

21-9-12

CONFIDENTIAL.

Revenue (1893) Department.

G.O., No. 3923

Confidential No. 615

DATED 24 October '93

[Despatch Abstract.]

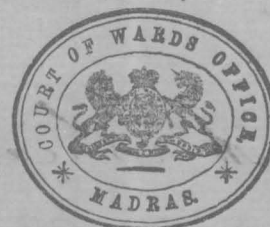
Recording with remark Pro. of the Court of Wards
passing order on letter from the Collector of foodgrains
regarding the bonds & decrees barred by limitation
in the Chittapore estate during the Court's
management

BACK PAPERS.

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

FURTHER PAPERS.

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



Proceedings of the Court of Wards,

Dated 7th September 1893.

No. 2952

READ the following: -

1) Endorsement of the Collector of Godavari
dated 14th June 1853, No 164.

2) Letter from the same Office of
12th July & 3rd August 1853, Nos: 212 &
235.

Resolution: -

The papers read above
relate to the bonds and decrees
- relating to the Pittapur Estate, which
became barred by limitation
during the Court's management.

+ vide Stat in Para 3d
C.O. 8310
6.10.93

2. The appended Statement
shows

Shows the amount which became
barrid during the time of each
of the several managers and
those actually lost & the estate
after deducting sums due by
paupers &c

3. Before passing final orders
on the matter, the Court resolves
to call upon Mr L. C. Miller & Co.
for his explanation for allowing
the recovery of the amount
for which he is responsible, to
become barrid by limitation. Of
the sum of Rs 1787-12-1 shown
against his name in the
Statement; Rs 261-14-4 consists
of interest due on bonds for
advance of rent, the greater portion
of

of which has been paid. It is stated
that in such cases it was the late
Rajah's practice to remit the
amount outstanding and that
in view of this practice this amount
would, if still be recoverable, have
been recommended for remission.
Deducting this sum, the amount
for which Mr. Miller is responsible
is Rs 1525-13-9. The person pri-
marily at fault was no doubt
the Assistant Manager H. B. Madhwa-
vadas who was in charge of
the suit work, but it was Mr. Miller's
business as Manager of the Estate
to look after its finances and keep
his subordinates up to the mark.
He should have promptly called
for

for list of all the debts due to the
State, ascertained the dates on
which each of them would become
barred and taken steps in time
for their recovery. Mr. Miller is
requested to state why these things
were not done.

(True Extract)
Signed W. S. Meyer.
Ag Secretary.

To

L. C. Murphy: J. C.

Ap. ~~Miller~~ ^{Trickin} per

(True Copy)

W. S. Meyer
Ag Secretary.

Government Copy

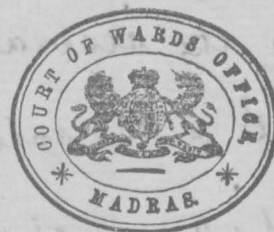
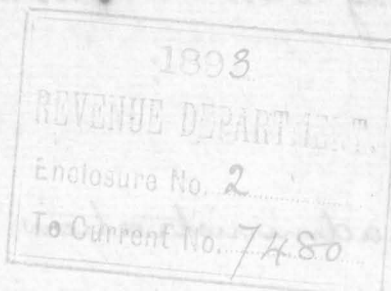
1893.

Court of Wards,
MADRAS.

True copy of Court's

Proceedings, dated 7-5-1893
No. 2952-

Subject:



Proceedings of the Court of Wards,

Dated 6th October 1893.

No. 3310.

Read the following:—

(1) Again Court's Proceedings dated 7th September 1893,
copy attached - No. 2952.

(2) Letter from L. C. Miller Esquire, Collector of
Trichinopoly, dated 26th September 1893, No. 533.

Resolution.

The papers read above relate to the
bonds and decrees relating to the Pittapur Estate
which have been allowed to become barred by
limitation during the Court's management
without any steps having been taken to enforce
them.

2. The extreme maladministration of the
Pittapur Estate having attracted the attention
of the Court of Wards, its Fourth Member
found it necessary, in March last, to visit
the Estate and inspect the Manager's Office —
and

and accounts. Among the several defects noticed, it was found that a consolidated list of the debts due to the Estate, including arrears of rent covered by bonds, had not been ~~kept~~ ^{kept} in the Manager's Office, and that, even for the bonds found in the Manager's Office, no list was forthcoming. The Collector was accordingly requested to order complete lists to be prepared with full particulars of bonds &c (Vide Court's Proceedings, dated 28th April 1893, No 1357, para 9).

3. In submitting the statements of decrees and bonds called for, the then Manager (M.R. D. Jagannadha Row) had to bring to the notice of the Collector the fact that the recovery of a large sum of money due under bonds as well as under decrees had become time-barred, chiefly owing to the failure on the part of the several managers to take the necessary steps to realise them. The appended statement shows the amounts which became barred during the time of each Manager and the sums actually lost to the Estate, after deducting the sums due by paupers &c.

Statement of barred bonds and decrees in the Pittapur Estate.

Under the management of	Item	Total amount of decrees and bonds barred			Amount preserved or secured by fresh notes or remitted by the late Raja			Balance			Irrecoverable as due by paupers &c			Net balance lost to the Estate		
		Rs	A	P	Rs	A	P	Rs	A	P	Rs	A	P	Rs	A	P
1. N. B. Madhava Row	Bonds	123	6	6	65	-	-	58	6	6	53	-	-	5	6	6
	Decrees	111	3	4	-	-	-	111	3	4	111	3	4	-	-	-
	Total	234	9	10	65	-	-	169	9	10	164	3	4	5	6	6
2. Mr L. C. Miller	Bonds	167	1	8	1032	10	1	327	2	6	53	-	-	274	2	6
	Decrees	745	7	10	-	-	-	745	7	10	594	4	1	1513	9	7
	Total	912	8	18	1032	10	1	1072	9	16	647	4	1	1787	12	1
3. D. Jagannadha Row	Bonds	195	-	1	113	-	1	82	-	-	78	-	-	4	-	-
	Decrees	1515	12	7	-	-	-	1515	12	7	1380	4	7	135	8	-
	Total	1710	12	8	113	-	1	1597	12	7	1458	4	7	139	8	-
Total Bonds		1989	15	2	1522	6	2	467	9	-	184	-	-	283	9	-
Total Decrees		9084	10	9	-	-	-	9084	10	9	7435	9	2	1649	1	7
Grand Total		11074	9	11	1622	6	2	9552	3	9	7619	9	2	1932	10	7

(a) Remitted by the late Raja.

(b) The Collector reports however that of this amount, Rs 261-14-4 would under ordinary circumstances have been remitted.

4. MR. N. B. Madhava Row is responsible not only for the sum of Rs 5-6-6 shown against his name but also for the sums shown against the names of Messrs L.C. Miller and D. Jagannadha Row, as he continued in office under them as Assistant Manager and was in special charge of suits under the Managers. Madhava Row denies that he was specially entrusted with suits during Mr. Miller's management, but for the reasons contained in the latter part of para 7 of the Collector's letter dated 3rd August 1893, N^o 235 read in Court's Proceedings dated 7th September 1893, N^o 2952, the Court considers that his contention cannot be accepted. He also denies that he knew anything about the ledger of suits maintained in the Manager's office, which, if it had been correctly kept and referred to from time to time would have saved the amounts now lost to the Estate. His explanation is altogether unsatisfactory and the Court has no hesitation in considering that he was guilty of gross neglect of duty. But as his services have since been dispensed with, no further notice of his conduct is

is necessary.

5. Mr. Miller's explanation, as regards bonds and decrees not entered in the Succession Certificate, is, that the main responsibility rests with the Tanadars who had the special knowledge, and whose duty it was to impart it, and that it was a matter of the utmost difficulty to get any information out of them.

While admitting that the Tanadars were very inefficient officers, the Court concurs with the Collector in thinking that in this particular matter it was the Manager's office that was really responsible. With an Assistant Manager specially in charge of Suits, the knowledge that Mr. Miller says the Tanadars should have imparted should have been available. Nor does it appear that there had been any systematic attempts on the part of the Manager to exercise any supervision or get any systematic returns out of the Tanadars. Further, as observed with reference to the work of MR. D. Jagannadha Rao in Court's Proceedings dated 8th September 1893, N 2976, the worse the subordinate establishment, the greater
the

the necessity for a close, and systematic supervision of their work by the Manager which appears to have been entirely lacking. As regards debts entered in the Succession Certificate, Mr. Miller, while admitting that the main responsibility rests with him and that the necessary information, if it was, as he contends, in the Manager's Office, was not used, pleads that he did not receive that assistance from those in immediate charge of the work which he had a right to expect. The Assistant Manager was of course primarily responsible; but, as was pointed out in Court's Proceedings dated 7th September 1893, N 2952, it was Mr. Miller's business as Manager to look after the finances of the Estate, and keep his subordinates up to the mark, and this he altogether failed to do. Nor can Mr. Miller plead that he was so occupied in restoring order in other directions that this particular matter might well have escaped his notice, for as observed in para 5 of Court's Proceedings dated 8th September

1893

1893, No 2976, and as will be seen from the papers therein referred to, Mr. Miller's administration was in every respect painfully inefficient.

6. Mr. Jagannadha Row is also greatly to blame for his failure in this respect, though the sum for which he is responsible is trifling as compared to that which accrued under Mr. Miller. His negligence in this respect has been noticed in para 8 of Court's Proceedings dated 8th September 1893, No 2976.

7. The Court cannot too strongly condemn both officers (Messrs. Miller and D. Jagannadha Row) for their supine indifference in this matter. Mr. Miller is especially to blame for the feebleness of his administration and for allowing himself to be deterred from an efficient control of the Estate, in order to secure evidence in the Succession Suit. There is however to be urged on his behalf, the absence of judicious guidance by his Collector.

8. With reference to para 8 of Mr. Miller's letter dated 26th September 1893, No 533 read above

above, it is hardly necessary to observe that the Collector did not mean that there was an intentional defrauding of Government in the interests of the Estate. What was implied was a sin of omission not of Commission.

9. The Collector will take steps to write off the amount lost to the Estate and will deal with the gumasta, V. Ramakrishna Row, referred to in para 8 of his letter dated 3rd August 1893, No 235, at his discretion. The Court concurs with him in thinking that no special responsibility attaches to the Tanadar of Samalkota.

10. A Copy of these Proceedings will be submitted for the information of Government.
(True Extract)

W. W. W.
Ag Secretary

To
The Collector of Godavari.
L. C. Miller Esquire I.C.S.
Mr D. Jagannadha Row.

Copy to the Secretary to Govt. R.D.
(with papers in original to be returned)

Court of Wards,
MADRAS.

To

Secretary

to

Government

Revenue Department

Proceedings, dated 6th October 1897
No. 3310.

Subject.

Passing orders on letters
from the Collector of Godavari
regarding the bonds and decrees
barred by limitation in the
Pittapur Estate during the
Court's management.

To the east of wards -
 (P) with enclosure?
 18/10/93

submitted for review - Is anything to
be said? Both managers - Mr. Miller & Dr.
Lyon & the Rev. - were very inefficient - be-
cause Mr. Hyman went to the foundation
there was little work on the part
of the collector - who, of course, was
primarily responsible as Mr. Count
Lyon -

h. 21/10

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