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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

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

1948

Press
Mis.

Dated

7-12-1876 196 .

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
7th December 1876.*

No. 150. Read the following Proceedings of the Board of Revenue, dated 24th August 1876, Miscellaneous No. 7,249. —

Read the following letter from J. R. O'Connell, Esq., Commissioner of the Nilgiris, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated Ootacamund, 8th July 1876, No. 46.

I HAVE the honor to submit herewith title-deeds Nos. 9, 10, and 11 of 1876, and to request you will be so good as to return the same to this Office with the seal of Government affixed thereto as usual.

The title-deeds forwarded with the ab. & letter, are submitted for the seal of Government.

(A true Copy and Extract)

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

No. 151. ORDER THEREON, 7th December 1876, No. 1,948.

Land Revenue, No. 4.

The Board of Revenue submit for the seal of Government three title-deeds, in duplicate, for lands sold under the Rules, viz., Nos. 9, 10, 11.

2. His Grace the Governor in Council observes that it is exceedingly difficult to identify these lands with the lands advertised in the *Nilgiri District Gazette*, as both the description of the boundaries and the extent differ greatly; but careful comparison leaves little doubt that No. 9 is No. IV of the District Gazette, page 156, dated 10th June 1875, and that Nos. 10 and 11 are No. X of the District Gazette, page 234, lots 4 and 5, under date 18th August 1875. With reference to No. 9 title-deed, it will appear that the area advertised for sale was estimated at 5 acres, the extent sold was 27.55 acres, or more than five times that notified.

3. The boundaries given in the Gazette are—

North—Hadathoria Stream;
South—Badager's puttah;
East—Mr. Hall's Estate and Badager's puttah;
West—Badager's puttah.

4. The Survey boundaries are—

North—Government waste and puttahs 196, 352;
South—Puttahs 189, 152, 345, 375, 519;
East—Puttahs 215, 245, and Mr. Hall's Estate;
West—Government waste and puttahs Nos. 95 and 189.

5. His Grace the Governor remarks that land has actually been sold beyond the northern boundary given in the advertisement, viz., the stream (*note plan*); second, instead of the south, east, and west boundaries being the lands, seemingly at only three puttahdars, there are no less than five puttahdars concerned, representing probably many more cultivators; and third, in that, excepting the Government stream, absolutely encircled by puttahs. He fails to understand how, under the circumstances, the revenue officials could have been deceived as to the probable area.

to be sold, or why the numbers of the plots or the names of the puttahdars were not given. He regards the advertisement as it stands as misleading, and considers that the puttahdars concerned might, for some reason, complain that it had been sold without their knowledge.

6. The *Comptroller* is drawn to Rule VI of the Nilgiri Rules which provide for a preliminary inquiry by the Collector on receipt of the application. It appears to His Grace the Governor that if such an inquiry had been held, such a mistake as that made regarding the area would have been impossible.

7. The Commissioner will further report whether the procedure laid down in Rule IX was strictly adhered to. That rule provides that the advertisement "shall specify the locality, the extent and boundaries of the lot," also that "it shall be posted for *three clear months on the land itself*, as well as in the *neighbouring villages*."

8. The Government observe that the discrepancies in the case of Nos. 10 and 11 are not serious, but as regards the first the land sold is nearly three times the extent advertised, in the second nearly twice. The description of the boundaries appears to differ considerably.

9. Under the above circumstances His Grace the Governor declines to pass these title deeds, which will accordingly be returned to the Board for inquiry. He observes that no deed can properly be given for land, the ascertained boundaries of which differ considerably from those advertised, although a slight difference in the survey area might not be of importance. Should it further appear that the notices which are required by the Rules were not issued, the Board will consider how far the sale may be regarded as invalid.

(This Extract.)

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

To the Board of Revenue and Nilgiris.

Per D. E. Carmichael.

Revenue Department

Miscellaneous No. 7262

Proceedings of the Board of Revenue

Dated 24th August 1876.

Read the following

No. 46

From
J. R. Lockwood Esq.
Commissioner, Madras.

To, The Secretary to the
Board of Revenue

Madras

Sir,
I have the honor to submit herewith
the Deeds Nos. 9, 10, and 11 of 1876 and
to request you will be so good as to
return the same to this Office with
the seal of Government as usual.

Commissioner's Office,

Retrieved 8th July 1876

I have &c

(Signed) H. L. Wilson

for Commissioner

The Deeds forwarded with

The above letter are submitted for
the Seal of Government.

(True Copy & Contract)

W. L. G. L.
Secretary

- 3 -

The Secretary to Government

Revenue Department

with a Bill of Exchange

attached.

W. L. G. L.

W. L. G. L.
2229

to 27 to 28 acres or
more than five times that
which is.

The boundaries given in
the Gazette

North - Kadappa's Patta
South - Kadappa's Patta
East - W. Kalligatta's
West - Kadappa's Patta

The survey boundaries are
North - 1/2 mile of Patta 90-50
South - Patta 100-100-300
375-519-
East - Patta 20-20-100
West - 1/2 mile of Patta
100-50-100

In the first place it is to
be noted that the land is
actually less than the
the other boundary given
in the document is 100-
80-100 (the place) in
the same nature of the
South East corner boundary
from the land, being
of 100-80-100, etc.

his young boys and made his pretty
English-looking home comfortable
Boys and no one, at least, from South
land. The land described in
said act is then much more
than this first gift. It was purchased
by old Hall at auction and the
great amount has been paid for
it. The agreement was
undoubtedly correct as to extent
and boundaries. There was no mistake when the
survey was made to measure. The
land is not in dispute. He saw some
evidence from ground and would
as much as he could get. I
doubt the Patta had any reading
the Gazette. They are present when
lands are measured. I believe
in this particular instance - the
surveyor. He told me that
a Patta had been given and
was in dispute. It is of course very
possible that the preliminary survey
made by the Revenue officials was
in some way incorrect and the
land may with advantage be
to survey this. I thought it best
not to be liable for a gift to an old
man but, not being advised of
this, I was quite satisfied.

Mr. Hall told me I had cannot
be signed until the Revenue
point of view is fully
worked out and cleared up.
I have an idea this is a
piece of ground, offered
to Hall the for. For the reason
of the surveyors other views
explained - I am sure that it was
as described. The advertisement
a little wrong from this
estate is assumed. If this is
so the matter requires careful
study.

With the permission of my
gentle father-in-law I have
detained these little sheets
of surveys till I could see
Mr. Hall (late Mr. Hall) (Dad)

are no less than 12
concerned - a person
probably 50 or 60 cultivation.
The land in fact is, excepting
the for. ~~land~~, absolutely
enclosed by Patta lands.
It is difficult to understand
how under the circumstances
the Revenue officials could
have been deceived as to
the Patta area to be sold -
or why the notes of the Patta
or the names of the Patta holders
cannot given - The
advertisement as it stands
is simply misleading, and
the Patta holders concerned
might well complain that
it had been with in their
their knowledge -
Rule 81 of the Revenue Rules
provides for a preliminary
inquiry of the collector in
receipt of the application -
if such an inquiry had been
held, such a mistake as
to take a wrong area could
have been avoided.

Surveyed quantity -
The decision to
return to the land
with note as to the
discrepancies -
in the case when it
is alleged the sale
was not known - can
it be taken for granted
that the occupancy when
was actually exhibited
or - as will be
invalued - we must not
forget that we have
returned with our (unit)

all the stock of 2
the English law -
must be thoroughly
checked by 20/11.

No 1948

Proceedings of the Madras Government

Under date 15th December 1947

Re: Proceedings of

the Board of Revenue dated

24th Aug 1946 No 7242

submitting for sale of Govt

lands & deeds for certain

lands in the Madras Dist

The Board of Revenue submit for the sale

of Govt's Title Dnd in

duplicate for land sold under

the Rules reg - 109-10-11.

The Govt the Government

in Council observe that it is

exceedingly difficult to carry

these lands into the land revenue

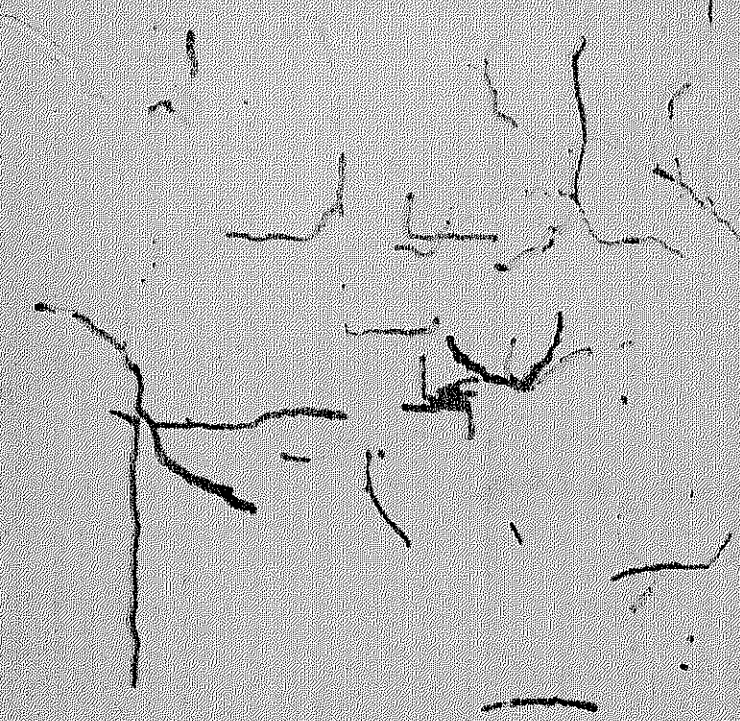
in

in the *Alpin Dist Gazette*,
 as to the description of the
 boundaries & the extent differ
 greatly; but careful comparison
 leaves little doubt that No. 9 is
 No. II of the *Dist Gazette* page
 156 dated 16 June 1875 but No. 10 & 11

are No. I of the *Dist Gazette* page 236, dated 18 Aug 1875.
 With regard to No. 9 - *Alpin Dist*
 it will appear that the area
 surveyed for sale was not
 limited at 5 acres - the actual
 sale was 50-55 acres - or
 more than five times the
 notified.

The boundaries given in
 the *Gazette* are -
 north - *Endu-horn Stream*
 south - *Endu-horn Puttah*
 east - *North State & Endu-horn*
 west - *Puttah*
 south - *Endu-horn Puttah*

The survey boundaries are
 north - *North State & Endu-horn* p. 252
 south - *Puttah* p. 252
 east - *North State & Endu-horn* p. 252
 west - *Puttah* p. 252



In the first place, by the
 the *Gazette* remarks that
 land has actually been sold
 beyond the northern boundary
 given in the advertisement,
 i.e. the stream (vide plan);
 in the second instead of the
 south, east and west boundaries
 defining the land, showing
 of only 3 Puttahdars, there
 are no less than 12 Puttahdars
 concerned, representing
 probably many more cultivators.
 The land in fact is, excepting
 the *Govt stream*, absolutely
 surrounded by Puttah lands.
 He fails to understand how
 under the circumstances, the
 Revenue officials could have
 been deceived as to the actual
 area to be sold, or why the
 members of the Puttahs or
 the names of the Puttahs
 were

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the advertisement as it
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dars concerned might with some reason
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been impossible.

The Commissioner will
further report whether the
procedure laid down in
Rule

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hered to. That Rule provides
that the advertisement
"shall specify the locality,
the extent and boundaries
of the lot" also that "it
shall be posted for three
clear months on the land
itself, as well as in the
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nearly three times the area
advertised, as the second
nearly twice. The descrip-
tion of the boundaries
appears to differ consider-
ably.

Under the above circum-
stances, His Grace the Governor
declines

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little deeds, which will
accordingly be returned
to the Board for signing.
He observes that no deed
can properly be given
for land the ascertained
boundaries of which differ
considerably from those
advertised although a
slight difference in the
survey area might not
be of importance. Should
it further appear that
the notices which were
served by the States
were not spread, the
Board will consider how
far the sale may be
regarded as voided.

10. To the Board of the
Society of the
Society of the
Society of the



G.C.

With birds for winter
land on the tundra