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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

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Not to be folded or roughly handled

1-N

Proceedings of the Madras Government, Revenue Department.
4th February 1874.

No. 23. Read the following despatch from the Right Honourable the Secretary of State for India :—

INDIA OFFICE, LONDON,
31st December 1873.

Dated 11th December 1873, and Enclosure. in Council, now to forward, a letter from Mr. G. B. Gregory, of No. 1, Bradford Row, stating that the appeal of the Zemindar of Ramnad relative to the trusteeship of the Ramashwar pagoda has, with the approval of Her Majesty the Queen, been revived in the name of B. Strinivasi Murti Ayengar, and will be set down for hearing in January next.

I have, etc.,
ARGYLL.

His Excellency the Right Honourable
The Governor in Council, Fort St. George.

ENCLOSURE No. 1

From G. B. GREGORY, Esq., to the Right Honourable the Secretary of State for India, dated 1, Bedford Row, W.C., 11th December 1873.

Zemindar of Ramnad Appeal Case.

I BEG to acknowledge the receipt of a copy of a despatch from the Government of Madras, dated the 12th November 1873, with the papers therein referred to. The paper contained in your Lordship's letter of the 24th October last being sufficient for the purpose, on the 31st of the same month I presented a petition of Revisor to the Privy Council on behalf of the present infant Zemindar by his guardian appointed by the Court of Wards in India, and on the 4th ultimo the Lords of the Privy Council were pleased to recommend Her Majesty to make an order, directing the appeal relative to the trusteeship of the Ramashwaram pagoda to be revived in the name of B. Strinivasi Murti Ayengar on behalf of the infant Zemindar. On the 20th ultimo Her Majesty in Council approved of their Lordships' recommendation. I enclose, for the information of your Lordship, a printed copy of the order, as approved by Her Majesty in Council. The appeal will be set down for hearing in January next, and will probably be heard in that month. I will communicate to your Lordship the decision of the Privy Council as soon as delivered.

L. S.

AT THE COURT AT BALMORAL,
The 20th day of November 1873.

PRESENT :

THE QUEEN'S MOST EXCELLENT MAJESTY,

LORD PRESIDENT,
LORD JUSTICE CLERK,
LORD ADVOCATE.

WHEREAS there was this day read at the Board a Report from the Judicial Committee of the Privy Council, dated the 4th of November, instant, in the words following, viz :

“ YOUR MAJESTY having been pleased by Your General Order in Council of the 27th November 1872 to refer unto this Committee the humble Petition of B. Strinivasi Murti Ayengar

*Proceedings of the Madras Government, Revenue Department,
4th February 1874.*

of Ramnad nominated by the Court of Wards in India guardian of the present Zemindar of Ramnad a minor in the matter of a humble Appeal from the High Court of Judicature at Madras between Rajah Mutta Ramalinga Setupati Zemindar of Ramnad the adopted son of late Zemindar Ramasawmy Setupati and survivor of Rance Setupati Parvatavardani Nauchear late Zemindar of Ramnad co-Plaintiff deceased under the usual Order giving leave to appeal presented his Petition of Appeal to Your most Gracious Majesty in Council from a Decree of the High Court of Judicature at Madras in Regular Appeal (No. 23 of 1860) dated the 22nd day of July 1865 made in a Suit brought by the Zemindar of Ramnad against one Ambalavana Pillai: the proceedings in the said Appeal were duly lodged in the Office of Your Majesty's Privy Council and an appearance to the said Appeal was entered on behalf of the Respondent: the above-named Appellant and Respondent filed their printed cases and the Appeal was in the month of March 1873 entered in the list of Appeals for hearing before Your Majesty in Council: the said Appellant Rajah Mutta Ramalinga Setupati died on the 21st February 1873 leaving his son the present Zemindar of Ramnad a minor of tender years his successor: in consequence of such minority the Court of Wards shortly afterwards assumed the charge of the said Zemindar of Ramnad and the Petitioner B. Strinivasi Murti Ayengar was on the 8th May last duly appointed by the Court of Wards guardian of the said minor Zemindar and has been duly authorized to revive and carry on this Appeal on behalf of the said minor: and the Petitioner B. Strinivasi Murti Ayengar is accordingly desirous on behalf of the said minor Zemindar of reviving and carrying on the said Appeal and humbly praying that the said Appeal may stand and be revived by the Petitioner as guardian and on behalf of the said minor Zemindar of Ramnad (in the place and stead of the said Rajah Mutta Ramalinga Setupati deceased) against the Respondent Perianayagam Pillai guardian of Ramanada Pandaram a minor heir to Ambalavana Pillai late Defendant deceased and that the said Appeal may stand in the same plight and condition as it was in at and before the time of the death of the said Rajah Mutta Ramalinga Setupati deceased THE LORDS OF THE COMMITTEE in obedience to Your Majesty's said Order of Reference have taken the said humble Petition into consideration and having been attended by Counsel for the Petitioner their Lordships do this day agree humbly to report to Your Majesty that the said Appeal ought to be revived and that the Petitioner B. Strinivasi Murti Ayengar of Ramnad be allowed to prosecute the said Appeal on behalf of the said minor the present Zemindar of Ramnad in the place and stead of the Rajah Mutta Ramalinga Setupati now deceased and that the said Appeal do stand in the same plight and condition it was in before the abatement of the same."

HER MAJESTY having taken the said Report into consideration was pleased by and with the advice of Her Privy Council to approve thereof and to order as it is hereby ordered that the said Appeal be and the same is hereby revived and that the Petitioner B. Strinivasi Murti Ayengar of Ramnad be allowed to prosecute the said Appeal on behalf of the said minor the present Zemindar of Ramnad in the place and stead of the late Rajah Mutta Ramalinga Setupati now deceased and that the said Appeal do stand in the same plight and condition it was in before the abatement of the same. Whereof the Judges of the High Court of Judicature at Madras for the time being and all other persons whom it may concern are to take notice and govern themselves accordingly.

ARTHUR BELPS.

No. 24.

ORDER THEREON, 4th February 1874, No. 157.

Miscellaneous.

COMMUNICATED, with copies of the enclosures, to the Court of Wards and

*Proceedings of the Madras Government, Revenue Department,
4th February 1874.*

to the Government Solicitor, with reference to the Proceedings of Government, 15th November 1873, No. 1,264.

(True Extract.)

J. ARMICHAEL.

To the Court of Wards.
.. the Government Solicitor.

Exd. F. R. Bantleman.

L. S.

At the Court at Balmoral

The 20th day of November 1873

PRESENT

THE QUEEN'S MOST EXCELLENT MAJESTY

LORD PRESIDENT
LORD JUSTICE CLERK
LORD ADVOCATE

WHEREAS there was this day read at the Board a Report from the Judicial Committee of the Privy Council dated the 4th of November instant in the words following viz:

"YOUR MAJESTY having been pleased by Your General Order in Council of the 27th November 1872 to refer unto this Committee the humble Petition of B. Strinivasi Murti Ayengar of Ramnad nominated by the Court of Wards in India guardian of the present Zamindar of Ramnad a minor in the matter of a humble Appeal from the High Court of Judicature at Madras between Rajah Mutta Ramalinga Setupati Zamindar of Ramnad the adopted son of the late Zamindar Ramasawmy Setupati and survivor of Rancee Setupati Parvatavardani Nauchear late Zamindar of Ramnad co-Plaintiff deceased and Perianayagam Pillai guardian of Ramanada Pandaram a minor heir to Ambalavana Pillai deceased setting forth this is a Petition to revive an Appeal which has become abated by the death of the Appellant: the above-named Rajah Mutta Ramalinga Setupati Zamindar of Ramnad the adopted son of the late Zamindar Ramasawmy Setupati and survivor of Rancee Setupati Parvatavardani Nauchear late Zamindar of Ramnad co-Plaintiff deceased under the usual Order giving leave to appeal presented his Petition of Appeal to Your most Gracious Majesty in Council from a Decree of the High Court of Judicature at Madras in Regular Appeal (No. 23 of 1860) dated

22nd day of July 1865 made in a Suit brought by the Zamindar of Ramnad against one Ambalavana Pillai: the proceedings in the said Appeal were duly lodged in the Office of Your Majesty's Privy Council and an appeal to the said Appeal was entered on behalf of the Respondent: the above-named Appellant and Respondent filed their printed cases and the said Appeal was in the month of March 1873 entered in the list of Appeals for consideration before Your Majesty in Council: the said Appellant Rajah Mutta Ramalinga Setupati died on the 21st February 1873 leaving his son the said minor Zamindar of Ramnad a minor of tender years his successor: in consequence of such minority the Court of Wards shortly afterwards assumed the charge of the said Zamindar of Ramnad and the Petitioner B. Strinivasi Murti Ayengar was on the 8th May last duly appointed by the Court of Wards as guardian of the said minor Zamindar and has been duly authorized to live and carry on this Appeal on behalf of the said minor: and the Petitioner B. Strinivasi Murti Ayengar is accordingly desirous on behalf of the said minor Zamindar of reviving and carrying on the said Appeal and is praying that the said Appeal may stand and be revived by the Petitioner as guardian and on behalf of the said minor Zamindar of Ramnad in the place and stead of the said Rajah Mutta Ramalinga Setupati deceased) and that the Respondent Perianayagam Pillai guardian of Ramanada Pandaram or his heir to Ambalavana Pillai late Defendant deceased and that the said Appeal may stand in the same plight and condition as it was in at and before the death of the said Rajah Mutta Ramalinga Setupati deceased.

LORDS OF THE COMMITTEE in obedience to Your Majesty's said Order of Reference have taken the said humble Petition into consideration and having been attended by Counsel for the Petitioner their Lordships do hereby agree humbly to report to Your Majesty that the said Appeal ought to be revived and that the Petitioner B. Strinivasi Murti Ayengar of Ramnad be allowed to prosecute the said Appeal on behalf of the said minor the said minor Zamindar of Ramnad in the place and stead of the Rajah Mutta Ramalinga Setupati now deceased and that the said Appeal do stand in the same plight and condition it was in before the abatement of the same."

YOUR MAJESTY having taken the said Report into consideration and being advised by and with the advice of Her Privy Council to approve and to order as it is hereby ordered that the said Appeal be revived and that the Petitioner B. Strinivasi Murti Ayengar of Ramnad be allowed to prosecute the said Appeal on behalf of the said minor the present Zamindar of Ramnad in the place and stead of the late Rajah Mutta Ramalinga Setupati now deceased and that the said Appeal do stand in the same plight and condition it was in before the abatement of the same. Whereof

the Judges of the High Court of Judicature at Madras for and being and all other persons whom it may concern are to obey and govern themselves accordingly.

ARTHUR

V 9-11
1 Bedford Row W.C.

Decr 11th 1873.

My Lord Duke,

Gentlemen of the Privy Council

I beg to acknowledge the receipt
of a copy of a despatch from the Govt.
of Madras, dated the 12th Novr, 1873,
with the papers therein referred to.
The paper contained in your Lordship's
letter of the 21st October last being sufficient
for the purpose on the 21st of the same
month I presented a Petition of
Revision to the Privy Council on
behalf of the present Infant Zemindar
his Guardian appointed by the
Court of Wards in India and on the
4th Ultimo the Lords of the Privy
Council were pleased to recommend
Her Majesty to make an Order
directing the appeal relative to the
trusteeship of the Ramaswaram Pagoda
to be received in the name of B.
Srinivasa Iyengar on behalf
of

His Grace the Duke of Devon

of the Infant Zemindar. On the 20th
Ultimo Her Majesty in Council
approved of their Lordships' recommendation
and for the information of Your
Lordship a Printed Copy of the Order
as approved by Her Majesty in
Council. The Appeal will be set
down for hearing in January
next and will probably be heard in
that month. I will communicate
to Your Lordship the decision of
the Privy Council as soon as
delivered.

I have &c

W^m G. B. Gregory

India Office, London.
31st December, 1873.

Revenue

No 28.

My Lord,

With reference to
former correspondence
I have now to forward
for the information of
Your Excellency in
Council, copy of a
letter from Mr J. B. Gregory
of No 1 Bradford Row,
stating that the appeal
of the Zamindar of
Rannad relative to
the Trusteeship of
of the Rannashwar
Pagoda has with the
Approval

Dated 11th Decr 1873 and
Enclosure

His Excellency
The Right Honorable
The Governor in Council
Fort St George

L.H.O.

No 12

Copy letter from Mr J. B. Gregory,
dated 11th Decr 1873, and Enclosure.

Referred to in Revenue letter to
Madras, No 28 dated 31st Decr 1873.
145. 74 Febry 1874
In 13 No 23.

approval of Her Majesty
the Queen been revised
in the name of B. Prinjivasi
Murti Ayengar and
will be set down
for hearing in January
next.

I have the honor to be,
My Lord,
Your Lordship's most Obedient
Humble Servant

Chy M

16

N^o 11

Ref 2^d Dec

Revenue
31st Dec. 1873

Mine N^o 157

The
Letter to Fortth Gen^l
N^o 28.

communicated,
with copies of the enclosures,
to the Court of Wards
and to the Government
Solicitor with reference
to the Proceedings of
Government 15th November
1873, N^o 1264

G.O. N^o 157 - 4 Feb'y 74

4th February 1874

Forwarding for informa-
tion copy of Mr. Gregory's letter
stating that Ramnad Zamindar's
appeal for trusteeship of Ramaswami
Pagoda has been revived in S. S. S. S.
Murti Ayengar's name & will be set
down for hearing in January next.

14 to Court of Wards, 20th Dec 5 Feb'y 74
4 to Fort. Solicitor 3

With Order

23-24

Recd. 25th January 1874.