

(1) Number of Pages..... 8
(2) Date of repair..... 5. 2. 66
(3) Initials of the Referencer..... *Elk*

MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.	321	Press
B.P. No.		Mis.
Dated	6. 3. 1874	196 .

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
6th March 1874.*

No. 93. Read the following Proceedings of the Board of Revenue, dated 3rd March 1874, No. 472:—

Read the following letter from W. McQUHAE, Esq., Collector of Madura, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Madura, 16th February 1874, No. 41:—

I HAVE the honour to submit herewith translation of a plaint in Original Suit No. 117 of 1873, on the file of the Subordinate Court of Madura, together with a draft of the written statement I propose to put in, and I request the sanction of the Board for the defence of the suit at the public expense.

2. The Sirupalai estate referred to in the plaint was first sold by the Madura District Munsif's Court on the 21st December 1872, and was purchased by one Perea Suppen Servagar for Rupees 114-8-0. On the 16th January 1873, the said purchaser executed a document to the first defendant, by which the former conveyed all his right in the said estate to the latter. The precept of the Court was issued on the 23rd January 1873 under Section 264 of the Code of Civil Procedure, and on the 27th idem a sale certificate was given to the first defendant.

3. The estate was subsequently sold on the 11th January 1873 by the late Principal Sadr Ameen's Court in satisfaction of a certain decree, and was purchased by one Alagirisami Naick for Rupees 6,250. On the 27th March 1873, certificate of sale was given to the said Alagirisami Naick, and the precept of the Court was issued on the 7th April of the said year under Section 263 of the Code of Civil Procedure. On the 27th June 1873, the said Alagirisami Naick, under a bond executed by him, transferred all his rights in the said estate to the plaintiff.

4. The first defendant applied to me for the registry of the estate in his name, and the plaintiff also made a similar application. Considering that the first defendant had the best *prima facie* title, a notice was published in the District Gazette, under date the 29th September 1873, with reference to the Proceedings of the Board, dated 16th November 1871, No. 4,739, to the effect that registry would be made in the name of the 1st defendant on the 15th January 1874, unless prohibited by a Civil Court at the suit of some other claimant. Hence the present suit.

5. As no interest of Government is involved in this suit, I see no objection whatever to the registry of the estate in the name of any person who may be declared by the Court to be entitled to it.

6. The first hearing of the suit is fixed for the 17th March next.

SUBMITTED to Government with the recommendation that the defence of the suit, the value of which exceeds Rupees 1,000, be sanctioned.

No. 94. ORDER THEREON, 6th March 1874, No. 321.

Miscellaneous.

SANCTIONED accordingly.

(True Extract.)

(Signed)

C. G. MASTER,
Acting Secretary to Government.

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

Exd F. R. Bantleman.

Proceedings of the Board of Revenue
Dated 3rd March 1874, No. 472

Read the following:—

No. 41.

From
W. McDuff Esquire
Collector of Madras

To J. Grose Esquire
Secretary to the Board of Revenue
Madras

Sir,

I have the honor to sub-
mit herewith translation of a
Plaint in C. S. No. 117 of 1873 on the
file of the Subordinate Court of
Madras together with a draft of
the written Statement I propose to
put in and I request the sanction
of

Cost. of 1874 Madras.
REVENUE.
THE BOARD OF REVENUE.
Secy. Secy.
Dated March 6th.
O. O. C. March 1874, No. 321.
MAROH.
Nos. 93-94.
File No. 117 of 1873, on file of Subor-
dinate Court of Madras.—Sanction defence of—

of the Board for the defence of the
Suit at the public expense.

2. The Sirupalai Estate referred
to in the Plaintiff was first sold by the
Madura District Munsiff's Court on
the 21st December 1872 and was purchased
by one Perea Suppen Servagar for Rupees

100-8-0. On the 16th January 1873, the
said purchaser executed a document
to the 1st Defendant, by which the
former conveyed all his right in the
said Estate to the latter. The precept
of the Court was issued on the 23rd
January 1873 under Section 264 of the
Code of Civil Procedure, and on the
27th I gave a Sale certificate was
given to the 1st Defendant.

The

3. The Estate was subsequently sold on
the 11th January 1873 by the late Principal
Sudr. Anceus' Court in satisfaction of a
certain decree, and was purchased by one
Magerisami Naik for Rupees 6250. On
the 27th March 1873, certificate of Sale was
given to the said Magerisami Naik
and the precept of the Court was issued
on the 7th April of the said year, under
Section 263 of the Code of Civil Procedure.
On the 27th June 1873 the said Mageri-
sami Naik, under a bond executed by
him transferred all his rights in the
said Estate to the Plaintiff.

4. The 1st Defendant applied to
me for the registry of the Estate in his
name and the Plaintiff also made
a similar Application. Considering
that the 1st Defendant had the best
prior

prima facie title, a notice was published in the District Gazette under date the 29th September 1873, with reference to the Proceedings of the Board dated 16th November 1871 No. 4739 to the effect that Registry would be made in the name of the 1st Defendant on 5th January 1874 unless prohibited by a Civil Court at the suit of some other claimant. Hence the present suit

5. As no interest of Government is involved in this suit, I see no objection whatever to the registry of the Estate in the name of any person who may be declared by

by the Court to be entitled to it.
6. The first hearing of the suit is fixed for the 17th March next.

I have the honor
Madura
Collector's office
Circuit Kutcherry
Camp, Sayalqudi
in Ramnad Zemindary
16th February 1874
Signed, W. McQuhar
Collector

Submitted to Government, with the recommendation that the defence of suit, the value of which exceeds Rupees 1,000 be sanctioned.

1 True copy & Extract,

J. Grose
Secretary.

To
The Secretary to Government
Revenue Department
with 2 original Enclosures to be returned

C. H. H. H.
Copied & Signed

Book 1874-87
p. 726
Proceedings of the
Board of Revenue

Dated 3rd March 1874.
Dated 3rd March 1874.
Remitted
Ref. 1874

Subject

Copy in H. A. 1874 p. 6-8, 74

Subj. — History of 1873 — on

the of Subordinate Court of Revenue

Particulars of Submitt

to Government, with Boards

recommendation that its

approve at public expense

be sanctioned.

Sanctioned accordingly
of 1874

13 to W. of Revenue } Dec. 11. 3. 74
5 to Sub. Court

43-94
L. 1874 p. 6