(1)

Revenue Department

Minutes & Consultation

2nd July 1855

Bach nos 4 + 5

Order no 867 D/23rd June/1855

(Sd/-)

867

பாதுகாக்கும் பிரிவு

செப்பனிடுபவர் பெயர்: மை ஹோமல்ஸ்

செப்பனிடுவதற்காக எடுத்துக்- 07/08
கொள்ளப்பட்ட நாள்.

18/12/08
சரிபார்க்கும்
முதல் முறியாள
கையொப்பம்

19/1/09
சரிபார்க்கும்
2ம் முறியாள
கையொப்பம்

15/1/09
ஒராய்ச்சி
உதவியாளர்
கையொப்பம்

02

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

No. 4. Read the following Extract from the Proceedings of the Board of Revenue, dated 18th June 1858, No. 2117.

In Con. 18th June 1858. Read the following letter from the Collector of Cuddapah dated 9th June 1858.

(Here enter No. 55.)

With the foregoing letter the Collector has submitted copy of a plaint in Suit No. 4. of 1858, instituted by Mr. Fondclair, against the Collector for the recovery of *four annas* (with interest and costs) being the postage of an official bearing letter addressed by the defendant to the Plaintiff and forwarded by the talook Tapal.

2. The letter was on the subject of an investment which the Plaintiff wished to make in the five per cent loan, and he states in his plaint that this letter was unnecessarily heavy and sent bearing, contrary to previous custom, with a view to his being made to pay eight times the ordinary postage, and he attributes the weight of the letter to the malice of the Collector.

3. The Collector urges in his answer that the letter was sent bearing in accordance with circular instructions from the Accountant General, that the paper used was half a sheet of quarto post the thinnest official paper supplied to him by Government, and that the envelope was also made from paper supplied for the purpose. As the suit is frivolous and vexatious, and is intended to annoy and cause inconvenience, the Collector requests that the Court will dismiss it with costs, and also fine the Plaintiff under the provisions of Section IX. Regulation II. 1802.

4. As the Collector in the discharge of his duty sent an official letter of the usual dimensions and as the proposed answer meets the case, the Board recommend that sanction may be accorded for filing it and conducting the defence in the first instance at the public cost.

5. The time allowed for filing an answer will expire on the 26th Instant. The attention of the Collector will be called to the delay which has occurred in submitting the pleadings, and the Board will direct him to obtain an extension of time under the instructions contained in their Circular Order of 10th November 1856.

(A true Extract.)

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

No. 5. ORDER THEREON, No. 867; dated 23rd June 1858.

The Right Honorable the Governor in Council grants authority for the defence in the first instance at the public expense of O. S. No. 4 of 1858 instituted in the Subordinate Court of Cuddapah against the Collector of the District, but will determine when a copy of the Decree is furnished whether the costs, if any be adjudged against the Collector, shall be borne by that Officer or by the Government.

(Signed) W. H. BAYLEY,
Acting Secretary to Government.

the Collector, shall
be

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Rev Dept

No 8677

Extract from the Minutes of Consolidation
Under date the 23rd June 1858.

Read the following Extract from the Proceedings of the Board of Revenue.

(Here enter 18th June 1858 ch. 2119)

The Right Honorable the Governor in Council grants authority for the defence in the first instance at the public expense of C S ats 4 of 1858 instituted in the Subordinate Court of Cuddapah against the Collector of the District, but will determine when a copy of the decree is furnished whether the costs, if any be adjudged against the Collector, should be

be borne by that Officer
or by the Government.

No B

a Ols to the Bd of Rev Dispd 24th
with 3 Encls

Revenue 1858 Separate.
Dft to Coms. 2d July/58

No 867.

Extract Minutes of Coms:
Dd 23d June/58

Ex Ors. Bd of Rev. Dd 25th Oct/58
No 1659 mi Coms. 24

Grant authority for
conducting the defence
at the public expense of
O.S. No 4 of 1858 instituted
in the Subordinate Court
of Cuddapah against
the Collector of that Co
District by Messrs Mc
Pondelair for the
recovery of 4 Annas—

No 486