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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.	2	Press
B.P. No.		Mis.
Dated	2.1.1877	196

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
2nd January 1877.*

No. 3. Read the following Proceedings of the Board of Revenue, dated 21st November 1876, No. 2,906 :—

Read the following letter from W. LOGAN, Esq., Collector of Malabar, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Calicut, 25th October 1876, No. 284.

I HAVE the honor to forward herewith copies of letters, Nos. 256 and 254, dated respectively 20th July 1875 and 14th October 1876, from the Acting Special Assistant Collector regarding the property of one Tambivittil Shangu Nair, who died intestate and heirless in Kolapalli Amshom, Walluvanad Taluq, on the 18th May 1874, and to recommend that, under the circumstances therein set forth, the property be declared an escheat.

ENCLOSURE No. 1.

From H. M. WINTERBOTHAM, Esq., Acting Special Assistant Collector, to W. LOGAN, Esq., Collector of Malabar, dated Malapuram, 20th July 1875, No. 256.

I HAVE the honor to forward herewith a report from the Walluvanad Tahsildar, dated 26th May 1875, No. 116, regarding the property of Tambivittil Shangu Nair who died in Kolapalli Amshom on 18th May 1874 without heirs.

2. From the scanty information afforded by the record, it appears that he was an agricultural laborer in the employ of the Chakunnath Tarawad, that he fell ill and had no one to look after him, and he died in the house of Kaudumath Raman Nair, where he had taken shelter on 17th May, the day before his death.

3. His property consists of movables valued at Rupees 14 and a house and compound valued at Rupees 62-11-10.

4. Vadakepatra Vasudevan Bhattetiri asserts that he is the jenmi of the compound, and that deceased held it on a kanom of ten fanams.

He has not produced any evidence in support of his assertion, although he has had ample opportunity afforded him. He speaks of a marupattam document and of a granthavari, which he has not produced.

He admits, however, the deceased's claim over the compound to the amount of Rs. 62-11-10.

5. As it appears that the deceased has left no representative, legitimate or otherwise, I request your sanction to declare his property an escheat.

Before the property is sold, further inquiry can be made into Vasudevan Bhattetiri's claim to the jenm right.

(True Copy.)

(Signed) W. LOGAN,
Collector.

ENCLOSURE No. 2.

From H. M. WINTERBOTHAM, Esq., Acting Special Assistant Collector, to W. LOGAN, Esq., Collector of Malabar, dated Malapuram, 14th October 1876, No. 254.

In continuation of my letter, dated 9th August 1875, No. 273, I have the honor to submit the record of the Tahsildar's inquiry into Tambivittil Pangu Nair's claim to the property of the deceased Tambivittil Shangu Nair.

2. Pangu Nair lives eight miles from the residence of the deceased, and alleges this as an explanation of his not having heard of the deceased's death for a year. He alleges that his mother and deceased's mother were sisters, but he does not know who their mother was or when the family began to live in separate houses, and has no evidence to produce on these points.

He cites two witnesses only, and they state that Pangu Nair helped the deceased Shangu Nair to perform the funeral ceremonies of the latter's mother in 1046 (1871). Their evidence is certainly undeserving of credit.

3. The evidence collected by the Revenue Inspector in the inquiry made soon after deceased's death shows that none of the persons acquainted with him was aware of his having any relative, and I think the claimant has altogether failed to show that he is entitled to inherit the property.

4. Two other claimants have put in petitions, but have produced no evidence at all in support of their claims.

5. I do not concur with the Tahsildar in his opinion that the claimants should be told to produce the decree of a Civil Court showing who is the heir to the deceased.

The Civil Court would make an *ex parte* decree in the plaintiff's favor unless the Government made itself a party to the suit, and it appears quite unnecessary to invite the claimants to contest the claim of Government to deceased's estate. I recommend that the deceased's estate be pronounced an escheat.

(True Copy.)

(Signed) W. LOGAN,
Collector.

SUBMITTED for the sanction of Government.

(A true Copy and Extract.)

(Signed) H. E. STOKES,

No. 4. ORDER THEREON, 2nd January 1877, No. 2.

Miscellaneous.

THE Government declare the estate an escheat as recommended by the Board of Revenue. It is presumed that this

case has been submitted for the orders of Government, because it was thought not to fall under the ruling contained in G.O., 16th June 1871, No. 1,071.

(True Extract.)

(Signed) J. H. GARSTIN,
Acting Secretary to Government.

To the Board of Revenue.
„ the Accountant-General.

Ed. F. R. Bantleman.

Gobt. of 1877

REVENUE.

To
The BOARD OF REVENUE,

&c., &c., &c.

Dated January, 2nd.

Recd.

G.O., 2nd January 1877, No. 2.

JANUARY.

Nos. 3-4.

Intestate property of Tambivittil Shangu Nair
Malabar District — Declaring the — an escheat
recommended by the Board of Revenue

No. 2,906.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 21st November 1876.

Read the following letter from W. LOGAN, Esq., Collector of Malabar, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Calicut, 25th October 1876, No. 284:—

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ENCLOSURE No. 1.

From H. M. WINTERBOTHAM, Esq., Acting Special Assistant Collector, to W. LOGAN, Esq., Collector of Malabar, dated Malapuram, 20th July 1875, No. 256

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2. From the scanty information afforded by the record, it appears that he was an agricultural laborer in the employ of the Chakunnath Tarawad, that he fell ill and had no one to look after him, and that he died in the house of Kundamarkath Raman Nair, where he had taken shelter on 17th May, the day before his death.

3. His property consists of movables valued at Rupees 14 and a house and compound valued at Rupees 62-11-10.

4. Vadakepatta Vasudevan Bhattetiri asserts that he is the jenmi of the compound, and that deceased held it on a kanom of ten fanams.

He has not produced any evidence in support of his assertion, although he has had ample opportunity afforded him. He speaks of a marupattam document and of a granthavari, which he has not produced.

He admits, however, the deceased's claim over the compound to the amount of Rs. 62-11-10.

5. As it appears that the deceased has left no representative, legitimate or otherwise, I request your sanction to declare his property an escheat.

Before the property is sold, further inquiry can be made into Vasudevan Bhattetiri's claim to the jenm right.

(True Copy.)

(Signed) W. LOGAN,
Collector.

ENCLOSURE No. 2.

From H. M. WINTERBOTHAM, Esq., Acting Special Assistant Collector, to W. LOGAN, Esq., Collector of Malabar, dated Malapuram, 14th October 1876, No. 254.

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2. Pangu Nair lives eight miles from the residence of the deceased, and alleges this as an explanation of his not having heard of the deceased's death for a year. He alleges that his mother and deceased's mother were sisters, but he does not know who their mother was or when the family began to live in separate houses, and has no evidence to produce on these points. He cites two witnesses only, and they state that Pangu Nair helped the deceased Shangu Nair to perform the funeral ceremonies of the latter's mother in 1046 (1871). Their evidence is certainly undeserving of credit.

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The Civil Court would make an ex-parte decree in the plaintiff's favor unless the Government made itself a party to the suit, and it appears quite unnecessary to invite the claimants to contest the claim of Government to deceased's estate. I recommend that the deceased's estate be pronounced an escheat.

(True Copy.)

(Signed)

W. LOGAN,
Collector.

SUBMITTED for the sanction of Government.

(A true Copy and Extract.)

H. P. Logan
Acting Secretary.

To the Secretary to Government, Revenue Department,

~~Enclosed are the original documents to be returned.~~

Copy to the Collector of Malabar.

Exd. J. W. Fischer.

No. 2.
The Govt. declare the estate an escheat as recommended by the Bd of Revenue. It is presumed that this case has been submitted for the order of Govt. because it was thought not to fall under the ruling contained in G. O. 16 June 71. 2. 1871.

14 to Bd of Revenue 1-1-77
6 Aust. Genl. 10

2 June 77

Received 30 Oct 76

NOVEMBER.
No. 2,906.

Property of one Tambravilli Shanaya Nair, who died intestate and without issue in Kolapalli Amshom in Malabar District. Submitting for sanction of Government Collector's recommendation that — be declared an escheat.

Recd. 1876. Sep 14
BOARD OF REVENUE,
MADRAS.
21/6 52291
PROCEEDINGS, 21st NOVEMBER 1876, No. 2906.
204029 21 Nov 1876
Encl.