction of the Court can be questioned.

2. An amended answer has been prepared in this Office.

3. The defence of the suit is sanctioned, but as the case involves a point of great importance, these Proceedings will be submitted to Government.

No. 120.

ORDEE THEREON, 12th April 1872, No. 596.

Miscellaneous.

THE Board's Proceedings are approved.

2. They will in due course report the result of the suit.

(True Extract.)

(Signed)

W. HUDLESTON,
Officiating Chief Secretary.

To the Board of Revenue.

Exd. F. R. Bantleman.

Bellary Collectors Office
Dated 13th March 1872

No. 61.

From,

The Acting Collector of Bellary

To,

The Secretary to the Board of Revenue
Madras

Sir,

A suit has been filed in the
Gooty Munsiff's Court by one H. Appaguntal
Rama Kishia against the Tahsildar of
Gooty for the recovery of a sum of Rupees 598,
loss said to have been sustained by him
in consequence of his not having been
allowed to take water from the Gooty
tank to his land.

2. I have the honor to enclose a
translation of the plaint as well as draft
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4. Although the land is entered in the accounts as dependent on the tank, the Tahsildar refused to grant permission to the plaintiff to make use of the tank-water as it was hardly sufficient for the lands of the other ryots, as well as for other lands belonging to the Plaintiff which were already under cultivation. The land the Plaintiff wished to cultivate, he has lately purchased, and lies far from the tank. The application for water was made on the 4th November 1871 a very late period.

5. As the matter is one which affects the general administration of revenue by the Government, I think it comes under the Rules laid down by Government (Vide Appendix No. 1 to Board's Standing Circular Orders, Mr. Dalrymple's edition) and that we should
demur

demur to the jurisdiction of the Court.

6. The papers reached his office on the 9th Instant.

I have &c.
(Sd) J. H. Master
Acting Collector
(True copy)
J. H. Master
Secretary

[Signature]
Copied by
[Signature]

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 9 April 1872.

Read letter from the Collector of Bellary dated 13 March 1872 N^o 61.

The Board do not see on what ground the jurisdiction of the Court can be questioned.

An amended answer has been prepared in this office.

The defence of the suit is sanctioned but as the case involves a point of great importance these Proceedings will be submitted to Government.

(End Extract)

J. Grose
Secretary.

The Chief Secretary to Government
Revenue Department
with copy of the Collector's letter and its
enclosures and copy of an amended answer.

[Signature]

Copy to the

Rev-1224/72

Enclosure in Proceedings
of the Board of Revenue to
the Chief Secretary to
Government Revenue Dept.
dated 9 April 1872

Dated 9th April 1872.

Despatched 9 — — —

Recd. 10th — — —

on 4th Three rods

Sanctioning the
defence of a ditch
instituted in the
Bellary Dist.

With Order

No 596. 12th April 72

14. Boundary Revenue Dept 1300 July 2

12th April 72
No 119-120

Comptroller R. P. Phillips

No 596.
The Secretary to the
Revenue Dept.
Bellary Dist.