Proceedings of the Madras Government, Revenue Department, 8th December 1873.

No. 102. Read the following letter from Major W. TWEEDIE, First Assistant Resident, Hyderabad, to D. F. CARMICHAEL, Esq., Secretary to Government, Revenue Department, Fort St. George, dated Hyderabad, 28th October 1873, No. 2,135 :—

THE Resident has had under his consideration the matters treated of in your despatch, No. 1,058, dated 2nd instant, paragraphs 2 to end. The villages enumerated or referred to in the 3rd paragraph of your letter could not be acquired from His Highness the Nizam's Government, save in exchange for adequate territorial concessions made to that Government by our own in some other quarter, where villages now belonging to our Government might be considered to admit of being transferred with propriety to His Highness. For negotiations of this nature there are no doubt precedents. But, at the same time, Mr. Saunders thinks it right to observe that the making over of large numbers of people from one jurisdiction to another involves economic and other changes in their condition such as it seems to require strong grounds of public expediency to render warrantable; while His Highness the Nizam's Government likewise, though probably on different grounds from those just indicated, generally shows a decided aversion to transferences of this nature being brought forward.

2. Nevertheless, if His Excellency the Governor in Council should deem the circumstances of the present case sufficiently urgent to overrule all considerations of the above description, and will favour the Resident with full particulars as to the measures of territorial transfer by which His Excellency would propose that the desired object should be carried out, then Mr. Saunders will deem it his duty to address the Government of India on the subject, through the appointed channel, with the view of his being authorized, should His Excellency the Viceroy and Governor-General see fit, to open negotiations with His Highness' Government in the sense of your letter now under reply.

3. In case His Excellency in Council should mean to imply by the term "*suitable consideration*," which occurs in the 4th paragraph of your despatch, that it would be possible, in His Excellency's opinion, for our Government to acquire the sovereignty over these villages, or even the right to exercise jurisdiction in criminal matters within them, by the mere payment of a sum of purchase-money, so to call it, to His Highness' Government, Mr. Saunders would here explain that no arguments that could be used would ever serve to make that Government a consenting party to such an arrangement; and that in no other way could the villages in question be acquired by us save in that described in the preceding paragraphs.

4. There remains for consideration the alternative of the jurisdiction in criminal matters within the villages referred to being vested in the officers of the British Government who exercise jurisdiction in the surrounding districts, the question of sovereignty being left unraised.

5. The administrative conveniences which would result from this being done are very obvious. But then His Highness' Government probably feels that considerations of administrative convenience of a precisely analogous scope might be brought forward in favour of a proposal to vest in British officers the entire management of His Highness' country itself; seeing that the latter relatively to the British

territory in the middle of which it lies is very much what the villages now under reference are relatively to the surrounding districts which are under the jurisdiction of His Excellency the Governor of Madras.

6. At all events, it is certain that His Highness' Government could not easily be brought to consent to jurisdiction in those villages being alienated from the officers of the native Government; and the only circumstances in which Mr. Saunders would feel justified in recommending to the Government of India that so extreme a measure should be insisted on would be if His Highness' own Government were to become, whether from apathy or weakness, notably unfit to maintain order in the localities in question.

7. A reference to this office letter, No. 1,409, dated 16th August 1871, and its accompaniment, as well as to the whole correspondence of which that communication formed a part, will, it is hoped, serve to satisfy His Excellency in Council that His Highness' Government is, indeed, most anxious to introduce and maintain efficient Police administration in all villages situated like those now alluded to. There are doubtless difficulties in the way; but, while the will remains so strong as it assuredly is on Sir Salar Jung's part, the Resident has no hesitation in saying that if His Excellency in Council will instruct officers in charge of the surrounding districts to communicate freely on Police matters with the officers of His Highness' Government who are located in the villages in question, and, above all, to transmit promptly to this Office a detailed report of any irregularities or defects which may fall under their notice, then it will not prove impossible to ensure a very fair measure of efficiency and success being attained in regard to the Police administration of those villages.

No. 103. ORDER thereon, 8th December 1873, No. 1,376.

Miscellaneous.

THE Government resolve to inform the Resident at Hyderabad that in the face of the opposition anticipated by him on the part of His Highness' Government, they are unwilling to press either of the alternative arrangements suggested in G. O., 2nd October 1873, No. 1,057.

2. It will now be necessary for the representatives of the various Governments who were deputed for this purpose, in accordance with the wishes of His Highness' Government, to inquire and submit a report as to the State-rights over the village of Bangrancha.

(True Extract.)

(Signed) D. F. CARMICHAEL,
Secretary to Government.

To the Board of Revenue.

Ed. F. R. Bantleman.

REVENUE DEPARTMENT,
FORT ST. GEORGE,
8th December 1873.

No. 1,377.

No. 104.
To

THE RESIDENT AT HYDERABAD.

Miscellaneous.

SIR,—In reply to your First Assistant's letter, No. 2,135, dated 28th October 1873, I am directed to say that, in the face of the opposition anticipated by you on the part of His Highness' Government, His Excellency the Governor in Council is unwilling to press either of the alternative arrangements suggested in my letter, dated 2nd October 1873, No. 1,058.

I have the honour to be,
Sir,
Your most obedient servant,

(Signed) D. F. CARMICHAEL,
Secretary to Government.

Ed. F. R. Bantleman.

No. 1.

Letter of 1853 Ja.

From,

The First Assistant Resident

Hyderabad

To,

The Acting Secretary to the

Govern.t of Fort St. George

Madras.

Dated Hyderabad Residency 20th October 1853

Sir,

The Resident has had under consideration the enclosed Petition of six Govern.t Ryots, dated 2nd Instant praying to be assisted in the recovery of certain Debts due to them by the Inhabitants of the Villages enumerated, or referred to, in the 3rd para. of your letter, could not be acquiesced in by the Regency Government, save in accordance with adequate territorial concessions made to that Government by our own, or some other quarter, where villages now belonging to our Government might be conveniently transferred with proper

to His Highness. For negotiations of this nature there are no doubt precedents. But at the same time Mr Saunders thinks it right to observe that the making over of large numbers of people from one jurisdiction to another involves economic and other changes in their condition such as it seems to require strong grounds of public expediency to render warrantable, while His Highness the Sultan's Government likewise, though probably on different grounds from those just indicated, generally shows a decided aversion to transferences of this nature being brought forward.

2. Nevertheless, if His Excellency the Governor in Council should deem the circumstances of the present case sufficiently urgent to override all considerations of the above description, and will favor the Resident with full particulars as to the measures of territorial transfer by which His Excellency would propose that the desired object should be carried out, then Mr. Saunders will deem it his duty to address

the Government of India on the subject, through the appointed channel, with the view of his being authorised, should His Excellency the Viceroy and Governor General see fit, to open negotiations with His Highness Government in the sense of your letter now under reply.

3. In case His Excellency in Council should deem it simply by the term "suitable consideration" which occurs in the 4th para of your despatch, that it would be possible, in His Excellency's opinion, for our Government to acquire the sovereignty over these villages, or even the right to exercise jurisdiction in Criminal matters within them by the mere payment of a sum of purchase-money, I am to call it, to His Highness Government, Mr Saunders would here explain that no arguments that could be used would ever serve to make the Government a consenting party to such an arrangement, and that in no other way could the villages in question be acquired by us save in that described in the preceding paragraphs.

I have

4. There remains for consideration the alternative of the jurisdiction in criminal matters within the villages reported to being vested in the officers of the British Government who exercise jurisdiction in the surrounding districts. the question of sovereignty being left unnoticed.

5. The administrative inconveniences which would result from this being done are very obvious. But then His Highness' Government finds, they feels that considerations of administrative convenience of a precisely similar scope ought to be brought forward in favor of a proposal to vest in British officers the entire management of His Highness County itself, seeing that the latter relatively to the British territory in the middle of which it lies, is very much what the villages now under reference are relatively to the surrounding districts which are under the jurisdiction of His Excellency the Governor of Madras.

6. It will be seen it is certain that His Highness Government could not easily be brought to consent to jurisdiction in those villages being alienated from the officers of the Native Government, and the only circumstances in which the Commissioners would feel justified in recommending to the Government of India that so extreme a measure should be insisted on or conceded to if His Highness own government were to become, whether from apathy or weakness, notably unfit to maintain order in the localities in question.

7. A reference to the office letter No 1107 dated 16th August 1871, and its accompaniments, as well as to the whole correspondence of which that communication formed a part, will, it is hoped, serve to satisfy His Excellency in Council that His Highness Government is indeed most anxious to introduce and maintain efficient police administration in all villages adjacent like those now alluded to. There are doubtless difficulties in the way, but while the world terminates

So strong as it actually is in Sir Salar Jung's part, the Resident has no hesitation in saying that if His Excellency is advised with instruct officers in charge of the surrounding districts to communicate freely on police matters with the officers of His Highness who are located in the villages in question, and, above all, to endeavour promptly to this office a detailed report of any irregularities or defects which may fall under their notice, then it will not prove impossible to ensure as many fair measure of efficiency and success being attained in regard to the police administration of those villages.—

I have the honor to be

Sir,

Your most obedient servant,

H. Sweeny Major

Assistant Resident

Gulbarga

Rec: 23. Sept.
№ 3533

From
1st Lieut Regt Hyderabad
№ 285

G.O. № 1376 - 8 Oct.

Date 28. Oct } 1873
Rec. 3. Nov }

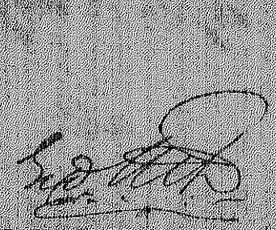
Replying to letter
№ 1058 of 23 Sept intimating that the Govt of India has sanctioned such an officer to quest and obtain treasure, suggesting the propriety of an arrangement with for conveyance to the first gaol capable to retain village in the Nizam's Dy in preference of the Nizam's Govt or the contemplated term of the right to exercise criminal jurisdiction, Returns thereon.

Rec: 26 Sept 73 Rec: Returns thereon 29 Sept

2. It will ever be incumbent for the representatives of the various Governments who were deputed for this purpose, in accordance with the wishes of Her Majesty's Government, to inquire and submit a report as to the state-rights over the village of Barrancha.

J.C.

15 Nov. 1853





circumstances in which Mr. Saunders would feel justified in recommending to the Government of India that so extreme a measure should be insisted upon would be if "His Highness's Government became notably unable to maintain order in the localities in question." He then recommends that things should remain as they are, irregularities being promptly brought to his notice.

5. The former Memo in this case with the Hon'ble Members' remarks is put up with K.W. 2nd October 1872 No. 1157.

[illegible]

I suppose this must be so. After all it matters little to us what goes on within foreign territory. Once the rogues commit crimes in our own territory, we can catch them & punish them & if they escape into a foreign village, our Police can surround & watch it, till an Extradition Order is procured from the Nizam's minister.

[illegible]

[illegible]

Original

Gobt. of India.

REVENUE.

To the Board of Revenue,

Dated November 5th

Read

Ans.

G. O., 5th December 1873, No. 1,575.

REGISTERED

Nos. 102-103.

Villages within the Kistna District belonging to His Highness the Nizam.—Resolving to inform the Resident at Hyderabad that in the case of the opposition anticipated by him on the part of the Nizam's Government, this Government are unwilling to press either of the alternative arrangements suggested in G. O., 2nd October 1873, No. 1,057, and observing that it will now be necessary for the representatives of the two Governments to inquire and submit a report as to the State-rights over the villages of Daruvanchu.