

(1) Number of Pages 12
(2) Date of repair 22-6-68
(3) Initials of the Referencer 27/11/68

MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

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

312

Press
Mis.

Dated

26. 2-1875 196 .

Not to be folded or roughly handled

No. 324. Read the following Proceedings of the Board of Revenue, date 21st January 1875, No. 127 :—

Read the following letter from R. W. BARLOW, Esq., Collector of the Chingleput District, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Saidapet, 1st December 1874, No. 680 :—

ADVERTING to paragraph 1 of the Order of Government, Revenue Department, No. 1,385, of the 2nd ultimo, communicated in Board's Proceedings of the 13th idem, and with special reference to the sentence, "they would therefore recognise sub-division as readily as transfers and relinquishments," I have the honor to request the Board will inform me whether, in the absence of decrees, transfer razeenamahs from one puttadar to another, and relinquishments in favor of Government for portions of Survey fields, are to be accepted without reference to the area involved.

BEFORE issuing a Standing Order on the subject disposed of in G. O., dated 2nd November 1874, No. 1,385, the Board resolve to submit this letter for the orders of Government, and to make an inquiry with regard to the boundary marks, the erection of which is to be a condition of the recognition of sub-divisions of fields.

2. If the real boundary could be marked out, a great advantage would be gained, but the Board fear that, unless more definite instructions are given, the marks actually set up will not be durable, and that they will be wrongly placed and become the subject of innumerable disputes. Moreover, the Board do not see how the condition is to be enforced. If a Collector is ordered by a Civil Court to sub-divide a field, he cannot refuse to do so till boundary marks are set up.

3. The Board think that relinquishments should not be accepted for portions of a field, that is of a separate item in the Adangal Account. If such relinquishments are allowed, a few cents representing paths, rocky bits taken into account by the Settlement Department, etc., will be given up in many thousands of fields. It is true that, even if a relinquishment is refused, the ryot can make a formal transfer to another ryot of the land he wants to get rid of, and the latter can then (after it has become a separate item in the Adangal Account) relinquish it; but this will be a round-about process, involving time and trouble and even expense which will deter most ryots from attempting it.

4. The Board also think that durkhasts should only be received for whole fields. It seems to them that the case is different when Government are dealing with their own land, and when they are dealing with the property of private individuals. In the former case no rights are involved, and Government will be justified in refusing to incur the difficulties which will indisputably be caused by the sub-division of fields. Of course, if a field is large and a durkhastdar wants a fair portion of it, it must be formally sub-divided by the Collector.

(A true Copy and Extract.)

(Signed) J. GROSE,
Secretary.

*Proceedings of the Madras Government, Revenue Department,
26th February 1875.*

No. 25.

ORDER THEREON, 26th February 1875, No. 312.

Miscellaneous.

TRANSFERS of portions of a field may be accepted and sub-division made accordingly, but the acceptance must be conditional on the erection of boundary marks "in such manner as may be required by the village authorities" as is now prescribed in the rules regulating durkhasts. The Government do not anticipate that any practical difficulty will result from the enforcement of this condition; and, when the rule is once laid down, the necessary expenses will, in the case of decrees, form a portion of the costs of execution.

2. Orders* have already been issued sanctioning durkhasts being accepted for portions of a field, but relinquishments must be of entire fields. Durkhasts of a whole field should, of course, have the preference of those for a portion only, and this, coupled with the proviso† added to paragraph 15 of Board's Standing Order, No. 150, will generally prevent holders relinquishing their lands, with a view to taking up only the more profitable portions, while in every case the apportionment of the assessment will rest with the Collector.

(True Extract.)

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

To the Board of Revenue.

.. the Director of Revenue Settlement.

.. the Superintendent of Revenue Survey.

Ed. F. R. Bantleman.

5/7/10

Original.

Govt. of Madras.

REVENUE.

THE BOARD OF REVENUE.

Secy. Secy. Secy.

Dated February 20th.

Read.

Encl.

G. O. 26th February 1875, No. 312.

FEBRUARY.

Nos. 324-325.

Survey Fields in Chingleput District. — Observing that transfers of portions of — may be accepted on condition that boundary marks are erected, and making certain remarks about durkhasts and relinquishments.

On this small scale

30

No. 127.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 21st January 1875.

Read the following letter from R. W. BARLOW, Esq., Collector of the Chingleput District, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Saidapet, 1st December 1874, No. 680:—

ADVERTING to paragraph 1 of the Order of Government, Revenue Department, No. 1,385 of the 2nd ultimo, communicated in Board's Proceedings of the 13th idem, and with special reference to the sentence, "they would therefore recognise sub-division as readily as transfers and relinquishments," I have the honor to request the Board will inform me whether, in the absence of decrees, transfer razeenamahs from one puttadar to another, and relinquishments in favor of Government for portions of Survey fields, are to be accepted without reference to the area involved.

BEFORE issuing a Standing Order on the subject disposed of in G. O., dated 2nd November 1874, No. 1,385, the Board resolve to submit this letter for the orders of Government and to make an enquiry with regard to the boundary marks, the erection of which is to be a condition of the recognition of sub-divisions of fields.

2. If the real boundary could be marked out, a great advantage would be gained, but the Board fear that unless more definite instructions are given, the marks actually set up will not be durable, and that they will be wrongly placed and become the subject of innumerable disputes. Moreover the Board do not see how the condition is to be enforced. If a Collector is ordered by a Civil Court to sub-divide a field, he cannot refuse to do so till boundary marks are set up.

3. The Board think that relinquishments should not be accepted for portions of a field, that is of a separate item in the Adangal Account. If such relinquishments are allowed a few cents representing paths, rocky bits taken into account by the Settlement Department, etc., will be given up in many thousands of fields. It is true that even if a relinquishment is refused the ryot can make a formal transfer to another ryot of the land he wants to get rid of and the latter can then (after it has become a separate item in the Adangal Account) relinquish it, but this will be a round-about process involving time and trouble and even expense which will deter most ryots from attempting it.

4. The Board also think that durkhasts should only be received for whole fields. It seems to them that the case is different when Government are dealing with their own land, and when they are dealing with the property of private individuals. In the former case no rights are involved, and Government will be justified in refusing to incur the difficulties which will indisputably be caused by the sub-division of fields. Of course, if a field is large and a durkhastdar wants a fair portion of it, it must be formally sub-divided by the Collector.

(A true Copy and Extract.)

J. Grose
Secretary.

To the Acting Secretary to Government, Revenue Department.
,, the Collector of the Chingleput District.

Exd. G. A. Turton.

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 26th February 1875.

READ the following Pro. of the Board of Revenue.

Subm. for order, letter from collector of Chingleput requesting information as to whether, in the absence of decrees, transfer razeenamahs from one puttadar to another and relinquishments in favor of Govt. for portions of Survey fields, are to be accepted without reference to the area involved.

H. E. 21st January 1875. N. 127.

Transfers of portions of a field may be accepted and sub-division made accordingly, but the acceptance must be conditional on the erection of boundary marks in such manner as may be required by the village authorities as is now prescribed in the rules regulating durkhaats. The Govt. do not anticipate that any

rule 9 under 130
No. 150. page 124 of Rules
1875.

M. J. 15/2
S. S.
17.2

1875. 20. 5. 6

N. 204

Revenue 1875. 26 Feb

Board of Revenue.

MADRAS.

PROCEEDINGS, 21ST JANUARY 1875, No. 127.

26 Feb 1875

Received 25

JANUARY.
No. 127.

Sub-division of Survey Fields.—Letter from Collector of Chingleput requesting information as to whether in the absence of decrees, transfer razeenamahs from one puttadar to another and relinquishments in favor of Government for portions of Survey fields, are to be accepted without reference to the area involved, submitted for orders of Government with remarks.—Enquiry made with regard to the boundary marks, the erection of which is to be a condition of the recognition of these subdivisions.

N. 324

1875. 20. 5. 6

any practical difficulty will
result from the enforcement of
this condition, and when the
rule is once laid down the
necessary expenses will, in the
case of decrees, form a portion
of the costs of execution.

2. Orders have already
been issued sanctioning Durkhasts
being accepted for portions of
a field, but relinquishments
must be of entire fields.

Durkhasts of a whole field, those
of course have the preference of
those for a portion only, and
this, coupled with the proviso
added to para 15 of Board's
Standing Order N^o 130 will
generally prevent holders re-
linquishing their lands with
a view to taking up only the
more profitable portions, while
in every case the apportionment
of

For the view of that in the
letter book of the West from the
Mr. Stiller, Exlor. & others, Mr.
during the past year 1875/76

* Para 6 G.O. 25th Jan'y. 1875. N^o 145.

Provided that no preferential claim
on the ground of possession of adjoining
land, or of residence in the village,
shall be admitted in favor of a right
by whose relinquishment the land
became unoccupied and available
for allotment. (C.O. X 11472)

of the assessment will rest
with the Collector.

of the

14 To the Board of Rev. Dr. 27 Feb
12 The Director of Rev. Dr. L
103 The Supt of Rev. Dr. L

of the

G.O.

Sub-division of
Survey, Fields in
Chinaput District

Pro

De-facto

26-1-10 ✓

4/10/12

15-2-17

30-4-17

20-4-18

31-7-18

1-6-19

Original

MADRAS RECORD OFFICE.

Government Records.

Revenue Department.

G. O. (Printed).

Dated 26-2-1875.

No. 312