No. 244. Read the following Proceedings of the Board of Revenue, dated 24th September 1873, Miscellaneous No. 6,376 :—

Read the following letter from A. MACGREGOR, Esq., Collector of Malabar, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Cannanore, 1st September 1873, No. 206.

I HAVE the honour to report on petition No. 1,470 of 1873 (herewith returned), received from Castoorchund Auckjee, salt merchant of Bombay, forwarded to me with the endorsement of the Under-Secretary to Government, dated 9th July last.

2. In this case, petitioner landed a cargo of salt at the port of Ponani on the 6th March 1871, which, according to the certificate granted by the Bombay Customs authorities, consisted of 2,420 maunds. In consequence of there being no space available then at the gollah, the salt had to remain exposed for some length of time, and its weighment and storage was only effected by the 30th of March, when a deficiency of 409 maunds was discovered.

3. Heavy rain having fallen on the 6th and 7th March, it could not be doubted that a considerable portion of the deficiency was attributable to this cause.

4. According to the system in force, petitioner had deposited the duty, and it was confiscated by the Bombay Government on the ground of non-production of the salt at the port of import.

5. Allowing for ordinary wastage, petitioner's claim to a refund of duty on 340 maunds only was admitted by the Acting Collector and myself in the endorsements given to him, under date the 10th August 1871 and 10th June 1872, respectively.

6. Petitioner under this would be entitled to a refund of Rs. 616-4-0 (being duty on 340 maunds, at Rs. 1-13-0 per maund), but it would appear that the Bombay Government has not admitted the claim.

THE report of the Collector of Malabar is submitted to Government.

2. The Collector of Malabar pronounced in favour of the refund solicited by petitioner more than two years ago.

3. The loss of a large quantity of the salt was no doubt due to the failure of the local authorities to provide room to store it and to heavy rains falling while it was exposed.

4. The Collector found that the average wastage on eleven previous cargoes brought by petitioner had been $2\frac{3}{4}$ per cent; in this case, it was $16\frac{3}{4}$ per cent. He proposed accordingly to allow refund of duty to the amount of 14 per cent., being the wastage which may be presumed to be exceptional. In this recommendation the Board concur.

Proceedings of the Madras Government, Revenue Department,
25th October 1873.

No. 245. ORDER THEREON, 25th October 1873, No. 1,172.

Separate Revenue No. 11.
Customs.

His Excellency the Governor in Council is pleased to sanction the payment to Castoorchund Auckjee of Rs. 616-4-0, being a refund of the duty on 340 maunds of salt.

2. The petitioner will be referred to the Collector of Malabar.

(True Extract.)

(Sigd.) R. A. DALYELL,
Acting Secretary to Government.

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

Petition (Revenue) Dept

No. 950
1123 } 1873.
1470

9th July 1873.

1470

505 of 1873

Rec'd. 3/9/773 Ans 1490

of 340 bags of salt to pay the Bombay Govt for the said remission of duty.

G.O. 25: Oct/73 Lr. 1172

Report of proceedings on the Petition

Government of Madras,
Revenue DEPARTMENT.

Petition No. 2323 of 1873.

From Custom Chund Anakjee

Occupation. Salt Merchant of

Village.

Talook.

District. Bombay

Dated 22nd } September 1873.
Received 25th }

Enclosures.

Abstract.

Submitting that no reply has been received to his petition dated 7th June last soliciting remission of duty on the wastage

No. 1470 of 1873.

Reported to the Collector of Malabar, for report through the Board of Revenue.

By Order

Fort Saint George
5th September 1873.

for Secretary to Govt.

505 of 1873.

R 3387/73

Government of Madras,

Revenue DEPARTMENT.

Petition No. 1470 of 1873.

From Cuctoor-chund Auckjee, Salt-Mer-

Occupation. -chant, Care of Eduljee Cowasjee Dabo residing in house No 537

Village. opposite to Law-

Taluk. rence & Lowe's Comb Factory

District. Bombay

Dated 7th } June 1873.

Received 10th }

Enclosures. 17

Abstract.

Referring to the endorse-ment of Govt No 565 of the 12th March last, submits the Endorsement

of the Board of Revenue and states that the Collector of Malabar had admitted petrs claim for remission of duty on 340 Maunds of salt. (vide enclosed endorsement).

Prays the Govt to recommend to the Bombay Govt for the remission of duty on 340 Indian Maunds of salt.

In a letter to Govt dated 8/14 Septr 73 No 206.

Rep 82

Government of Madras.

PETITION DEPARTMENT.

Endorsement on No. 565 of 1873.

"The Government will not receive a petition on any matter, unless it shall appear that the Petitioner has first applied to the local authority, and also to the Board or other controlling authority, where such exists. The petitions addressed to such local and controlling authorities, or copies of them, and the answers or orders of those authorities respectively, if any shall have been passed, must be annexed to the petition addressed to Government." (Revised Petition Rules, para 2.) The orders must either be originals or certified copies

(By Order,)

Fort Saint George, 12th March 1873.

Ag. Under-Secretary to Government.

565 of 1873.

Ans'd 8/11/73.

565/72 137

1872.

Board of Revenue.

MADRAS.

PETITION DEPARTMENT.

Petition No. 1193 of 1872.

From Cuttoochund Sunkajee Salt Merchant of Bombay

Occupation

Village

Taluq

District

Dated 15th May } 1872.

Received 18th ____ }

Enclosure

On a Court Fees Stamp of 1 Anna

ABSTRACT.

Prays for order on his Petition to Board dated 1st March last, wherein he requests grant remission duty ... salt.

No 1193 of 1872.

Petitioner's former Petition has been transferred to the Collector for disposal.

By Order,

H. E. Stokes

Rev. Bd Office, Madras. 22nd May 1872. } Actg Sub Secy.

Rec'd 28/11/73.

Rec'd 565 of 1873.

1872.

Board of Revenue,

MADRAS.

PETITION DEPARTMENT.

Petition No. 2375 of 1872.

From Cuetoor Shumbhuckjee

Occupation Salt Merchant &

Village Bombay Carg

Taluq Edulji Cowajee Dalal residing

District in the House No 465 of Jamshedji

Lawyer & Sons Coal Factors, Jogeshwari

Dated 5th October 1872.

Received 11th — 5th

Enclosures 8

On a Court Fees Stamp of

ABSTRACT.

Adverting to his two former Petns regarding Petr's claim for remission of duty on 616 Indn maunds of Salt, prays for early orders.

1872.

No. 2375 of 1872.

Petitioners former Petition No. 1193 of 1872 returned by the Post Office is herewith re-transmitted to him.

By Order,

H. E. Stokes

Rev. Bd. Office, Madras 9th Nov 1872.

Acting Secretary

Madras 565 of 72.

1872. 177

Board of Revenue,

MADRAS.

PETITION DEPARTMENT.

Petition No. 1881 of 1872.

From Customs Salt Merchant Nukas

~~Occupation~~ of Bombay

Village

Taluq

District

Dated 1st August 1872.

Received 4th ——— 1872.

Enclosures 3

~~On a Court Fees Stamp of~~

ABSTRACT.

Refers to his two former Petns regarding remission of duty on wastage of Salt, and encloses another Endorsement

of the Collr dated 10 June 1872, and prays for early orders on his petns

Jus Ord 1/53

VD Encl. 5 65 of 79.

Selections

175

N° 950 of 1873 Dt 5th April 1873

Read 7th ——

From Chaboo Mean, residing at
N° 226, Angappa Naik Street
Moottialpettah, Black Town
Madras.

Brings to notice that
the Board and Govt are aware
of a piece of land at Mylapore
which was the subject of the
Proceedings of Govt dated 12th
May 1868 N° 1318; that after-
wards the fraud practised on
the Credulous Moslems and
Hindoos was put a stop to;
that of late the very piece of
land which formed a part of
petrs ancestral property and
which Govt ordered to be retained
as their property, was given to
some persons who have no
right whatever by the Revenue
functionaries

950

Transferred to the Govt
Solicitor with reference to
G. O. N° 608 dated 13th
June 1873.

Let

functionaries who were Corrupt-
-ed; that no attention was
paid to his applecation to the
Dy Collector for the grant of his
portion of the ground allegin
that he is in possession of the
Title Deeds & that he will pay
6 years quit rent due thereon
under the existing rules.

Prays that some officer
may be Specially delegated with
the power of investigating the
petrs title and that of those
now retaining possession of the
land.

Nº 1123 of 1873 Dy 21st April/73

Recd 22d ——

From D —— D —— D ——
Mahomed Ensoof & Nooteki
Coopsaun Chaboo Meah &c

1123

do —— do —— do

Lal

State that their attorney
Mr Carr wrote on the 19th
Instant to the Collector of
Madras that they are, and
have

have been in possession of a
plot of ground in Nooteki
Coopsaun Street in Mylapore
for several generations and that
one Syed Ahmed lately appeared
before the Dy Collector and obtain-
-ed some quit rent Bills in
arrears being possessed of some
forged Sanads.

Pray that the Govt will
defer passing orders in the
case till the Collector submits
their attorney's letter &c

Nº 1470 of 1873 Dy 7th June 1873

Recd 10th ——

From Cuctoor Chund Auckjee,
Salt Merchant, Bombay.

Referring to the endorse-
-ment of Govt Nº 565 of the 13th
March last, Submits the endorse-
-ment of the Board of Revenue
and states that the Collector of
Malabar had admitted petrs
claim for remission of duty on
340 Maunds of Salt (vide enclosed
endorsement)

7 & 21

1470

Referred to the Collector
of Malabar for report through
the Board of Revenue.

Lal

Note

From the Collectors Endorse-
-ment to Petitioner it appears
that he is prepared to admit
Petrs claim to a refund on
340 Maunds but no reference
seems

endorsement.

Prays the Government to recommend to the Bombay Govt for the remission of duty on 340 Indian Maunds of salt.—

seems to have been made to Government on Petitioner's behalf. The salt was imported into Calicut early in 71.

Lee

Fort Saint George
9th July 1873.

Petn Revenue Dept

No 1470 of 1873 with 922 of 10/7/71
545 " 24/8/71
928 " 26/5/71
1056 " 14/6/71

1873

C. to 9 July 73 to 17 July

MISCELLANEOUS No. 6376. REVENUE DEPARTMENT. 23 4

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 24th September 1873.

Read the following

No 206.

From

A. MacGregor Esqre.
Collector of Malabar.

To

H. E. Stokes Esqre.
Ag. Secretary to the
Board of Revenue
Madras.—

SIR,

I have the honor to report on petition No 1470 of 1873 received from Kastoorchund Khuckjee, Salt merchant of Bombay, forwarded to me with the endorsement of the Under Secretary to Government dated 9th July last.

† herewith returned.

2. In this case Petitioner landed a cargo of salt at the port of Ponani on the 6th March 1871 which according to the certificate granted by the Bombay Customs authorities consisted of 2420 Maunds. In consequence of there being no space available there, at the Pollah, the salt had to remain exposed for some length of time, and its weighment, and storage, was only effected by the 30th of March, when a deficiency of 409 maunds was discovered

discovered.

3. Heavy rain having fallen on the 6th and 9th March it could not be doubted that a considerable portion of the deficiency was attributable to this cause.

4. According to the system in force Petitioners had deposited the duty, and it was confiscated by the Bombay Government on the ground of non-production of the salt at the port of import.

5. Allowing for ordinary wastage Petitioner's claim to a refund of duty on 340 maunds only was admitted by the acting Collector and myself in the endorsements given to him under date the 10th August 1871 and 10th June 1872 respectively.

6. Petitioner under this would be entitled to a refund of Rs. 616-4-. (being duty on 340 maunds at Rs. 1-13- per maund) but it would appear that the Bombay Government has not admitted the claim.--

Malabar Collector's Office
on Circuit Cannanore
18th September 1873.

I have &c.
(Sd) A. Macgregor
Collector

The report of the Collector of Malabar is submitted to Government.

The Collector of Malabar pronounced in favor of the refund solicited by Petitioner more than two years ago.

The loss of a large quantity of the salt was no doubt due to the failure of the local authorities to provide room to store it and to heavy rains falling while it was exposed.

The Collector found that the average wastage on eleven previous cargoes brought by Petitioner had been 2 3/4 per cent. in this case it was 16 3/4 per cent. He proposed accordingly to allow refund of duty to the amount of 14 per cent being the wastage which may be presumed to be exceptional. In this recommendation the Board concur.-

25

/ True Copy & Extract

A Goodwin
Ag. Asst Secretary

For
The Ag. Secretary to Government
Revenue Department
with Petition

Wrapper
Petitioner's

Petition Letter
Bom 10th Sept
No 3307

PRO. EEDINGS OF THE BOARD OF REVENUE.

Dated 26th } Letter from Collr Surat
Despatched 25th } dated 15th Augt 1873
Received 27th } No 6370

SUBJECT.

Petition of Govt. for Refund of Duties on Salt

Submitting Petition of Govt. for Refund of Duties on Salt

Bom Quarterdeck Aug 25 1873

Sir,

I have the honor to forward herewith a Petition addressed to the Board of Revenue by Messrs Forbes Forbes Campbell & Co praying for the refund of Duty on 340 maunds of Salt.

2. The Petitioners state that they shipped on board the Bombay Castle at Broach 616-4- Maunds of Salt on which they paid Duty amounting to Rupees 2310 which they now claim to be refunded to them.

3. From the Collector's report it appears that the Petitioners loaded a cargo of Salt at Pranee on the 6th March 71; that as there was no room in the Godown it remained exposed for many days during which there was heavy rain; and that to this cause was doubtless due "a considerable portion of the deficiency" of 409 maunds which was discovered on the 30th March when the Shipment of the cargo was completed.

4. The Collector thought Petrs should have a Refund on 340 maunds but the "Bombay Government it would appear has not admitted the claim."

5. The Board recommend the Refund proposed as "the loss of a large quantity of salt was no doubt due to the failure

Petition

of the local authorities
to provide room to store
it & to heavy rains falling
while it was exported."

The duty appears to
have been paid in
Bombay at the time
of shipment.

L. & C.

L.D.S

3387

Revenue
Petition Department.

No. 1172

PROCEEDINGS of the MADRAS GOVERNMENT.

Dated 25 October 73.

Read the following papers

Petition from Custoor Chund Auckjee, Salt Merchant of Bombay	(Here enter 7th June 1873 No. 1470.)
Proceedings of the Board of Revenue	(" 24th September " Mis. No. 6376)

Order thereon,

L.D.S

I think we ought to make the payment. They cite per "Why Not" - as it was no fault not theirs!

L.D.S.

Ordered that the Correspondence above recorded be forwarded to the Govt of Bombay with the recommendation that under the peculiar circumstances of the case a refund of duty on

on 340 Maunds of Salt be
allowed to the Petitioner.

Sd