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~~B.P.~~ No.

1547

Press
Mis.

Dated

11-12-1874

196=.

Not to be folded or roughly handled

No. 151. Read the following Proceedings of the Board of Revenue, dated 6th November 1874, No. 3,191:—

Read the following letter from G. VANSAGNEW, Esq., Collector of Nellore, to J. GROSE, Esq., Secretary to the Board of Revenue, dated 2nd October 1874, No. 2,258:—

PARAGRAPH 5 of the Board's Standing Order, No. 168-1, provides for quit-rent being "rateably" reduced when portions of Inams are rendered unprofitable by some act of Government. Does this mean that the amount of reduction should bear the same proportion to the portion lost as the whole quit-rent bears to the entire Inam?

2. In the case which formed the subject of G. O., No. 945, dated 28th July 1874, the total area of the Inam is 31.46, assessed at Rs. 43-8-0, and subject to payment of Rupees 23 as quit-rent. The portion lost is 14.93 acres, assessed at Rupees 20-12-0. The Sub-Collector calculated the amount to be deducted from the quit-rent at Rupees 10-15-6, but the Government have altered it to Rs. 10-14-8. The Sub-Collector apportioned the quit-rent on the assessment, but the Government have taken the area in calculating the proportion of quit-rent. The course pursued by the Sub-Collector is consistent with the Board's Standing Orders, Nos. 136 and 173-5 (VII. of 1874), as in both these cases the apportionment is based on the assessment of Inam lands and not upon the area.

3. Whether the area or assessment be taken as the bases of calculation, it seems to me that the principle is wrong and is opposed both to usage and to former orders of the Board and Government.

4. In G. O., No. 1,590, dated 2nd September 1864, it was distinctly decided as regards lands under permanent settlement that the peishcush or quit-rent is liable to a reduction equal to "*the full Government assessment on the land appropriated.*"

5. The principle on which the above order was passed applies not merely to Zemindari and Inam villages, but also to minor Inams. If the portion rendered unprofitable by an act of Government was left in the possession of the Inamdar, he would get the full taram assessment thereon. It is unreasonable to take the land from him, and give him only a proportion of the assessment calculated, whether on the area or on the value thereof. In the order quoted, Government distinctly ruled that they must give "what the Shrotriendars would have a right to demand if the land was taken up by private parties, and whether the land was cultivated or not at the time that the Government took possession makes no difference."

6. I have, therefore, the honor to suggest that the standing orders quoted may be amended, so as to allow reductions at the full taram assessment of portions lost.

THE Board observe that in the case to which the Collector alludes Government could not apportion the quit-rent on the assessment, because the Collector, when submitting the case for orders, had not given the assessment on the portion taken up for public purposes.

2. With regard to the general subject, the Board resolve to request Government to sanction an alteration in Standing Order No. XVII. of 1866, paragraph 5,

*Proceedings of the Madras Government, Revenue Department,
11th December 1874.*

(G. O., dated 15th May 1866, No. 1,157, paragraph 6). The principle has been admitted, and it needs no argument to show that when Government take a piece of land from an Inamdar, they should grant him in compensation the value of it and not the portion of the total quit-rent which appertains to it, and may be little or nothing. The words "or of having his quit-rent rateably reduced" in the paragraph should, therefore, be "or of having his quit-rent reduced by the annual value of the land taken up."

(A true Copy and Extract).

(Signed) J. GROSE,
Secretary.

No. 152.

ORDER THEREON, 11th December 1874, No. 1,547.

Miscellaneous.

THE Board's view is correct where the land itself and not merely the assessment constitutes the Inam. The proposal in paragraph 2 of their Proceedings is accordingly sanctioned.

(True Extract.)

(Signed) C. G. MASTER,
Acting Secretary to Government.

To the Board of Revenue.

Exl. A. Grubert.

No. 3,191.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 6th November 1874.

Read the following letter from G. VANSAGNEW, Esq., Collector of Nellore, to J. GROSE, Esq., Secretary to the Board of Revenue, dated 2nd October 1874, No. 2,258:—

PARAGRAPH 5 of the Board's Standing Order, No. 168-1, provides for quit-rent being "rateably" reduced when portions of Inams are rendered unprofitable by some act of Government. Does this mean that the amount of reduction should bear the same proportion to the portion lost as the whole quit-rent bears to the entire Inam?

2. In the case which formed the subject of G. O., No. 945, dated 28th July 1874, the total area of the Inam is 31.46, assessed at Rs. 43-8-0, and subject to payment of Rupees 23 as quit-rent. The portion lost is 14.93 acres, assessed at Rupees 20-12-0. The Sub-Collector calculated the amount to be deducted from the quit-rent at Rupees 10-15-6, but the Government have altered it to Rs. 10-14-8. The Sub-Collector apportioned the quit-rent on the assessment, but the Government have taken the area in calculating the proportion of quit-rent. The course pursued by the Sub-Collector is consistent with the Board's Standing Orders, Nos. 136 and 173-5 (VII. of 1874), as in both these cases the apportionment is based on the assessment of Inam lands and not upon the area.

3. Whether the area or assessment be taken as the bases of calculation, it seems to me that the principle is wrong and is opposed both to usage and to former orders of the Board and Government.

4. In G. O., No. 1,590, dated 2nd September 1864, it was distinctly decided as regards lands under permanent settlement that the peishcush or quit-rent is liable to a reduction equal to "the full Government assessment on the land appropriated."

5. The principle on which the above order was passed applies not merely to Zemindari and Inam villages but also to minor Inams. If the portion rendered unprofitable by an act of Government was left in the possession of the Inamdar, he would get the full taram assessment thereon. It is unreasonable to take the land from him, and give him only a proportion of the assessment calculated, whether on the area or on the value thereof. In the order quoted, Government distinctly ruled that they must give "what the Shrotriendars would have a right to demand if the land was taken up by private parties, and whether the land was cultivated or not at the time that the Government took possession makes no difference."

6. I have, therefore, the honor to suggest that the standing orders quoted may be amended so as to allow reductions at the full taram assessment of portions lost.

THE Board observe that in the case to which the Collector alludes Government could not apportion the quit-rent on the assessment, because the Collector, when submitting the case for orders, had not given the assessment on the portion taken up for public purposes.

GOVT. OF 1874
REVENUE.

THE BOARD OF REVENUE

Handwritten Note

last

last

G. O. 11th December 1874, No. 1,417.

DECEMBER

No. 151-152.

In the hands of the Collector for public purposes—
Concurrence in the view of the Board that in cases
of the composition should be the value of
the land and not the portion of the total quit-rent,
and sanctioning the alteration in the standing
order on the subject.



2. With regard to the general subject, the Board resolve to request Government to sanction an alteration in Standing Order No. XVII. of 1866, paragraph 5, (G. O., dated 15th May 1866, No. 1,157, paragraph 6). The principle has been admitted, and it needs no argument to show that when Government take a piece of land from an Inamdar, they should grant him in compensation the value of it, and not the portion of the total quit-rent which appertains to it, and may be little or nothing. The words "or of having his quit-rent rateably reduced" in the paragraph should, therefore, be "or of having his quit-rent reduced by the annual value of the land taken up."

(A true Copy and Extract.)

J. Grose
Secretary.

To the Acting Secretary to Government, Revenue Department,
,, the Collector of Nellore.

Exd. F. R. Bantleman.

CIRCULAR ORDER No. XXXI of 1868

STANDING ORDER No. 168

PROCEEDINGS OF THE BOARD OF REVENUE, dated 23rd November 1868, Board No. 8,263.

COLLECTORS are requested to submit, in the accompanying form, their future Statements in respect to the grant of fresh lands, or compensation in lieu of Inams rendered unprofitable from causes beyond the Inamdar's control, or by some act of Government. In future Statements the two classes should be shown separately, that is, all cases in which land has become unprofitable from any act of Government, should be first entered, and then those in which natural causes have operated to destroy its value. In the Remark column of the Statement, the circumstances which rendered the land unprofitable should be clearly explained.

(A true Extract.)

(Signed) A. MACGREGOR,
Acting Secretary.

(True Copy.)

First Assistant.

To all Collectors.

Copy to the Acting Secretary to Government, R. D.,
with reference to G. O., dated 12th Aug. 1868, No. 2,154.

Exd. J. Wright.

23/11/68
11/12/68
16/12/68
18/12/68
20/12/68
22/12/68
24/12/68
26/12/68
28/12/68
30/12/68
31/12/68

BOARD of REVENUE
MADRAS.

PROCEEDINGS, 6TH NOVEMBER 1874, No. 3

23/11/68

23/11/68

Revised

NOVEMBER.

No. 3,191.

Inam land—belonging to one Alahari chamma taken up for public purposes in Alahari village, Kundakur Taluq, Nellore District. Collector informed that in the case of—Government could not apportion the quit-rent assessment, because he had not given the sanction on the portion of the Inam taken up. Sanction of Government requested for an assessment of S. O. No. 17 of 1866, with reduction of quit-rent in such cases.

For order

23/11/68
24/11/68
25/11/68
26/11/68
27/11/68
28/11/68
29/11/68
30/11/68
31/11/68

CIRCULAR ORDER, No. XXXI. of 1863.

PROCEEDINGS OF THE BOARD OF REVENUE,
To all Collectors, etc.

Dated 23rd November 1863.

Received

STANDING ORDER No. ¹⁶⁸₃.

Form of Statements of Compensation—
In lieu of Inams rendered unprofitable from cause
beyond Inamdar's control, to be adopted in future
—Instructions to Collectors relative to—

14

Rem

Take
for a
nel.'

No. 4070

From B^d of Rev. Dated 6 November 1874

FOR ORDERS.

The Govt. seems to me
to be quite right in what
the land itself - and
not merely the persons
concerned - the Government

MA
25/11

1/2/11
L. D. S.
23/11

READ the following *Proceedings*
The Board of Revenue.

FOR ORDERS.

*Requesting sanction of
Govt. for an alteration of S. O.
No. 17 of 1866 with regard to
reduction of quit rent on
Swam lands taken up for
public purposes in Mellore
District.*

H. E. Secy. to Govt. 1874. 12.3

*The Board's report
is correct where the land
itself and not merely the
assessment constitutes
Swam. The proposal in
2 of their Proceedings is
accordingly sanctioned.*

C 23/11/74. R24/11/74.

For the Secy of Revenue
14

[Signature]

[Signature]

37/07

Sept 1891
J. L. ...
...
...
...