Proceedings of the Madras Government, Revenue Department,
18th September 1873.

Read again the following papers:—

Petition from Mustak Shah Sahib Surgurco, grandson and Successor to Mookiad Shah Sahib, late Yeomiahdar, No. 68, of Madura, dated 8th March 1873, No. 680.

Proceedings of Government, dated 13th March 1873, No. 302.

No. 132. Read also the following Proceedings of the Board of Revenue, dated 14th August 1873, Miscellaneous No. 5,157.

Read the following letter from W. McQUHAE, Esq., Collector of Madura, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Madura, 11th July 1873, No. 213.

WITH reference to the Proceedings of the Board of Revenue, (enclosure herewith returned), dated 9th June 1873, Miscellaneous No. 3,492, I have the honour to report that I have held an inquiry regarding the services to be performed in the Nuttum Makhan, and I find it is admitted that they must necessarily be performed by a fakir. Nabob Sahib is not a fakir. The fakir must live at the Makhan, saying prayers twice a-day, lighting lamps, performing ceremonies of ancestors, and receiving travelling fakirs. Since the time of Yetikah Shah, the services have been performed by a fakir appointed by the Yeomiahdar. The present fakir is Gareeb Shah, and his father and grandfather performed the duties before him. He receives Rs. 5 a month, and all things required for the Makhan are sent to him from Kilamathore.

2. The question, therefore, is whether Nabob Sahib can hold the Yeomiah, performing the duties by deputy. On this point it is contended that the Yeomiah was originally granted to a fakir, that it has always descended to a fakir, and that it should now be continued to a fakir according to the ancient practice. To give it to Nabob Sahib is to admit that it may be held by any one. It has hitherto been a fakir's Inam, and I think its character ought not to be altered.

SUBMITTED to Government, with reference to official memorandum, No. 35, dated 19th May 1873.

2. The Board, after full examination of the history of the Yeomiah, arrived at the conclusion, which was approved by Government, that it should pass to Nabob Sahib as the head of the family. They see no reason why he should not provide for the service by deputy, who must be a fakir, if the service require it. The fact that previous heads of the family, who enjoyed the Yeomiah, happened to be qualified to personally discharge the service (though even they have not done so) does not seem of importance nor sufficient to make personal service or qualification for it a special condition of the grant.

No. 133. ORDER THEREON, 18th September 1873, No. 998.

Miscellaneous.

FROM the information now before them the Government are led to consider it desirable that the holder of the Yeomiah should be a fakir, and capable of discharging the service himself, should

provision

he so wish. They resolve, therefore, in supersession of their previous order on the subject, to direct that the Yeomiah be henceforth continued to Mustak Shah Sahib Surguroo.

2. The petitioner will be referred to the Collector.

(True Extract.)

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

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

Further Cr 1085/74

Govt. of [1873] Madras.

REVENUE.

To

THE BOARD OF REVENUE,

&c., &c., &c.

Dated 18th September.

Rect.

Encl.

G. O., 18th September 1873, No. 998.

Nos. 132-133.

Yeomiah attached to the Nuttum Makkan, in the Madura District.—Considering it desirable that the holder of the — should be a fakir capable of discharging the required service, and resolving in supersession of the former order to continue the Yeomiah to Mustak Shah Sahib Surgeo.

3E

Memo for Orders

I. Petitioner's 1st point, Viz: that the holder of the Yeomiah must be a Fakir or holy man to enable him to perform the service for which it was granted, does not seem to have been specially noticed by the Board in their proceedings enclosed in G.O. No. 302 of the 13th of March 73.

II. The Board recommended and Government sanctioned the grant being registered in Nabob Sahibs name as it appeared to them that Succession to the Yeomiah had been regulated by the ordinary law of inheritance. It would seem however from the concluding portion

portion of para 5 of their Proceedings that it had not always followed one and the same rules for whereas until 56 the succession had been from father to son in that year it passed on the death of the holder Isteyoksha to his brother Mukyedsha (Vide para 4 of the Madura Collectors letter embodied in G.O. No. 2,506 dated 18th September 1866) though he left no fewer than Seven sons.

III The Board account for this by saying that it passed to the brother because, being the eldest male of the family at the time, he was the head of the family. Were the petitioners join issue & say, no; Isteyok purposely gave the yeomiah to his

4E

his brother Mookaid because he was a Fakeer and his son was not.

IV His eldest son was twenty five years of age and it is submitted that there must have been some special reason for breaking a succession up to that time continued from father to son.

V. It is Suggested that the Board be invited to Consider petrs arguments & give their opinion on them.

The Statements that the holder of the yeomiah has always been a Fakeer and that the Service it was granted for can only be performed by a Fakeer seem to need investigation. - Sal.

Petition

No. 680 of 1873 dated 8th March 1873

Recd 12th "

From Meerlak Shah Saib

Surpooroo, grandson and Successor to Mookeah Shah Saib,

late Gomeadar No. 86 of

Madura.

Being given to understand that the Board of Revenue have recommended to Government that Nabob Saib should be recognized as Gomeadar; to represent that as the said Nabob Saib is not a Fakir he is not competent to perform the religious Services, for which the Gomeah has been granted, that as he was excommunicated by his own father from the Caste, he (Nabob Saib) could not be Considered the

For orders.

The Board as directed report on this petition after a reference to the Collector. From the latter report it appears that Petrs statements are correct & that (1) the previous Gomeadars have been Fakirs while (2) the service can only be performed by a Fakir.

II It appears that previous holders though qualified to do the service have employed deputies to do it for them. The Board therefore think Nabob Saib's may still hold the Gomeadarship as he can & does employ a

circ 3/4/73

c. 24 Aug 93 & 3 Sept

the Head of the family; that it will be seen from the Coll[r]'s letter and other records that from the original grantee downwards, the holders of the Yomiah were Fakirs; and that this is one of the reasons which induced Isteyah himself a Fakir and father of the aforesaid Nabob Sahib to select his Cousin as his Successor instead of his Son who is not a Fakir.

Prays, therefore, that the Yomiah may be registered in petr[s] name, who is a Fakir and grandson of the last holder.

I think we must [illegible] to the "Fakeers"

998

Qualified dispute.

III. The Coll[r] thinks otherwise viz[z] that it should be continued to a Fakir according to ancient practice. To give it to Nabob Sahib is to admit that it may be held by any one. It has hitherto been a Fakirs Inam & think its character ought not to be altered".

IV. The Boards decision would justify the grant of a living to a layman because previous incumbents had employed agents to do the duty. however neither his late father nor any other family appointed of Nabob Sahib.

V. The present Petr. was nominated by the late Yomiahdar & is supported by Nabob Sahibs own Brothers &c.

C. 29 Aug[t] 73
C. 29 Aug[t] 73 R 50 m.

Revenue
Petition Department.

No. 998
2/18 Sept. 73.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read again the following papers

Petition from Mustak Shah Saib Suryoorao, grandson and Successor to Mookeid Shah Saib, late Yeomiadar No. 86 of Madura (Here enter 8th March 1873 No. 680)

Proceedings of Government (— 13th — " — " — 303)

Proceedings of the Board of Revenue (— 11th August — Miscellaneous No. 5157)

Order thereon,

From the information now before them the Government are led to consider it desirable that the holder of the Yeomiah should be a Fakir and capable of discharging

discharging the Service him-
-self should he so wish-
They resolve therefore in Su-
-persession of their previous
orders on the Subject to
direct that the Yeomiah
be henceforth Continued to
Mustak Shah Sahib Sur-
-geroo-

2. The Petitioner will be
referred to the Collector-

Sd

Sd

To B of Revenue
Acct Genl
Petitioner
Dept
Petitioner's Advocate
Sd of Govt
Sept 26-9-73

Govt. of {187 } Madras.

To _____

Dated } 187 , *No.*
Recd. }

Nos.