M.R.O. 1—77,006—8-6-37.

(1) Number of pages 18

(2) Date of repair 2.2.68

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 269-70 Press Mis.—

Dated 15-4- 1870.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

READ—the following Proceedings of the Board of Revenue (Land Revenue), dated 24th February 1890, No. 105 :—

MR. H. W. BLISS.

Read—the following G.O., dated 25th October 1889, No. 6869, Mis., Revenue :—

Read—the following letter from the Government of India, Department of Finance and Commerce, dated 10th October 1889, No. 5200 :—

I am directed to acknowledge the receipt of your letter, No. 689, dated the 12th August 1889, furnishing the information called for in the letter from this department, No. 6054, dated 6th November 1888, as to the nature of "yeomiah" pensions, and stating what powers are at present exercised by the Government of Madras in respect of such pensions, and what powers that Government desires to exercise in future. A further request is made that the Madras Government may be allowed to exercise the same powers as hitherto with regard to certain allowances granted (1) in favor of charitable institutions, and (2) as compensation for resumption of lands, offices or privileges.

2. In reply, I am to say that the Government of India understands that the Government of Madras deals only with the continuance or resumption of existing stipends or grants, and does not make fresh ones *suo motu*. On this assumption I am to state the Government of India has no objection to that Government continuing to administer the grants of both "yeomiahs" and the other allowances above mentioned on the system set out in the letter under reply, but that, as it is considered desirable to have the practice defined by rules, if possible, the Government of India would be glad to receive a draft of such rules framed in accordance with the principles stated in your letter.

Order—dated 25th October 1889, No. 6869, Mis., Revenue.

The Board is requested to draw up a set of rules on the lines indicated in the letter to the Government of India, dated the 12th August 1889, No. 689, and submit it for the approval of Government.

(True Extract.)

(Signed) J. GROSE,
Ag. Secretary to Government.

To the Commissioners of Land Revenue,
with a copy of letter to the Government of India,
No. 689, dated 12th August 1889.

ENCLOSURE.

From C. A. GALTON, Esq., M.A., C.S., Secretary to the Government of Fort St. George, to the Secretary to the Government of India, Department of Finance and Commerce, dated Ootacamund, the 12th August 1889, No. 689, Revenue.

With reference to your letters, dated 6th November 1888, No. 6054, and 22nd May 1889, No. 2580, I am directed to state that the pensions called yeomiahs are of two kinds, *i.e.*, those granted for service and those for subsistence. The former have been granted for services,

such as performing worship in a mosque, lighting tombs, imparting instruction in the Koran or the Persian language, &c., and the latter for the maintenance of the grantees and their families either as an act of charity or on account of faithful services rendered by them. In several cases the grants have been made by former Governments and continued on the assumption of the country by the British. The service yeomiahs are continued so long as the prescribed service is rendered, and resumed when this is not the case. Subsistence yeomiahs are in many cases liable to lapse on the death of the incumbents, and, when continued for special reasons, such as poverty, &c., they are usually reduced in amount. This Government has generally been dealing finally and without reference to the Government of India with the pensions in question, and as it seems to His Excellency in Council that the submission of every case, however petty, for the orders of the Government of India will unnecessarily increase correspondence, he is of opinion that the existing practice may, with advantage, be allowed to continue.

2. Besides the pensions above referred to, there are allowances granted (1) in favor of charitable institutions and (2) as compensation for resumption of lands, offices, or privileges. The former are continuable so long as the charities are kept up. The continuance or resumption of the latter depends on the terms of the grant and is settled in accordance with the principles enunciated in the endorsement of the Government of India, Financial Department, dated 11th September 1871, No. 3418. I am to request that, in regard to these allowances also, this Government may be allowed to exercise the same powers as hitherto.

Resolution—dated 24th February 1890, No. 105.

With reference to G.O., dated 25th October 1889, No. 6869, Mis., the Board begs to submit, for the approval of Government, the following draft rules regarding the continuance of yeomiah and other allowances by the Local Government:—

1. No fresh pensionary grants, other than pensions and gratuities authorised by the Civil Service Regulations, will be made by the Local Government without the previous sanction of the Government of India.

2. Existing pensions of the nature of mere assignments of Government money, which the Government has declared its intention to continue hereditarily, will be continued to legal heirs on the occurrence of lapses. Adopted sons have no right to succeed to such hereditary pensions, which will not be continued to them unless the Government sees special reasons for so doing. Where, however, the grants are of the nature of private property or are allowances in lieu of property given up to Government, they will be continued to adopted children.

3. Service yeomiahs will generally be continued, on lapse, by the Local Government so long as the prescribed service is rendered. But in cases where the service is no longer required to be kept up, the Government will use its discretion in continuing or resuming the grant.

4. Subsistence yeomiahs granted for one or more lives lapse, as a rule, on the death of the persons to whom the allowances were granted. It is open, however, to the Government to continue them for very special reasons, such as the poverty of the applicants. In such cases the grants will generally be reduced in amount and intimation be given to the grantees that the bounty of Government will not be extended beyond their lives. Pensions not expressly granted for a number of lives will be gradually reduced on the occurrence of lapses with a view to their final discontinuance.

5. Allowances in favor of charitable institutions will be continued so long as the charities are maintained.

6. Allowances granted as compensation for the resumption of lands will be continued or resumed according to the terms of the grant in each case.

(True Copies and Extract.)

(Signed) M. HAMMICK,
Secretary.

To the Secretary to Government, Revenue Department.
Copy to all Collectors.

ORDER—dated 10th April 1890, No. 269, Revenue.

Miscellaneous.

The draft rules submitted by the Board of Revenue will be modified as shown below and forwarded for the approval of the Government of India:—

1. No fresh pensionary grants, other than pensions and gratuities authorised by the Civil Service Regulations, will be made by the Local Government without the previous sanction of the Government of India.

2. Service yeomiahs will generally be continued on lapse, by the Local Government, so long as the prescribed service is rendered. But in cases where the service is no longer required to be kept up, the Government will use its discretion in continuing or resuming the grant.

3. Subsistence yeomiahs granted for one or more lives lapse, as a rule, on the death of the persons to whom the allowances were granted. It is open, however, to the Government to continue them for very special reasons, such as the poverty of the applicants. In such cases the grants will generally be reduced in amount and intimation be given to the grantees that the bounty of Government will not be extended beyond their lives. Pensions not expressly granted for a number of lives will be gradually reduced on the occurrence of lapses with a view to their final discontinuance.

4. Allowances in favor of charitable institutions will be continued so long as the charities are maintained.

5. Allowances granted as compensation for the resumption of lands offices or privileges will be continued or resumed according to the terms of the grant in each case and in accordance with the principles enunciated in the endorsement of the Government of India, Financial Department, dated 11th September 1871, No. 3418. That is to say, where the pension is of the nature of private property or is an allowance in perpetuity in lieu of property given up to Government, it will be continued to legal heirs, including, in the case of Hindus, adopted heirs. Where this is not the case, but the Government has declared its intention to continue the pension hereditarily, adopted heirs have no claim to succeed as of right, but the Local Government may continue it to them if it sees special reasons to do so.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue.
„ the Accountant-General.

Exd. A. D. Xavier.

50 Copies.

Original

Govt. of {1890} Madras

REVENUE.

269-70
10.4.1890

Issued

Recd. Encl.

G.O., 10th April 1890, No. 269-270

269-70

APRIL.

Yeomiah and other allowances.

Draft rules submitted by the Board of Revenue defining the powers of Government to continue and withdraw —, ordered to be modified and forwarded to the Government of India for approval.

12/7/1025

1/11/04

72.05

16-11-05

10-1-04

23-9-10

-24-2-11

21-6-11

-22-11-12

8-9-13

12-6-15

21-10-20

19-4-21

21.4.46

13.5.46

10TH APRIL 1890, No. 270, REVENUE.

REVENUE DEPARTMENT.

From

C. A. GALTON, Esq., M.A., C.S.,
Secretary to the Government of Fort St. George,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
DEPARTMENT OF FINANCE AND COMMERCE,

Dated Fort St. George, the 10th April 1890.

SIR,

Miscellaneous.

With reference to paragraph 2 of your letter, dated 10th October 1889, No. 5200, I am directed to forward, for the approval of His Excellency the Governor-General in Council, a draft of rules defining the powers of this Government in regard to the continuance or resumption of yeomiah and other money allowances therein referred to.

I have the honor to be,
Sir,
Your most obedient servant,

(Signed) C. A. GALTON,
Secretary to Government.

Exd. A. D. Xavier.

25 Copies.

1890.

DEPARTMENT OF FINANCE AND COMMERCE.

From the Government of
Fort St. George.

Issued

Recd.

Encl.

Letter, dated 10th April 1890, No. 270.

APRIL.

FORWARDING, for approval, a draft of rules, defining the powers of this Government in regard to the continuance or resumption of Yecmiah or other money allowances.

PROCEEDINGS OF THE BOARD OF REVENUE
(LAND REVENUE).

MR. H. W BLISS.

READ—the following G.O., dated 25th October 1889, Mis. No. 6869, Revenue:—

Read—the following letter from the Government of India, Department of Finance and Commerce, dated 10th October 1889, No. 5200:—

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Order—dated 25th October 1889, Mis. No. 6869, Revenue.

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(True Extract.)

(Signed) J. GROSE,
Ag. Secretary to Government.

To the Commissioners of Land Revenue,
with a copy of letter to the Government of India,
No. 689, dated 12th August 1889.

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cases the grants have been made by former Governments and continued on the assumption of the country by the British. The service yeomiahs are continued so long as the prescribed service is rendered, and resumed when this is not the case. Subsistence yeomiahs are in many cases liable to lapse on the death of the incumbents and when continued for special reasons, such as poverty, &c., they are usually reduced in amount. This Government has generally been dealing finally and without reference to the Government of India with the pensions in question, and as it seems to His Excellency in Council that the submission of every case, however petty, for the orders of the Government of India will unnecessarily increase correspondence, he is of opinion that the existing practice may, with advantage, be allowed to continue.

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RESOLUTION—dated 24th February 1890 No. 105.

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5. Allowances in favor of charitable institutions will be continued so long as the charities are maintained.

6. Allowances granted as compensation for the resumption of lands will be continued or resumed according to the terms of the grant in each case.

(True Copies and Extract.)

Secretary.

To the Secretary to Government, Revenue Department.

Copy to all Collectors.

Exd. A. Aubert.

12-8-89 no 689

REVENUE DEPARTMENT.

1890.

Board of Revenue

(Land Revenue),

MADRAS.

re 1882

Printed March th.

Proceedings, 24th February 1890, *No.* 105.

Read 7 March

SECY. GOVT. MADRAS
7 MAR 90
REV. DEPT.

Submitting for approval of Government draft rules defining its powers to continue and withdraw *yeomiah* and other *allowances*.

REVENUE DEPARTMENT.

13

No. 1882

From Board of Revenue (Land Revenue).

Dated 24th February 1890.

FOR ORDERS.

The Board's draft is but a transcript of our letter to the Government of India dated, it is submitted, to be approved subject to ~~the following~~ modifications shown in pencil in the current.

2. Rule 2 is based on the second para from the letter to the Govt. of India & should it is thought, come after rule 6 as shown in pencil.

I agree

26/3

2073

approved

J.H.S.

26/3/90

Approved, but I cannot but in words to show that adoption is recognized only in the case of Yeomias.

WLS

FOR ORDERS.

Draft rules regarding pensions & other allowances.

The Commrs of AR
" Aceh general.

Enclosures

The Asst Resr in charge.
The Asst Resr in Interior.

Read C. No. 1882 of 1890

Order of 10 April 1890, no: 269.

The draft rules submitted by the Board of Revenue will be modified as shown below and forwarded for the approval of the Government of India:—

(Here enter rules as modified)

No 270

To

The Secretary to the Govt. of India
Dept. of Finance & Commerce

Sir,

With reference to para 2 of your letter dated 10th Oct/89 No. 5200, I am directed to forward for the approval of His Excellency the Governor-General in Council a draft of rule

defining the powers of the Government with regard to the Continuance or resumption of Jeomiah & other moneys allowances therein referred

Draft Co

Jeomiah & other Money allowances

Print
10/4