Revenue Department

Minutes of Consultations

8th Jan 1868

Book no 484 49

Order no 22 D/7 8th Jan 1868.

பாதுகாப்பு பிரிவு-1

தெரிவிடுபவர் பெயர்

தெரிவிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள்

சரிபார்க்கும் முதல் மு.நி.பா.எ. கையொப்பம்

சரிபார்க்கும் 2-ம் மு.நி.பா.எ. கையொப்பம்

ஆராய்ச்சி உதவியாளர் கையொப்பம்

Fort Saint George, Revenue Consultation of 8th January 1858.

No. 48. Read the following Extract from the Proceedings of the Board of Revenue; dated 24th December 1857, No. 4691.

Read letter from the Acting Collector of Malabar dated 16th December 1857.

(Here enter No. 201.)

Resolved that the above letter be laid before Government, with the Board's recommendation that the Acting Collector may be authorized to compromise the suit on the most advantageous terms he can obtain.

2. The Cardamom Hill sued for was sold in 1822 under a decree of the Provincial Court at the instance of the then Collector as part of the property of the Cardamom contractor's security. It was purchased by one Suben Putter who received a "Sunnud" signed by the Collector and sold it shortly afterwards to Plaintiff's mother. In 1854 Mr. Conolly on the report of the then Tahsildar attached it as part of the Cottyem family's escheated property, and the present suit is brought to recover the Hill and its mesne profits valued at Rupees 450.

3. The Board concur with the Acting Collector that the Plaintiff's lengthened enjoyment of the Hill and the sunnud under the signature of the Collector who caused its sale in the first instance render it impossible to resist the claim however doubtful the title of the original holder may now appear. There is therefore no alterative but to compromise the matter.

4. The actual profits of the Hill are not ascertainable, but the Plaintiff has already waived interest, and will doubtless agree to receive such compensation as the Acting Collector may consider equitable.

5. Mr. Robinson has omitted to mention when the time for filing an answer will expire.

(A true Extract.)

(Signed) J. D. SIM, *Acting Secretary.*

No. 49. ORDER THEREON, No. 22; dated 7th January 1858.

The Government approve of the course recommended by the Board of Revenue in para. 1 of the above Proceedings.

(Signed) H. FORBES,
Acting Secretary to Government.

Revenue Department.

No 4691

Extract from the Proceedings of the Board of Revenue, dated 7th December 1857.

Read letter from the Collector of Malabar dated 16th December 1857.

(Here enter 1201.)

Resolved that the above letter be laid before Government with the Board's recommendation that the Collector may be authorized to compromise the suit in the most advantageous terms he can obtain.

2. The Cardamom Hill was sold in 1822 under a Decree of the Provincial Court of the instance of the then Collector as part of the property of the Cardamom Contractor Security. It was purchased by one Jacob Sellar who received a "Sunnud" signed by the Collector and sold it shortly afterwards to Plaintiff's Mother. In 1845 Mr Conolly on the report of the then Tahsildar attached it as part of the Collyem Family's escheated property and the present suit is brought to recover the Hill and its income pinjeds valued

(4)

(5)

Ec Pro Bot Rev Dpt 7 Jany 58
No 713 inclosure
1st Extract

No 48-49.

1 Jany 58

Extract from the Proceedings of the Govt of Fort St George

No 1640

Dated 23th Dec 1857

Read 3 Jan 1858

No 4691

Enclosures 2

Submitting a letter from the Collr of Coimbatore and recommending that the Petn of Coles may be allowed to compromise the dispute relative to the possession of the Cardamum Hills on the payment of Rs 1000 as a Nuzzur

No 22 Para 1 of the Proceedings

The Government approve of the course recommended by the Board of Revenue in para 1 of the above Proceedings

Fort St George
7 January 1858

To Copies to the Board of Revenue
Duplicate 2 Encls

With an order