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Revenue Department

Minutes of Consultation

2nd March 1858.

Back No. 1172.

Order No. 2752 2nd March 1858.

8 Clerks

செப்பனிடுபவர் பெயர்

செப்பனிடுவதற்காக எடுத்தக் கொள்ளப்பட்ட நாள் 4/08

செப்பனிட்டு முடித்த நாள் 6/08

சரிபார்க்கும் மு. நி. பா. தீர்வு கையொப்பம் ஆராய்ந்து உதவியாளர் கையொப்பம்

62

Fort Saint George, Revenue Consultation of 2d March 1858.

No. 71. Read the following Extract from the Proceedings of the Board of Revenue; dated 13th February 1858, No. 620.

Read letter from the Acting Collector of Masulipatam, dated 5th February 1858.

(Here enter No. 26.)

1. In submitting for the orders of Government the letter from the Acting Collector of Masulipatam, dated 5th February. The Board resolve to request a reconsideration of the orders conveyed in para. 7 of Extract Minutes Consultation dated 20th January 1858, No. 76, R. D. which direct the Acting Collector to abstain from any interference with the object of regulating the hire to be paid by the Troops to the owners or drivers of bandies. The Board are of opinion that when the authority of Government is exercised through the Magistrate, to compel the services of these men and their cattle it is both just and expedient to render such compulsory service as little injurious to them as possible, and that although parties engaging of their own free will to transport troops may be properly left to settle the terms of their engagement with the Sepoys, it is only fair to ensure for those who are impressed for such a service the Nirick rates of the district or such rate as the Magistrate on enquiry pronounces to be a fair compensation, and that batta should be given for the support of both men and cattle from the date of their detention until they commence their journey. In fixing such rates the Magistrate should bear in mind that no return hire is likely to be obtainable by the bandy men.

In Consultation 13th February 1858.

In Consultation 23d January 1858.

2. What portion of these payments should be borne by the Sepoy and what by the Government it is not within the province of the Board to consider; they would only observe that a liberal adjustment of this point, as pointed out in para. 20 of their Proceedings dated 24th November 1857, seems to be urgently wanted.

(A true Extract.)

(Signed) G. S. FORBES, *Secretary.*

No. 72. ORDER THEREON, No. 275; dated 2d March 1858.

The former orders of Goverment were passed under an impression that if any party needed protection it would be the Sepoy, who without any nerrick to limit charges might be imposed on by the Cartmen, it seems from the Board's present proceedings, that it is the Cartmen who require a nerrick.

2. Under the circumstances stated, the Government will not insist on the Collector forbearing from all interference, but he will limit himself to what may be absolutely needful.

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

b3 24

My dear Fortes

The new draft act
if passed, is to supersede
Reg XXVIII of 1802 and act
XXIII of 1856. You will see
that it restores to parts
of Reg XXVIII which the Govt
propose to retain with va-
rious modifications. It
also writes out that with
such circumstances a
formal repeal of those Re-
gulations is necessary the

title of the Act will have to be altered to "An Act for the amendment ~~of~~ of the Law for the better recovery of arrears of Rent or Rent Charge & for other purposes therein mentioned" or something to that effect.

Some pencil notes opposite Sect III I fear the point in which Mr Clerke & I have been interested has escaped you. It should have been

1. Here insert Sect viii & so on.

The Bill intended that the Sections of the Act should here be entered as parts of this Act & avoid all doubts hereafter. Your printed copy with pencil notes but it was thought undesirable to file up on M.S. with a copy of what is to be found printed in Clarke's code. The Bill does not wish any reference to Act xxviii, as the draft is intended to supply its place until the whole Law code is again revised.

Yours very truly

J. D. Lewis

31st

No. 626.

Extract from the Proceedings of the Board of Revenue, dated 13th February 1858.

Read letter from the Acting Collector of Masulipatam, dated 5th February 1858.

(Here enter No. 26.)

In Con. 13th Feb. 1858.

1. In submitting for the orders of Government the letter from the Acting Collector of Masulipatam, dated 5th February. The Board resolve to request a reconsideration of the orders conveyed in para. 7 of Extract Minutes Consultation dated 20th January 1858, No. 76, R. D. which direct the Acting Collector to abstain from any interference with the object of regulating the hire to be paid by the Troops to the owners or drivers of bandies. The Board are of opinion that when the authority of Government is exercised through the Magistrate, to compel the services of these men and their cattle it is both just and expedient to render such compulsory service as little injurious to them as possible, and that although parties engaging of their own free will to transport troops may be properly left to settle the terms of their engagement with the Sepoys, it is only fair to ensure for those who are impressed for such a service the Nirick rates of the district or such rate as the Magistrate on enquiry pronounces to be a fair compensation, and that batta should be given for the support of both men and cattle from the date of their detention until they commence their journey. In fixing such rates the Magistrate should bear in mind that no return hire is likely to be obtainable by the bandy men.

In Con. 23d Janv. 1858.

2. What portion of these payments should be borne by the Sepoy and what by the Government it is not within the province of the Board to consider; they would only observe that a liberal adjustment of this point, as pointed out in para. 20 of their Proceedings dated 24th November 1857, seems to be urgently wanted.

(A true Extract.)

Secretary.

To

H. FORBES, Esq.

Acting Secretary to Government.

Revenue Department.

...20 January 1858 ... No 143

Revenue 1858 Copies
Cond. 2nd March
No 225

Extract from the Proceedings of the Board of Revenue

Recd 2nd 13th February 1858
Read 16th

No 620
1 Encls. Returned

Rev. No 275 2nd March 1858.

Requesting reconsideration of the orders of Government directing the Acting Collector of Chamulpatam to abstain from interfering for the purpose of regulating the hire to be paid by troops to Bandy Owners and Owners

Cl. 71.

Rec'd 27 February

Rev. Depart.

No 275

66

Extract from the Minutes of Consultation
Under date the 2nd March 1858.

Read the following

Extract from the Proceedings
of the Board of Revenue

(Covering under 13th Feby. 58 No 620)

Requesting reconsideration of the orders of Government directing the Acting Collector of Chamulpatam to abstain from interfering for the purpose of regulating the hire to be paid by troops to Bandy Owners and Owners

5-C

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No
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stances stated the Govern-
ment will not insist
on the Collector for-
bearing from all in-
terference, but he will
trust himself to what
may be absolutely nec.
sal.

~~Copies to the Bishop Surr.~~
with an Index
Encls. 2.

Revenue 1858 Depart
Cond. 2nd March

No 275
Extract Minute of Council
Dated 2nd March 58.

67

Government will not
insist on the Collector of Ca-
sulpitalam, forbearing from
all interference with Coolies, for
the purpose of regulating the
hire to be paid to Bandy-
drivers and owners.

No 71 & 72