Revenue Department.

Minutes of Consultations.

9th April 1858.

Back Nos. 57 & 58.

Order No. 453 Dt 9th April 1858.

பாகாப்பு பிரிவு-1

செப்பனிருபவர் பெயர் : த. மனு.

செப்பனிருவதற்காக எடுத்துக்-
கொள்ளப்பட்ட நாள் : 6/08

25/
22/12/08

சரிபார்க்கும் முதல் நிபாக கையொப்பம்

சரிபார்க்கும் 2ம் நிபாக கையொப்பம்

ஆராய்ச்சி உதவியாளர் கையொப்பம்

(2)

Fort Saint George, Revenue Consultation of 9th April 1858.

No. 57. Read the following Extract from the Proceedings of the Board of Revenue, dated 11th March 1858, No. 880.

Read petition No. 2508 of 1857 from Zaheer-ood Deen Hoossain Khan Bahader, Jagheerdar of Calvah in North Arcot, bearing Government Endorsement dated 27th November 1857.

From Govt. 7th in Con. 13th Dec. 1827, *P. D. From Collector* 10*th in Con. 15th Nov.* 1827, *paras.* 4, 5, 6, 7.

1. On referring to their records the Board find that Zaheer-ood Deen Hussain Khan first claimed certain lands as Cummuttum so far back as 1827.

2. The then Collector reported on the claim and stated that the lands had been assumed about 27 years previously or during the Nabob's Government and that the rights of the persons who were in occupation could not be seta-side after such an interval. From the terms of his letter the Collector evidently considered the claim to be of a very equivocal character.

3. This report was submitted to Government on the 26th November 1827, and in the Minutes of Consultation dated 7th December 1827, Political Department, Petitioner's claim was rejected he being informed that he was already in possession of all the gardens intended to be made over to him.

In Con. 13th Dec. 1827.

In Con. 28th April 1853. *Board's Pro. to Govt. 28th April* 1853. *E. M. C. 1st June* 1855, *No.* 658, *P. D. para.* 7.

4. The claim was revived in 1853 when Petitioner presented a Memorial to the Honorable Court. The Acting Collector reported on the matter fully in his letter dated 7th April 1853 and the Honorable Court approved of the view which Government had taken of his case generally.

From Collr. 28th April in Con. 22d Sep. 1857. *Board's Pro. 22d Sep.* 1857.

5. The question was re-opened last year and Petitioner furnished with a final Endorsement, a portion only of which he has laid before Government with the address now reported.

6. The documents enclosed in this petition are a copy (with translation) of a letter addressed to Petitioner by the then Collector Mr. Nisbet, a petition to the Board and copies of an order of Government, and of part of an endorsement (as above mentioned) from the Board.

7. The first is the only paper affording any evidence of the justice of Petitioner's claim. In this letter Mr. Nisbet informs Petitioner that he has issued a Takeed to the Tahsildar to make over the Cummuttum land to him. A reference to the Acting Collector's report above referred to will however shew, that in Mr. Nisbet's Takeed now in the records, these lands are not mentioned.

From Collr. 7th in Con. 28th April 1853 *para.* 7 *submitted to Govt. 28th idem.*

8. Under the circumstances above detailed the Board see no reason to modify the decision arrived at in 1827 on the Petitioner's present application.

(A true Extract.)

(Signed) J. D. SIM, *Sub-Secretary.*

No. 58. ORDER THEREON, No. 453; dated 9th April 1858.

Ordered that the following endorsement be passed on Petition No. 2508 of 1857.

"Petitioner is informed that his request for restoration of certain Cummuttum land is inadmissible, as it appears to have been voluntarily resigned by his father more than 50 years ago, and to have been since then in possession of other persons who cannot be disturbed.

2. The question of the assessment on his Topes was finally disposed of in Extract Minutes Consultations dated 8th December 1856 and 21st January 1858."

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

(3) Revenue Departt.

№

Extract from the Proceedings of the Board of Revenue dated 27th September 1857.—

Read letter from the Collector of North Arcot reporting on Petition Dated 28th April 1857 № 3605 of 1856.—

/Here enter №98./

Ordered that the following Endorsement be passed upon the above Petition.—

"In submitting to Government their report upon the Petitioner's Memorial 28th April 1853 dated 26th November 1852, the Board observed that the Commutation land was understood to have been resigned by the Petitioners father, and was afterwards taken up by other parties, whose possession they were of opinion should not be disturbed. This view, the Board learn

learn, was concurred in by the Honorable the Court of Directors" the Ryots in possession of the lands in question have built houses thereon and have otherwise improved them and it would not be just to entertain the request of Petitioner now particularly as upwards of 50 years have elapsed since Petitioner's Father gave up these lands.—

/ A true Extract

/ Signed / L. Forbes

Acting Sub Secretary

To

C. Whittingham Esq.

Collector of North Arcot

/ A true Copy /

Secretary

Comp.d
J.G. Boyle

Extract from the Proceedings of the Board of Revenue dated 11th March 1858.

Copy

Board's Proc.s to North Arcot dated 22d September 1857. Respecting certain Lands.

C 350/58.

(4)

(5)

No. 880.

Extract from the Proceedings of the Board of Revenue, dated 11th March 1858.

Read Petition No. 2508 of 1857 from Zaheer ood Deen Hoossain Khan Bahader, Jagheerdar of Calvah in North Arcot, bearing Government Endorsement dated 27th November 1857.

(Here enter No. —)

From Govt. 7th in con. 15th December 1827. P. D. From Collector 19th in con. 15th Nov. 1827. Paras. 4, 5, 6, 7

1. On referring to their records the Board find that Zaheer ood Deen Hussain Khan first claimed certain Lands as Cummuttum so far back as 1827.

2. The then Collector reported on the claim and stated that the lands had been assumed about 27 years previously or during the Nabob's Government and that the rights of the persons who were in occupation could not be set aside after such an interval. From the terms of his letter the Collector evidently considered the claim to be of a very equivocal character.

3. This report was submitted to Government on the 26th November 1827, and in the Minutes of In con. 13th Dcer. 1827. Consultation dated 7th December 1827, Political Department, Petitioner's claim was rejected he being informed that he was already in possession of all the gardens intended to be made over to him.

In con. 28th April 1853. Board's Proceedings to Government 28th April, 1853. In M. C. 1st June 1855. No 655, P. D. para. 7.

4. The claim was revived in 1853 when Petitioner presented a memorial to the Honorable Court. The Acting Collector reported on the matter fully in his letter dated 7th April 1853 and the Honorable Court approved of the view which Government had taken of his case generally.

From Collr. 28th April in con. 23d Sept. 1857. Bds. Pros. 22d Sep. 1857.

5. The question was reopened last year and Petitioner f with a final Endorsement, a portion only of which he has la Government with the address now reported.

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From Collector 7th in con. 28th April 1853 para 7 submitted to Govt. 28th idem

8. Under the circumstances above detailed the Board see no reason to modify the decision arri at in 1827 on the Petitioner's present application.

(A True Extract.)

Sd. Secretary.

To

H. FORBES, Esq.,
Acting Secretary to Government,
Revenue Department.

Received 1858 April
Dec[d] 9th April
No 358

Extract from the Proceed-
-ings of the Board of Rev[e]

Dated 8th March 1858
No 12[a]

3[d] Encl. in my

No 380

Reporting on the
Petition (No 250 of 1857) from
Father and Bro[r] Xavier
Khan Bahadur. Zemindar
of Calicut the Head of
Laying Claim to [illegible]
-mallum Land in that Dis-
-trict.

No 458 of 58

Sec[y]

North America
No 458 - 9th April 1858.

9th April 1858

No 453

ordered that the following Re-
-commit be passed on Petition
No 250 of 1857.

Petitioner is informed
that his request for restoration
of certain Communitum land is
inadmissible as it appears to
have been voluntarily resigned
by his father more 50 years ago
and to have been since then in
possession of other persons
who cannot be disturbed.

The question of the
Encumbrance on this Estate com-
-prised the power of in Ex the
Comm[rs] of 3 December 1856 and
2[d] January 1858.

Fort St. Geo.
9 April 1858.

9 April