

(1) Number of Pages..... 20
 (2) Date of repair..... 2-11-66
 (3) Initials of the Referencer..... W 25/12

MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.
B.P. No.

845

Press
Mis.

Dated

8-7-1874

196 .

Not to be folded or roughly handled

No. 50. Read the following letter from J. H. GARSTIN, Esq., Collector of South Arcot, to C. G. MASTER, Esq., Acting Secretary to Government, Revenue Department, dated Cuddalore, 23rd June 1874, No. 35:—

I have the honor, with reference to paragraph 3 of G. O. of the 19th February 1873, No. 197, and the marginally noted Revenue Board's Proceedings, 12th December 1873, No. 2,589. Revenue Board's Proceedings, 17th April 1874, No. 910. Sub-Collector's letter, 4th May 1874, No. 247, with my endorsement to the Board of the 6th idem, No. 214. Revenue Board's Proceedings, 3rd June 1874, No. 3,679.

enclosures (which are requested to be returned), to request to be informed if an appeal may be made to Government by a Collector against a decision of the Revenue Board refusing to punish a Tahsildar, when he believes that refusal to be based on a misconception of facts and a misinterpretation of the law, and when the Board have refused to re-consider their order.

2. Mr. Sullivan, when acting as Collector, considered that the conduct of Mr. Dique required severe notice to be taken of it, and that enough had been adduced to show that he was quite unfit to remain in the public service; and the Board, in passing orders on Mr. Sullivan's letter in their Proceedings of the 17th April, while admitting that Mr. Dique is proved responsible for many serious irregularities which gave the Collector and Sub-Collector reasonable grounds for suspecting that they were prompted by improper motives on his part, and that if this suspicion had been corroborated by the facts of the case, it would have been necessary to dismiss him, came to the conclusion that "in view of these aggravations of the irregularity has been made out." Their reasons are given at length in the Proceedings; and as I respectfully submit are founded on a misconception of the facts, while in asserting that, though the distress was excessive, it did not violate the law, it is only necessary to quote Section 14 of Madras Act II. of 1864, which says distinctly "The distress levied shall not be excessive," to show how the Board have misinterpreted the law on this point.

3. On forwarding Mr. Lister's letter of the 4th ultimo, No. 247, requesting a re-consideration of the decision, with an endorsement expressing my concurrence in the arguments of that officer, the Board, in their Proceedings of the 3rd instant, curtly decline to allow the case to be re-opened.

4. I request, therefore, to be informed whether I may be permitted to appeal to Government to review the action of the Board in the matter.

No. 51. ORDER THEREON, 8th July 1874, No. 845.

Miscellaneous.

THE Collector is at liberty to appeal to Government, through the Board of Revenue, in such a case as that brought to notice in this letter if he sees fit.

2. With reference, however, to the correspondence which he encloses, the Collector will be informed that the Government are not prepared to say that a reversal of the Board's decision would follow, though they concur in the opinion that the conduct of Mr. Dique is open to serious reflection, and that the irregularities brought to notice, if at all general, will require the most anxious consideration. Their attention has been

8215
2

Proceedings of the Madras Government, Revenue Department,
8th July 1874.

especially drawn to the subject of coercive measures for the realization of the revenue,
and they will visit with severe displeasure any irregularity or illegality which enhances
the severity of the law.

(True Extract.)

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

To the Collector of South Arcot, with Enclosures returned.
,, the Board of Revenue.

Ed. F. R. Bantleman.

and I feel + establish a case for
 set - I hope inclined + tell him

but that the
 happens on
 of the dream
 that that by
 Dyer is
 at the

25/3

My dear Mr. ...

I should say ...
 a case is at liberty ...
 to a ... Opt. ...
 the ... in ...
 a case - if he ...
 fit - but he ...
 had a long & strong case

6061. of 118741

REVENUE.

DEPT. COLLECTOR OF SOUTH ARCADE.

...

...

G. O. 80, July 1874, No. 946.

JULY.
 Nos. 50-51.

M. Dyer, late Treasurer of Chesham, South
 Arcot District - Informing Collector that he is
 likely to appeal through Board to Government
 in cases such as that of ...



must fail + establish a case for
 use - Iolo in church + tell him
 but that the

8/5
 1/4

papers on
 of the dean
 but that by
 Iolo is
 that the
 view of at
 in an
 add let
 in spirit
 color in the
 down that
 learn my
 by Iolo that
 Iolo
 Iolo

Will you send
 the basket on
 to the train on 4
 to the west he
 says
 Iolo
 Iolo
 29.0

JULY
 Nov. 10/11

Mr. Digne, late Treasurer of Chesham, South
 Arcot District - Informing Collector that he is at
 liberty to appeal through Board to Government
 in cases such as that of - with remarks.



5/2

he must have established a case for
 himself - I do not incline to tell him
 that he is at liberty & does so but that he
 is ^{an independent} on himself of such papers as on
 before him & think that a record of the case
 of the P. can be arrived at - But that if
 concurred that the conduct of N. Dyer is
 open & serious - I believe & that the
 the objection brought to notice of at
 all present will require the most anxious
 attention of the Col. - I would add that
 the attention of the Col. has been specially
 drawn to the subject of Sabarwal - the
 assured of the testimony of the women who
 took part with Sabarwal - displeased by
 irregular or corrupt - already said that
 enhance the respect of the law
 1/5. J. S. M. M. Robinson

JULY
Nos. 60-61

Mr. Dyer, late Tutor of Chindawar, South
 Arcot District - Informa Collected that he is at
 liberty to appeal through Board to Government
 in cases such as that of - with remarks.



of the law and when the Board have refused to reconsider their order.

2. Mr. Sullivan when acting as Collector considered that the conduct of Mr. Digue required severe notice to be taken of it and that enough had been adduced to shew that he was quite unfit to remain in the public service, and the Board in passing orders on Mr. Sullivan's letter in their Proceedings of the 17th April while admitting that Mr. Digue is proved responsible for many serious irregularities which gave the Collector and Sub Collector reasonable grounds for suspecting that they were prompted by improper motives on his part and that if this suspicion had been corroborated by the facts of the case it would have been necessary to dismiss him, come to

to the conclusion ^{sub} that "neither of these aggravations of the irregularity has been made out". Their reasons are given at length in the Proceedings, and as I respectfully submit are founded on a misconception of the facts, while in asserting that though the distress was excessive it did not violate the law, it is only necessary to quote section 14 of Madras Act II of 1864 which says distinctly "The distress levied shall not be excessive to show how the Board have misinterpreted the law on this point.

3. On forwarding Mr. Lister's letter of the 4th Ultimo No. 247 requesting a reconsideration of the decision, with an endorsement expressing my concurrence in the arguments of that

of the law and when the Board have refused to reconsider their order.

2. Mr Sullivan when acting as collector considered that the conduct of Mr Digue required severe notice to be taken of it and that enough had been adduced to shew that he was quite unfit to remain in the public service, and the Board in passing orders on Mr Sullivan's letter in their Proceedings of the 17th April while admitting that Mr Digue is proved responsible for many serious irregularities which gave the collector and sub collector reasonable grounds for suspecting that they were prompted by improper motives on his part and that if this suspicion had been corroborated by the facts of the case it would have been necessary to dismiss him, come to

to the conclusion that "neither of these aggravations of the irregularity has been made out". Their reasons are given at length in the Proceedings, and as I respectfully submit are founded on a misconception of the facts, while in asserting that though the distress was excessive it did not violate the law, it is only necessary to quote section 14 of Madras Act II of 1864 which says distinctly "The distress levied shall not be excessive to show how the Board have misinterpreted the law on this point.

3. On forwarding Mr Lister's letter of the 4th ultimo N^o 247 requesting a reconsideration of the decision, with an endorsement expressing my concurrence in the arguments of that

that officer the Board in their
Proceedings of the 3rd Instant
curtly decline to allow the case
to be reopened.

4. I request therefore to be
informed whether I may be
permitted to appeal to Govern-
ment to review the action of
the Board in the matter.

I have the honor to be
Sir

Your most obed^t. Servant.

W. G. Austin
Collector.

No. 845.

Under date the *4th April* 1874

READ the following

Coll^y of S. Arcot.

Requesting permission to
appeal to Gov^{ty} to review the action
of the Board in the case against
M^r. Digue late Tahsildar of
Chedamburam in connection
with sale of produce of certain
land for Arrears of Revenue.

H. E. 23rd June 1874 No 35.

The Collector is at liberty to appeal to Govt. through the Board of Revenue, in such a case as that brought to notice in this letter if he sees fit.

2. With reference however to the correspondence which he encloses, the Collector will be informed

20th 2157.
Newman 1874. *Sepandus*
SOUTH ARCOT.

From

The Collector of

South Arcot.

To the Secretary

Overland

Dated 23 / 0

Received 20

ENCLOSURE

No. 5

Subject.

Respecting to the
informed, whether
he may be permitted
to appeal to the Court
to review the action
of the Board in the
case of Smith vs. Dix
late Builder of
Chambers in
connection with the
franchise of the City
and for any other
reasons in the
case of Smith vs. Dix
No 8th July 1845

severity of the law.

G/LL

To The Colls. of S. Arcot.
with ⁴enclosures re-
turned. - 7/26-7
B of Revenue 7/26-7

2
45

informed that the Govt.
are not prepared to say
that a reversal of the
Board's decision would
follow though they con-
cur in the opinion that
the conduct of Mr. Digue
is open to serious re-
flection and that the
irregularities brought
to notice if at all -
general will require
the most anxious con-
sideration. Their atten-
tion has been specially
drawn to the subject
of coercive measures for
the realization of the
Revenue and they will
visit with severe dis-
pleasure any irregu-
larity or illegality
which enhances the
severity

60-571

Handwritten text, mostly illegible due to fading and bleed-through from the reverse side.

Copied by

19-51

Geometrical proof
of the identity of the
two sides of a triangle

Copied by R. J. S.