

(1) Number of pages 40

(2) Date of repair 11.10.38

(3) Initials of the Referencer [Signature]

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. <u>1325</u>	Press Mis.
Dated <u>11-10-</u> 18 <u>80</u> .	

(orig)

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

11th October 1880, No. 1,325.

READ THE FOLLOWING PAPERS :—

No. 170. Proceedings of the Board of Revenue, dated 14th July 1880, Miscellaneous No. 7,718.

Read the following letter from R. RICE, Esq., Acting Sub-Collector of Kistna, to the Acting Collector of Kistna, dated—, No. 180.

With reference to your foot-note, No. 2,600, dated 17th November last, on Board's Proceedings, Miscellaneous No. 10,200, dated 31st October 1879, I have the honor to submit that from the Tahsildar's inquiry it appears that the land referred to formerly comprised four ponds called "Chakalacunta," "Bavicunta," "Mangalacunta," and "Velagacunta." These were used as reservoirs containing water for the use of cattle and people before the land was cultivated and assessed, and were consequently classed as Poramboke.

* Dated 5th March 1880, No. 1,324, with six enclosures.

Dated 29th April 1880, No. 1,095, with two enclosures.

2. The Tahsildar's reports* are herewith sent with their enclosures.

No. 1,334.

SUBMITTED to the Board of Revenue with reference to their Proceedings, Miscellaneous No. 10,200, dated 31st October 1879.

MASULIPATAM,
19th June 1880.

(Signed) D. PURUSHOTTAMAYA,
Deputy, for Acting Collector.

SUBMITTED to Government for orders with copy of Board's Proceedings, dated 31st October 1879, Miscellaneous No. 10,200.

2. As the lands in question were Agraharam or Inam village porambokes, the Collector is right in considering that the assessment thereon should be surrendered to the Agraharamdars without any additional charge, on their agreeing to allow the present occupants of the lands to hold them on the same terms on which they have hitherto held them.

3. Agraharamdars are not entitled to any refund of money already credited to Government, as they have forfeited their claim by their own laches.

(True Copy and Extract.)

(Signed) C. A. GALTON,
Secretary.

ENCLOSURE No. 1.

Proceedings of the Board of Revenue, dated 31st October 1879, Miscellaneous No. 10,200.

Read the following letter from J. G. HORSFALL, Esq., Collector of the Kistna District, to the Secretary to the Board of Revenue, Madras, dated Masulipatam, 15th October 1879, No. 2,320.

In the enfranchised Agraharam of Chinaparimi, Répalle Taluk, an extent of Acres 10-60, assessed at Rs. 7-6-10, has been held by certain individuals on Seri putta for the last thirty years. It originally formed part of porambokes within the recognized limits of the Agraharam, and appears to have been assigned on Seri putta by the Collector of the late Guntur District, probably under the impression that all porambokes within the boundaries of Agraharam were Government property.

2. Under the views expressed by the Inam Commissioner in his letter, dated 4th October 1865, all such porambokes though excluded from title-deeds are the property of the Agraharamdars, and when cultivated they are not liable to any further charge by Government.

3. The Agraharamdars of Chinaparimi request the surrender to them of the land under reference, agreeing to pay two-thirds of the whole assessment thereon as an additional quit-rent on the Agraharam, in accordance with the Board's Proceedings, Miscellaneous No. 9,107, dated 5th September 1878; but the Seri-puttadars on the ground of long occupation and enjoyment protest against it.

4. The Board's order quoted above is applicable in the case of resumed or relinquished Inams, but not in the present case.

5. The Agraharamdars, it appears to me, lost the enjoyment of the land in question for causes beyond their control, and are not to be deprived of their recognised right. In justice, I think the land may be surrendered to them without any additional charge, on their agreeing to allow the present occupants to hold the land on the same terms on which it has been hitherto held.

6. I have the honor therefore to request orders.

THE Collector is requested to explain why the land was classed as Poramboke, and for what purpose it was used before it was cultivated and assessed.

(A true Copy and Extract.)

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

No. 171. Proceedings of the Board of Revenue, dated 18th August 1880, Miscellaneous No. 9,032.

Read Official Memorandum from the Secretary to Government, Revenue Department, dated 31st July 1880, No. 216, requesting Board to send copy of, or refer to, paper containing the Inam Commissioner's letter, dated 4th October 1865, quoted in paragraph 2 of the Kistna Collector's letter, dated 15th October 1879, No. 2,320, in Board's Proceedings, dated 31st October 1879, Miscellaneous No. 10,200.

COPIES of the Inam Commissioner's letters, dated 4th October 1865, Nos. 752 and 753, are herewith submitted as required by Government.

(True Extract.)

(Signed) C. A. GALTON,
Secretary.

ENCLOSURE No. 1.

From W. T. BLAIR, Esq., Inam Commissioner, to the Collector of Tanjore, dated Coimbatore, 4th October 1865, No. 752.

In reply to your letter of the 19th September 1865, No. 1,080, I have the honor to inform you that the view taken by you in paragraph 4 as to the title of the Addhamaniemdars of the village of Maharajapuram to cultivate their poramboke lands free of assessment to Government is correct.

2. The exclusion of poramboke from the extent of land entered in the title-deeds issued for whole villages of whatever description is simply on account of the generally uncultivable character of such lands, but this exclusion is in no way intended to bar the right of the Inamdars to cultivate such lands when practicable, and enjoy the same as part and parcel of their village.

From the same Officer, to the Collector of Bellary, dated Coimbatore, 4th October 1865, No. 753.

In returning the enclosures of your letter of the 8th September 1865, No. 946, I have the honor to inform you that the settlement of whole villages made by this department embraces the whole area within the recognised boundaries of the village inclusive of Porumpok and implies no reservation of Porumpoke lands in favor of Government.

2. I beg to annex for your information copy of a letter I have this day addressed to the Collector of Tanjore on the same question.

(True Copies.)

(Signed) C. A. GALTON,
Secretary.

No. 172. ORDER THEREON, 11th October 1880, No. 1,325.

Miscellaneous.

THE Government see no reason for surrendering to the Agraharamdars land which as "Poramboke" was reserved

for the convenience of the public notwithstanding that it has subsequently been diverted from its original purpose.

2. The Inam Commissioner in his letter, dated 4th October 1865, No. 752, evidently employed the term "Poramboke" loosely instead of "immemorial waste," its strict meaning being "excluded" as reserved for public common purposes. As already defined by G.O., 31st January 1873, No. 129, "Poramboke is always unassessed, but all unassessed waste," such as that referred to in the above quoted letter, "is not included in it." Recent correspondence shows the necessity for preserving Poramboke proper from encroachment, and in the present instance though the Government do not

propose to insist on the area in question being utilized again for drinking water ponds, it must be considered available for such or any other public purpose should the necessity arise.

(True Extract.)

(Signed) C. G. MASTER,
Secretary to Government.

To the Board of Revenue.
„the Inam Commissioner.

Exd. W. H. French.

50 Copies.

3. The Agraharamdars of Chinaparimi request the surrender to them of the land under reference, agreeing to pay two-thirds of the whole assessment thereon as an additional quit-rent on the Agraharam, in accordance with the Board's Proceedings, Miscellaneous No. 9,107, dated 5th September 1878; but the Seri-puttadars on the ground of long occupation and enjoyment protest against it.

4. The Board's order quoted above is applicable in the case of resumed or relinquished Inams, but not in the present case.

5. The Agraharamdars, it appears to me, lost the enjoyment of the land in question for causes beyond their control, and are not to be deprived of their recognised right. In justice, I think the land may be surrendered to them without any additional charge, on their agreeing to allow the present occupants to hold the land on the same terms on which it has been hitherto held.

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THE Collector is requested to explain why the land was classed as Poramboke, and for what purpose it was used before it was cultivated and assessed.

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

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2. The exclusion of poramboke from the extent of land entered in the title-deeds issued for whole villages of whatever description is simply on account of the generally uncultivable character of such lands, but this exclusion is in no way intended to bar the right of the Inamdars to cultivate such lands when practicable, and enjoy the same as part and parcel of their village.

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propose to insist on the area in question being utilized again for drinking water ponds, it must be considered available for such or any other public purpose should the necessity arise.

(True Extract.)

(Signed) C. G. MASTER,
Secretary to Government.

To the Board of Revenue.
„the Inam Commissioner.

Exd. W. H. French.

50 Copies.

9-1-12
21-6-17
8-3

15-9-26
26-2-101
20-5-12
7-6-13
28-9-23

Sari land in an Agrahara Village, Krishna District.—Stating, with remarks, that the Government see no reason for surrendering to the Agraharadars — which as "Tombola" was reserved for the convenience of the public notwithstanding that it has subsequently been diverted from its original purpose.

OCTOBER.
Nos. 170—172.

Printed 15th.
Local.
Printed 15th.
Local.
G.O. No. 112 October 1880, No. 1, 2, 3.

GOVT. OF (1880) REVENUE.
THE BOARD OF REVENUE,
Secy, Secy, Secy.

of the

MISCELLANEOUS No.

REVENUE DEPARTMENT

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 14 July 1880.

Read the following

N^o 180.

From

Chief Sub Collector of Krishna.

To

Chief Collector of Krishna.

SIR,

With reference to your footnote N^o 2600 dated 14 November last on Board's Proceedings No. 10, 2 dated 31st October 1879 I have the honor to submit that from the Sahildars' enquiry it appears that the land referred to formerly comprised four ponds called "Chakala kanta" "Bavicuseta" "Mangalacanta" and "Velagamta" These were used

used as reservoirs containing
water for the use of cattle
and people before the land
was cultivated and assessed
and were consequently classed
as porumbake.

2. The Tahildar's reports are
herewith sent with their enclosures.

Dated 5th March
N^o 1324 with
6. Enclosures
" 29th April 18
N^o 16, 195
2 Enclosures

I have to

(Sd) R. Rice

By Sub Collector

(True Copy)
N^o 1334.

Submitted to the Board
of Revenue with reference to
their Proceedings No 10200

Dated 31st October 1879.

Dist. Distt Collr's
Office. Masulipatam
19 June 1880

(Sd) P. Ramchettam
Dy for Ag Collector

The Board of Revenue
Madras.

Submitted to Government for
orders with copy of Board's Procs
dated 31st October 1879 No 10,200.

2. As the lands in question were
Agraharam or Inam village porum-
bakes, the Collr is right in
considering that the apperment
thereon should be surrendered to
the Agraharamdars without any
additional charge on their agreeing
to allow the present occupants of
the lands to hold them on the same
terms on which they have hitherto
held them.

3. Agraharamdars are not
entitled to any refund of
money.

Revenue Department

Mis No 10200

Proceedings of the Board of Revenue
Dated 31 October/99

Read the following:
No 2320
From

The Collector
Kistna District
To
The Secretary to the
Board of Revenue
Madras.
Sir,

In the enfranchised
Agraharam of Chinn-
parini Repalli Talug
an extent of acres 10-6
apexed

PROCEEDINGS OF THE BOARD
OF REVENUE.

1880
14/10/97

PRINT

Dated 14 July 1880.
Despatched 14/10/97
SUBJECT 1021

Submitting to Govt
Board's remarks, letter from
Colly of Kistna regarding
conceder to the Agraharam
-dars certain lands in the
enfranchised Agraharam
of Chinnparini

money already credited to Govern-
ment as they have forfeited
their claim by their own laches
True Copy & Extract

To
The Secretary to
Government AD
with copy of Bd's Prot &
31st October 1899 Mis No 10200

issued at Ruper 7-6-10.
has been held by certain
individuals on Seri putta
for the last 30 years. It ori-
ginally formed part of
Porambokes within the
recognized limits of the
Agraharam and appears
to have been assigned on
Seri putta by the Collector
of the late Guntoor District
probably under the impression
that all Porambokes within
the boundaries of Agraharam
were Government property.

2

2. Under the views expressed
the Inam Commissioner in
his letter dated 4 October 1865.
all such Porambokes though
excluded from title deeds
are the property of the Agr.
Saramdars and when cul-
tivated they are not liable
to any further charge by
Government.

3. The Agraharamdars
of Chinaparimmi request
the surrender to them of
the land under reference
agreeing to pay $\frac{2}{3}$ of
the

the whole assessment thereon
as an additional quitrent
on the Agraharam in ac-
cordance with the Board's Pro-
ceedings Miscellaneous No.
9107 dated 5 September 1878 but
the Sri puttadars on the
ground of long occupation
and enjoyment protest against
it.

H. The Board's Order
quoted above is applicable
in the case of resumed
or relinquished Inams
but not in the present case.

5. The Agraharamdars,
it appears to me, lost the enjoy-
ment of the land in question
for causes beyond their control
and are not to be deprived of
their recognized rights. In
justice, I think the land may
be surrendered to them without
any additional charge, on
their agreeing to allow the
present occupants to hold the
land on the same terms
on which it has been
hitherto held.

6. I have the honor
therefore

therefore to request orders.

Histua Distt.
Collrs office
Manipal
15 Oct^r 1899

I have to
/ sig^d / J. E. Hoosfall.
Collector

The collector is requested to
explain why the land was
classified as Poramboke and
for what purpose it was used
before it was cultivated and
described

/ True Copy & Extract /

/ sig^d / C. B. Galton
As Secretary

To
The Collector of
Histua.

/ True Copy /

W. L. Allen
Secretary

15 Oct^r
C.B.

Enclosure in
No. 1240 170

PRINT

Dec 14 307/80

Enclosure in Board's Proc.
to Board's No. 1240 dated 14 July
1880 No. 7718

MISCELLANEOUS No. 9032

REVENUE DEPARTMENT.

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 18th August 1880.

Read the following

From Official Memo from the Secretary to Govt. R.D.
dated 31st July 1880 No. 216 requesting Board to
send copy of or refer to, paper containing the
To and from Sanam Commission's letter dated 4th October 1865
quoted in para 2 of the Kistna Collection's
letter dated 15th October 1879 No. 2320
in Board's Proceedings dated 31st October
1879 No. 10,200.

Copies of the Sanam Commission's
letters dated 4th October 1865 Nos. 752 &
753 are herewith submitted as required
by Government.

(True Extract)

To The Secretary to Govt. R.D.
with copies of Sanam Commission's
letters of 4th Oct 1865 Nos. 752 & 753.
Secretary

At 4

Camborne 4th October 1865.

No. 752.

The Collector of Tanjore

Sir, I reply to your letter of the 19th Sept 1865 No. 1080. I have the honor to inform you that the view taken by you in para 4 as to the title of the Adikhamaniendars of the village of Malrajapuram to entitle their Pambake lands free of assessment & rent is correct.

2. The exclusion of Pambake from the extent of land interest in the Little Book issued for whole villages of whatever description is simply on account of the generally uncultivated character of such lands but this exclusion is in no way intended

Revenue 1880 664

PROCEEDINGS OF THE BOARD OF REVENUE.

Madras.

PRINT

Dated 18th Sept 1880.
Despatched 20th Sept 1880.
SUBJECT. No. 1.

Submitting that copy

of the same letter of

4th Oct 1865 No. 752 & 753

as required by them

Back No. 171

1880 664

intended to be the right of the Landlords
to cultivate such lands when practicable
and enjoy the same as joint and parcel
of their village.

I have &c
Comptroller 4th Oct 1865. (S^d) W. J. Blair
I am Comptroller

No. 753.

The Collector of Bellary

Sir,

In returning the Enclosures of your letter
of the 8th September 1865 No. 946, I have the
hon^r to inform you that the settlement of
whole villages made by this Dept^t
embraces the whole area within the recog-
nized boundaries of the Village inclusive
of Purnpoh and implies no reservation

of Purnpoh lands in favor of Govt.

2. I beg to annex for your information copy
of a letter I have this day addressed to the
Collector of Tanjore on the same question.

I have &c
Comptroller 4th } (S^d) W. J. Blair
Oct 1865. } I am Comptroller

(True Copies)

Ch. G. G. G.
Secretary

Balance in
Back No 171

Office of the Insam Commission -
Summa Balda dated 14th Oct 1885, No 152
and 153.

PRINT

Dec 5/85/86

Insam: in 1885 No. 9
18th Aug 1885 No. 10
No. 90328 Cont. 12.0.

25050
C.N 4 30/12/1880

Revenue Dept

For orders.

Board: No. 14th July
1885 No. 77/8 No. 10

In an enfranchised entire
Insam village of the Kistia
District, four drinking water
ponds measuring area 10.60,
were given 30 years ago by a
former Collector under (i.e. Govt.)
Batta, probably under the im-
pression that all Poramboke
in an Insam village were
Government property, and
the land has been since held
so, subject to the payment of
an annual assessment of
Rs 7-6-10.

2. The Insam Commissioner
appears to have observed in 1884
that such lands are the property
of the Agraharamdars and
the settlement of whole
villages made by this
Department & embroiled

vide correspondence copies
which are submitted with
C. No 5050.
The Insam Commissioner
said that

are not liable to any further charge by Government.

3. The Agraharamdars agree to pay $\frac{2}{3}$ of the assessment as an additional quitrent under the terms of G.O. 10th August 1878 no 1281, and ask for the extent

the surrender of the land, but the present occupants of it full assessment and demand to this arrangement on the ground of their long occupation and enjoyment.

4. The Collector remarks that the order above referred to relates to resumed or relinquished

minor lands, but not to Poriambolles in Agraharams, and that the Agraharamdars in the present case have hitherto been unjustly deprived of their rights, and recommends that the land be surrendered to them without any additional charge, subject only to the condition that

"the whole area within the recognized boundaries of the village inclusive of Poriambolles and implies no reservation of Poriambolles lands in favor of Govt"

Bd's Standing Order No 127 para 7 observes that villages are entitled to hold the entire area within their village boundary on the terms of the settlement made by the Gramam, without reference to the extent

Submitted that the right to collect the full assessment and to pay $\frac{2}{3}$ of it to Govt was all that was contemplated and that existing rights of occupants were not to be disturbed.

also vide Act III of 1869 (Madras)

No. 1072

they should allow the present occupants to hold the land on the same terms as hitherto.

No alternative proposal is however, submitted in the event of the Agraharamdars not acceding to this condition.

5. The Board fully supports the Collector and add that the Agraharamdars are not entitled to the refund of past proceeds because of their own previous neglect.

6. It is submitted that the principle involved in this case is the same as that in the correspondence relating to Gramanattams in Zaminidaries and Pottimms, although Agraharams do not come under Regulation XXV of 1802. Hermiting water ponds are as much public property as Gramanattams, burial grounds and village paths &c, and all must probably be governed by the same rules. (Copy)

G.O. 3 January 1880 No 3
G.O. 13 July 1880 No 799
Bd Pro 3 Aug 1880 No 1072

of the Indian Commissioners' letter
of 4th October 1865 quoted
in para 2 of the Collector's letter
of 15th October 1877 no. 2320
is not among the papers.

Received and may, if necessary,
be sent for to ascertain the
grounds of the Indian Commission
for the opinion given in 1865.

The correspondence
which is put up, shows
that 'Purumboke' was
excluded from the
extent of land entered
in the Title deeds in
view for whole villages
"simply on account of
the generally unculti-
vated character of such
lands but this exclusion
is in no way intended
to bar the right of the
villagers to culti-
vate such lands where
practicable & enjoy
the same as part and
parcel of their village."

It seems a question
whether the term

Wilson's Glossary
of Indian Terms

"Purumboke" in this
extract was not
used loosely in-
stead of "uncul-
tivated waste."
'Purumboke' is de-
fined as "such a
portion of an
estate or village
lands liable to
revenue as does
admit of culti-
vation, and are
therefore exempted
from assessment
as sterile or waste
land, rock, water,
wilderness, site of
dwellings and the
like: also common
land near a town."

No. 1325

Proceedings of the Madras Govt. under
date the 11th Dec. 1880

Read the following papers:—

Proceedings of the Board of Revenue of
14 July 1880 Misc. No. 7718.
do. do. 20 Aug. 1880 No. 7032.
Misc.

The Hon. Mr. W. D. Halliday.

1325

The Government
see no reason for ^{them} under cultivation for the last
surrendering to the thirty years, so that if it
Agraharamidars land was formerly properly classed
which as for as as "Boramboke" while reserved,
it was reserved for the convenience of village cattle pounds, it
of the public ^{not} even long ago ceased to be such.
^{stating that} though it has sub. been assessed, cultivated land,
sequentially been the assessment belongs to
diverted from its the Agraharamidars and should
original purpose. be relinquished to them, but
they can not meddle with

2242
10-9
10-9
10-9
10-9

The reports' occupancy

2. The Government

~~strenuous~~ that in the Sanam
in his

Commissioner's letter dated

4th October 1865 no. 752 ~~the~~
evidently employed the
term Poramboke, ~~was~~

~~used~~ loosely instead of

"immemorial waste." As

already defined by G.O. 31st

January 1873 no. 129, "Poramboke

is always unassessed, but

all unassessed waste," such

as that referred to in the above quoted

letter, "is not included in it."

Recent correspond-
ence shows the ne-
cessity for preserv-
ing Poramboke
Proper from en-
croachment &
in the present

street meaning being "excluded"
as reserved for public
common purpose.

or Consideration.

S.P. of 1873 is not of.

This definition given by

herein quoted seems to be

precisely the same.

G.O. 3 Jan 1880 no 3 R.D.

G.O. 13 July 1880 no 799 R.D.

Should not something be

said about the Reserve property.

in para 3 of Memo. 11-17705.

Question may arise the same.

List from enclosure

instance though
the Government¹³
do not propose
to visit on the
area in question
being utilized as
garden for drinking
water ponds it
must be consid-
ered available
for such or any
other public pur-
pose should
the necessity
arise -

20 Feb. Board of Dir. ✓

3. How to be done. ✓

g/ll

PRINT

13. 10. 50

Deposited

11-10-00
 11-10-00
 11-10-00

Revenue Department
Pro: Exch: 8/11.10.80

No. 1325

11/11/11

1344

170 @ 172

2-1-12
4-1-12
12-4-12
1-5-13 ✓
31-8-15
10-2-22
8-3-23 II ✓
17-10-23 B-II ✓

0881-01-11
1325
1880
Gustaf
Arvander