

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	<i>100</i>	Press Mis.
<i>205-206</i>		
Dated	<i>29-3-1870</i>	<i>19</i>

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
29th March 1870.*

No. 205. Read the following Proceedings of the Board of Revenue, dated 8th February 1870, No. 914. —

Read the following letter from the Collector of Karnool, to the Acting Secretary to the Board of Revenue, dated 21st December 1869, No. 446.

REFERRING to Section 6, Regulation VII. of 1817, I have the honour to forward copy of a letter from the Deputy-Collector of Pyapally, No. 125, dated 8th instant, from which the Board will observe that Venkata Narayana, Inamdar of Ovk and five other villages in the Koilkuntla Talook, died on the 17th October 1868, without heirs, leaving enfranchised Inam land, consisting of 87 Acres 50 Cents., and that the claims put forward by certain parties were inquired into and found to be groundless.

2. I have the honour therefore to request the Board to obtain the sanction of Government to incorporate the Inam with Government Ayacut as an escheat.

—
Enclosure No. 1.

From the Deputy-Collector of Pyapally, to the Collector of Karnool, dated 8th December 1869, No. 125.

I HAVE the honour to report the death of Mogaloor Venkata Narayana, a personal Inamdar of Ovk and other villages in the Talook of Koilkuntla, who was holding the enfranchised Inams noted in the margin, on the 17th October 1868, leaving no legal heirs.

Villages.	No.	Extent, ACRES.	Assessment, Rs. A. P.
Ovk	935	1 0 7	15 7 10
Chennampally	968	0 25 6	0 0 4
Chennampally	97	5 24 14	9 12 3
Chennampally	123	11 2 0	12 1 5
Chennampally	540	0 0 7	13 13 0
Mayaloor	467	12 00 0	13 4 3
Nichommamda	95	16 3 2	11 12 5
Singampally	114	19 33 13	19 12 0
Singampally	165	9 12 4	0 1 5
		87 32 1	130 2 8

2. Notices were issued on the 10th December 1868, inviting the parties claiming his Inams to appear before me within six months, and establish their claims, in failure of which those Inams will be escheated to Government.

3. The following parties put forth claims for his Inams before the Tahsildar, which were rejected by me on the under-mentioned grounds.

4. The first claimant, Tootoor Sashu, claimed the Inams situated at Ovk and Chennampally, and based his claims on a Deed of Gift said to have been executed on the 14th October 1869 in his favour by the deceased Inamdar.

5. The value of the lands transferred by the said document having been estimated according to the current value at between Rupees 200 and 300, it should have been engrossed on a Stamp of Rupees 4, but it has been written on a Stamp of a Rupee (for which the claimant has been punished under the Stamp Act); and further, the document, the registration of which is compulsory under Section 17 of the Registration Act, has not been registered, consequently the document in question rendered inadmissible as provided in Section 17 of the Stamp Act and Section 49 of the Registration Act.

6. The document is dated three days previous to the death of the said Venkata Narayana, who had been labouring with a disease for a long time before his death, which circumstance leads me to believe that the deceased might not have been in his proper sense at the alleged time of execution of the document.

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7. The second claimant, Rayoor Pedda Sunjiva Row of Cuddapah, claimed all the Inams in behalf of his son, Sunjiva Row, and based it on two grounds: firstly, that his son is the legal heir of the deceased Venkata Narayana, having married his daughter; secondly, that the said Venkata Narayana had gifted all his Inams to his son.

8. The daughter of the deceased Inamdar, Venkata Narayana, having died, surviving her father, without leaving any issue, the relationship between the deceased Venkata Narayana and the son of the second claimant, and his right to inherit the deceased's property, were extinguished. The second ground, namely, that the deceased had gifted all his Inams to his son is a mere allegation unfounded on any documentary evidence.

9. Under the above circumstances I have rejected the claims of both the claimants, and no other claims were put forth within the time prescribed in the Notice which has expired on the 10th June 1869.

10. I beg therefore to request that you will have the goodness to take the necessary steps in order to ascertain the Inam lands of the said Inamdar, Mogaloor Venkata Narayana, under Section 6, Regulation VII. of 1867.

11. The Title-deeds issued for the Inams in question were not found in the house inhabited by the deceased, although a diligent search was instituted. I believe some of his attendants during his illness might have made away with the Title-deeds, together with his other personal property.

Submitted for the orders of Government, under Section 6, Regulation VII. of 1817.

2. The Collector reports that one Venkata Narayana has died without heirs, leaving Acres 87-22-1 of enfranchised Inam land.

3. One Tombaloor Sashia claims a portion of this land under a Deed of Gift alleged to have been executed on the 14th October 1868, or three days before the death of Venkata Narayana. This document is invalid, because it has been engrossed on a Stamp of insufficient value, with the object of evading the payment of the proper Stamp-duty, and because it has not been registered as required by Section 17, Act XX. of 1866.

4. The second claimant, Rayoor Pedda Sunjiva Row, claims the whole property on behalf of his son, Sunjiva Row, on the following grounds, viz:—

(1.) That his son is the legal heir of the deceased by reason of his having married Venkata Narayana's daughter.

(2.) That the property was given to him as a gift.

5. With regard to the first point it is clear that Sunjiva Row's position as son-in-law of the deceased does not constitute him his heir. As to the second allegation, it is reported that there is no reliable evidence in support thereof.

6. Moreover, under the Hindu Law, a gift is incomplete and invalid unless actual possession of the property be transferred to the donee. In the present case it does not appear that either party obtained possession of the property claimed.

7. The Board therefore recommend that the Inams be resumed as having lapsed to Government in default of heirs.

*of the Madras Government, Revenue Department,
29th March 1870.*

ORDER THEREON, 29th March 1870, No. 400.

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UNDER Section 6, Regulation VII. of 1817, the Governor in Council authorizes the resumption and incorporation with of the Inam land held by the late Venkata Narayana.

(True Extract.)

(Signed) R. A. DALYELL,

Acting Secretary to Government.

Revenue Department

No. 400

Proceedings of the Madras Govt
under date the 22nd March 1870.

Read the following
being Govt of the Bd of Revenue

Recommendation
to sanction assumption of the
unfranchised Indian lands
in the Coimbatore Taluk, Mus-
nool St, left by one Mo-
ogalori Venkata Naraya-
na who died without
heirs.

(H. E. 8th Feby 1870,
No 914)

Under Section
VI, Regulation VII of 1817,
the Governor in Council
authorizes the assumption
& incorporation with Govt
estate of the Indian lands
held by the late Venkata Naraya-
na.

11. For the Rev. Secy. to Govt
6. Secy. to Govt

W. H. Bell

W. H. Bell

W. H. Bell