

Revenue (1897) Department.

PRESS SERIES.

G.O., No. 591-2

DATED 19th July 1897

[Despatch Abstract.]

Proviso to Rule 3 of the Agriculturists' Loans Act.

Approving and Sanq. the Board's recommendation to relax the — during the continuance of the present distress in order to admit of loans being granted to owners or occupiers of arable land who are in arrears for land revenue, and addressing the Govt. of India to sanction this deviation from the established rules.

Letter to the Govt. of India on the above subject.

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.

The Hon. Secy to Govt

CURRENT No.



From The Board of Revenue
Revenue Settlement, Land
Records and Agriculture
Madras.

Order (P.N. 5918)

17/7/97
19th July 1897

The recommendation in para
1 of the B.P. above is approved
and sanctioned. The Govt has
already sanctioned the grant of
loans under the Rules.

No. 4982 Mis

Dated 6th July 1897

Received

Registered

Enclosures

Spare copies

2. Ordered that the following
letter be despatched to the
Govt of India

SUBJECT.

Loans.

Passing orders on the
letter from the collector
of Ganjam regarding
the grant of — under the
Agriculturists' Loans Act
for seed grain and relief
of distress in the District

The Finance Commissioner

Letter No. 592

The Secretary to the Govt of India

Rev & Agric. Dept.

mod
2/7

2/7/97

Recd
21/7/97

Sir,

BACK PAPERS.

G.O.	No.	Department.	Date.
B.P.	421	lett	8-6-97
12	565-66		13-5-83
	104-704 A		8-2-86
JL			

FURTHER PAPERS

G.O.	No.	Department.	Date.

Under the proviso to rule 3 of the rules for the grant of loans for purposes other than relief of distress; no loan can be granted to any owner or occupier of arable land who is in arrears for land revenue or for any loan made to him under the Land Improvement Loans Act or under the rules referred to above, except under the special order of the Collector made in his own hand and recording with full reason his grounds for granting the same. It has been reported by the Board of Revenue that, for the present season of scarcity, it is necessary to relax the above rule as land Revenue, the collection of which has been suspended pending final orders about remissions, will technically appear as "arrears" in the current account and as such ~~will~~ ^{will} ~~debar~~ ^{debar} the grant of these loans. The Government has accordingly approved ^{the Board's suggestion} ~~its suggestion~~ to hold the above rule in abeyance during the continuance of ^{the present} distress and I am to request the sanction of the Govt of India to this ~~extension~~ deviation from the sanctioned rules.

Shree Meharaj

Note

11/6/11

50/2

Telegram to Board
"B. P 4982 July 6.
Recommendation para 1
sanctioned"

Recd
19/7/97

Note. Deviation from the sanctioned rules without legal authority is generally dangerous, as ~~the general public~~ ^{the general public} and interested parties may be prejudiced thereby and the Courts will not, in consequence, recognize the summary processes authorized by law for the recovery of the loans. For instance in the case of notices for the abolition of which we asked for the sanction of India a few days ago, the abolition may prejudice parties interested in the land and must be ~~rectified~~ ^{rectified} before it is given effect to. In the present case the only party that can possibly be prejudiced is the Government and there is no harm in keeping the rule in abeyance without previous sanction and notification.

rs
15-7-97



110

Proceedings of the Board of Revenue
(Revenue Settlement, Land Records and Agriculture),

Dated 6th July 1897.

No. 4982 Mis.

READ..... The following letter from The Special
Tahsildar Berhampur to The Senior
Assistant Collector Ganjam dated
16th June 1897.

I respectfully beg to
submit the following for orders.

2. In the rules framed under the Agriculturists Loans Act, it is directed that no loans should be given to any applicant who is in arrear of land Revenue. I submit that this direction may be relaxed in the present season as almost all applicants are

in

in arrears of Revenue of the current Fasli. The hist-bandi of the current Fasli being over all revenue that is due is an arrear. The season being adverse the ryots could not pay assessments and I dare say that in many cases they will be granted remission.

3. The period of repayment in the case of loans for seed grain is only one year. I submit that considering the present state of things this may be relaxed to two years. The ryots having recovered from severe adversity will have many demands upon their harvest. This fact requires little comment and I request that this may be duly considered.

Read also the following endorsement from the Senior Assistant Collector Gangan. Thereon.

Copy

Copy submitted to the collector of Gangan for orders.

2. There are no papers in my office on the subject of these loans, and I am consequently not quite clear as to the course to be pursued.

3. It appears to me that the points noted by the Special Tahsildar will be completely met if the loans are treated as "B" loans which are intended to be resorted to when the existence of distress has been recognised by the local Government as in this district at present.

4. The fact that arrears of Revenue have not been paid is not a bar to "B" loan; and the maximum time of repayment is three years. These loans are surely admissible for the purchase of seed grain. The sum which

which may be given is too large to represent mere subsistence money.

5. If then the Special Tahsildar is to deal both with the still comparatively well-to-do and with the needy classes I would suggest that he may use his discretion in treating loans as "A" or "B". If he is only to deal with the well-to-do classes I see no need to alter the rules as to "A" class loans.

And Read also. The following endorsement, from the collector of Ganjam, thereon dated 22nd June 1897 R.E. No. $\frac{1592}{7}$ of 97:-

Submitted to The Commissioner of Revenue Settlement Land Records and Agriculture for favour of orders.

2. I consider that during the present season the rule

rule regarding persons who are in arrears of revenue (for Fashi 1306 only) may be relaxed. All uncollected items are now technically 'arrears'. Jamabandi is not likely to be completed for some time and until that is over it will not be known in detail what remissions have been granted and then items will remain 'arrears' in the current account.

3. An allotment of Rs 40,000 on account of advances of seed grain has been made but no sum has been specifically allotted for the 'relief of distress' for which "B" loans are granted.

4. I do not think it necessary that the advances for seed grain should be made repayable in two years instead of

Rs. $\frac{441}{3697}$ Fin.
(75 A).

of one. With a good crop the advance could be repaid.

5. A general order is solicited as otherwise separate orders have to be passed by the collector in each case. In the mean time permission has been given to grant such advances to needy ryots who are in arrears of revenue for the current Fash only in anticipation of sanction.

Resolution

The Board agrees with the collector that the rule that no loan shall be given to persons who are in arrears of 'Land Revenue' should be relaxed during the present season. The sanction of Government will be requested for this relaxation of the proviso

under

under rule 3 of the rules for the grant of loans for purposes other than relief of distress.

2. With reference to para 3 of his endorsement read above the collector will be informed that as 'relief of distress' is one of the purposes for which loans may be granted under the Agriculturists' Loans Act, no specific allotment need be made; that loans for this purpose can be advanced under the orders communicated Board's Proceedings No. 421 dated 8th June 1897. but that as the question of granting such loans has been referred for the orders of Government in a separate proceedings, no such loan should be granted pending its order on the reference.

for 553 (73B).
10.7.97

3. The Board agrees with the collector that there is no need to allow a longer period than one year for the repayment of advances made for the purchase of seed grain; but if after the lapse of that period the collector should consider that the time should be extended he may submit the question for the orders of the Board.

(True copy and Extract)

R. V. Srinivasan
Secretary

To the Secretary to Government
Revenue Department
Collector of Ganjourn

Government (1897) of Madras.
REVENUE.

Recd.

Enclosures

Regd.

1897.

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G.O., No. 591, 19th July 1897.

JULY.

Proviso to Rule 3 of the Agriculturists' Loans Act.

Approving and sanctioning the Board's recommendation to relax the — during the continuance of the present distress in order to admit of loans being granted to owners or occupiers of arable land who are in arrears for land revenue, and addressing the Government of India to sanction this deviation from the established rules.

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

Read—the following Proceedings of the Board of Revenue (Revenue Settlement, Land Records and Agriculture), dated 6th July 1897, Mis. No. 4982:—

Read—the following letter from the Special Tahsildar, Berhampur, to the Senior Assistant Collector, Ganjam, dated 16th June 1897:—

I respectfully beg to submit the following for orders.

2. In the rules framed under the Agriculturists' Loans Act, it is directed that no loans should be given to any applicant who is in arrear of land revenue. I submit that this direction may be relaxed in the present season as almost all applicants are in arrears of revenue of the current fasli. The kistbandi of the current fasli being over, all revenue that is due is an arrear. The season being adverse, the ryots could not pay assessment, and I dare say that in many cases they will be granted remission.

3. The period of repayment in the case of loans for seed-grain is only one year. I submit that, considering the present state of things, this may be relaxed to two years. The ryots, having recovered from severe adversity, will have many demands upon their harvest. This fact requires little comment, and I request that this may be duly considered.

Read—also the following endorsement from the Senior Assistant Collector, Ganjam:—

Copy submitted to the Collector of Ganjam for orders.

2. There are no papers in my office on the subject of these loans, and I am consequently not quite clear as to the course to be pursued.

3. It appears to me that the points noted by the Special Tahsildar will be completely met if the loans are treated as "B" loans which are intended to be resorted to when the existence of distress has been recognised by the Local Government as in this district at present.

4. The fact that arrears of revenue have not been paid is not a bar to "B" loan; and the maximum time of repayment is three years. These loans are surely admissible for the purchase of seed-grain; the sum which may be given is too large to represent mere subsistence money.

5. If then the Special Tahsildar is to deal both with the still comparatively well-to-do and with the needy classes, I would suggest that he may use his discretion in treating loans as "A" or "B." If he is only to deal with the well-to-do classes, I see no need to alter the rules as to "A" class loans.

Read—also the following endorsement from the Collector of Ganjam, dated 22nd June 1897, R. C. No. 1592-F.:—

Submitted to the Commissioner of Revenue Settlement, Land Records and Agriculture, for favour of orders.

2. I consider that during the present season the rule regarding persons who are in arrears of revenue (for fasli 1306 only) may be relaxed. All uncollected items are now technically "arrears." Jamabandi is not likely to be completed for some time, and until that is over it will not be known in detail what remissions have been granted and these items will remain "arrears" in the account.

3. An allotment of Rs. 40,000 on account of advances of seed-grain has been made, but no sum has been specifically allotted as yet for the "relief of distress" for which "B" loans are granted.

4. I do not think it necessary that the advances for seed-grain should be made repayable in two years instead of one. With a good crop the advance could be repaid.

5. A general order is solicited, as otherwise separate orders have to be passed by the Collector in each case. In the mean time permission has been given to grant such advances to needy ryots who are in arrears of revenue for the current fasli only in anticipation of sanction.

Resolution—dated 6th July 1897, Mis. No. 4982.

The Board agrees with the Collector that the rule that no loan shall be given to persons who are in arrears of "Land Revenue" should be relaxed during the present season. The sanction of Government will be requested for this relaxation of the proviso under rule 3 of the rules for the grant of loans for purposes other than relief of distress.

2. With reference to paragraph 3 of his endorsement read above the Collector will be informed that as "Relief of distress" is one of the purposes for which loans may be granted under the Agriculturists' Loans Act, no specific allotment need be made; that loans for this purpose can be advanced under the orders communicated in Board's Proceedings, dated 8th June 1897, No. 421; but that, as the question of granting such loans has been referred for the orders of Government in a separate proceedings, no such loan should be granted pending its order on the reference.

3. The Board agrees with the Collector that there is no need to allow a longer period than one year for the repayment of advances made for the purchase of seed-grain; but if, after the lapse of that period, the Collector should consider that the time should be extended, he may submit the question for the orders of the Board.

(True Copy and Extract.)

(Signed) R. V. SRINIVASIAH,
Secretary.

To the Secretary to Government, Revenue Department.
" Collector of Ganjam.

ORDER—No. 591, Revenue, dated 19th July 1897.

Miscellaneous.

The recommendation in paragraph 1 of the Board's Proceedings read above is approved and sanctioned. The Government has already sanctioned the grant of loans under the B rules.

2. Ordered that the following letter be despatched to the Government of India.

(True Extract.)

(Signed) G. STOKES,
Ag. Secretary to Government.

To the Famine Commissioner.

Exd. Shaik Kerim.

50 Copies.

1897.

REVENUE AND AGRICULTURAL DEPARTMENT.

From

The Government of Fort St. George.

Recd.

Enclosures

Regd.

1897.

Spare copies

Letter, No. 592, 19th July 1897.

JULY.

REQUESTING the Government of India to sanction the relaxation of the proviso to Rule 3 of the Agriculturists' Loans Act, during the continuance of the present distress, in order that loans may be granted to owners or occupiers of arable land who are in arrears for land revenue.

REVENUE DEPARTMENT.

From

THE HONOURABLE MR. G. STOKES, I.C.S.,
Ag. Secretary to the Government of Madras,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
REVENUE AND AGRICULTURAL DEPARTMENT,

Dated Ootacamund, 19th July 1897.

SIR,

Under the proviso to rule 3 of the "Rules for the grant of loans for purposes other than relief of distress," no loan can be granted to any owner or occupier of arable land who is in arrears for land revenue except under the special order

Miscellaneous.

of the Collector made in his own hand, and recording, with full reason, his grounds for granting the same. It has been reported by the Board of Revenue that, in the present season of scarcity, it is necessary to relax the above rule as land revenue, the collection of which has been suspended pending final orders about remissions, will technically appear as arrears in the current account, and as such will debar the grant of these loans. The Government has accordingly approved the Board's suggestion to hold the above rule in abeyance during the continuance of the present distress, and I am to request the sanction of the Government of India to this deviation from the sanctioned rules.

I have the honour to be,

Sir,

Your most obedient servant,

(Signed) G. STOKES,

Ag. Secretary to Government.

Exd. Shaik Karim.

50 Copies.