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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No. / B.P. No. 1923	Press. / Mis.
Dated 27.11.1878	197 .

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Archives I—5,806—24-2-78.

GOVERNMENT OF MADRAS.

1923
1

REVENUE DEPARTMENT.

27th November 1878, No. 1,923.

Read the following paper :—

No. 364. Proceedings of the Board of Revenue, dated 5th November 1878, No. 2,963.

Read the following letter from C. W. W. MARTIN, Esq., Acting Collector of Madura, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated 24th October 1878, No. 419 :—

I HAVE the honor to invite attention to paragraph 1 of G.O., No. 328, dated 1st March 1878, communicated with Board's Proceedings, Miscellaneous No. 2,220, dated 4th idem, whereby it was ordered that the arrangement made for payment of the arrears of the Shivaganga peishcush in instalments is not to be binding if the litigation is continued, but that the whole arrear is to be recovered by the usual procedure.

2. The Board are aware that the appeal against the decision of the District Judge in regard to the succession to the Zemindari is now pending before the High Court. Whether the appeal is decided in favor of the present Zemindar or against him, a special appeal will almost certainly be preferred to the Privy Council and the litigation will continue.

3. I request instructions.

4. It is possible that measures taken now for the realization of the whole arrear may contribute to bringing about an amicable settlement between the parties.

SUBMITTED for the orders of Government with reference to G.O., dated 1st March 1878, No. 328.

2. The Board consider that on the grounds urged in support of the concession in the Collector's letter, dated 1st February 1878, No. 38, the arrangement approved in the order above quoted should be allowed to stand for the present at any rate. The Zemindar is not responsible for the protraction of the litigation, and whatever be the issue the arrears of peishcush remain a charge on the estate; further, one taluk is held under attachment as security.

(A true Copy and Extract.)

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

No. 365. ORDER THEREON, 27th November 1878, No. 1,923.

Land Revenue, No. 11.

HIS GRACE the Governor in Council directs that so long as the current and arrear instalments are regularly paid as stipulated, and the decision of the High Court is in favor of the present holder of the estate, the arrangements sanctioned in G.O., 1st March 1878, No. 328, shall not be interfered with, but if he is ousted or falls in arrear at all, the peishcush will be immediately recovered by prompt ordinary procedure.

(True Extract.)

(Signed) L. A. CAMPBELL,
Under Secretary to Government.

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

Exd. A. F. Goodall.

Further G. 2426/79.

Govt. of [1878] Madras.

REVENUE.

To the BOARD of REVENUE,
&c.,
&c.,

Dated 1 November 1878.

Received 29th.

Read 2nd November 1878, No. 1,923.

Encl.

NOVEMBER.

Nos. 361-365.

Shivaganga Zemindari.—Directing that long as the current and arrear instalments are regularly paid as stipulated, and the decision of the High Court is in favor of the present holder of the—, the arrangements sanctioned in G.O. 1st March 1873, No. 328, shall not be interfered with, but that if he is ousted or fails in arrears the peishcush will be immediately recovered by ordinary procedure.

Revenue Department

No. 296 1923/78

Proceedings of the Board of Revenue

Dated 5 November 1878.

Read the following

No. 419

From

C. W. W. Martin Esqre.
Ag Collector of Madura

To

C. A. Galton Esqre.
Ag Secretary to the
Board of Revenue
Madras

Sir,

I have the honor to invite attention to para 1 of G.O. No 328 dated 1st March 1878 communicated with Board's Proceedings Mis: No 2220 dated 4th Idem, whereby it was ordered that the arrangement made for payment of the arrears of the Shivaganga Peishcush in instalments is not to be binding if the litigation is continued, but that the whole arrear is to be recovered by the usual procedure.

2. The Board are aware that the appeal against the decision of the District Judge in regard to the succession to the Zemindari

is

is now pending before the High Court. Whether the appeal is decided in favor of the present Zemindar or against him, a special appeal will almost certainly be preferred to the Privy Council and the litigation will continue.

3. I request instructions.

4. It is possible that measures taken now for the realization of the whole arrear may contribute to bringing about an amicable settlement between the parties.

I have &c

Tuticorin Collector's office
27th October 1878

Signed C. W. H. Martin
Ag Collector

Submitted for the orders of Government with reference to G.O. dated 1st March 1878, No. 328.

2. The Board consider that on the grounds urged in support of the concession in the Collector's letter dated 1st February 1878 No 38, the arrangement approved in the order above quoted should be allowed to stand for the present at any rate. The Zemindar is not responsible for the protraction of the litigation and whatever be the issue the arrears of Peishcush remain a charge on the Estate; further one Taluq is held under attachment as security.

(True Copy & Extract)

Ag Secretary

To

The Secretary to Government L.D.

2nd Sept L

Rao Bahadur V. Subramania Ayyar

G.O. 1 March 1878 N° 3-4
— 30 July/77 N° 530-531.

Revenue 1878 Dept.

No 1923

Proceedings of the

Board of Revenue

No. 1923. 27 November 1878

Dated 5 November 1878.
Read 6th —— do

Submitting for the orders of Govt, with Board's views, letter from the Collector of Madura, requesting instructions for the collection of the arrears of Peishcush now due on the Sheragumgah Zemindari.

Wait Order.

His Grace the Governor in Council directs that so long as the current and arrear instalments are regularly paid as stipulated, and the decision of the High Court is in favor of the present holder of the estate, the arrangements sanctioned in G.O. 1st March 1878 N° 328 shall not be interfered with; but if he is ousted or falls in arrear at all, the peishcush with cost shall be immediately recovered by prompt ordinary procedure.

27 Nov 1878