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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue

DEPARTMENT

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

892

Press
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Dated

17-7-1874

196— .

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Revenue Department,
17th July 1874.*

No. 141. Read the following Proceedings of the Board of Revenue, dated 6th June 1874, No. 1,371:—

Read the following letter from J. H. GARSTIN, Esq., Collector of South Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Cuddalore, 24th April 1874, No. 198.

I HAVE the honor to forward, for the Board's orders, a copy of a letter from my Assistant, Mr. Thomson, bringing to notice the alienation of the landed endowment of a Mosque at Porto Novo.

Dated 16th April 1874, No. 99.

2. I feel rather in a difficulty as to how to dispose of the matter, for I cannot find that any Mosque Committee has been nominated in this district, while Act XX. of 1863 would seem to have completely taken out of the Board's hands all connection with, and control over, these endowments.

3. As, however, Regulation IV. of 1831 is still in force, if the fact of the petitioner Mohadeen Saib's being a party to the alienation of the endowment be simply ignored, his claim can be disposed of under Clause 2, Section 2 of that Regulation, and I therefore suggest that the orders of Government be requested on the matter.

4. On referring to Mr. Reade's report to the Board on Pagoda Committees, dated 11th May 1864, No. 72, I find in paragraph 8 he says that he will report later on about Mahomedan Mosques and their endowments, and make the necessary suggestions about a Committee for superintending the management of the latter; but nothing seems to have been done by him in the matter.

ENCLOSURE No. 1.

From J. THOMSON, Esq., Assistant Collector, to J. H. GARSTIN, Esq., Collector of South Arcot, dated Cuddalore, 16th April 1874, No. 99.

I HAVE the honor to report the following matter for your orders.

2. At page 422 of the Inam Register, Book No. 2, for Cuddalore Taluq, there is an entry of an Inam No. CLXVI. comprising about 9 cawnies of land, assessed at Rupees 78-14-0, in the village of Kundiamallore, which is ordered to be continued as Inam, while the services in the Mosque of Areghosty in Chellamburum Taluq are performed. The Mosque is called Sultan Bhandaree Saib Takka.

3. Some time ago, one Mohadeen Saib of Porto Novo appeared before me with a petition, stating that the said Inam land had been diverted from the Takka, and was in the possession of one Meera Merkayen of Cuddalore. I referred the petition to the Tahsildar for report, and his Arzi No. 76 (enclosed) states the result of the inquiry he made.

4. His report is that the Inam land had been sold by petitioner, his mother, and two other relations to Meera Merkayen of Cuddalore, who in turn had disposed of it to Veerasamy Odiyan of Alighimattam. I ordered Veerasamy Odiyan to produce his title-deeds, and he did so. Among them are two sale-deeds by petitioner, and the three others to Meera Merkayen, there being two sales, the conjoint sale amount being 600 Rupees.

5. I passed orders on the arzi and petition that the matter was one for the Pagoda Committee to dispose of under Act XX. of 1863. The Tahsildar in Arzi No. 161 (enclosed) stated that in his opinion the subject should be disposed of by the revenue authorities under Regulation IV. of 1831. I do not ~~think so~~, but report the case for your consideration.

6. Mohadeen Saib, who claims to be the Durmakurta, has given a statement (enclosed) that he cleans the Mosque, lights and lamp there, feeds the Fakirs, and celebrates the yearly festival, the purposes for which the Inam was continued. The Inam was in possession of his forefathers, and his mother told him some four or five years ago, that she had leased it out, but he did not himself sign the lease or any other document transferring the possession, and says further he is only 18 or 19 years old, looks at least five years older. What purports to be his mark appears

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*Proceedings of the Madras Government, Revenue Department,
17th July 1874.*

in the transfer to Meera Merkayen. The village authorities also report that the Takka services continue to be performed.

7. I understand there is no Mahomedan on the Pagoda Committee, and I am unable to find out that it discharges any duties supposed to devolve on it.

(True Copy)

(Signed) J. H. GARSTIN,
Collector.

SUBMITTED for the orders of Government.

2. It appears that an Inam of 9 cawnies of land assessed at Rupees 78-14-0, which was granted as an endowment to a Mosque, was sold by the Darmakurta to one Meera Merkayen, and that Meera Merkayen sold it to a man named Veerasawmy Oliyan. It is accordingly alienated from the Mosque, and the conditions of the grant have ceased to be fulfilled. It is possible that if there were a Mosque Committee they might be able to question the validity of the alienation in the Courts, but no such Committee has been appointed. The Collector suggests action under Regulation IV. of 1831, but Regulation IV. of 1831 has been repealed by Act XXIII. of 1871.

3. The Board are of opinion that the Inam having been alienated from the service to which it is attached by the Title-deed (the deed should again be carefully examined to make sure that there is no mistake) should be fully assessed, and the difference between the full assessment and the quit-rent paid annually to the man who performs the service for which the Inam was granted. The imposition of full assessment in these cases whenever they come to light will do much to prevent such alienations.

4. Mr. Garstin should at once proceed with the inquiries left unfinished by Mr. Reade, and submit proposals for forming a Mosque Committee.

No. 142.

ORDER THEREON, 17th July 1874, No. 892.

Miscellaneous.

THE Inam should, as proposed, be fully assessed, but in order that the vendor may not benefit by his wrongful act, the assessment will be credited to the State. The Collector will, meanwhile, report what, in his opinion, is the best mode of disposing of the money.

(True Extract.)

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

To the Board of Revenue.

Ed. W. H. French.

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who would then pocket
the purchase money & also
retain what he sold!

L.O.S.

Of course it would be fully assessed
and the assess! devoted to the service
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31. I do not think so, but I leave the case for your consideration.
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FOR ORDERS.

No. 1,371.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 6th June 1874.

Read the following letter from J. H. GARSTIN, Esq., Collector of South Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Cuddalore, 24th April 1874, No. 198:—

I HAVE the honour to forward, for the Board's orders, a copy of a letter from my Assistant Mr. Thomson, bringing to notice the alienation of the landed endowment of a Mosque at Porto Novo.

Dated 16th April 1874, No. 99.

2. I feel rather in a difficulty as to how to dispose of the matter, for I cannot find that any Mosque Committee has been nominated in this district, while Act XX. of 1863 would seem to have completely taken out of the Board's hands all connection with, and control over, these endowments.

3. As, however, Regulation IV. of 1831 is still in force, if the fact of the petitioner Mohadeen Saib's being a party to the alienation of the endowment be simply ignored, his claim can be disposed of under Clause 2 Section 2 of that Regulation, and I therefore suggest that the orders of Government be requested on the matter.

4. On referring to Mr. Reade's report to the Board on Pagoda Committees, dated 11th May 1864, No. 72, I find in paragraph 8 he says that he will report later on about Mahomedan Mosques and their endowments, and make the necessary suggestions about a Committee for superintending the management of the latter; but nothing seems to have been done by him in the matter.

ENCLOSURE No. 1.

From J. THOMSON, Esq., Assistant Collector, to J. H. GARSTIN, Esq., Collector of South Arcot, dated Cuddalore, 16th April 1874, No. 99.

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3. Some time ago, one Mohadeen Saib of Porto Novo appeared before me with a petition, stating that the said Inam land had been diverted from the Takka, and was in the possession of one Meera Merkayen of Cuddalore. I referred the petition to the Tahsildar for report, and his Arzi No. 76 (enclosed, states the result of the inquiry he made.

4. His report is that the Inam land had been sold by petitioner, his mother, and two other relations to Meera Merkayen of Cuddalore, who in turn had disposed of it to Veerasamy Odiyan of Alighattam. I ordered Veerasamy Odiyan to produce his title-deeds, and he did so. Among them are two sale-deeds by petitioner, and the three others to Meera Merkayen, there being two sales, the conjoint sale amount being 600 Rupees.

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6. Mohadeen Saib, who claims to be the Durmaskurti, has given a statement (enclosed) that he cleans the Mosque, lights and lamp there, feeds the Fakkirs, and celebrates the festival, the purposes for which the Inam was continued. The Inam was in possession of his forefathers, and his mother told him some four or five years ago, that she had leased it out, but he did not himself sign the lease or any other document transferring the possession, and says further that he is only 18 or 19 years old, looks at least five years older. What purports to be his marriage appears in the transfer to Meera Merkayen. The village authorities also report that the Takka services continue to be performed.

C 9th July 1874 R 16

7. I understand there is no Mahomedan on the Pagoda Committee, and I am unable to find out that it discharges any duties supposed to devolve on it.

(True Copy)

(Signed)

J. M. GARSTIN,
Collector.

Submitted for the orders of Government.

2. It appears that an Inam of 9 cawnies of land assessed at Rupees 78-14-0, which was granted as an endowment to a Mosque, was sold by the Durmakurta to one Meera Merkayen, and that Meera Merkayen sold it to a man named Veerasawmy Odiyan. It is accordingly alienated from the Mosque, and the conditions of the grant have ceased to be fulfilled. It is possible that if there were a Mosque Committee they might be able to question the validity of the alienation in the Courts, but no such Committee has been appointed. The Collector suggests action under Regulation IV. of 1831, but Regulation IV. of 1831 has been repealed by Act XXIII. of 1871.

3. The Board are of opinion that the Inam having been alienated from the service to which it is attached by the Title-deed (the deed should again be carefully examined to make sure that there is no mistake) should be fully assessed, and the difference between the full assessment and the quit-rent paid annually to the man who performs the service for which the Inam was granted. The imposition of full assessment in these cases whenever they come to light will do much to prevent such alienations.

4. Mr. Garstin should at once proceed with the inquiries left unfinished by Mr. Reade, and submit proposals for forming a Mosque Committee.

(True Copies and Extract.)

To the Acting Secretary to Government, Revenue Department.

„ the Collector of South Arcot.

Exd. W. H. French.

Secretary.

The Inam should, as proposed, be fully assessed, but in order that the vendor may not benefit by his wrong-ful act the assessment will be credited to the State. The Collector will, meanwhile, report what, in his opinion, is the best mode of disposing of the money.

Mosque Committee
Mosque Committee—at Fort Novo in South Arcot District.—Collector's letter bringing to notice Inam forming its endowment, submitted to Government with recommendation, that Inam should be fully assessed, and difference between full assessment and quit-rent paid to man forming Mosque Committee, should be paid to man forming Mosque Committee, for forming Mosque Committee.

JUNE.
No. 1,371.

PROCEEDINGS, 6TH JUNE 1874, No. 1,371.

MADRAS.

BOARD OF REVENUE.

1874. Sept.

Encl.