Proceedings of the Madras Government, Revenue Department,
27th February 1873.

No. 184. Read the following Proceedings of the Board of Revenue, dated 17th February 1873, No. 223 :—

Read the following papers :—

Endorsement from the Acting Collector of North Arcot, to the Secretary to the Board of Revenue, dated 20th September 1872, No. 494.

ABSTRACT.—Submitting report of Deputy Collector in charge of Treasury on Government Petitions Nos. 2,425 and 2,439 of 1871 and 665 of 1872.

Letter from the same officer, dated Chittoor, 30th October 1872, No. 562.

ABSTRACT.—Forwards, with reference to endorsement from this office, No. 494, on the Treasury Collector's letter No. 774, dated 17th idem, a further petition addressed to Government by Syed Ghouse Khadiri, referred for report.

SUBMITTED to Government, together with Board's Petition No. 2,478 of 1872, with reference to their endorsement No. 665 of 1872.

2. From the Collector's report dated 23rd May 1835, it appears that in 1828 a dispute arose between petitioner's father Syed Dastagheer Kadiri (No. 6 in the genealogical tree) and Syed Jeenoot Ali, his half brother (No. 8), for the Dehat Inam now represented by the allowance. The latter individual had been designated by the will of No. 3 as his successor; and the then Collector arranged that the Inam should be shared between the claimants, each doing the duty in turns half-yearly. Jeenoot Ali died in 1834, having by will appointed to succeed him his brother-in-law Syed Dustagheer Chistee (No. 11) who was also nephew (sister's son) of No. 3, and therefore like No. 6 great-grandson of the original grantee. The Board in their Proceedings on the Collector's report above quoted sanctioned the division of the Inam between No. 6 and No. 11.

3. In 1851, the Inam was commuted on the average of 10 years' collections into a money allowance of Rupees 394 which was divided under the sanction of Government (E. M. C., 13th June 1851, No. 1,334,) between the then incumbents Nos. 6 and 11. No. 6 died in 1855, and his share, Rupees 197, was continued to his son, No. 7, Syed Ghouse Kadiri, the present petitioner. This share has since been commuted into a grant of land revenue. Syed Dustagheer Chistee, No. 11, died in 1863, and his share has not since been drawn, being in dispute between Syed Tippoo Chistee his son, and Syed Ghouse Kadiri.

4. Syed Ghouse Kadiri now prays that the commutation for a grant of land revenue may be cancelled, and the original allowance or the village, the proceeds of which it represents, may be restored to him. These requests are clearly inadmissible.

5. He also claims the share enjoyed till 1863 by Syed Dustagheer Chistee, in opposition to Syed Tippoo Chistee, the son of the latter, and (in February 1870) a minor. The delay in the disposal of this share is discreditable. It appears due to the reference to the Muhammadan Religious Committee made by Mr. Robinson in 1866. The Committee have designated Syed Tippoo Chistee to perform half the

service, and have requested that the arrears of the allowance may be withheld and constituted a fund for the support of the institution.

6. In the opinion of the Board, the provisions of Act XX. of 1863 are not applicable to the case at all, and the Committee have nothing to do with the disposal of the allowance. It is not an endowment of the institution, but a grant by Government to an individual to be continued only to l l descendants on condition of the performance of service in the institution. The Government alone can dispose of it, and the endorsement of the Collector referring the parties to a Civil Court for a decision on their rights was wrong, inasmuch as the Courts have no jurisdiction. The Board consider that Syed Tippoo Chistee should succeed to the share of his deceased father, with arrears; and that the arrangement made in 1828 should be restored, as between the present sharers, Syed Tippoo Chistee, if still a minor, being allowed to perform his share of the service by Gumastah.

7. The Board presume that the service is still kept up. The Collector should enquire on this point.

No. 185. ORDER THEREON, 27th February 1873, No. 227.

Miscellaneous. APPROVED.

(True Extract.)

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

To the Board of Revenue.

13th June 1857 Nos 41-42

Revenue 1873. Oct.

Board of Revenue,

MADRAS.

No. 574.

PROCEEDINGS, 17TH FEBRUARY 1873, No. 223.

Despd 21 Feb 1873

Encl. 1

Read 25th

Despatched

Received 22nd.

Ex. T. Cartledge.

14 Feb 1873 Q. & R.

No. 1814-1815

FEBRUARY.

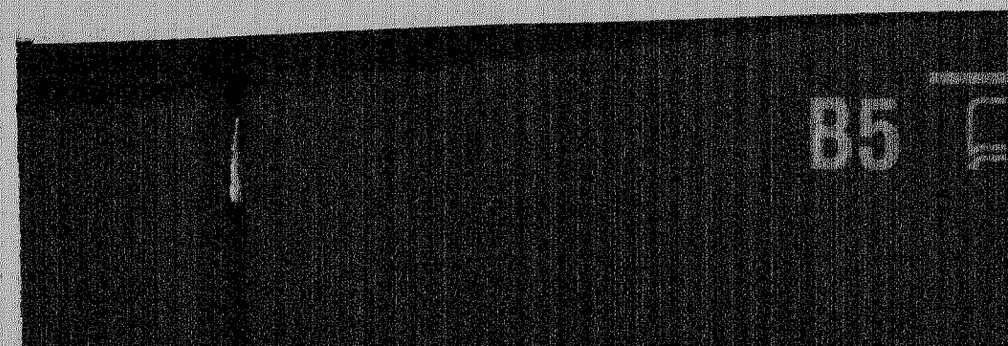
No. 223.

Religious Service Inam allowance—in Keekalathoor Village of Wallajah Taluq, North Arcot District.—Collector's report on petitions from Syed Ghouse Kadiri regarding certain—submitted to Government with remarks.

No. 224

27 Feby 1873

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Govt. of [1873] Madras.

REVENUE.

To

THE BOARD OF REVENUE.

Dated February 27th.

Recd. Encl.

G. O., 27th February 1873, No. 227.

FEBRUARY.

Nos. 184-185.

Religious Service Inamis North Arcot.—Proceedings Board of Revenue on Collector's report on petitions from Syed Ghouse Kadri, approved.