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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.

B.P. No.

253

Press

Mis.

Dated

5. 2. 1875 196

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
5th March 1875.*

No. 59. Read the following Proceedings of the Board of Revenue, dated 13th February 1875, No. 340 :—

Read the following letter from W. S. WHITESIDE, Esq., Collector of North Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Palmanair, 11th December 1874, No. 653 :—

ADVERTING to the Proceedings of the Board of Revenue, dated 9th March 1874, No. 525, sanctioning the institution of the suit against Mr. Hawkins for the recovery of rent due by him, I have the honor to forward copies of the Acting Sub-Collector's letter, dated 24th August last, No. 662, and No. 860, dated 25th ultimo, reporting the result of the suit instituted by him in the Chittoor Court of Small Causes at Vellore, and requesting instructions for the disposal of the amount of rent recovered from Mr. Hawkins.

2. From the correspondence noted in the margin, and from the Acting Sub-Collector's letters above referred to, it will be seen that the total amount of rent collected by Government on the building No. 24 referred to in paragraph 3 of the Proceedings of the Board of Revenue, No. 2,156, dated 7th November 1872, is Rs. 303-3-6 as particularized below :—

The amount of rent collected from 1st June 1871 to 19th January 1872, the period in which the building was occupied by the Civil Dispensary referred to in the Sub-Collector's letter, No. 1,130, dated 25th December 1873, forwarded to the Board with my foot-note, No. 12, dated 14th January 1874 91 5 8

The amount of rent collected from 11th February 1872 to 31st July 1873, the period in which it was occupied by Mr. Hawkins, partly paid by him as referred to in the above letter, and partly recovered after the institution of the suit against him in the Court of Small Causes, as referred to in the copy of Sub-Collector's letter herein enclosed 211 13 10

Total ... 303 3 6

3. This sum of Rupees 303-3-6 is now claimed by Shunmuga Chetty, the brothers of Muttumanika Chetty (one of the defaulting abkari renters) as being due to them. Deducting, however, from this the item No. 1 noted below, there remains a balance of Rupees 288-5-7. Add to this the difference between the

*Proceedings of the Madras Government, Revenue Department,
5th March 1875.*

sums shown in the items Nos. 2 and 3, there then remains a net amount of Rupees 293-1-7 to be disposed of:—

	RS.	A.	P.
<i>Item No. 1.</i> —Ground-rent due to Government and deducted from the sum of Rupees 91-3-8	2	8	3
Ground-rent due to Government and deducted from the sum of Rupees 52-8-10 paid by Mr. Hawkins for rent due by him.	5	1	8
Total	7	9	11
The amount of municipal rent for the bungalow paid by Mr. Hawkins, and allowed by the Court as such, is	7	4	0
Total amount of taxes paid to Government and Municipality and as allowed by the Court... ..	14	13	11
<i>Item No. 2.</i> —Amount of costs awarded by the Court exclusive of the vakil's fee and recovered from Mr. Hawkins	16	2	0
Interest on the amount of rent collected from Mr. Hawkins... ..	12	4	0
Total amount under item No. 2 is	28	6	0
<i>Item No. 3.</i> —The amount of fees proposed to be paid to the vakil in the said suit	23	10	0
Amount of difference between items Nos. 2 and 3 is	4	12	0

4. Out of the said sum a reduction of Rupees 73-4-5 must be made on account of the one-fourth share of Muttumanika Chetty, one of the defaulting abkari renters, and credited to the balance of the arrear outstanding against the old abkari farm (*vide* paragraph 3c of the Proceedings of the Board of Revenue, No. 2,198, dated 28th October 1873). There is, therefore, only a balance of Rs. 219-13-2 to be paid to the brothers of Muttumanika Chetty, who have given their consent in writing before the Tahsildar of Vellore to receive the said amount, to which only they are entitled.

Dates on which the amount was credited.	Amount credited.	Total.
	RS. A. P.	RS. A. P.
11th October 1871 ...	48 0 0	
4th November 1871...	12 0 0	
5th December 1871...	12 0 0	
6th January 1872 ...	12 0 0	
3rd February 1872 ...	7 5 8	
15th February 1873...	2 8 10	
29th May 1873	25 0 0	
14th October	25 0 0	
Grand total		143 14 6
Deduct for ground-rent due to Government...		7 9 11
Net amount		136 4 7

5. Of the sum of Rupees 293-1-7 above referred to, Rupees 136-4-7 were credited to abkari arrears on the dates given in the margin, and the remainder, Rupees 156-13-0, is in the Sub-Collector's Office.

6. I beg, therefore, to request that you will be good enough to instruct me as to the payment of the sum of Rupees 219-13-2, referred to in paragraph 4 above, to the brothers of Muttumanika Chetty, one of the defaulting abkari renters.

*Proceedings of the Madras Government, Revenue Department,
5th March 1875.*

ENCLOSURE No. 1.—Acting Sub-Collector's letter, dated 24th August 1874, No. 662.

ENCLOSURE No. 2.—Acting Sub-Collector's letter, dated 25th November 1874, No. 860.

ENCLOSURE No. 3.—Memorandum of rent collected on account of the bungalow occupied by Mr. Hawkins.

THE sanction of Government for the refund of Rupees 71-2-3 is requested under the following circumstances.

2. A house was attached as belonging to one Manika Chetty, an abkari defaulter. His three undivided brothers objected, alleging that Manika Chetty's interest in the house was limited to one-fourth share. Their claim was admitted, and on payment of Rupees 800 on the 10th May 1873, being one-fourth of the value of the house, orders were issued for the removal of the attachment, but through some mistake the order was not carried out till the 20th August 1873.

3. A Mr. Hawkins, who rented the house for a considerable period during attachment, having failed to pay the rent, a suit was instituted against him, and a decree obtained.

4. The receipts and charges on account of the house while under attachment were as follow:—

	RS.	A.	P.	RS.	A.	P.
<i>Receipts.</i>						
Rent recovered in due course and credited to Government				143	14	6
Recovered through the Court—						
Net rent, municipal taxes being set off... ..	152	1	0			
Interest	12	4	0			
Costs... ..	16	2	0			
				180	7	0
				324	5	6
<i>Charges.</i>						
Ground-rent paid to Government	7	9	11			
Costs of suit	23	10	0			
				31	3	11
Net proceeds				293	1	7

5. Of this sum Manika Chetty's brothers are entitled to the full rent (Rupees 12 a-month) from 10th May 1873, when the whole house became theirs on payment of the value of Manika Chetty's share, to 31st July 1873, from which date the rent was paid to the owners *plus* three-fourths of the remainder, or Rupees 32-8-3 + Rupees 195-7-0 = Rupees 227-15-3. The sum which the Collector proposes to pay and the parties agree to receive is Rupees 219-13-2, or three-fourths of the net proceeds, overlooking the fact that Manika Chetty's interest terminated on the 10th May 1873.

6. The Board are of opinion that the correct amount, *viz.*, Rupees 227-15-3, should be paid to them. To meet the charge there is in deposit Rupees 156-13-0 (the amount decreed *minus* costs incurred), and the sanction of Government is

*Proceedings of the Madras Government, Revenue Department,
5th March 1875.*

required for the refund of Rupees 71-2-3, as a portion of this sum was credited before February 1872, or more than two years ago.

(A True Copy and Extract.)

(Signed) H. E. STOKES,
Acting Secretary.

No. 60.

ORDER THEREON, 5th March 1875, No. 359.

Separate Revenue, No. 11.

Abkrai.

SANCTIONED, Rupees 71-2-3.

(True Extract.)

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

To the Board of Revenue, with three enclosures.
„ the Accountant-General.

Exd. J. W. Fischer.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 13th February 1875.

Read the following letter from W. S. WHITESIDE, Esq., Collector of North Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Palmanair, 11th December 1874, No. 653 :—

to the Board of Revenue, dated 9th March

ADVERTING to the Proceedings of the Board of Revenue, dated 9th March 1874, No. 525, sanctioning the institution of the suit against Mr. Hawkins for the recovery of rent due by him, I have the honor to forward copies of the Acting Sub-Collector's letter, dated 24th August last, No. 662, and No. 860, dated 25th ultimo, reporting the result of the suit instituted by him in the Chittoor Court of Small Causes at Vellore, and requesting instructions for the disposal of the amount of rent recovered from Mr. Hawkins.

2. From the correspondence noted

amount of rent recovered from Mr. Hawkins.

Board's Proceedings, No. 2,156, dated 7th November 1872.	2. From the correspondence noted in the margin, and from the Acting Sub-Collector's letters above referred to, it will be seen that the total amount of rent collected by Government on the building No. 24 referred to in paragraph 3 of the Proceedings of the Board of Revenue, No. 2,156, dated 7th November 1872, is Rs. 303-3-6 as particularized below:—
Board's Proceedings, No. 2,198, dated 28th October 1873.	
Board's Proceedings, No. 19, dated 8th January 1874.	
Board's Proceedings, No. 525, dated 9th March 1874.	
Sub-Collector's letter, No. 1,130, dated 23rd December 1873, forwarded with my endorsement, No. 12, dated 14th January 1874.	

ES. A. P.

The amount of rent collected from 1st June 1871 to 19th January 1872, the period in which the building was occupied by the Civil Dispensary referred to in the Sub-Collector's letter, No. 1,130, dated 25th December 1873, forwarded to the Board with my foot-note, No. 12, dated 14th January 1874

91 5 8

January 1874

The amount of rent collected from 11th February 1872 to 31st July 1873, the period in which it was occupied by Mr. Hawkins, partly paid by him as referred to in the above letter, and partly recovered after the institution of the suit against him in the Court of Small Causes, as referred to in the copy of Sub-Collector's letter herein enclosed

Total

...	211	13	10
Total ...	303	3	6

3. This sum of Rupees 303-3-6 is now claimed by Shunmuga Chetty, the brothers of Muttumanika Chetty (one of the defaulting abkâri renters) as being due to them. Deducting, however, from this the item No. 1 noted below, there remains a balance of Rupees 288-5-7. Add to this the difference between the

sums shown in the items Nos. 2 and 3, there then remains a net amount of Rupees 293-1-7 to be disposed of:—

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Total	7	9	11
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Total amount of taxes paid to Government and Municipality and as allowed by the Court... ..	14	13	11
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Amount of difference between items Nos. 2 and 3 is	4	12	0

4. Out of the said sum a reduction of Rupees 73-4-5 must be made on account of the one-fourth share of Muttumanika Chetty, one of the defaulting abkari renters, and credited to the balance of the arrear outstanding against the old abkari farm (*vide* paragraph 3c of the Proceedings of the Board of Revenue, No. 2,198, dated 28th October 1873). There is, therefore, only a balance of Rs. 219-13-2 to be paid to the brothers of Muttumanika Chetty, who have given

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Grand total		143 14 6
Deduct for ground-rent due to Government...		7 9 11
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their consent in writing before the Tahsildar of Vellore to receive the said amount, to which only they are entitled.

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ENCLOSURE No. 3.—Memorandum of rent collected on account of the bungalow occupied by Mr. Hawkins.

THE sanction of Government for the refund of Rupees 71-2-3 is requested under the following circumstances.

2. A house was attached as belonging to one Manika Chetty, an abkari defaulter. His three undivided brothers objected, alleging that Manika Chetty's interest in the house was limited to one-fourth share. Their claim was admitted, and on payment of Rupees 800 on the 10th May 1873, being one-fourth of the value of the house, orders were issued for the removal of the attachment, but through some mistake the order was not carried out till the 20th August 1873.

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Rent recovered in due course and credited to Government				143	14	6
Recovered through the Court—						
Net rent, municipal taxes being set off... ..	152	1	0			
Interest	12	4	0			
Costs... ..	16	2	0	180	7	0
				324	5	6
<i>Charges.</i>						
Ground-rent paid to Government	7	9	11			
Costs of suit	23	10	0	31	3	11
Net proceeds				293	1	7

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6. The Board are of opinion that the correct amount, *viz.*, Rupees 227-15-3, should be paid to them. To meet the charge there is in deposit Rupees 156-13-0

(the amount decreed *minus* costs incurred), and the sanction of Government is required for the refund of Rupees 71-2-3, as a portion of this sum was credited before February 1872, or more than two years ago.

(A true Copy and Extract.)

W. H. Harris

Acting Secretary.

To the Acting Secretary to Government, Revenue Department,
with three original enclosures, to be returned.

Copy to the Collector of North Arcot.

Exd. J. W. Fischer.

*14 To the Board of Directors of the
of the Accounts and General*

No 590

1875.

BOARD of Revenue,
MADRAS.

PROCEEDINGS, 13TH FEBRUARY 1875, No. 340.

Copy to the Board

Received 18 Feb 1875

FEBRUARY.
No. 340.

Refund—of Rupees 71-2-3 to make up the amount of Rupees 227-15-3 payable to the brothers of one Manika Chetty, an abkari defaulter of North Arcot District, on account of rent of certain house attached for arrears of abkari rent due by Manika Chetty.—Sanction of Government for — requested, as a portion of the sum was credited more than two years ago.

80 359

Sanctioned, M. 71-2-3.

5th March 1875

22 Feb 75 100 23/2/75