Revenue (1891) Department.

ROUTINE SERIES.

G.O., No. 2306

DATED 13 Decr.

[Despatch Abstract.]

Informing Govt. Financial Resn. - Calr Dk.

Gunnastah alias Catlin, Bellary Dt. that the Govt. declined to interfere in the behalf in G.O. 6878/16-[illegible]-97 & that the enclosures to his appln were returned to the Govt. of Rw.

BACK PAPERS.

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

FURTHER PAPERS.

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

O
18 4,000—19-7-97.

Revenue (1897) Department.

CURRENT No.

DR
13/12

Kik

From

W. Terumal Rao
Late Talukdar Gumastah of
Adoni Taluk
Bellary Dist.

Order R. 2306 & 13 Dec 97

The petr is informed that the Govt declined to interfere in his behalf in its order No 4878 of 16.9.97 and that the enclosures which accompanied his appeal petition were returned to the Board of Revenue.

No. 1 A.

Dated 1 Dec.

Received 7 "

Registered 8 "

Enclosures/

Spare copies.

Mr 11.12.97

SUBJECT.

Submitting, with reference to Encl: No. 1126R 12-6-97, a duplicate copy of his petition praying for restoration

To the petr. DS. 14-12-97

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9/12.

K 9
DR 11.

BACK PAPERS.

G.O.	No.	Department.	Date
Cis	7132/97	Rg	4878816887
Go	11258	12-6-97	Rev.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

"Duplicate"

To,

His Excellency the Right Honorable the Governor in Council Fort St. George, Madras.

The Humble Memorial of V. Tirumalrao late Taluk Gumasta of Adur Taluk Bellary District,

Most Respectfully Showeth:-

1. That this is an appeal against the order of the Board of Revenue contained in their Proceedings No. 662 Rev. dated 20th February 97 (Copy of which is furnished only on 11.5.97) declining to interfere in behalf of the Memorialist only depending on and entirely pressed upon by the Collector's Report dis. No. 161 9/9th January 1897 which was made through prejudice and anger caused in the mind of the Collector by Huzur Sheristadar who was instigated by P. Subbaraya Modliar, the permanent Tahsildar of Adur who was on a year's leave at Bellary.

2. That the Memorialist begs to

to submit that by the 3 re-
-marks made by the Board
of Revenue in its reference
d/ 17th December 96 to the
Collector for report (Vide B.R.
No 662 d/ 20th February 97)
it is quite clear that the
Board had a favourable
opinion towards the petition
which was only twisted or
withdrawn by the report of
the Collector (Vide Collector's
Report dis No 161 d/ 9th
January 97)

3. As a brief history of
the Memorialist's case will
be found sufficiently ex-
-plained in his appeal peti-
-tions both to the Collector
and the Board (Copies of which
are herewith submitted for
his excellency's kind perus-
-al and return) Memorialist
does not desire to tire his
excellency's patience by
recapitulating the said
History of the case. In
dismissing the Memorialist's
appeal to the Board of Revenue
the Board have not furnished

The

the Memorialist with reasons
except the usual reasons that
it declines to interfere in be-
-half of the Memorialist and
that therefore Memorialist re-
-gards that he cannot in this
appeal point out for his ex-
-cellency's consideration the
sheer injustice that was
done to him in this case
by confirming the order of the
Collector which as his excel-
-lency will find, on a kind
perusal of the appeal petition
to the Board and of the fol-
-lowing paragraphs, is both
opposed to the peculiar facts
of the case and to justice and
equity.

4. That the Memorialist
begs to submit that by his
Excellency's kind perusal
and full consideration of
paras 2, 3 & 4 of the appeal
petition to the Board, His
Excellency will come to a
conclusion that the Memorialist
is an innocent creature

5. That also by His excellency's
kind perusal & full consideration

7

of paras 5, 6 and 8 specially
7 of the said appeal petition,
His Excellency will be fully
convinced that the Cover in
question is genuine.

6. That the late Sub Post
master of Alur had deposed
that he had actually received
the Cover in question and had
given it to the Village Postman
for delivery after having taxed
postage on the cover and
having brought it to ac-
-count office Account on
the 8th April 1895 last from
the pressure of work & other
causes forgot to bring it
to Sub-office Account. It
is not known whether the
Sub Postmaster had com-
-mitted this Annotate by
oversight or he was entitled
liable of misappropriating
the Insuring charges of the Covers
posted in his office. The
latter point will be proved,
the Memorialist thinks, if
the Postal books kept in
the Taluk office and the postal
accounts of his time are
compared
Compared with each other.
It is therefore very unfair
and improper to make the
Memorialist suffer either
for his (Sub. P. Master's) neglect
of duty or for his fraud (mis-
-appropriation of Government
property) if any committed
by him.

8. That the Village Post-
man had stated that he had
~~declined~~ delivered the Cover
in question to the party after
collecting the Insuring Charges
from him and had taken
his (party's) signature in
his Beat book. Then what
more is wanting to prove
the genuiness of the Cover
in question. In fact all
the people of the Postal de-
-partment from the Superin-
-tendent to the Village Postman
downwards had admitted
that the Cover is genuine.
The only thing the Collector
had in view was that the
party who received the Cover
did not confess that he had
given it to the Memorialist.

Of

of course he would not confess it lest he would criminate himself by his confession as he had corrected the dates at the foot of the copy of the Judgment filed in his appeal to the Deputy Registrate of Adoni Division.

9. That the Memorialist also submits to his Excellency that the very Deputy Collector who had dismissed the Memorialist had reported favourably when the appeal petition to the Collr was referred to him for usual report, all the people of the Postal Department from the Superintendent to the Village Postman downwards had confessed the genuineness of the cover in question and the Board had at first a favourable opinion towards the petitioner (which was only withdrawn by the Collector's prejudiced and angry report as stated above dis No. 161 / 9.1.97) all these and other circumstances will convince His Excellency that the Memorialist is innocent and that he has been most unfairly and improperly punished with dismissal merely on unfounded and unreasonable presumption of the Collector.

9. It will thus be seen that the Memorialist could in no way be held responsible for the fraud, if any, committed, as it could not be committed without some conspiracy hatched and carried out deliberately since the entry has been made in one of his accounts exclusively by the Sub-Post master. He (Sub-Postmaster) knows full well that there was very little risk of immediate exposure. Moreover he would not for the same reasons be listened to the man for such a infamous design.

10 Hence the Memorialist most respectfully urges that

that the facts as they stand do not throw a shadow of suspicion on him and every thing points to the conclusion that he could have had nothing to do in the matter. Further it is against all principles of justice & Equity to dismiss a public Servant on mere unfounded suspicions.

11. That it is very unfair and improper that the Memorialist a Public Servant of more than 19 years standing, who has passed almost all the Tests required for Judiciary Duties Viz. Persian Writing & Cipher, Translation Test Lower & Revenue Test Lower with Account Code should be dismissed in the absence of any legal evidence and that any less degree of Standard of proof should be considered to be sufficient for depriving him of his post than that which may be required to convict him for criminal charge of forgery. It must be conceded that there is no such evidence existing in the present case. It is really a great hardship for the poor Memorialist to be thus summarily turned out of office in his 41st year and this especially when there has been no qualifides of any kind or no attempt at embezzlement or misappropriation. The Memorialist therefore most respectfully prays that his Excellency will after of a kind and full perusal of this Memorial and other papers connected with it, be graciously pleased to take into consideration the circumstances of the case, send for the entire records & peruse the same and exercise the prerogatives of mercy which is vested in

in his excellency by ~
directing his restoration to
his humble post of Taluk
Punsuta after cancelling
the order of dismissal
made through prejudiced
and anger as mentioned
above.

The Memorialist begs to
submit the following stamps
for his excellency's
kind perusal & return.

1. B. P. No 662 Dis. d/20.2.97.
2. Collector's Proceedings Dis No $\frac{2443}{6.7.96}$
3. Collector's C. P. No 875 d/3.8.96
4. Draft appeal petition to the Collector
5. Asst Tahsildar's Dis 2138 d/20.8.96
6. }
7. } Collector's Office Copy Regd No $\frac{51}{5.8.96}$ $\frac{72}{9.9.96}$ & $\frac{79}{22.9.96}$
8. }
9. Letter Bearing cover addressed to C. K. Krishnappa
charged 3 as for sample writing of the Sub Asst Tahsildar
10. do do do
11. Petitioner's Cover } Samples showing that the original
12. Two Covers addressed to a pleader } persons previous covers.

13.7.97.

The Memorialist begs to remain
His Highness most Obedient
servant
M. Perumal Chetty
Late Punsuta Asst Tahsildar

PETITION

No 6064

REVENUE DEPT

CHIEF SECRETARY
4 DEC 1897
GOVERNMENT OF MADRAS

To
The Chief Secretary
to His Highness
The Governor in Council
Ft. Saint George
Madras.

Most Honored Sir,

In obedience to His Highness order & endorsement No. 1126 R 12.6.97

I am submitting the duplicate Copy of my appeal petition to His Highness, I most humbly and respectfully beg to submit that I have submitted the "Original" on 13.7.97 through the Collector of Bellary to be forwarded to His Highness. But I do not know if it has been forwarded or not. However I respectfully beg that His Highness will be pleased as to issue early and favourable orders on the matter after sending for the entire records for His Highness kind perusal.

I beg to remain
Most Honored Sir,
Your most Obedient Servant
M. Perumal Chetty
Late Punsuta Asst Tahsildar

1.12.97