

Regular	Miscellaneous	No

of 139 .

[illegible]

MISCELLANEOUS SERIES.

G.O., No. 247

DATED 17-1-1899

[Despatch Abstract.]

stating that the Govt. sees no reason to interfere on behalf of K. Chalapathi Nayudu, late a Rev. Inspector, Bellary Dt, in the matter of his dismissal.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cm	2614		199.				

Revenue (1898) Department.

CURRENT No. 8489

17/1/99

From

The Board of Revenue,
Land Revenue,
Madras.

Order No. N-247 of 17th January 1898

No. 210 (Pet) Ref.

The Govt. sees no
reason to interfere on
the petitioner's behalf.
(from orders).

17/1/98

Dated 10th December 1898

Received } 12/1/99
Registered }

Enclosures 8 files of papers +
Spare copies. 1 book

SUBJECT.

Do the Board of Rev., L.R.
with records. (all but the petn.).
" petn. with a 2 Rs. Court fee
stamp rets.

Submitting to Govt. memorial from
K. Chalapaiah Nayudu, late Revenue
Inspector, Hadagalli Taluk, Bellary Dis-
trict appealing against his dismissal.

66-19-101-99
76-1-99

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

OFFICE OF THE BOARD OF REVENUE

(LAND REVENUE),

Madras, 10th December 1898 ~~189~~

READ— Endorsement of E.A.Elwin, Esquire, Acting Collector of Bellary, D.Dis.No.1573, dated 25th November 1898, submitting to Government appeal petition of K.Chellapathi Nayudu, late Revenue Inspector, Hadagalli Taluk.

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Reference No. 210 (Per.) dated 10th December 1898.

The memorial of K.Chelapati Nayudu, late Revenue Inspector, Hadagalli Taluk, Bellary District, appealing against his dismissal, is submitted for the orders of Government.

2. On 20th November 1895, a darkhast application for certain land situated in Mekanaduku, a village in the Memorialist's (No. 90) firka, was referred to him by the Tahsildar of Kudligi for the valuation of any trees growing thereon. The memorialist returned the A memo with a report stating contrary to the facts that there were no trees on the land, and on the strength of this report it was shortly afterwards assigned to the applicant without any payment being levied on account of tree-value. About 9 months afterwards the existence of trees on the land was brought to the notice of the Head Assistant Collector. The memorialist again called upon to report, stated on this occasion that there were 130 date palms on the land which he valued at Rs.115. An enquiry was held by the Tahsildar into the cause of his previous failure to report the existence of the trees, and an explanation was taken from the memorialist who declared that the land was not inspected by him on the occasion of his former report, which was based merely on the karnam's statements. A statement was also taken from the

Hadagalli firka
Sheet no. 28 of file B
on the back of the A memo.
para 3 of H's letter
to the Colls - p. 5 of file A
Shut 1 of file B
p. 7 of file B
p. 16 of file A

Shut 1 to 3
of file A

memorialist by the Head Assistant Collector and the matter was referred to the Collector for orders. The latter held that the memorialist had combined with the village officers to defraud Government by concealing the existence of the trees. He also came to the conclusion that so much of the memorialist's report on the back of the A memo. as referred to the karnam as the authority for the statement that there were no trees on the land was an interpolation made to save himself from punishment. The Collector was led to this conclusion not only by the appearance of this portion of the entry in question but by extraneous documentary evidence consisting of the village cultivation account and adangal and the memorialist's diaries and notebook. For these reasons the Collector directed the memorialist's dismissal from the service.

3. Against this order the memorialist appealed to the Board which noticed that the memorialist's notebook showed that he inspected the land darkhasted for on 7th December 1895 and found no trees thereon. If this entry was true it was obvious that the memorialist's subsequent statement that he had made no inspection on that date was false, while if the entry was not true he deserved the punishment of dismissal for making a false entry in his notebook. The most favourable view which it seemed possible to take of the memorialist's conduct was that he originally intended to report falsely that he had himself inspected the land whereas he had merely relied on the karnam's statement that there were no trees on it. A Revenue Inspector who was capable of submitting such reports was clearly of no use in Government service and in the circumstances the Board declined to interfere.

4. Against this order the memorialist now appeals to Government. His memorial adduces no facts which tend to place his case in a more favourable light than before, and the Board has no recommendation to make on his behalf.

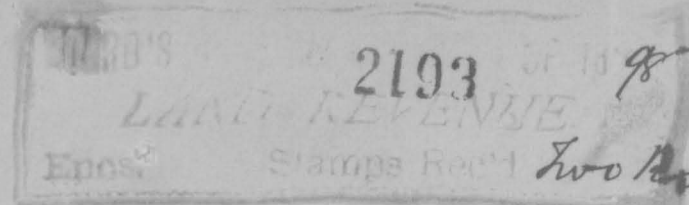
Lonel Davidson

To
The Secretary to Government, Revenue Department, with records
memorial & enclos.

Md. R. H.

J. S. S.

* These seem to show that the Rev. Inspector had inspected the file in question before his inspection of the 7-12-95 - vide p. 25 of file A.



To

HIS EXCELLENCY THE RIGHT HONORABLE

SIR ARTHUR ELIBANK HAVELOCK, G. C. M. G., G. C. I. E.,

Governor and President in Council,

FORT SAINT GEORGE.

Through the Honorable Members of the Board of Revenue,

Land Revenue Department,

MADRAS.

The humble Petition of Koka Chalapathy Naidu,
late Revenue Inspector of Hadagalli Firka,
Hadagalli Taluq, Bellary District.

MOST RESPECTFULLY SHEWETH,

That your Excellency's humble Petitioner begs most submissively to appeal against the enclosed Proceedings of the Board of Revenue in the Land Revenue Department No. 2555, Miscellaneous dated 16th September 1898, declining to interfere with the order of the Collector of Bellary, dated 17th March 1898, dismissing Petitioner for an act of interpolation alleged to have been committed by him in an A Memorandum referred to him for valuation of trees.

In December 1895, when Petitioner was the Revenue Inspector of Hosahalli Firka, Kudligi Taluq, the Tahsildar of Kudligi referred to him for valuation of trees on the land. Petitioner received this Memorandum on 7th December 1895, and resubmitted it on the 17th Idem, with a remark in Telugu that there were no trees on the land according to the Karanam's statement, and that there was therefore no need for valuation of trees. Owing to the then recent death of his first wife, in consequence of which his domestic affairs were in utter confusion, and also to the press of more urgent official work, Petitioner was then unable to inspect the spot personally, but, as is usually done in similar cases, got the requisite information from the village Karanam, and on the strength of it made his report above alluded to, wherein the phrase "according to Karanam's statement" though written along with the other portion of the report, was slightly thicker in the colour of the ink than the remaining portion. This the Collector has been pleased to consider as an interpolation made by Petitioner subsequently with the collusion of the Taluq officials. The difference in colour of the ink was due to the bottle having been well shaken before that portion was written. Nor has it ever been ascertained by the Collector or other officers whether it was brought out by subsequent collusion with the Taluq officers. Petitioner is an officer almost always on

memorialist by the Head Assistant Collector and the matter was referred to the Collector for orders. The latter held that the memorialist had combined with the village officers to defraud Government by concealing the existence of the trees. He also came to the conclusion that so much of the memorialist's report on the back of the A memo. as referred to the karnam as the authority for the statement that there were no trees on the land was an interpolation made to save himself from punishment. The Collector was led to this conclusion not only by the appearance of this portion of the entry in question but by extraneous documentary evidence consisting of the village cultivation account and adangal and the memorialist's diaries and notebook. For these reasons the Collector directed the memorialist's dismissal from the service.

3. Against this order the memorialist appealed to the Board which noticed that the memorialist's notebook showed that he inspected the land darkhasted for on 7th December 1895 and found no trees thereon. If this entry was true it was obvious that the memorialist's subsequent statement that he had made no inspection on that date was false, while if the entry was not true he deserved the punishment of dismissal for making a false entry in his notebook. The most favourable view which it seemed possible to take of the memorialist's conduct was that he originally intended to report-falsely-that he had himself inspected the land whereas he had merely relied on the karnam's statement that there were no trees on it. A Revenue Inspector who was capable of submitting such reports was clearly of no use in Government service and in the circumstances the Board declined to interfere.

4. Against this order the memorialist now appeals to Government. His memorial adduces no facts which tend to place his case in a more favourable light than before, and the Board has no recommendation to make on his behalf.

Davidson

To The Secretary to Government, Revenue Department, with records
Acting Secretary
Memorial & enclos.

Md. R. H.

Joila

* These seem to show that the Rev. Inspector had inspected the files in question before his inspection of the 7-12-95 - vide p. 25 of file A.

2193
LAND REVENUE
Encls. Stamps Paid Two Rs

To

HIS EXCELLENCY THE RIGHT HONORABLE

SIR ARTHUR ELIBANK HAVELOCK, G. C. M. G., G. C. I. E.,

Governor and President in Council,

FORT SAINT GEORGE.

Through the Honorable Members of the Board of Revenue,

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MADRAS.

The humble Petition of Koka Chalapathy Naidu,
late Revenue Inspector of Hadagalli Firka,
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MOST RESPECTFULLY SHEWETH,

That your Excellency's humble Petitioner begs most submissively to appeal against the enclosed Proceedings of the Board of Revenue in the Land Revenue Department No. 2555, Miscellaneous dated 16th September 1898, declining to interfere with the order of the Collector of Bellary, dated 17th March 1898, dismissing Petitioner for an act of interpolation alleged to have been committed by him in an A Memorandum referred to him for valuation of trees.

In December 1895, when Petitioner was the Revenue Inspector of Hosahalli Firka, Kudligi Taluq, the Tahsildar of Kudligi referred to him for valuation of trees on the land. Petitioner received this Memorandum on 7th December 1895, and resubmitted it on the 17th Idem, with a remark in Telugu that there were no trees on the land according to the Karanam's statement, and that there was therefore no need for valuation of trees. Owing to the then recent death of his first wife, in consequence of which his domestic affairs were in utter confusion, and also to the press of more urgent official work, Petitioner was then unable to inspect the spot personally, but, as is usually done in similar cases, got the requisite information from the village Karanam, and on the strength of it made his report above alluded to, wherein the phrase "according to Karanam's statement" though written along with the other portion of the report, was slightly thicker in the colour of the ink than the remaining portion. This the Collector has been pleased to consider as an interpolation made by Petitioner subsequently with the collusion of the Taluq officials. The difference in colour of the ink was due to the bottle having been well shaken before that portion was written. Nor has it ever been ascertained by the Collector or other officers whether it was brought out by subsequent collusion with the Taluq officers. Petitioner is an officer almost always on

the move, and the ink supplied to him does not always retain the same colour; and this accounts for the difference in the colour of the ink. The other circumstances connected with the case being fully detailed in the accompanying copy of the Board's Petition, Petitioner does not feel himself justified in intruding on your Excellency's valuable moments by re-capitulating them here. It only remains for him to submit that he is perfectly blameless in the matter, and even considering that his dependence on the Karanam's statement was in any measure blame-worthy, his peculiarly unfortunate circumstances at the time may be kindly taken into consideration in extenuation of such fault.

x pp 21-24
offile C

Petitioner has put in a long and spotless service of over 15 years and has performed arduous duties in unfavourable localities, and has qualified himself for higher appointments in a District where educated class of officials is still at its ebb.

In these circumstances your Excellency's humble Petitioner most humbly prays that your Excellency will be Graciously pleased to take into your Excellency's benign consideration all the facts of the case and restore him to the post of Revenue Inspector.

Petitioner is a man of large family in very poor and destitute circumstances, and his hardship in these hard days is beyond description. He has therefore no alternative but to throw himself on your Excellency's Mercy in the full hope that justice will be done to him at your Excellency's Gracious and generous hands.

For which act of kindness and charity, Petitioner will as in duty bound, Ever Pray.

Yours Excellency's humble and
obedient Servant

H. Chellapathy Naider

Late Revenue Inspector Adapalay Taluk
Bellary District

Care of Deputy Magistrate District
Munisipal Court Gooly
Amantapur District

18/11/98

18/11/98

Yours Excellency's humble and
obedient Servant
H. Chellapathy Naider
Late Revenue Inspector Adapalay Taluk
Bellary District
Care of Deputy Magistrate District
Munisipal Court Gooly
Amantapur District

Second appeal from K. Chalapati Nayudu, late
Rev. Inspector, Bellary dt., against his dis-
missal.

REVENUE DEPARTMENT.

Current No. 8489 of 1898.

From the Board of Revenue (Land Rev.)
No. 210 (Petn) Ref. Dated 10th December 1898.

FOR ORDERS.

To Under Secretary.

Attention is solicited
to the Board's Proceedings,
which states the facts of
the case concisely.

From his Proceedings
dated 14th March 1898 di-
recting the petitioner's
dismissal, it will be
seen that the Collector
held that the petitioner
combined with the village
officers to defraud Govt.
by concealing the existence
of the trees on the land
(No. 259 of Wakanadur
village), and that so
much of his report on the
back of the A. Memorandum
as referred to the Karmam
as

Pp. 31-32 of file A.

* The report (which is marked B) is in Telugu.
Please see translation below the report.

* Sheet No. 28 of file B. The petn's
report on the back of the "A. memo" is
marked B. The portion in darker ink
refers to the Karmam as the authority.

as the authority for the statement that there were no trees on the land was an interpolation made to save him self from punishment. The following appears to be the grounds on which the Collector based the above findings:-

(i) The portion of the petitioner's report on the back of the "A. Memo" which refers to the Karnam as the authority for the statement that there were no trees on the land, is written in darker ink than the rest of the report which is written in pale ink.

(ii) The petitioner's note-book shows that the land in question (No. 259) was one of the eight fields inspected by him in the village of Makamaduku on the 7th December 1895, and that

FOR ORDERS

Vide the Collector's Memo dated 17th Dec 95 (pp 31-32 of file A) - pp 31-32 of file A note the number entered of file A.

B x Sheet No 2 of file B report is made B. att is included to the bundle below the report.

Please see the entry under blue-chalk at p 134 of note book C

Pages 193-4 of the note-book C

Page 31 of file A - flagged A

Explanation taken by the Head Asst. Collr - p. 1 of file A.

that he found "no trees" on it. "9. is ridiculous to suppose that the Tahsildar would have accepted a report from the Revenue Inspector [petr] purporting to be based solely on the Karnam's statement."

The petitioner's explanation with reference to his report to the Tahsildar on the back of the "A. Memo" was as follows:- "I took no action upon it [the A. Memo] forwarded to the petr. for report. I returned it saying that valuation was unnecessary as there were no trees on the land according to Karnam's statement. I have noted this remark on the back of the memo dating it 17.12.95. I have written first of all that there were no trees on the land."

4
in the body of the memo
I have noted in blue pen-
cil 'K says there are no
trees on the land - no valua-
tion necessary' in balling
it and dating it the same
day. I made the remark
in blue pencil first after
making my remark 'there
are no trees on the land'
in ink on the back, I
again referred to my
blue pencil note and
altered my ink remark
adding 'according to Kar-
nam's statement' I looked
back by way of check.
The entry in the note book
was thus explained by the
petitioner: - "I don't re-
member having seen the
land (259) on 7-12-95. I
may have noted in my
note book that at date
inspected no. 259
and that there were
'no trees'. If so it was a
mistake that I entered it

Explanation taken by the Head
Asst. Collr. - pp 2-3 of file A.

Page 31 of file A.

5
" it in the note-book. The
" note-book is written up
" at home after returning
" from the fields. Fields in
" connection with several
" memos were inspected
" that day and I made
" the Karnam dictate the
" numbers so inspected from
" the memos: in so doing
" the Karnam may have
" given this number 259
" and I may have noted it
" There may be no note
" about trees against
" other numbers inspected
" because if there are
" trees there is a separate
" note-book to be filled up."
The Collector considered
the petitioner's explanation
reproduced above as "a tissue
" of falsehood", and he had
not the slightest doubt that
the petr. had combined with
the village officers to defraud
Govt. by concealing the
existence of the trees and
that

at the part of the report made by the petr. on the back of the "A. memo" in pale ink was the original report on the strength of which the land was assigned to the dakhastdar, the part in darker ink being an interpolation subsequently made by the petr. to save himself from punishment.

It would appear that field No. 259 shown in the petitioner's note-book as one of the 8 fields inspected by him on 7.12.95 in the village lies between nos. 166 and 320, two other lands inspected by the petr. on the same date; and it is very improbable that the petr. did not inspect No. 259 while he inspected the other two nos, especially in view of the Tahsildar's endorsement, which was received by him on 2-12-95, asking him to report the value

Please see the note under the Coll. & Proce. d. 17.3.98 (flagged) - p. 26 of file A.

x Please see the petr's initials "K.C. 2/12" in blue pencil just above the report on the back of the "A. memo" - sheet no. 28 of file B.

x pp. 193-194 of the note-book

x File 7 - vide also para 3 of the coll. note d. 3.8.98 on the petr's appeal to the B - p. 3 of file

x pp. 193-4 of the note-book

value of the trees on No. 259. Moreover, the entry in the note-book showing that the petr. inspected eight nos. in the village on 7.12.95 is corroborated by the entry in his diary for the fortnight ending 15.12.95 [vide Sect. II details of azmaish work - entries in cols. 15 & 16 against village No. 90 (the village in question)]. The entry in the diary shows that the petr. inspected 8 nos. in the village during the fortnight - while the note-book^x shows that he made no inspections in the village during the fortnight except on 7.12.95.

The view of the case taken by the Board in declining to interfere in the petr's behalf, will be seen from paragraph 3 of its Proceedings now under disposal.

It is Submitted that there

there do not appear to be any circumstances in the case which call for interference by Govt. Orders if there requested.

on 10/12/98. Secy
The weight of the evidence goes to show that the R.I. did inspect the land & falsely reported that there were no trees. Whether the entry about the Karuam having stated so was made subsequently or not at the time does not seem to matter much. It was an addl lie in either case.

Submitter that the man deserved dismissal & that the Govt shd not interfere

11/1/98

See no reason for interfering with the Board's orders.

8/29-1-9

18-1-99

I concur
13-1-99
To Under Secy

Please see the draft order on the docket of the current m/s

given for copying
copied
continued
signed

189

AGAIN G.O., No.
13

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH H.T.O.

PAPERS NOT FILED UP, BEING MEANT FOR DETATCH IN ORIGINAL.

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.