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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.	1767.	Press
B.P. No.		Mis.
Dated	7-12-1875	196 .

Not to be folded or roughly handled

No. 96. Petition from WUPPULURI GURRAZU, Renter of pasture lands, in Kollair Islands, residing at Masulipatam, Kistna District, to the Right Honorable the Governor in Council, Fort St. George, dated Masulipatam, 24th September 1875:—

MOST HUMBLY SHEWETH,

Your petitioner, under the Proceedings of your Honor, dated 2nd September 1875, humbly begs your Lordship will be pleased to submit the enclosed memorial, together with the enclosures, to the Government of India, and let justice be done to your Honor's poor, reduced petitioner through the kind and generous recommendation of your Lordship to the Government of India.

And your petitioner, as in duty bound, will ever pray.

ENCLOSURE No. 1.

Memorial from WUPPULURI GURRAZU, Renter of the pasture lands in the villages of the Kollair Islands, in the Gudivada Talug, in the Kistna District, to His Excellency the Governor-General, Bengal, dated Masulipatam, 23rd July 1875.

MOST HUMBLY SHEWETH,

That your memorialist, with utmost deference and respect, approaches your Lordship in Council with this humble memorial in the cordial hope that he would be relieved from the flagrant injustice unknown in the annals of the British rule which he met with in the hands of the Revenue authorities in the Kistna District and of the Board of Revenue in appeal to them in the case of the lease of the pasture lands in the Kollair Lake in this district; and that your Lordship in Council will be graciously pleased to take this humble memorial into your Lordship's candid consideration and grant him that justice which in your wisdom may seem to call for.

And the Government of Madras.

1. That agreeably to the accompanying Notification* in the *Kistna District Gazette*, advertising the sale of pasture lands in the Islands of the lake in question for the year 1873-74, particularising the acreage of each village, your memorialist, at the public auction, purchased at an highest bid an extent of acres 52,064 in 32 villages, notified as fit "for pasture" for Rs. 5,349-8-0.

* Enclosure marked A.

2. That after the sale was approved of by the Collector, memorialist ascertained, as it was his duty to do so, the extent of the pasture lands in the villages in question, when he found it to have amounted to only acres 19,336 c. 23 which were really fit for pasture as recorded in the Register of the Settlement Department and other public accounts—the remaining land, acres 32,727 c. 77, in 22 villages or about two-thirds of the land which have been notified as fit for pasture was purchased by memorialist in the hope of deriving a profit therefrom, being in the bed of the Kollair permanently covered by water, is totally unfit for pasture, as entered in the public accounts under the head "Poramboke," which, for purposes of village accounts, forms part and parcel of the ayacut.

3. That memorialist was thereupon obliged to submit two petitions† to the Collector, bringing the fact to his notice, and praying to inquire into the extent of land fit for pasture, and

† Enclosures marked B and C.

grant him proportionate remission on account of the land not in existence as advertised in the Notification referred to; but that officer, in the teeth of the recorded fact (which shows that only

*Proceedings of the Madras Government, Revenue Department,
7th December 1875.*

acres 19,336 c. 23 are fit for pasture, the rest being entered as Poramboke, it being the bed of the

* Enclosure marked D.
† Enclosure marked E.

‡ Enclosure marked G.

lake) did not institute any inquiry, nor did he comply* to the request of memorialist, who

And the Government thereupon appealed to the
of Madras. ‡ Board of Revenue who

also simply declined† to interfere with the Collector's orders.

4. That when two-thirds of land advertised by the Collector in his Notification as fit for pasture is not in existence, and when a person in the position of memorialist had to pay an enormous sum of Rs. 3,362-12-0 on the land which is always under an expanse of water of an extensive lake of Kollair, and on which a considerable amount of rent is annually collected on account of fishery, your memorialist ventures to submit that the loss sustained by him is self-evident.

5. That, under the foregoing circumstances and the following grounds, your memorialist most humbly submits that your Lordship in Council will see the propriety of granting his request—

1stly.—Because the term "pasture" as contained in the heading "sale of pasture lands" in the Notification is limited to land on which grass is grown for the grazing of cattle, but not to land under two or three yards of depth of water in the lake.

2ndly.—Because the Register of the Settlement Department and other public accounts clearly show that only acres 19,336 c. 23 are fit for pasture in the 32 villages referred to above, which memorialist purchased.

3rdly.—Because land not entered in public accounts (Poramboke in the lake excepted) as fit for pasture could by no means be put up to sale, nor could memorialist purchase it under any circumstances whatever, nor could the Collector collect rental on it.

4thly.—Because when the extent of pasture advertised for sale is not in existence, the onus of pointing it out to the purchaser without deficiency, clearly rests on the Collector who advertised it for sale.

5thly.—Because the Collector to whose notice the non-existence of the pasture land as per public accounts, was brought, is, of course, liable either to diminish or remit the rental on the portion found deficient as compared with the advertised acreage of each village.

6thly.—Because the same extent of pasture which memorialist purchased, reposing confidence in the Collector's Notification, for Rs. 5,349-8-0, was knocked down to another renter for a comparatively trifling sum of Rs. 2,231 in the current year, with a decrease of Rs. 3,118-8-0 below the amount of last year, or, in other words, about the same amount which is claimed by memorialist for reduction of rent or grant of proportionate remission.

7thly.—Because this decrease in the current year's amount of sale is a clear proof showing that a portion, acres 32,727 c. 77, of the acreage notified in last year as fit for pasture is not at all in existence.

8thly.—Because the fact of the Collector having knocked down this year the same extent of acreage notified as pasture last year for a decreased sum goes to show that the claim of memorialist for the reduction of rent or the grant of proportionate remission is just and reasonable.

9thly.—Because the entire extent of acres 32,727 c. 77 found deficient being in the bed of the Kollair Lake was leased out in last year for 4,510 on account of fishery.

10thly.—And because Government could not collect two cesses at the same time on the same extent of land, acres 32,727 c. 77—one for pasture and the other for fishery.

6. That, in conclusion, your memorialist, who is almost ruined by this imprudent enterprise, having confided in the Collector's Notification, most respectfully but very earnestly craves your Lordship in Council will be graciously pleased to direct strict inquiry to be instituted as regards the extent of land advertised as fit for pasture, and that totally unfit for it, it being always under the water of the Kollair Lake, which is leased out for fishery and to make either a reduction of

*Proceedings of the Madras Government, Revenue Department,
7th December 1875.*

rent or grant a remission in proportion to the extent of land which is unfit for pasturage as per public accounts, and as exhibited in the statement which accompanied the memorial* sub-

* Enclosure marked F.

And the Government of Madras.

mitted in appeal by memorialist to the Board of Revenue in order to obviate the necessity of memorialist having recourse to the Courts of civil judicature for redress.

And your memorialist, as in duty bound, will ever pray.

P.S.—That your memorialist begs to state that this memorial being printed before it was submitted to the Government of Madras, the fact that he appealed to the Government of Madras has been now inserted at the margin. The endorsement of the Government of Madras has also herewith been forwarded for the consideration of your Excellency.

TRANSFERRED to the Chief Secretary to Government.

(By order.)

GOVERNMENT HOUSE,
OOTACAMUND,
6th October 1875.

(Signed) A. T. ARUNDEL,
Private Secretary.

(True Copy.)

(Signed) D. F. CARMICHAEL,
Secretary to Government.

Ed. F. R. Bantleman.

REVENUE DEPARTMENT,
FORT ST. GEORGE,
7th December 1875.

No. 1,767.

No. 97.

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,

DEPARTMENT OF REVENUE,
AGRICULTURE, AND COMMERCE.

Miscellaneous.

SIR,—I am directed to forward the accompanying Memorial from one W. Gurrazu, appealing against the orders of

this Government declining to grant him remission on account of the submerged portion of certain grazing lands leased by him, or to reduce his rent.

2. Copy of the Collector's report on the case accompanies, from which it will be seen that the petitioner, who is an inhabitant of the part of the country in question, knew well, or should have known, what he was renting when the grazing on the Islands in the Kolair Lake was leased out, that the season was not an unusually wet one, and that whatever the exact range of grazing available in the particular season might have been, the renter would lose nothing, as the sub-renter's payment for head of cattle grazing would vary little with the season.

I have the honor to be,

Sir,

Your most obedient servant,

(Signed) D. F. CARMICHAEL,
Secretary to Government.

Erd. F. R. Bantleman.

Agriculture [1875] Department.

Government of Fort St. George.

Dated 7th December 1875. } No. 1,167.
Received } Enclosures.
5 spare copies.

D. No. Progs.

L. No. No.

FORWARDING, with remarks, memorial from one W. Gurrazu, appealing against the orders of this Government declaring to grant him remission on account of the submerged portion of certain grazing lands leased by him or to reduce its rent.

2379
To:
His Excellency the Governor General,
Bengal.

The humble Memorial of Uppuluri Gurrazu
Renter of the pasture lands in the Villages of
the Collair Islands in the Gudivada Taluq in
the Kistna District, an inhabitant of Kykalure
appertaining to that Taluq.

MOST HUMBLY SHEWETH.

That your memorialist, with utmost deference and respect, approaches your Lordship in Council with this humble memorial in the cordial hope that he would be relieved from the flagrant injustice unknown in the annals of the British Rule, which he met with in the hands of the Revenue authorities in the Kistna District and of the Board of Revenue in appeal to them, in the case of the lease of the pasture lands in the Collair lake in this District; and that Your Lordship in Council will be graciously pleased to take this humble memorial into your Lordship's candid consideration and grant him that justice which in your wisdom may seem to call for. and the Governor of Madras

1. That agreeably to the accompanying Notification* in the Kistna District Gazette, advertising the sale of pasture lands in the Islands of the lake in question, *Enc. marked A. for the year 1873-74, particularizing the Acreage of Each Village, your memorialist, at the public auction, purchased at an highest bid, an extent of acres 52,664 in 32 Villages notified as fit "for pasture" for Rs. 5349 - 8 - 0.

2. That after the sale was approved of by the Collector, memorialist ascertained, as it was his duty to do so, the extent of the pasture lands in the Villages in question, when he found it to have amounted to only acres 19,336 c23 which were really fit for pasture as recorded in the Register of the Settlement Department and other Public accounts—the remaining land acres 32,727—c77 in 22 Villages or about 2/3ds of the land which have been notified as fit for pasture was purchased by memorialist in the hope of deriving a profit therefrom, being in the bed of the Collair permanently covered by water, is totally unfit for pasture, as entered in the public accounts under the head "Porumboke," which for purposes of Village accounts, forms, part and parcel of the Ayacut.

3. That memorialist was thereupon obliged to submit 2* Petitions to the Collector, bringing the fact to his notice and praying to enquire into the extent of land fit for pasture, and grant him proportionate remission on account of the land not in existence as advertised in the notification referred to; but that officer, in the teeth of the recorded fact (which shows that only acres 19,336, 23 are fit for pasture, the rest being entered as Porumboke it being the bed of the lake) did not institute any enquiry nor did he comply† to the request, of memorialist who thereupon appealed to the Board of Revenue, who also simply declined ‡ to interfere with the Collector's Orders. and the Governor of Madras

4. That when 2/3ds of land advertised by the Collector in his notification as, fit for pasture is not in existence, and when a person in the position of memorialist had to pay an enormous sum of Rs. 3,362 - 12 - 0 on the land which is always under an expanse of water of an extensive lake of Collair and on which a considerable amount of rent is annually collected on account of fishery, your memorialist ventures to submit that the loss sustained by him is self-evident.

5. That under the foregoing circumstances and the following grounds your memorialist most humbly submits that your Lordship in Council will see the propriety of granting his request.

1stly. Because the term "pasture" as contained in the heading "sale of pasture lands" in the notification is limited to land on which grass is grown for the grazing of cattle but not to land under 2 or 3 yards of depth of water in the lake.

2ndly. Because the Register of the Settlement Department and other Public accounts clearly show that only acres 19,336- 23 are fit for pasture in the 32 Villages referred to above, which memorialist purchased.

Dist. 2227 of 75-
Rs. 4463/75-

3rdly. Because land not entered in Public accounts (Porumboke in the Lake excepted as fit for pasture could by no means be put up to sale, nor could memorialist purchase it under any circumstances whatever, nor could the Collector collect rental on it.

4thly. Because when the extent of pasture advertised for sale is not in existence, the onus of pointing it out to the purchaser without deficiency, clearly rests on the collector who advertised it for sale.

5thly. Because the Collector to whose notice the non existence of the pasture land as per public accounts, was brought, is, of course, liable either to diminish or remit the rental on the portion found deficient as compared with the advertised acreage of each Village.

6thly. Because the same extent of pasture which memorialist purchased, reposing confidence in the Collector's notification, for Rs. 5,349 - 8, was knocked down to another renter for a comparatively trifling sum of Rs. 2,231 in the current year, with a decrease of Rs. 3,118 - 8 below the amount of last year, or in other words, about the same amount which is claimed by memorialist for reduction of rent or grant of proportionate remission.

7thly. Because this decrease in the current years' amount of sale is a clear proof showing that a portion acres 32,727—77 of the acreage notified in last year as fit for pasture, is not at all in existence.

8thly. Because the fact of the Collector having knocked down this year the same extent of acreage notified as pasture last year for a decreased sum, goes to show that the claim of memorialist for the reduction of rent or the grant of proportionate remission, is just and reasonable.

9thly. Because the entire extent of acres 32,727—77 found deficient being in the bed of the Collair lake, was leased out in last year for 4,510 on account of fishery.

10thly. And because Government could not collect two cesses at the same time on the same extent of land acres 32,727—77 —one for pasture and the other for fishery.

6. That in conclusion, your memorialist, who is almost ruined by this imprudent enterprise, having confided in the Collector's notification, most respectfully but very earnestly craves your Lordship in Council will be graciously pleased to direct strict enquiry to be instituted as regards the extent of land advertised as fit for pasture, and that totally unfit for it, it being always under the water of the Collair lake, which is leased out for fishery and to make either a reduction of rent or grant a remission in proportion to the extent of land which is unfit for pasturage as per Public accounts, and as exhibited in the statement which accompanied the memorial* submitted in appeal by memorialist to the Board of Revenue, in order to obviate the necessity of memorialist having recourse to the Courts of civil judicature for redress.

And your memorialist as in duty bound will Ever Pray

Masulipatam, }
6th October 1874. }

23rd July 1875

P. S.

that, your memorialist, begs to state that this memorial being printed before it was submitted to the Government of Madras, the fact that he appealed to the Government of Madras, has been now inserted at the margin. The endorsement of the Government of Madras has also herewith been forwarded for the consideration of your Excellency.

Yours Excellency's humble

LR 11/8

Recd. A. Sept
9/10
Dut 10/8/75-

13 encl.

5.10.75

MA

Chig Secy

To 2227
13 encl.
11/10/75
LRT

The Right Honourable The Governor in Council
Madras, Fort St. George

The humble petition of Mappaluri
Gurajur Pantar of pasture lands in
the villages of the Collair islands
in Rialnad, most humbly sheweth,

Your petitioner, under the
proceedings of your honour dated
2^d September 1875, humbly begs your
Lordship will be pleased to
submit the enclosed memorial
together with the enclosures, to
the Government of India and
let justice be done to your honour's
poor reduced petitioner, through
the kind and generous recommendation
of your Lordship to the Government
of India.

And your petitioner as in duty
bound will ever Pray,

24th September 1875

Masulipatam

செய்து கொடுக்க
மாசூலபட்டம்

Encl. 7-24/11/74: 2781.

Good time
celebrating
6 Oct 1975
Thank you to
the Chief Secretary
& Government
Baroness
Mickelthwait
Chief Secretary

the
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C20 km/75. 2229 km/75

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tant of the part of

the country in ques-
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an unusually wet
one, and that what-

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^{inconspicuous} ~~might~~ ^{might have been} ~~been~~
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would have to
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to graze on the land
rented by him.

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the ~~land~~ in the
Kohio lake was
lessened.

For ~~land~~ cattle
grazing ~~is~~ ^{is} ~~very~~
less than the ~~land~~

W. H. D. 7 Decr 1875

To Govt of India

Memorial of me
W. Curran of
Kathia Post

Copy