M.R.O. 14-5,650—22-10-25.

# MADRAS RECORD OFFICE.

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## Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 593 Press ~~Mis~~

182. 183

Dated 9—3—1867

***Not to be folded or roughly handled***

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*Proceedings of the Madras Government, Revenue Department, 9th March 1867.*

Read the following papers:—

No. 181. Proceedings of the Board of Revenue, dated 9th February 1867, No. 801.

Read the following letter from the Collector of Coimbatore, to the Secretary to the Board of Revenue, dated 10th January 1867, No. 9.

1. With reference to the accompanying copy of letter from the Acting Special Assistant Collector of Ootacamund, dated 15th ultimo, No. 467, I request to be favored with the orders of the Board as to whether the indulgence allowed to Messrs. Money and Wauchope in Government Order of 4th October 1866, No. 2,652, communicated in the Board's Proceedings of the 8th idem, may be extended to the case of Mr. Claude Vincent.

2. The Title Deed issued to Mr. Claude Vincent is that alluded to in the correspondence noted in the margin, and was not registered under the provisions of the Registration Act. It was only in March 1866 that the registration of such Deeds was declared to be imperative.—*Vide* copy of opinion of the Acting Advocate General, embodied in the Board's Proceedings of the 19th March 1866, No. 1,923.

To Board, 3rd April 1865, No. 54.
Board's Procs., 11th April 1865, No. 1,926.
Do. do. 2nd May ,, ,, 2,197.

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From the Acting Special Assistant Collector, Ootacamund, to the Acting Collector of Coimbatore, dated Ootacamund, 15th December 1866, No. 467.

1. I have the honor to bring the following statement, made to me by Mr. H. DeFacien, to your notice, and to request that you will inform me if Government is prepared to sanction, in cases of a similar nature, the indulgence lately extended to Mr. Money, in the affair of the purchase of the Deva shola property.

2. Mr. H. DeFacien states that he purchased, on the 16th March 1863, at the Government sale at Ootacamund, for Mr. Claude Vincent, a piece of land measuring forty-five acres, for the sum of Rupees 1,310. The Title Deed was dated the 18th March 1865, and was the first issued under the Waste Land Rules. It was delivered to Mr. DeFacien between the 10th and 15th of May following, but, through ignorance of the necessity of registering it, he omitted to do so within the time allowed for that operation.

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1. Submitted to Government for favorable consideration.

2. With reference to Proceedings of Government, dated 4th October 1866, No. 2,652, the Board recommend that the indulgence granted to Messrs. Money and Wauchope, be extended to Mr. Claude Vincent, there being no reason to doubt the plea of ignorance advanced by him, as the reason for non-registration of his Title Deeds.

3. As it is probable that many purchasers have neglected to register, and that, therefore, many applications similar to the present may be brought before the Board, Government may see fit to lay down a general ruling for such cases. In that event, the Board would recommend that it be stipulated that application be made within six months, and that the holder of the Deed shall satisfy Government that his title remains as it was when the Deed was issued.

4. With reference to his concluding remark, the Collector will be reminded that the obligation to register is not dependent on the opinion of the Advocate General, but on the Registration Act published in March 1864.

Referred to the Advocate General for his advice.

(Signed) W. HUDLESTON
*Secretary to Government.*

*27th February* 1867.

No. 182. From the Acting Government Solicitor, to the Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 4th March 1867, No. 105.

1. I have the honor to acknowledge the Order of Government noted in the margin, (and herewith returned,) requesting the Advocate General's advice on the course proposed by the Board of Revenue in their Proceedings of the 9th ultimo, No. 801, for rectifying certain flaw in Mr. Claude Vincent's title to the land at Ootacamund purchased by him from Government.

Dated 27th February 1867, and made on Proceedings of the Board of Revenue, dated 9th February 1867, No. 801, Revenue Department.

2. I have submitted the matter, with his opinion, in connection with Messrs. Money and Wauchope's title to the Devashola property, for the consideration of the Acting Advocate General; and I beg to inform you that he agrees with the recommendation of the Board of Revenue.

No. 183. ORDER THEREON, 9th March 1867, No. 593.

Miscellaneous.

The Government desire to know whether the Advocate General intends to approve the general rule proposed by the Board in paragraph 3 of their Proceedings, or only the arrangement suggested in Mr. Claude Vincent's case, of which the particulars have been furnished.

(True Extract.)

(Signed) W. HUDLESTON,
*Secretary to Government.*

To the Advocate General.
„ the Board of Revenue.

Exd. S. T. Augustin.

Pl. 593. N

The Govt desire to know whether the Advocate Genl intends to approve the general rule proposed by the Bd in para 3. of their Proc: or only the arrangement suggested in Mr. Claude Vincent's case of which the particulars have been furnished.

Advocate Genl Office 9th March 67.

Rec. 1867 Despatch
Rec. of Govt. for March
from the 590.
Acting Govt. Sec.
Madras

Judl.
Secy. to Govt. Revs. Fish.
Madras

Dated 4th March
Rec'd 5
No. 105

Communicates the course proposed by the Board of Revenue in their Rec. of the 4th ultimo No 801, for resuming certain plots in Mr. Claude Vincents Title to the land at Ootacamund, purchased by them from Govt.

Rec'd 6th March

Rec. No. 60-62
4-10-66

From the Acting Govt.
Dated 4th March 1867
No. 670

A. 181 @ 183