M.R.O. 1—89,000—16-10-89.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 555. Press ~~Mis.~~

84-85.

Dated 4th March 1869.

Not to be folded or roughly handled

555

No. 801.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 5th February 1869.

Read the following letter from E. G. R. FANE, Esq., Collector of Madras, to the Acting Secretary to the Board of Revenue, dated Sydapet, 11th December 1868, No. 408:—

WITH reference to the Board's Standing Order No. XXXVII. of 1864, I have the honor to enclose a Certificate, (to be returned,) of refund of Stamp Duty, granted by the Judge of the Court of Small Causes, Cantonment, Mount, dated 6th November 1868, from which it will be observed that the case alluded to therein was dismissed on the 30th July 1868; but the Certificate was not granted until the former date. The Certificate was, therefore, not presented for payment until after the prescribed time, (namely, three months,) had expired.

2. The Judge explains the cause of delay in granting the Certificate in his letter, dated 3rd instant, copy of which is herein enclosed.

3. I therefore request that you will be good enough to obtain the sanction of the Board for the refund.

ENCLOSURE No. 1.

From the Judge of the Small Cause Court, Mount, to the Deputy Collector, in charge of Treasury, Sydapet, dated Saint Thomas' Mount, 3rd December 1868, No. 55.

WITH reference to your Memorandum, No. 227, dated 7th November 1868, the undersigned has the honor to inform that the delay in granting the Stamp Refund Certificate in Suit No. 140 of 1868 was partly by the party not having applied earlier, and partly by an oversight in the Office.

2. Under these circumstances, it is requested that half of the Stamp Duty, paid on the above plaint, may be refunded to the party applied for.

3. The Stamp Refund Certificate is herewith returned as requested.

(Signed) C. D. CLEMENTSON, Major,
Judge of the Court of Small Causes.

(True Copy.)

(Signed) E. G. R. FANE,
Collector.

ENCLOSURE No. 2.—Certificate.

INASMUCH as the sum alluded to has not been *erroneously* credited to Government, and the refund thereof is not authorised by law, the Board have no power to give the sanction requested by the Collector.

2. They resolve, however, to submit the application for the favorable consideration of Government.

3. The applicant prays for the refund of half the Stamp Duty paid on the plaint in a Suit dismissed, on the 30th July 1868, by the Cantonment Court of Small Causes at Saint Thomas' Mount. The Certificate for the refund ought to have been presented within three months, but was not granted till the 30th November, "partly by an oversight" on the part of the Court.

(True Copies and Extract.)

Sub-Secretary.

To the Acting Secretary to Government, Rev. Dept.,
with an enclosure.

Copy to the Collector of Madras.

Ld. F. R. Bantleman.

Proceedings of the Madras Government, Revenue Department, 4th March 1869.

No. 84. Read the following Proceedings of the Board of Revenue, dated 5th February 1869, No. 801 :—

Read the following letter from the Collector of Madras, to the Acting Secretary to the Board of Revenue, dated Sydapet, 11th December 1868, No. 408.

1. With reference to the Board's Standing Order No. XXXVII. of 1864, I have the honor to enclose a certificate (to be returned,) of refund of Stamp Duty granted by the Judge of the Court of Small Causes, Cantonment, Mount, dated 6th November 1868, from which it will be observed that the case alluded to therein was dismissed on the 30th July 1868 ; but the certificate was not granted until the former date. The certificate was, therefore, not presented for payment until after the prescribed time, (namely, three months,) had expired.

2. The Judge explains the cause of delay in granting the certificate in his letter, dated 3rd instant, copy of which is herein enclosed.

3. I therefore request that you will be good enough to obtain the sanction of the Board for the refund.

ENCLOSURE No. 1.

From the Judge of the Small Cause Court, Mount, to the Deputy Collector in charge of Treasury, Sydapet, dated Saint Thomas' Mount, 3rd December 1868, No. 55.

With reference to your Memorandum, No. 227, dated 7th November 1868, the undersigned has the honor to inform that the delay in granting the Stamp Refund Certificate, in Suit No. 140, of 1868 was partly by the party not having applied earlier, and partly by an oversight in the office.

2. Under these circumstances, it is requested that half of the Stamp Duty, paid on the above plaint, may be refunded to the party applied for.

3. The Stamp Refund Certificate is herewith, returned, as requested.

(Signed) C. D. CLEMENTSON, Major,
Cantonment Judge of the Court of Small Causes.

(True Copy.)

(Signed) E. G. R. FANE,
Collector.

ENCLOSURE No. 2.—Certificate.

INASMUCH as the sum alluded to has not been *erroneously* credited to Government, and the refund thereof is not authorised by law, the Board have no power to give the sanction requested by the Collector.

2. They resolve, however, to submit the application for the favorable consideration of Government.

3. The applicant prays for the refund of half the Stamp Duty paid on the plaint in a Suit dismissed on the 30th July 1868, by the Cantonment Court of Small Causes at Saint Thomas' Mount. The certificate for the refund ought to have been presented within three months, but was not granted till the 30th November, "partly by an oversight" on the part of the Court.

Proceedings of the Madras Government, Revenue Department, 4th March 1869.

No. 85. ORDER THEREON, 4th March 1869, No. 555.

Separate Revenue, No. 4.
Stamps.

1. The refund of Stamp Duty, viz., Rupees (6) six is sanctioned.

2. Orders will be issued from the Judicial Department to prevent such delay in the issue of certificates for the refund of Stamp Duty, as is exhibited in the present case.

(True Extract.)

(Signed) R. A. DALYELL,
Acting Secretary to Government.

To the Board of Revenue.
„ the Accountant General.
„ the Judicial Department.

Exd. G. A. Turton.

REVENUE DEPARTMENT.

3/

No. 410

From Rr. of the Board of Revenue.

Dated 5th February 1869.

FOR ORDERS.

The Petitioners' account for Stamps supplied to the Small Cause Court, Chingleput, to be refunded.

Petitioners ought to have supplied the Stamps required in the Suit No. 140 of 1868 on the file of the Small Cause Court, Chingleput, on the requisition of the Court, but as the Petitioners have supplied the Stamps required in the Suit, their application may be granted.

Rr. of the Board of Revenue.

16.2.69

Court of {1869} Madras.

REVENUE.

To

THE BOARD OF REVENUE,

&c., &c., &c.

Dated March, 4th.

Recd. *Read.*

G. O., 4th March 1869, No. 555.

MARCH.

Nos. 84-85.

Stamp Duty.—Refund of the amount recommended by the Board of Revenue, in Suit No. 140, in the Court of Small Causes at St. Thomas' Mount, sanctioned. Judicial Department to issue orders to prevent delay in the grant of certificates for similar refunds.

Revenue Department

No. 655.

Proceedings of the Madras Government
Under date the 4th ~~February~~ March 1869. –

Read the following
Pro. of the Board of Revenue.

Refund of Stamp duty – on a plaint in Contonment Court of Small Causes at Saint Thomas's Mount Madras District, – Application of Collector for sanction for; submitted for favorable consideration of Government.

(R. & O. 5th Feby 1869. No. 801.)

The refund of Stamp duty viz Rs. (6) Six is sanctioned. –

2. Orders will be issued from the Judicial Department to prevent such delay in the issue of certificates for the refund of Stamp duty as the present case shows. The signatures on the Certificates is wholly illegible, and this

this would please be
noticed in Stat. Depart-
ment.

16 Copies Lithe Rep. Peacemaker Case.
6 " " Asst. Genl.
6 " Jud. Dept.

Sgd. E. Boll