

(1) Number of Pages 4
 (2) Date of repair 13.12.1967
 (3) Initials of the Referencer 23.4.68

MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.	1269	Press
B.P. No.		Mis.-
Dated	24.8.1875	196 .

Not to be folded or roughly handled

No. 228. Read the following Proceedings of the Board of Revenue, dated 10th August 1875, No. 2,229:—

Read the following letter from J. H. MASTER, Esq., Collector of Bellary, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated 24th July 1875, No. 276:—

With reference to your endorsement, dated 22nd March 1875, on petition No. 438 of 1875, presented by Basanna of Manoor, in the Bellary Taluq, I have the honor to state that, on a complaint of the petitioner, the land under dispute was examined by a Revenue Inspector, and it was found that the Inam No. 18 belonging to the petitioner was mixed up with the land held on putta by one Ayappa from Fasli 1278 as Government land No. 19, and cultivated by Hanuma.

2. The puttadar refused to give it up to the petitioner, who was therefore referred to a Civil Court for redress.

3. As the putta has been held by Ayappa since Fasli 1278 for land No. 19, the extent of the land under dispute could not have been deducted from it without his Razinama or deed of relinquishment; no alteration therefore has been made in the putta.

4. When the petitioner brought a suit in the District Munsif's Court at Bellary to recover possession of the Inam, the Munsif dismissed the suit on the ground that no quit-rent was charged on the Inam, and that no certificate was granted by the Revenue authorities under Section 6 of Act XXIII. of 1871.

5. The Inam is a Temple Service Inam. It was enfranchised by the Inam Commissioner and a title-deed No. 2,910 has been issued. But no quit-rent was charged on it, as it is not liable to it under the Inam rules.

6. As the disputes regarding the possession and enjoyment of such Inams are not cognizable by Revenue authorities, I referred the petitioner to the Civil Court, and I also refused to grant a certificate under Pension Act XXIII. of 1871, as that Act does not apply to Inams such as the one in question.

7. The petition with enclosures is herewith returned.

ENCLOSURE No. 1.—Petition.

THE Collector is in error in stating that the Inam was enfranchised. It is a Pagoda Inam and the Board are of opinion that Act XXIII. of 1871 does apply, and that petitioner's remedy is by suit in a Civil Court. The authority of Government is accordingly requested for the grant of a certificate by the Collector under Section 6 of the Pensions Act to enable the petitioner to obtain redress.

(A true Copy and Extract.)

(Signed) C. A. GALTON,
Acting Sub-Secretary.

No. 229. ORDER THEREON, 24th August 1875, No. 1,269.

Miscellaneous.

THE Collector is authorized to grant the certificate required.

(True Extract.)

(Signed) A. MACGREGOR,
Acting Secretary to Government.

To the Board of Revenue.

Exd. W. J. Lewis.

No. 2,229.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 10th August 1875.

Read the following letter from J. H. MASTER, Esq., Collector of Bellary, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated 24th July 1875, No. 276:—

WITH reference to your endorsement, dated 22nd March 1875, on petition No. 438 of 1875, presented by Basanna of Manoor, in the Bellary Taluq, I have the honor to state that, on a complaint of the petitioner, the land under dispute was examined by a Revenue Inspector, and it was found that the Inam No. 18 belonging to the petitioner was mixed up with the land held on putta by one Ayappa from Fasli 1278 as Government land No. 19, and cultivated by Hartuma.

2. The puttadar refused to give it up to the petitioner, who was therefore referred to a Civil Court for redress.

3. As the putta has been held by Ayappa since Fasli 1278 for land No. 19, the extent of the land under dispute could not have been deducted from it without his Razinama or deed of relinquishment; no alteration therefore has been made in the putta.

4. When the petitioner brought a suit in the District Munsif's Court at Bellary to recover possession of the Inam, the Munsif dismissed the suit on the ground that no quit-rent was charged on the Inam, and that no certificate was granted by the Revenue authorities under Section 6 of Act XXIII. of 1871.

5. The Inam is a Temple Service Inam. It was enfranchised by the Inam Commissioner and a title-deed No. 2,910 has been issued. But no quit-rent was charged on it, as it is not liable to it under the Inam rules.

6. As the disputes regarding the possession and enjoyment of such Inams are not cognizable by Revenue authorities, I referred the petitioner to the Civil Court, and I also refused to grant a certificate under Pension Act XXIII. of 1871, as that Act does not apply to Inams such as the one in question.

7. The petition with enclosures is herewith returned.

ENCLOSURE No. 1.—Petition.

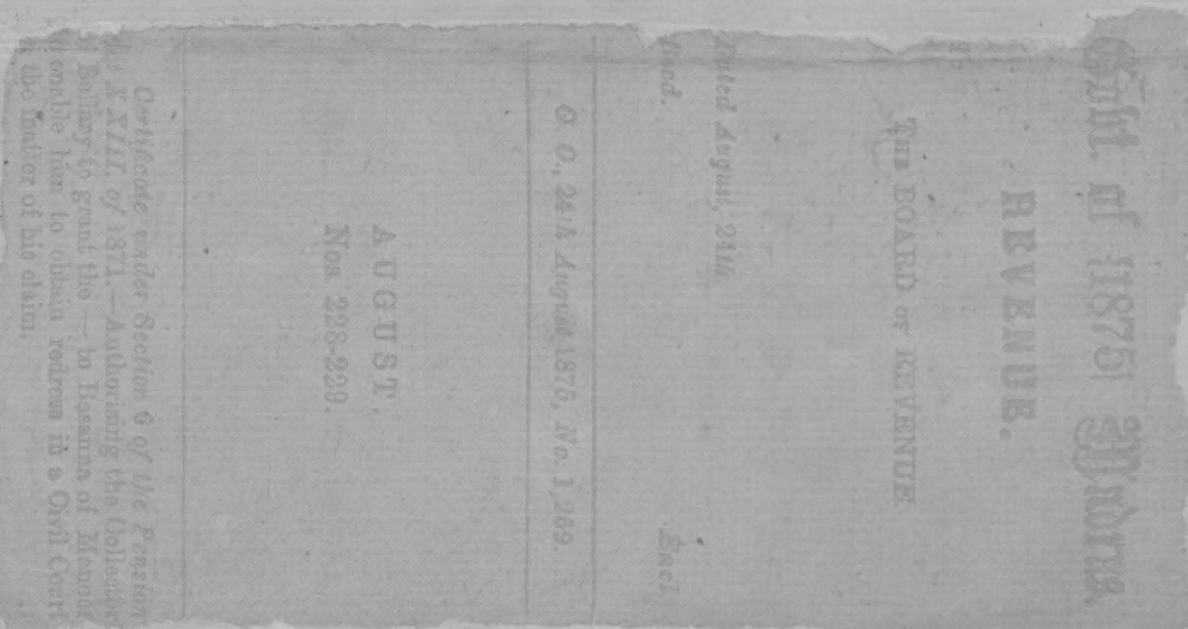
THE Collector is in error in stating that the Inam was enfranchised. It is a Pagoda Inam and the Board are of opinion that Act XXIII. of 1871 does apply, and that petitioner's remedy is by suit in a Civil Court. The authority of Government is accordingly requested for the grant of a certificate by the Collector under Section 6 of the Pensions Act to enable the petitioner to obtain redress.

(A true Copy and Extract.)

Acting Sub-Secretary.

To the Acting Secretary to Government, Revenue Department, with petition, to be returned.
Copy to the Collector of Bellary.

Ed. W. J. Lewis.



No 1269

The Collector is authorized to grant the certificate ^{required}

LA

Alu

Aug 1/75

14th Dec 1874

20 Aug 1875 10th 21 Aug 1875

16075

Ans: 11/5-24/6
No 1887-3240

1875.

BOARD OF REVENUE,
MADRAS.

PROCEEDINGS, 10TH AUGUST 1875, No. 2,229.

24/11 Aug 1/75

Encl 1
Ous

Received 19 Aug 1/75

AUGUST.

No. 2,229.

Petition—No. 438 of 1875, presented by Sasanna of Manoor in Bellary Taluk, regarding certain Inam which was mixed up with the land held on putta by one Ayappa from Fasil 1278.
— Authority of Government requested for grant of a certificate by Collector under Section 6 of the Pensions Act to enable petitioner to obtain redress in a Civil Court.

Ch. 1269-24 Aug 1875
W. H. Baker