

Revenue (1897) Department.

MISCELLANEOUS SERIES.

G.O., No. 1641

DATED 21st March '97

[Despatch Abstract.]

Recording D^r agreeing with the Coll^r of
Salem that no application need be made to
the D^r Court for the appointment of a
guardian to manage the estate of the late
Mada Salih of Alva.

BACK PAPERS.

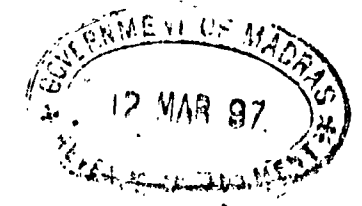
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Revenue (1897) Department.

CURRENT No. 2267



25/3/97
From The Board of Revenue,
Land Revenue Madras.
Order No. 1641426 March 97.

Recorded.

No. 874 Misc.

Dated 9th March 1897.

Received 12th

Registered 13th

Enclosures 2.

Spare copies

SUBJECT.

Agreeing with the Collector of Salem that no application need be made to the District Court for the appointment of a guardian to manage the estate of the late Madam Sahib of Aur.

Let
A.
24 March 97.

24/3/97

27/3/97

BACK PAPERS.

G.O.	No.	Department.	Date.
	3670		
	15-9-96		
	397		
	21-10-96		

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Salem Collector's Office,

10th August 1896.

Ref.No.991/Cur.

From

C.H.Mounsey, Esquire,

Ag. Collector & District Magistrate of Salem.

To

The Secretary to the Court of Wards,
Madras.



Sir,

I have the honor to report the following case -

I. By first wife Rahiman Bibi (Dead)
1. Abdur Razzag (son, 13 years)
2. Zynab Bibi (daughter, 9 years)

II. By 2nd wife Vazir Bibi (Dead)
1. Kathun Bibi (daughter, 17 years)
2. Kathija Bibi (Do 12 years)
3. Ghouse Saib (son, 10 years)
4. Khasim Saib (son, 8 years)

III. By 3rd wife, Husain Bibi (aged 25 years)
1. Zahra Bibi (daughter, 6 years)
2. Abdul Khudus (son, 2 years)

IV. By 4th wife Murtuza Begum (aged 23 years)
1. Raza Husain (son, 5 years)
2. Zulaika Bibi (daughter 3 years)
3. Kadir Mohidien (son, 6 months)

for the Court's Order.

2. One Madar Sahib, a resident of Alur, died on the 30th March last leaving behind him two widows and 11 children (6 males & 5 females) as shewn in the margin and the Genealogical tree submitted herewith. All the issues are Minors, the eldest male

issue being only 13 years old and the eldest daughter 17 years old. The widows and the daughters are gosha females.

3. The deceased is reported to have left behind him an Estate of the value of Rs. 72,000 consisting of Moveables & immoveables as detailed below:-

Money dealings	Rs. 30,000
Lands, houses & Indigo factories	Rs. 25,500
Cash, Jewels &c.	Rs. 16,500

Total Rs. 72,000

4. Shortly before his death, he petitioned the Collector requesting that his Estate, might be taken under the Court of Wards management in case of his demise and it has also been brought to notice that he has left behind him a will, herewith submitted, expressing his desire to place his estate under the management of the Court of Wards till one of his male issues comes of age. In the will he has described at length how his Estate is to be managed by the Court of Wards after him.

5. ^{Nabi} One Sahib, a District Board Member, the divided brother of the deceased was examined by the Tahsildar and he states that the eldest daughter of the deceased has married his (Nabi Sahib's) son, that the deceased left the key of the room containing the property on the deceased's premises in her hands, but that though she is the Custodian of the keys he, (Nabi Sahib) is for the time being looking after the affairs of his deceased brother and has made arrangement for the safe custody of all the property.

6. The estate is not one held on Zemindari tenure. The lands of the deceased are held on ryotwari tenure and their total assessment amounts to only about 200 Rs., though the value of these lands together with the houses and the indigo factories is considerable. The deceased has stated in the will that the Court of Wards should continue his business (Indigo factories), that the Court's gumastah should be paid only Rs. 15 per mensem and not more, and that the gumastah should be changed once in 2 years. It is doubtful whether the Court will allow such restrictions to be placed on its powers of management or whether it will continue his business as Indigo manufacturer. Further it appears that the deceased had money dealings to the extent of Rs. 30,000. The rate of interest usually obtained by money lenders ranges from 12 to 24 per cent but if the Court assumes management it will probably invest the money in Promissory notes yielding only $3\frac{1}{2}$ percent. The Court of Wards management will therefore be not so economical as private management in this case, and I therefore recommend that the Court of Wards may not assume the management of the deceased's Estate.

7. Should the Court approve of my recommendation, I solicit orders as to whether I, as the Collector of the District, should make an application to the District Court for the appointment of a guardian to the persons and the property of the deceased's children.

Under Act VIII of 1890. In this case I propose to request the Head Quarters Deputy Collector who is a Mohamadan graduate in arts & Law and Nabi Sahib brother of the deceased to nominate his name to the District Court.

I have the honor to be

Sir,

Your most obedient servant,

/Signed/ C.H. Mounsey.

Ag. Collector.

/True Copy/

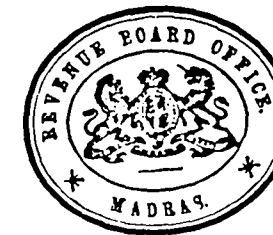
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18 MAR 1897

Asst Secretary.

Id. P. H.

x/est



Proceedings of the Board of Revenue
(Land Revenue).

No. 3554 Misc. dated 22nd. September 1896.

Field Government Order, Revenue Department No. 3390 --
Misc. dated 15th September 1896.

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Resolution.

Communicated to the Collector of Salem.

2. He is requested to take action as proposed in para
3 of his letter No. 391 dated 14th August 1896.

(True Extract)

The Collector of Salem with bill ret'd.

(sd) P.C.C. Carr.

Secretary.

(True Copy)

K. S. Wamkani

11 MAR. 1897

Asstt. Secretary.

189 .
Board of Revenue
(Land Revenue),
MADRAS.

To

True copy of Board's Proceedings
No. 4354 Misc. dated 22nd. Sept. 1896.

Subject.

27th February 1897.

From

C.H.Motsway Esq.

Sg. Collector of Salem.

To

The Secretary to the Commissioners of Land Revenue
Madras.

Sir,

Adverting to para 2 of Board's Proceedings No.4354 Misc.dated 22nd September 1896, I have the honor to state that on receipt of - the Board's Proceedings I called upon the Head Quarters Deputy Collector to nominate a guardian or guardians for the persons and the property of the minors in view to making the necessary application to the District Court. The fathers of the two deceased wives Bahi--
wan Bibi and Vazir Bibi of the deceased Madar ~~Bibi~~ Sahib, his surviving two widows, viz. Hussain Bibi and Murthuza Begum and also his grown up children unanimously deposed before the Head Quarters Dy. Collector that Nabi Sahib, the brother of the deceased Madar Sahib should be appointed guardian. Nabi Sahib did not consent to be the guardian under the "Guardian and Wards Act 1890" as it would throw much responsibility on him. He however stated that he was willing - to manage the affairs of the deceased's estates if the natural guardians of the minors and the majors of the deceased's family were - to apply to the District Court for an heirship certificate and appoint him as their agent for managing the affairs of all, which the Dy. Collector ~~also~~ ^{says they are going to do shortly. The Deputy Collector also} says that Nabi Sahib is a man of tact & --- skill of organisation and will manage the estate properly. Under these circumstances I am of opinion that no application need be made to the District Court, as proposed. I await the Board's orders.

I have &c.

I have &ca.
(sd) C.H. Mounsey.
Ag. Collector.

(True Copy)

Reelan
Secretary.

O.B.

[Signature]

[Faint vertical text]

[Faint handwritten text]

27th February 1897.

From

C.H.Moffney Esq.

Dy. Collector of Salem.

To

The Secretary to the Commissioners of Land Revenue
Madras.

Sir,

Adverting to para 2 of Board's Proceedings No. 4354 Misc. dated 22nd. September 1896, I have the honor to state that on receipt of - the Board's Proceedings I called upon the Head Quarters Deputy Collector to nominate a guardian or guardians for the persons and the property of the minors in view to making the necessary application to the District Court. The fathers of the two deceased, wives Nabi--man Bibi and Vazir Bibi of the deceased Madar ~~Bibi~~ Sahib, his surviving two widows, viz. Hussain Bibi and Marthiza Begum and also his grown up children unanimously deposed before the Head Quarters Dy. Collector that Nabi Sahib, the brother of the deceased Madar Sahib should be appointed guardian. Nabi Sahib did not consent to be the guardian under the "Guardian and Wards Act 1890" as it would throw much responsibility on him. He however stated that he was willing - to manage the affairs of the deceased estates if the natural guardians of the minors and the majors of the deceased's family were - to apply to the District Court for an heirship certificate and appoint him as their Agent for managing the affairs of all, which the Dy. Collector ~~also~~ ^{says they are going to do shortly. The Deputy Collector also} says that Nabi Sahib is a man of tact & skill of organisation and will manage the estate properly. Under these circumstances I am of opinion that no application need be made to the District Court, as proposed. I audit the Board's orders.

I have &c.



Proceedings of the Board of Revenue
(Land Revenue).

No. 874 Misc. dated 9th March 1897.

Read letter from C.H. Mounsey Esq., Collector of --
Salem to the Secretary to the Commissioners of Land Revenue Madras,
Ref. No. 51-Cmr. dated 27th February 1897.

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Resolution.

The Board agrees with the Collector of Salem.

2. A copy of these Proceedings will be submitted for --
the information of Government with reference to para 3 of Board's --
Proceedings, No. 5971 Misc. dated 29th August 1896.

(True Extract)

Reelin
Secretary.

10.

The Collector of Salem.

The Secretary to Govt. P.D. with a copy of Board's Proceedings No. 4354

dated 22.9.1896.

and of Collector's letter

189 .
Board of Revenue
(Land Revenue),
MADRAS.

To

Subject.

When given for copying _____
When copied _____ } 189
When examined _____
When signed _____

READ AGAIN G.O., No. _____ DATED _____
189

CURRENT No. _____

ENCLOSURES TO C. No. _____

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENTS WITH DITTO

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
B = Not to be copied.
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