

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	103	Press No.
210-212 Dated	18-1-1870	X

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
18th January 1870.*

Read the following papers:—

No. 210. From the Government Solicitor, Madras, to the Acting Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 15th January 1870, No. 22.

I HAVE the honour to acknowledge the receipt of the Order of Government noted in the margin, together with its enclosures, requesting the Advocate-General's opinion on the questions raised by Mr. Robinson in his letter to Government, dated 13th of December, 1869, No. 6, relative to the necessity for the registration of Inam Title-deeds under the provisions of the Indian Registration Acts.

2. I submitted the matter for the consideration of Mr. Mayne in the absence of the Advocate-General, and have also seen him in conference with Mr. Robinson thereon, and having obtained Mr. Mayne's opinion, I have now the honour to forward herewith a copy of it for the information of Government.

OPINION.

I AM of opinion that clause 4 of the Schedule to Act XXVII. of 1863 does not apply to any Inam Title-deeds, except such as, on their face, purport to have been issued in reward for special services which would probably be an infinitesimal fraction of the whole number.

2. It will therefore be necessary to legislate on the subject. Such legislation can only be effected in the Council of the Viceroy.

3. The Act ought to provide retrospectively and prospectively that Acts XVI. of 1864 and XX. of 1866 should not apply or be held to have applied to Title-deeds issued by the Inam Commissioner. That it should not be necessary to send copies of such Inam Title-deeds to the Registrar of Assurances, but that the registry of all such deeds should be kept in each district, and should be open to inspection on payment of reasonable fees.

15th January 1870.

(Signed) JOHN D. MAYNE.

No. 211. From W. ROBINSON, Esq., C.S.I., Acting First Member, in charge of the Inam Department, to the Acting Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 17th January 1870.

I HAVE the honour to report that, in accordance with the recent Government Order,* I have conferred with Mr. Mayne in the absence of the Honourable the Advocate-General, and submit his opinion on the points raised in my letter, dated 13th December 1869, No. 6.

2. It will be observed that Mr. Mayne is of opinion that Act XXVII. of 1863 does not operate to exempt the great bulk of the Inam Title-deeds, and that legislation is required.

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3. I beg that Government will issue instructions to have the draft of a Bill prepared, in communication with the Board of Revenue, for submission to the Government of India, embodying the various matters which require to be laid down by law.

4. I think that besides securing exemption, retrospective and prospective, from compulsory registration, and making the Inam Registers available, on payment of a fee, for inspection by persons desirous of knowing the state of such property, it will be desirable to make the registration of all changes, transfers, and divisions of Inam land in the Collector's Office compulsory. I will, however, in submitting the Draft Bill, explain the objects and reasons of the provision which I propose should be enacted in this respect.

5. As the Act XXVII. of 1869 does not affect the Title-deeds now prepared, and legislation must be resorted to, I propose to issue all remaining Title-deeds as they are prepared. Copies of any falling within the provisions of Section 3 will in the meantime be sent to the Registrar-General of Assurances as required by that Section. Those will be few, if any.

No. 212. ORDER THEREON, 18th January 1870, No. 103.

Land Revenue.

As it appears from the Government Solicitor's letter that Mr. Mayne is clearly of opinion that further legislation is absolutely necessary, the Right Honourable the Governor in Council authorizes Mr. Robinson, in communication with the Board of Revenue and the Advocate-General, to prepare the draft of a Bill containing the necessary provision:

2. The course proposed in the concluding paragraph of Mr. Robinson's letter is approved and sanctioned.

(True Extract.)

(Signed) R. A. DALYELL,

Acting Secretary to Government.

To the Government Solicitor:
„ W. Robinson, Esq., C.S.I.
„ the Board of Revenue.

Exd. F. R. Bantleman.

N^o 103

nos 116 & 121

18 Jan 1878

As it appears that
the from the publication
letter that Mr. Mayne
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The Rt Honble the Gov. in
Council authorizes Mr.
Robinson in communication
with the Board of Revenue
and the Advocate General
to prepare the draft of
a bill containing the
necessary provision.

M.S. Copy of the Govt. order dated 18 Dec 1877
in Mr. Robinson's letter to Govt. dated 24/12/77
The Govt. order dated 24/12/77

Let from
order in
Council

The course proposed
in the concluding para
of Mr. Robinson's
is approved and sanctioned
J.H.

Govt. of Madras

REVENUE.

To

THE GOVERNMENT SOLICITOR.

Ac. Ac. Ac.

Dated January, 28th.

Recd.

Encl.

G. O., 13th January 1878, No. 103.

JANUARY.

Nos. 210-212.

Inam Title deeds.—Mr. Robinson, in communication with the Board of Revenue and Advocate-General, to prepare draft of a Bill on this subject.