607

M.R.O. 1—20,002—12-8-65.

(1) Number of Pages 16

(2) Date of repair 2.9.66

(3) Initials of the Referencer

MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Rev DEPARTMENT

G.O. No. / B.P. No.	607	Press / ~~Mis.~~
Dated	19. 5.	1874 ~~196~~ .

Not to be folded or roughly handled

No. 181. Read the following Proceedings of the Board of Revenue, dated 26th March 1874, No. 684:—

Read the following:—

Proceedings of the Madras Government, dated 15th May 1871, Petition Department.

ABSTRACT.—Requesting Board to state if there is any objection to the revival of the yeomiah of petitioner in No. 854 of 1871 (North Arcot).

Letter from J. A. MARJORIBANKS, Esq., Deputy Collector in charge of Treasury, to W. S. WHITESIDE, Esq., Acting Collector of North Arcot, dated Chittoor, 4th October 1872, No. 855.

I HAVE the honour to submit the report called for in your foot-note, dated 15th June last, to the copy of the Board's Official Memorandum, No. 762, dated 11th idem, regarding the claim of Meer N[illegible] Hussain for the yeomiah allowance, No. 619.

Letter to the Board, dated 23rd October 1840, No. 206.
Extract Minutes of Consultation, dated 24th November 1840.
Board's Proceedings, dated 14th December 1840.

2. From the correspondence noted in the margin you will observe that the petitioner's late father, Pheetoors Hussain, was deprived of the allowance enjoyed by him (and now claimed by the petitioner) under the following circumstances.

3. Pheetoors Hussain acted as a Vakeel to a Yeomiahdar named Meer Vally Pyajee, and produced Warasnamah (certificate of heirship) falsely certified to by two other Yeomiahdars named Mahomed Tuckey and Mahomed Shumshoodeen, whose allowances were for the above fraud also discontinued by Government.

Vide G. O., dated 19th August 1840.

4. The fact of Nazur Hussain's late father, Pheetoors Hussain, being in the enjoyment of an annual allowance of Rupees 177 having been discovered subsequent to the punishment of the above two delinquents the then Principal Collector, Mr. Ogilvie, recommended to the Board of Revenue that his allowance likewise may be discontinued as he had taken a prominent part in the execution of the fraudulent transaction, and the Board and Government concurring in the views of the Principal Collector directed its discontinuance.

5. Pheetoors Hussain appears to have died about eight years ago, but the exact date of his death is not known at present.

6. His son Nazur Hussain, the present claimant, presented a petition to the Board of Revenue, dated 2nd October 1869, No. 3,072, which was referred to me for disposal, and an endorsement, dated 12th March 1870, No. 27, was granted by

me to the effect that the allowance enjoyed by his late father having been discontinued under the orders quoted in paragraph 2 of this letter, and with reference to the Standing Order of the Board of Revenue, dated 23rd September 1852, No. 183, his claims could not be taken into consideration.

7. He presented another petition to me, dated 7th January 1871, for the continuance of the allowance to him but made no allusion on this occasion to my former endorsement. In granting my endorsement, dated 11th January 1871, No. 3, on this petition I overlooked the fact of the real cause of the stoppage of the allowance, and only intimated that it could not be renewed as it appeared to have been discontinued under the Board's Standing Order, No. 183.

8. From the explanation given above in paragraphs 3 to 5 it is clear that the allowance in question was discontinued for fraud on the part of petitioner's late father and not in consequence of the Board's order quoted in the preceding paragraph.

9. The accompanying list, prepared in the form annexed to the Board's Official Memorandum under reply, exhibits the particulars of all cases, the allowances of which, amounting to Rupees 80, were discontinued under the Board's Order, dated 23rd September 1852. The allowances so discontinued tally with those entered under the head "Ramjan and Bukreed" in page 74 of the Register which accompanied Mr. Collector Sherson's letter to the Board, dated 26th September 1818.

10. From this I am led to conclude that they are the only allowances which come within the scope of the Board's Order of the 23rd September 1852, and none of them have since been renewed.

11. In the Register which accompanied Mr. Græme's letter of the 25th January 1815 the grants of yeomiahs from Nos. 486 to 628, of which the yeomiah allowance in question numbered 619 is one, are entered as conditional pensions, and it is true that several of these yeomiah allowances have been revived under the orders of Government quoted in the margin.

G. O., dated 23rd May 1868, No. 1,448.
Do. do. 16th August 1869, No. 2,344.

12. The allowance now claimed by the petitioner having been discontinued so far back as 1840 in consequence of a fraud committed by his late father I doubt whether the son's claim to it, though he did not participate in the fraud, is entitled at this distance of time to any consideration, but this is a matter for decision by the Board and Government.

No. 525.

SUBMITTED to the Board of Revenue with reference to their Official Memorandum, dated 10th June 1872, No. 762. The list referred to in paragraph 9 is likewise herewith forwarded.

CHITTOOR,
8th October 1872.

(Signed) W. S. WHITESIDE,
Acting Collector.

ENCLOSURE No. 1.

List showing the particulars of the Allowances discontinued under the Circular Order of the Board of Revenue, dated 23rd September 1852, (Standing No. 183.)

Number as per Mr. Græme's Register.	Name.	Nature of Grant.	Authority in support of Grant.	Amount.	When discontinued.
				RS.	
These allowances are not entered in Mr. Græme's Register of the year 1815, but are entered in a lump sum of 80 Rs. in page 73 of Mohin Zaluta forwarded to the Bo[illegible] with Mr. Collector Sherson's letter, dated 28th September 1818.	Syed Jelaluddin, son of Syed Mohadin Kateesha in Tripaty Taluq for two feasts at 5 Rs. per each.	Ramjan & Bukreedu feast.	...	10	As per Board's Circular Order, dated 23rd September 1872
	Abbassa Hussain Khan, grand-son of Mutabanna Ally Rajah in Kaveripak, Wallajah Taluq, for two feasts at 20 Rs. each.	Do.	...	40	Do.
	Abdul Kader in Satghur, Gudiathum Taluq, for two feasts at 5 Rs. each.	Do.	...	10	Do.
	Gudiathum Shaik Tippoo Kaderally for two feasts at 3 Rs. each.	Do.	...	6	Do.
	Mahomed Abdulla, son of [illegible] med Majarof for two feasts at 2 Rs. each.	Do.	...	4	Do.
	Kadapanattam Gulam Rasool for two feasts at 2 Rs. each.	Do.	...	4	Do.
	Palmanair Fakeer Hussain Shah for two feasts at 1 Rs. each.	Do.	...	2	Do.
	Palmanair Kateefa Shaik Hyder for two feasts at 2 Rs. each.	Do.	...	4	Do.
			Total...	80	

(Signed) J. A. MARJORIBANKS,
Deputy Collector.

(True Copy.)

(Signed) W. S. WHITESIDE,
Acting Collector.

From W. S. WHITESIDE, Esq., Collector of North Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Vellore, 16th January 1874, No. 9.

I HAVE the honour, with reference to the Acting Sub-Secretary's Official Memorandum, No. 1,972, dated 19th ultimo, to state that from inquiries instituted into the matter it has been satisfactorily shown that the service in the Nalai Mubarak Dargah at Vellore was duly kept up by Meer Pitur Hussain up to his death, and has since then been duly performed by his son Meer Nazur Hussain, the present claimant.

Proceedings of the Madras Government, Revenue Department,
19th May 1874.

In 1869 petitioner Meer Nazur Hussain claimed a yeomiah of Rupees 177 per annum, formerly held by his father Pheetoors Hussain. Petitioner's claim was rejected by the Deputy Collector in charge of the Treasury under the erroneous impression that the grant had been discontinued with reference to the Board's Circular, dated 23rd September 1852 (Standing No. 183), directing the discontinuance of allowances for certain Hindu and Mahomedan festivals.

2. He renewed his claim in 1871, when it was again rejected for the same reason.

3. The report now under consideration, and the records of this office, show that the allowance held by petitioner's father was discontinued in 1840 under the following circumstances:—As Vakeel of a Yeomiahdar named Meer Vally Pyajee, and on false life-certificates obtained from two other Yeomiahdars, he drew the allowance of the incumbent for twenty months after his death. As a punishment for this fraud Government in 1840, on the recommendation of the Collector* supported by the Board,† directed the discontinuance of the allowances held by the parties implicated, viz., Mahomed Tuckey, Mahomed Shumshoodeen, and [illegible] who is said to have died about nine years ago.

* Letter, 27th July 1839.
Do. 23rd October 1840.
† Board's Proceedings, 27th July 1840.
Do. do. 12th Nov. ,,
G. O., 19th August 1840, No. 580-903.
Do. 24th Nov. ,, ,, 1,308.

4. Mr. Græme's Register, dated 12th September 1815, shows that the allowance now claimed is not one falling within the scope of the Board's Circular, dated 23rd September 1852 (Standing No. 183), but a yeomiah for service in a Dargah supported by a Purwanah of Oomdut-ul-Oomrah, dated 29th January 1794. Grants of this kind (Religious Service) being permanent and hereditary so long as the conditions of the grant are fulfilled, the fault of an individual incumbent does not warrant the discontinuance of the grant for ever. The Board are of opinion that petitioner's claim to the renewal of the grant is admissible, and that as the service has been duly kept up he is entitled to arrears from 1869, when the claim was first made.

Standing Circular, No. 180.

5. In regard to paragraph 3 of the Government Order above recorded it is observed that the statement submitted by the Collector shows that only eight grants, amounting to Rupees 80, have been discontinued with reference to the Board's Circular, dated 23rd September 1852; that none of these are entered in Mr. Græme's Register; and that all of them fall within the scope of the Circular.

6. In reply to paragraph 4 the Board observe that classified lists of money allowances were submitted by Collectors, but as they were defective revised lists have been called for.

No. 182. ORDER THEREON, 19th May 1874, No. 607.

Miscellaneous.

THE Government gather that the allowance was a permanent Service Yeomiah, and therefore sanction its

revival in the name of Meer Nazar Hussain, with retrospective effect from the 2nd October 1869.

2. Petitioner will be referred to the Collector.

(True Extract.)

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

To the Board of Revenue.
„ the Accountant-General.
„ the Petition Department:

Exd. F. R. Bantleman.

Govt. of Madras (1874)

REVENUE.

To

THE BOARD OF REVENUE.

&c. &c. &c.

Dated May 19th

Recd. Encl.

G. O., 19th May 1874 No. 607.

MAY.
Nos. 181-182

Service Pension enjoyed by the late Phedoos Hussain of North Arcot District.—Sanctions revival of the — in the name of Meer Nazar Hussain retrospectively from 2nd October 1867, and refers petitioner to the Collector.

No. 684.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 26th March 1874.

Read the following :—

Proceedings of the Madras Government, dated 15th May 1871, Petition Department.

ABSTRACT.—Requesting Board to state if there is any objection to the revival of the yeomiah of petitioner in No. 854 of 1871 (North Arcot).

Letter from J. A. MARJORIBANKS, Esq., Deputy Collector in charge of Treasury, to W. S. WHITESIDE, Esq., Acting Collector of North Arcot, dated Chittoor, 4th October 1872, No. 855.

I HAVE the honour to submit the report called for in your foot-note, dated 15th June last, to the copy of the Board's Official Memorandum, No. 762, dated 10th idem, regarding the claim of Meer Nazur Hussain for the yeomiah allowance, No. 619.

Letter to the Board, dated 23rd October 1840, No. 206.
Extract Minutes of Consultation, dated 24th November 1840.
Board's Proceedings, dated 14th December 1840.

2. From the correspondence noted in the margin you will observe that the petitioner's late father, Pheetoors Hussain, was deprived of the allowance enjoyed by him (and now claimed by the petitioner) under the following circumstances.

3. Pheetoors Hussain acted as a Vakeel to a Yeomiahdar named Meer Vally Pyajee, and produced Warasnamah (certificate of heirship) falsely certified to by two other Yeomiahdars named Mahomed Tuckey and Mahomed Shumshoodeen, whose allowances were for the above fraud also discontinued by Government.

Vide G. O., dated 19th August 1840.

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6. His son Nazur Hussain, the present claimant, presented a petition to the Board of Revenue, dated 2nd October 1869, No. 3,072, which was referred to me for disposal, and an endorsement, dated 12th March 1870, No. 27, was granted by

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7. He presented another petition to me, dated 7th January 1871, for the continuance of the allowance to him but made no allusion on this occasion to my former endorsement. In granting my endorsement, dated 11th January 1871, No. 3, on this petition I overlooked the fact of the real cause of the stoppage of the allowance, and only intimated that it could not be renewed as it appeared to have been discontinued under the Board's Standing Order, No. 183.

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Do. do. 16th August 1869, No. 2,344.

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CHITTOOR,
8th October 1872.

(Signed) W. S. WHITESIDE,
Acting Collector.

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	Palmanair Kateefa Shaik Hyder for two feasts at 2 Rs. each.	Do.	...	4	Do.
			Total...	80	

(Signed) J. A. MARJORIBANKS,
Deputy Collector.

(True Copy.)
(Signed) W. S. WHITESIDE,
Acting Collector.

From W. S. WHITESIDE, Esq., Collector of North Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Vellore, 16th January 1874, No. 9.

I HAVE the honour, with reference to the Acting Sub-Secretary's Official Memorandum, No. 1,972, dated 19th ultimo, to state that from inquiries instituted into the matter it has been satisfactorily shown that the service in the Nalai Mubarak Dargah at Vellore was duly kept up by Meer Pitur Hussain up to his death, and has since then been duly performed by his son Meer Nazur Hussain, the present claimant.

IN 1869 petitioner Meer Nazur Hussain claimed a yeomiah of Rupees 177 per annum, formerly held by his father Pheetoors Hussain. Petitioner's claim was

rejected by the Deputy Collector in charge of the Treasury under the erroneous impression that the grant had been discontinued with reference to the Board's Circular, dated 23rd September 1852 (Standing No. 183), directing the discontinuance of allowances for certain Hindu and Mahomedan festivals.

2. He renewed his claim in 1871, when it was again rejected for the same reason.

3. The report now under consideration, and the records of this office, show that the allowance held by petitioner's father was discontinued in 1840 under the following circumstances:—As Vakeel of a Yeomiahdar named Meer Vally Pyajee, and on false life-certificates obtained from two other Yeomiahdars, he drew the allowance of the incumbent for twenty months after his death. As a punishment for this fraud Government in 1840, on the recommendation of the Collector* supported by the Board,† directed the discontinuance of the allowances held by the parties implicated, viz., Mahomed Tuckey, Mahomed Shumshoodeen, and Pheetoors Hussain, petitioner's father, who is said to have died about nine years ago.

* Letter, 27th July 1839.
Do. 23rd October 1840.

† Board's Proceedings, 27th July 1840.
Do. do. 12th Nov. ,,
G. O., 19th August 1840, No. 580-903.
Do. 24th Nov. ,, ,, 1,308.

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Standing Circular, No. 180.

5. In regard to paragraph 3 of the Government Order above recorded it is observed that the statement submitted by the Collector shows that only eight grants, amounting to Rupees 80, have been discontinued with reference to the Board's Circular, dated 23rd September 1852; that none of these are entered in Mr. Græme's Register; and that all of them fall within the scope of the Circular.

6. In reply to paragraph 4 the Board observe that classified lists of money allowances were submitted by Collectors, but as they were defective revised lists have been called for.

(True Copies and Extract.)

J Grole
Secretary.

To the Acting Secretary to Government, Revenue Department.
with Petition, [illegible] No. 851 of 1871.
,, the Collector of North Arcot.

Exd. J. Tulloch.

19 August 1840 No 3 - 4
12 Novemb - 102 - 109
28 May - 65 - 554 - 55
16 aug - 69 - 230 - 81

Revenue 1874. Depto

Board of Revenue,

MADRAS.

No 1057

PROCEEDINGS, 26TH MARCH 1874, No. 684.

Rec'd 30 March/74 x
Encl. 5
Sent to Collector
Dept.

Received 31

MARCH.

No. 684.

Service Yeomiah—amounting to Rupees 177 per annum, enjoyed by deceased Pheetoors Hussain of North Arcot District, but discontinued since 1840 for a fraud committed by him in reference to another yeomiah.—Claim of Meer Nazur Hussain, son of deceased, to renewal of — recommended to Government for sanction retrospectively from 1869, when claim was first preferred.

With order
No 607 - 19 May 74

14 Tabulated Rev dep 23 May/74
6 - Accounts — —
1 - Petition Dept — —

No 607 - 19 May 74

RC 18th Rly
Rlt May/74

2 April/74

Petition

60

No. 854 of 1871 & 13th April 1871

Recd 14th " "

From Meer Nazár Hussain son of the late Meer Luther Hussain, Service Yeomiadár No. 619 residing at Allypura Street, Vellore, North Arcot.

With reference to the Govt. Endorsement No. 166 of 1871 passed on his former petition submits herewith the Collectors & Boards indorsements and prays that the Moharam Yeomiah allowance enjoyed by his late father may be continued to him in the same manner as it has been done in the case of certain individuals under the Proceedings dated 23rd May 1868 & 16th August 1869. No. 2344.

With Proceedings of Board of Revenue dated 26th March 1874. No. 684.

Memo: for Orders.

The Petitioner's father's Yeomiah was discontinued in 1840 because he had as Vakil for another Yeomiadár drawn that man's allowance for 20 Months after his death. The Board of Revenue now recommend that the Yeomiah should be revived in Petitioner's favour from 69 when he 1st applied for it: The District officers then refused it under the idea that it had been discontinued as one within the purview of the Board of Revenue Circular of 5 Sept. 52 directing the discontinuance of allowances for certain festivals. The Board of Revenue remark that grants of this kind

(Religious Service) are permanent & hereditary as long as the conditions of the grant are fulfilled & as the Service has been & is now kept up by the Petitioners they would revive the grant.

Orders are requested.