

# Revenue (189<sup>th</sup>) Department.

ROUTINE SERIES.

G.O., No. 2245

DATED 4<sup>th</sup> Dec 1897

[Despatch Abstract.]

INFORMING Gajapati Narayana, late  
of Lakkurajin Village, Sattimappalli Taluk, Kistna  
District, that, under section 23 of Madras Act III of 1895, as amended by Act II of 1897, no appeal lies  
to Government.

# BACK PAPERS.

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0 4,000-12-7-47.

Revenue (1897) Department.

CURRENT No. 10243

From

Gorlapati Morasayya of  
Lakkoraji Gorlapadu  
Kattinapalle Taluk  
Kistna Dist.

No.

Order

Dated 28.12.47

Received 26.1.48

Registered 29.1.48

Enclosures 9

Spare copies.

SUBJECT.

Praying for the post of  
curram of Lakkoraji Gorlapadu.

9.1.48  
50-11-57

BACK PAPERS.

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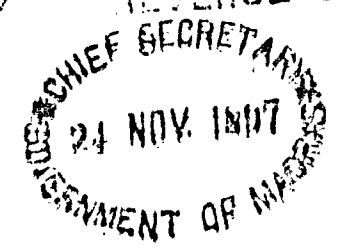
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PETITION

33.6

REVENUE DEPT.



To His Excellency the  
 Governor in Council  
 of Madras  
 The humble appeal of  
 Lakkappa Gopal Rao  
 Sattur Taluk  
 Christian District  
 Madras  
 That the appellants most  
 humbly and submissively  
 request that the appellants  
 may be allowed to appeal to  
 your Excellency with all  
 technical and other important  
 points with a full hope  
 that your Excellency will  
 be pleased and merciful  
 to interfere with the orders  
 of the Lower Courts in  
 your appellants case  
 such as are generally  
 brought under Regulation  
 1831 and disposed of  
 under the same.  
 As the same case has been  
 continuing still, act III of 1895

2  
should not be applied to it  
under act II of 1897.

3. In both the collector &  
Board are wrong in  
applying act III of 1895 to  
your appellants case; and  
refusing to interfere with  
the order of the Sub collector.

4. To submit briefly of the  
appellants case, your  
appellant brought a  
summary suit in 1887.

Questioning the partition order.

5. The suit was dismissed  
by the Sub collector.

6. Then the appeal was  
made to the Collector, who  
set aside the Sub collector  
decision, and gave the  
appointment to your  
appellant (vide his pro-  
fession enclosed).

7. In comparing the respec-  
tive claims of your  
appellant and his opponent  
the Collector found your  
appellants claims superior  
(vide the same).

8. An appeal was made  
to Board by the Respondent.

9. The Board, in reversing  
the Collector's order, gave  
the Respondent three

3  
months time to adopt a  
boy.

10. Under this order a  
motion was made to the  
Sub collector by Respondent.

11. Then Sub collector declined  
to comply with the request  
of Respondent saying

clearly that the adoption  
seems open to objection.

It will not be recognized  
unless established in a  
Civil Court. (Vide the Sub

Collector's order herein  
enclosed). Hereby it is

thus clear that  
the Sub collector ordered  
Respondent to get the

adoption verified in a  
Competent Civil Court.

12. Finding quite objection-  
able to the order made

13. Then the Respondent made  
appeal to the Collector  
who cancelled the Sub-

Collector's appointment  
to the so called  
adopted boy, and ordered  
your appellant (i.e. the

initiates <sup>4</sup> ~~here~~ on (which is  
the wording of the order) to  
bring a suit to set aside  
the adoption (vide the Col-  
lector's order herein enclosed).  
13. The legal inference or  
presumption proceeding  
from this order would be  
4 that your appellant  
has to get back his post  
(i.e. the one in question)  
when the adoption is found  
invalid by a Civil Court.  
14. The adoption in dispute  
was questioned in the  
Quarter District Court  
Court, and found invalid  
(vide the public copy of  
the judgment of the  
said Court herein en-  
closed).  
15. Now under the Collector's  
order above mentioned in  
para 12 & 13 the appellant  
has to get back his post.  
16. Accordingly, your  
apparent intention that  
Collector to grant him  
the post - ousting this son  
called Minor boy (Virargha-  
vulu).

17. The Collector in virtue of  
the Civil Court decree  
removed Virargharulu  
from the post and directed  
the Subcollector to fill up  
the vacancy as he likes.  
18. To bring in this connection  
to your excellency's notice  
the Respondent Vaikatalabba  
- mma did, before the  
Collector passed order  
stating that  
19. The Subcollector gave  
the appointment of a stranger  
Tulloor Sannidhan Rayudu  
who is not in any way  
entitled to the post.  
20. The order mentioned in  
para 17 is quite opposed  
to law and justice. The  
Collector ought to have  
given me the post back  
when the adoption of Vir-  
argharulu was found  
and decided by a Com-  
petent Court as invalid.

said when the said Viraraghavulu was posted in accordance to the late Collector's order mentioned in paras 12 & 13. It is quite unjust to fulfil one condition of the order and leave the other unsatisfied. One condition of the order is to remove the minor Curram Viraraghavulu when his adoption was decided invalid & illegal. This was done. The other is to restore the appellant to his Curram (Vede para 13). But this was not done. Against this order the appellant begs to appeal to your excellency.

21. The orders and decisions beginning para 5 to para 20 are each as are the continuation of the summary suit brought by the appellant for the Curram in question in 1887 under Regulation VII of 1831. They are further such as ought to be governed by the said regulation but

not by the act III of 1895. 22. It is clearly stated in act II of 1895 and the latest G.O. passed on the subject that the cases brought under Regulation VII of 1831 should be disposed of according to the principles of the same regulation. 23. The appellant has therefor got the best professional advice to the point in question as mentioned above and he has been recommended for the post by two Sahasildars, viz. H. S. Menche Lingayya & S. V. Venkata Narasimharao who found him competent to hold the post. And also in the Collector's order mentioned in para 17, the last part of his order runs to the effect that the appellant's case also might be considered along with that of other applicants and

that he was referred to  
 the Subcollector for orders  
 24. In spite of all the reasons  
 standing in his favour,  
 the post has been given  
 to a stranger, who has not  
 got even the least shadow  
 of any claim to the post  
 in question.

25. For all the foregoing  
 reasons, the appellant  
 humbly prays that  
 your excellency will be  
 pleased & merciful to set  
 aside the lower court's  
 orders and grant him  
 the Courtikan of Lakka  
 - raja Garlapadu Sattina  
 pallatalu, Kistna District  
 acotung, Purnadhana  
 Rajawade.

For such an act of  
 mercy, he begs to remain  
 at your excellency's most  
 obedient & humble  
 servant.

28-10-97

Government of Madras.

Read no. 10240 of 97

REVENUE DEPARTMENT.

Endorsement No. R. 22452/14 Dec 97

Justice 4/12/97

The petitioner is informed that no appeal lies  
 to Government under Section 23 (1) of Madras  
 Act III of 1895, as amended by  
 Act II of 1897.

(By Order.)  
 (C.C.)

Under-Secretary to Government.

FORT ST. GEORGE,  
 1897

To the pet.  
 with encl.

Note This is a petition re-  
 garding a karnam  
 office in the Kistna district

Let all this be sent  
 to the pet.  
 with encl.

28-7-12-97

28-10-97