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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.	590.	Press
B.P. No.	B.M. 149-150.	Mis.
Dated	12. 5. 1874.	196.

Not to be folded or roughly handled

No. 149. Read the following Proceedings of the Board of Revenue, dated 17th April 1874, No. 911:—

Read the following letter from A. MACGREGOR, Esq., Collector of Malabar, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Calicut, 16th March 1874, No. 74:—

I HAVE the honour to submit copy of a letter to my address from the Deputy-Collector in charge of Southern Division, dated 25th November 1871, No. 28, recommending that the property of the extinct family known by the name of Meparambeth, in the Panangad Amshom, Ponani Taluq, should be dealt with as an escheat.

2. It will be seen that the last surviving member of the family died in or about the year 1002 of the Malabar era, now nearly forty-seven years ago. The case was first enquired into in 1831 by the Tahsildar of the old Chowghaut Taluq and then by Cherukoman Nair, Head Sheristadar, who was deputed for the purpose by the Collector in 1834. The latter official, after due investigation, prepared a detailed list of all the property of the deceased, which he recommended should be treated as an escheat.

3. The matter then seems to have been lost sight of till 1866, when it was incidently brought to the notice of the Collector.

4. The Deputy-Collector was called upon to make a report, and the accompanying letter of his is the result. Excluding lands involved in dispute and claims held by tenants, that officer roughly estimates that property to the value of Rupees 4,000 is clearly escheatable to Government, subject to some unforeseen increase or decrease at the actual settlement with the tenants.

5. I request that sanction may be obtained to deal with the Estate as an escheat.

ENCLOSURE No. 1.

From O. CANNAN, Esq., Deputy-Collector, Southern Division, to A. MACGREGOR, Esq., Collector of Malabar, dated Betatpudiangadi, 25th November 1871, No. 28.

I HAVE the honour to inform you that I examined the records connected with the Estate of the extinct family of one Meparambeth Krishna Menon of Panangad Amshom, Ponani Taluq. These records were sent to this Office with the Collector's Vernacular Memorandum, No. 135, of 14th November 1866, but the matter was not disposed of.

2. The records now forthcoming show that the said Krishna Menon died between 1000 and 1004 M.E.

3. This case was under inquiry by the Tahsildar of Chowghaut, for three years, from 1831 to 1833. But subsequently Cherukoman Nair, the Huzur Head Sheristadar, seems to have been deputed by the Collector's order No. 173, of 5th March 1834, to inquire into the case, who made a comprehensive statement of all the landed property, embracing the evidence elicited on his inquiry with his remarks. The Sheristadar was satisfied that the Estate should be treated as an escheat.

4. The records now before us evidently show that the family has become extinct, and that the property should, in consequence, lapse to the State; in support of this, the depositions taken from the present occupants marginally named may be read with advantage.

1. Mutirakal Thānu Panikar.
2. Velichapāt Achutta Velichapād.
3. Pakavathi parambil Moldeen.
4. Arukadan Veeran.
5. Ayikaram Raman Nair.
6. Katil Kuzhi Kalavan.

*Proceedings of the Madras Government, Revenue Department,
12th May 1874.*

5. It does not appear that any action was taken in the matter subsequent to the inquiry by the Head Sheristadar, nor is his full report on the case forthcoming—*Vide* Collector's Malayalam Yadast, No. 5, of 10th January 1871.

6. One of the lands belonging to this family was, in satisfaction of decree No. 1,095 of 1861 on the Chowghaut Munsif's file, attached and put up to sale, and the Collector was addressed on 4th June 1866 by letter No. 21, to take steps that the value of the land may be paid to Government, on the consideration that the property had already escheated. But in reply the Collector informed in the memorandum referred to in the first paragraph of this letter that measures would have to be taken to treat it as an escheat. This case seems, however, to have been left aside, for reasons to be known, in the Collector's office.

7. The Statement above referred to exhibits ninety-one numbers of properties (fields as well as gardens) and the alleged liens of the respective holders of these lands appear to have been scrutinized by the Sheristadar whose remarks as to what should be admitted, and what not, will be found embodied in the Statement. An abstract of that Statement as digested by me is exhibited below:—

	RS.
Of the ninety-one numbers, seventy-six appear to be jenm property of the deceased, the price whereof is	12,040
Of these thirty-one are disputed to have been purchased by others whose price is	4,740
The price of the remaining forty-five numbers	7,300
The value of the alleged rights of tenants thereto	3,110
Net Jenm price...	4,190

The price shown is but a rough estimate, no value having been entered in the Head Sheristadar's statement. It will thus be seen that the deceased had possessed properties worth some 12,040 Rupees, of which the jenm right of properties to the value of Rupees 4,740 is disputed by his tenants, and the remaining undisputed jenm properties are worth Rupees 7,300. In these, however, they claim liens, amounting to Rupees 3,110, deducting which there are left jenm properties to the value of Rupees 4,190. Independent of these, the deceased possessed eight fields and seven gardens under tenures subordinate to proprietary right, although there is no record whatever specifying the amount of such rights. The Head Sheristadar's above statement indicates that the deceased had borrowed of his tenants on these lands a sum of Rupees 1,962, on liquidating which, those lands would be restored.

8. Although the claims of the tenants were not wholly found admissible, the Head Sheristadar was of opinion that they are entitled to Rupees 1,745 of the Rupees 3,110, the alleged value of their rights on the said jenm properties as well as to Rupees 1,086 out of the sum of Rupees 1,962 said to be borrowed of them by the deceased on the lands to which he had subordinate claims.

9. These claims remain to be settled with the tenants. At the time of settlement both the liens and prices of the lands are likely to be diminished or augmented according to the particular circumstances of each case. As, however, the settlement cannot be attempted prior to the Estate being declared an escheat, measures ought to be adopted for that purpose. The whole of the records connected with the subject are herewith submitted.

10. The more important properties of the Estate are, for the most part in the enjoyment of a principal landholder by name Mutirakal Krishna Panikar, the remaining seven or eight tenants possessing lands of but small value.

(True Copy.)

(Signed) A. MACGREGOR,
Collector.

SUBMITTED for the orders of Government.

2. About forty-seven years ago a family possessed of jenm and other rights on landed property worth about Rupees 4,000 became extinct. The land is in

*Proceedings of the Madras Government, Revenue Department,
12th May 1874.*

occupied, but the escheated rights do not seem to have been assumed by any one, and the I. and presume from the Collector's letter that Government, if they pronounce the property an escheat, can recover those rights without opposition.

3. The delay which has taken place in reporting this escheat is not creditable to the authorities of the district.

No. 150.

ORDER THEREON, 12th May 1874, No. 590.

Miscellaneous.

THE Government resolve to declare the property referred to an escheat.

2. The Collector should come to a settlement on the principle followed in the Vetatnaad escheat cases.

(True Extract.)

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

To the Board of Revenue.

Exd. F. R. Bantleman.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 17th April 1874.

Read the following letter from A. MACGREGOR, Esq., Collector of Malabar, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Calicut, 16th March 1874, No. 74:—

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Meparambeth to Forest Officer, Malabar District. Mentions the estate of Krishna Menon, and as an escheat; and indicates the property which should guide the settlement.

Nov. 1871

MAY

G. O. 12th May 1874, No. 190

Recd.

Dated May 1874

THE BOARD OF REVENUE

REVENUE.

5061. of 11874 21/10/74

5. It does not appear that any action was taken in the matter subsequent to the inquiry by the Head Sheristadar, nor is his full report on the case forthcoming—*Vide* Collector's Malayalam Yadast, No. 5, of 10th January 1871.

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(True Copy.)

(Signed) A. MACGREGOR,
Collector.

SUBMITTED for the orders of Government.

2. About forty-seven years ago a family possessed of jenm and other rights on landed property worth about Rupees 4,000 became extinct. The land is in occupation, but the escheated rights do not seem to have been assumed by any one, and the Board presume from the Collector's letter that Government, if they pronounce the property an escheat, can recover those rights without opposition.

3. The delay which has taken place in reporting this escheat is not creditable to the authorities of the district.

(True Copies and Extract.)

Secretary.

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

REVENUE DEPARTMENT.

C. No. 1399.

From Board of Revenue
Dated 17th April 1874.
FOR ORDERS.

I think this should
be declared an Escheat

By all means that
the Coll. come to the notice
on the principle followed
in the Petitioners' case
Case 876

L.S.P.
6/5

Revenue 1874, September
Board of Revenue,
MADRAS.

PROCEEDINGS, 17TH APRIL 1874, NO. 911.

July 29 1874.
Encl.

No 590-12 May 1/74
Received 30 April 74.

APRIL.
No. 911.

Escheat.—Recommendation of Collector of
Malabar that property of extinct family known
by name of Meparambeth, in Ponani Taluq,
should be dealt with as —, submitted for orders
of Government.

For orders
William D. W.

The Government desire to decline the
proposals referred to an Escheat.
The Collector should come to a
decision on the principle followed in
the Petitioner's case.

14th May 1874. Rev. Secy. May 1/74
12 May 1874.
For orders
W.D.W.

(12) ^{YY}
FOR ORDERS.

N^o 1398

C 5th May/74 R 12th