

Revenue (1897) Department.

MISCELLANEOUS SERIES.

G.O., No. 4935-6

DATED 20 Sept.

[Despatch Abstract.]

Forwarding to the G. I for transmission to the Secy of State
Memorial from Ghial Naick, Bellary Dt., appealing against an
order of the local Govt declining to admit him his claim to a
poligar pension.

This is what the clerk says

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
C No 49/98							

Revenue (189

) Department.

CURRENT No.

From

Obal Raik.
Poligar.
Bellary St.

No.

Dated 31st July 1897.

Received

Registered

Enclosures

Spare copies.

SUBJECT.

Submitting a memorial
for transmission to the
Secretary of State.

G.O.	No.	Department.	Date
	3971		3. 10. 86.
	2942		24. 7. 86.
	1741		6. 9. 84
	2970		31. 7. 84.
	332		11. 5. 84

G.O.	No.	Department.	Date.

1250

CHIEF SECRETARY'S
16 AUG. 1897
GOVERNMENT OF MADRAS

His Excellency the Governor-In-Council,

MADRAS.

Public No. 613. With reference to the Proceedings of the Madras Government, dated 17th May 1897 I humbly beg to forward herewith the Memorial and its accompaniments received from India Office through the Collector of Bellary for its submission to the Secretary of State of India as therein directed.

Dear friends in
the South

I beg to remain,
My Lord,
Your Lordship's most obedient servant,

W O R O O T G R O O D S O N E E T -
 1850
 Signed Walter Dink Poljan
of Germany

To be answered
as follows-

To Paligar Obalhoik
of Jaurahy

C/o Khosmama Petrarou Rou
Rouss Petta

Deer

This is what the black paper

C No 7136 of

The Hon^{ble} Mr J. Giese C.I.E.
His Excellency the Governor.

Go. Misc. no 4935 of 1st 1907
Ordered to
the memorial be forwarded
to the Govt of India for
transmission to the Right
Hon^{ble} the Secretary of
State and that the mem
orialist be informed ac
cordingly.

from Rev. S. S. S.
10/9/97

10/9/97
To the memorialist

10/9/97

(with memorial & its inclos)
10/9

La
transmission
of Rev.
that the
Lappa
mappi
Letter no 4936 d/20 Sept 1907
To
the Secretary to the Govt of
India
Rev: and Agri: Dept.

Sir,
I am directed to for
ward for transmission to
the Right Hon^{ble} the Secre
tary of State for India
the accompanying memo
rial from one Obal Naich
of Bellary in which he

This is what the clerk has

vals against an order
his Govt declining to
nit. his claim to be a
so hereditary poligar
ension of Rs 492-3-4
annum enjoyed by one
enamma who died in 1893.

The facts of the
Case are as follows:-
In lieu of the lands and
privileges formerly enjoyed
the Poligars of Jarimala.

the Bellary District, which
presumed by Govt.
ension of Rs 1575 was
anted in 1802 and it was
oyed by three branches
of the Poligar family re-
presented by three brothers,
Bommul Naick, Mallikar.
Jun Naick and Suala Naick.
in three shares of Rs 590-10-4.
Rs 492-3-4 and Rs 492-3-4

Respectively. Siddamma
(or Siddeappa) Naick, the only
Son of Suala Naick of the
third branch having gone
over to the second branch
by virtue of his adoption
by Mallikarjun Naick and

8/6/94 P.

Information in column 4 of
Statement No 60 of 1892
11 Oct 1892

column 8 of statement 1892
in 1892 1892 E.
6-2-94

Please see the Genealogical
Tree at the end of the
Note!
1894
8-2-94

Service rendered in
Emc No 676 of 1892
11/10/92

Emc 755-
24/11/20.
1892 Y

Govt. in the earlier order sent to
Lame Lto that these twins had been
adopted!!

1899/10
Emc 1136
24/10/93

the latter's pension, the
allowance drawn by
Naick was continued
widow Kistamma.
pa Naick had two sons
(twins) Ramappa and
Lakshmuappa by his
wife and a son
Harappa Hanamappa and
a daughter named Ven-
ma by his second
On the death of
Naick's widow, Kistamma
in 1843, the Board of Revenue
Represented to Govt that the
two sons of Naick
Naick, namely Ramappa
and Lakshmuappa had
been ^{given over to and brought up by} ~~adopted~~ the deceased
as her own ^{children} ~~sons~~ and that
the other members of the
family who had a claim
to her pension had consented
to its continuance in the
names of the twins. There
upon the Govt ordered the
Registry of the pension en-
joyed by the third branch
in the names of Ramappa
and Lakshmuappa, the

This is what the Ellichpur

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18
18

22-
24-
When Siddappa Naik
he had been adopted into
the Second branch died
in 1844, the Board of
Revenue recommended the
continuance of his pension
in the name of his second
wife's son, Hanumappa
Naik and made no mention
of his first wife's sons,
Ramappa and Lakshappa.
Apparently because they
had been adopted into
the third branch and suc-
ceeded to the allowance
drawn by ~~the~~ Simala Naik's
widow. The Govt sanc-
tioned the Board's recom-
mendation and on Hanu-
mappa's death ^{in 1855} ordered the
registry of his pension in
the name of his mother,
Chidambaramma.
On the latter's death in
1857 the question arose
as to who should succeed
to her allowance. The ^{then} additional
Sub. Collector held that as inasmuch
as the three branches of the

x 8 m.c. 7000 11.7.44
f 6000 D

8 m.c. 5000 11.5.55
f 6000 H

Column 8.
Column 5
f 6000 E

2 m.c. 187
5.2.60
f 6000 P

Go 3328/11.5.54
f 6000 C2

family had been divided and
twin sons of Siddappa Naik
had been ad into the
third branch the claims of
as well as of ~~those~~ the descen-
ants of the first branch to
pension enjoyed by the deceased
^{Chidambaramma}
~~Venkammamma~~ were inadmissible
and that the pension should
be continued to her daughter
Venkamma. The Board of
Revenue as well as this Govt
Concurred in the above view and
the pension was ^{accordingly} ordered to be
registered in Venkamma's name.
When this woman died in
1893, the Govt sanctioned the
continuance of her allowance
to her two sons Sesheppa Naik
and Siddappa Naik. There-
upon, the Memorialist, who
is the son of Lakshappa,
one of the twins adopted by
the widow of Simala Naik of
the third branch, and who is
admittedly in receipt of a portion
of the allowance allotted to that
branch, claimed the allowance
enjoyed by the deceased Ven-
kamma on the ground that

the legal descendant
the second branch represents
Mallikarjun Naick, and
that the claims of his father
Lakshmappa were overlooked
when the pension assigned to
the second branch was continued
to Chidambaramma in 1843
and to Venkamma in 1850.

The Govt. however, ^{in its order dated the 31st July 1894 no 2970,} pointed out

to the Memorialist that his
father's claims were considered
on both the occasions
referred to and disallowed
because both he and his brother
Ramappa had been adopted
into Simala Naick's branch,
and that the memorialist's
claim to be recognised as the
proper heir to Mallikarjun
Naick's branch could not be
entertained.

On August 1895, the Memo-
rialist presented another peti-
tion to this Govt in which he
urged that his father was
not adopted ^{into} Simala Naick's
family, that the local authorities
had committed a mistake
in reporting that the two
brothers

Go No 3535
2-9-95

Some mark

(A) Some

that it had resulted in the
memorialist getting a portion of
Simala Naick's share in the
pension

Go No 2942
24-7-95 of Govt R.

brothers Ramappa & Lak-
pa were adopted by
Naick's widow and that
Simultaneous adoption of
two sons, even if had taken
place, was invalid under
the Hindu Law. The Govt.
however, declined to modify
the orders already passed in
the case, on the ground that
although the adoption was
of doubtful legality, it
^{the adoption had been} was recognised and acted
upon on two occasions once
in 1843 and again in 1850
and that the question ^{could} should
not be allowed to be re-
^{so long after the last decision in 1860} opened at this distance
of time. In June
5/ In January 1896, the
Memorialist requested this
Govt to transmit a Memo-
rial which he had addressed
to the Govt of India but it
was withheld under Rule
3(10) Section III of the
Memorial rules for want of
a satisfactory explanation
of the delay of ~~more~~ nearly
two years which the Memo-

is the legal descendant
the

allowed to occur.

(b) subsequently he ^{sent on his appeal} ~~presented~~
a petition direct to the Govt of
India, with the result that
the latter in their order
O to P 3607 dated the 21st Sep.
1-28
October 1896 declined to
interfere with the order
of this Govt withholding
his memorial.

6/ March last, the
memorialist addressed an
appeal direct to the
Secretary of State for
India but as it was
returned to him for

re-submission thro^t the
proper channel. ^{by his last memo} he has
he has requested Govt to forward it according
again come up to this Govt
with the request that it

may be forwarded to the
Secretary of State in India
under the existing rules,
this Govt has no power
to withhold the memorial.

I am ^{desirous} to forward it to
the Govt of India
for transmission to the
Authority to whom it is
addressed and to add
that

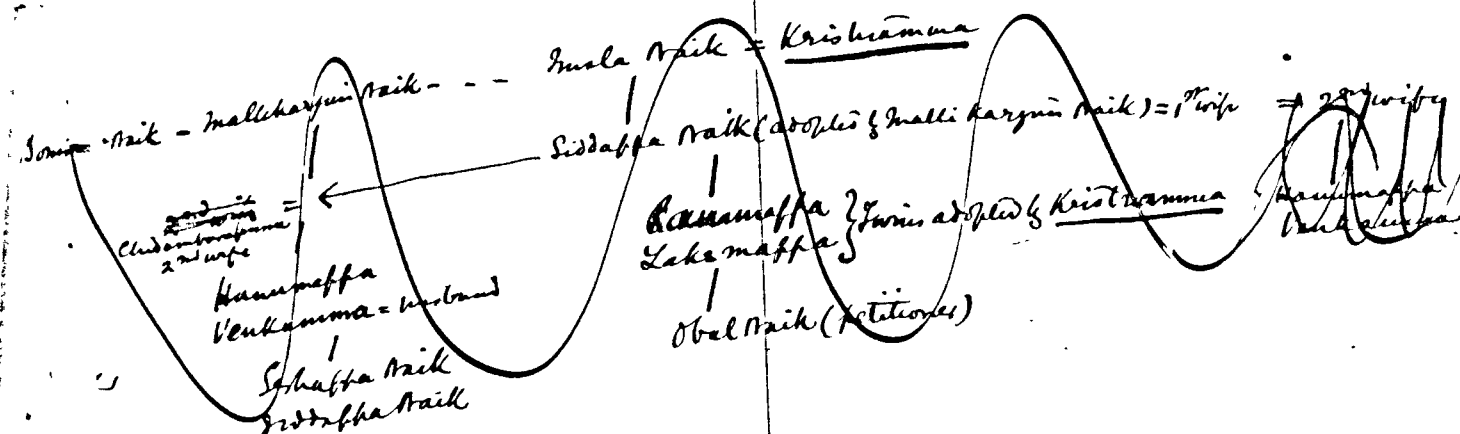
filed 1.

filed 3 & 4 of Govt

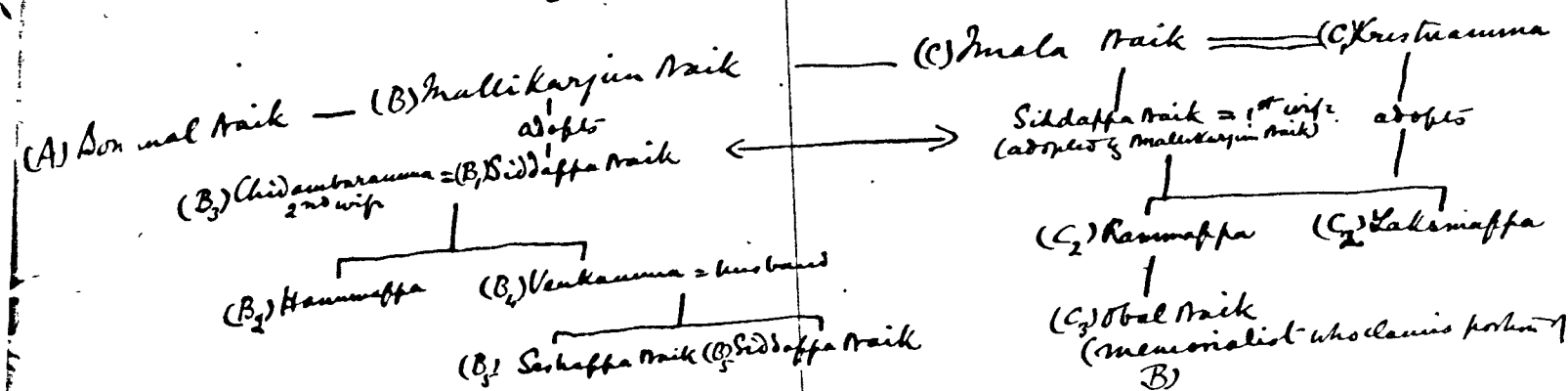
filed 4

that His Excellency the
Governor in Council has
no recommendation to
make on behalf of the
Memorialist.

Ulls
8-4-97



Genealogical Tree



Explanatory Note:-

(B.) Mallikarjun Naik's person (B)
descended to
Siddappa Naik his brother-in-law whom he adopted (B₁)
from the latter to
Hanumappa Naik, his son & a 2nd wife Chidambaramma (B₂)
from Hanumappa to
Chidambaramma his mother (B₃)
from her, to
Venkamma her daughter (B₄)
& from her to
Sashappa & Siddappa her sons (B₅) the present holder.

(C) Inula Naik's person (C)
went to
Krishnamma his widow (C₁)
from her, to
Ramesappa & Lakshappa sons of Inula Naik & son of Siddappa
Naik & his first wife and adopted by Krishnamma (C₂)
& thence to petitioner who was also part of B.

Ulls
8-4-97

Ulls
8-4-97

the
the

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183

READ AGAIN G.O., No
DATED

KEEP N.

ENCLOSURE TO C.

LETTER OF GOVERNMENT

LETTER OF GOVERNMENT.

SENT WITH DITTO.

FILED UP, BRING MEANT FOR DESPATCH
IN ORIGINAL

A A A A A A A

S.E.—
A = Copy in full.
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