Revenue (1897) Department.

ROUTINE SERIES.

G.O., No. 630

DATED 25th March 97

[Despatch Abstract.]

INFORMING Chidambara Pillai, late Kannan, of Thirunedalam Village, Madura Taluk, Madura District, that, under section 23 of Madras Act III of 1895, as amended by Act of 1897, no appeal lies to Government.

BACK PAPERS.

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

FURTHER PAPERS.

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

[Pub. 29]
1,000—28-10-96.

Rev.

~~Public~~ (189) Department.

8477

CURRENT No. 3700

GOVERNMENT OF MADRAS
20 NOV 96
REVENUE DEPARTMENT

lie over 1st 24/11/96.

From Chidambara Pillai of Thiruvedagam Mesungalam Madura Dt & Dt.

Order

No.

Dated 7th
Received 20 } XI—96.
Registered 21
Enclosures
Spare copies

SUBJECT. W.P.

Praying for favourable orders in his case.

Regd 23/11

BACK PAPERS.

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

FURTHER PAPERS.

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

BACK PAPERS.

G.O.	No.	Department.	Date.
Civ.	4999/96.		

FURTHER PAPERS.

G.O.	No.	Department.	Date.

C.O. 4999/96.

The peti. repeats what he states in his former petition and adds that the delay in his presenting an appeal to Govt. against the Board's order was due to his poverty. He submitted his appeal to Govt. on the 7th July last and although 4 months have elapsed since then no orders have been issued as yet. He therefore prays that the records in his case may be perused and that the Karnam office in question may be conferred on him.

C.O.
18.11.96.

PETITION
OFFICE OF SECRETARY* SYSTEM
10-NOV. 1896
DOCUMENT OF MAGISTRATE
0882
CRIMINAL DEPT.
CRIMINAL NO 376

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[illegible] க்காரருடைய சுதந்திரத்தை [illegible] கிரிக்கா
[illegible] டுகள் புதுவையும் பார்வையாட்டு 1894ம் நவம்பர் மீ 5உ
[illegible] 7-3-1894ல் பிரான்ஸ்யூர் மோராட்டு ஆர்டர்ப்படி [illegible]
[illegible] கவர்னர் [illegible]
[illegible] மேலே [illegible] தான் [illegible]
[illegible] செய்தார்கள் —

(5) அப்படியே [illegible] தார் கவர்னர் அவர்களிடம் 1894ம் வருஷம் [illegible]
[illegible] 7-ம் [illegible] கொண்ட [illegible] பேரில் [illegible]
[illegible] காரனாட்டுகளில் வலிய [illegible] காதலையே
[illegible] கொண்டு [illegible]
[illegible] செய்தும் கவர்னர் [illegible] சிரஸ்தார்
[illegible] செய்து கொண்டும் [illegible]
[illegible] முதலான
[illegible] 1805ம் நவம்பர் மீ 20உ [illegible]
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[illegible] உக்குநாமாவை
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[illegible] கவர்னர் அவர்கள் [illegible]
[illegible] உக்குநாமாவைப் [illegible] சொன்ன [illegible]
[illegible] கவர்னர் அவர்கள் [illegible] பட்டது

(6) [illegible] செய்த [illegible] மாநாட்டுகளையும்
[illegible] கள் [illegible]
[illegible] செய்த
[illegible] கொடுத்த [illegible]
[illegible] 1895ம் மார்ச்சு மீ 16உ [illegible] பிரான்ஸ்யூர் மோ
[illegible] கொண்டு [illegible]
1153ல் செய்து கொண்ட [illegible]
[illegible] மோராட்டாரவர்கள் [illegible] 7-3-1894ல் செய்த ஆர்
[illegible] காரனாட்டுகளை [illegible]
[illegible]
[illegible] கவர்னர் அவர்கள் செய்த
[illegible]
செய்ததைத் [illegible] உக்குநாமாவை [illegible]
[illegible] உக்குநாமா 1805ம் நவம்பர் மீ 20உ [illegible]
[illegible] காரனாட்டை
[illegible] கொடுத்து
[illegible] உக்குநாமாவை [illegible]
[illegible] பிரான்ஸ்யூர் மோராட்டாரவர்கள் [illegible]
[illegible] செய்ததை [illegible]
[illegible] செய்து 1895ம் [illegible]
[illegible] காரனாட்டுகள் புதுவையும் [illegible]
செய்ததை [illegible]
[illegible] காரனாட்டுகளை [illegible]
இருக்கிறார்கள் —

(7) [illegible] காரனாட்டுகள் புதுவையும் [illegible]

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(11) [illegible]

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ஏதேனுமொன்று இனிமேலும் கெவுனமெண்டாரவர்களுக்கு மாட்டுவென்
செய்துகொள்ள காரியமிதில் என்று இனிமேலும் காத்தாமிச
ப்பட்டு இருந்து வாட்டேன்

(8) கெவுனமெண்டாரவர்களுடைய கொடிப்பரக்கிறது நிசமென்று
இருக்குமானால் கலெக்டர்துரையவர்கள் சொன்ன 1805ம்
நவம்பர்மாதமேயாக்கு குடுத்தப்பட்ட உத்தரமாவைப்பற்றியும் திவா
னிபூர் போராட்டாரவர்கள் பேசகாரர் கலெக்டர்துரையவர்கள்
செய்ததைசரித்தாமெனலுதிரப்படுத்தி இருக்கிறதைப்பற்றியும் கெ
வுனமெண்டாரவர்களுக்கு இந்த நிக்காரட்டுகள் - 27யும் சாகவாக
டுலங்கள் - 12யும் பரிதிவாதி கொடுத்த செட்டு மென்னையும் அசல
யமுக் திர்மானங்களையும் வசேசு அப்பாயுக் திர்மானங்களையும்
கெவுனமெண்டாரவர்களுடைய சமுகத்துக்கு அனுப்பியிருக்கிறேன்

(9) கெவுனமெண்டாரவர்கள் ஏதையான் பேரிற் கிருமை செய்து 1805ம்
நவம்பர்மாதமே உயார் என்பாட்டன் பேரிற் திருவேயடைய நிருபித்து
ஜாதிமனுஷர்களைம் வேலைசி கொடுத்தப்படி இருக்கிற உத்தரமா
வை செவ்வையாக பார்வையிட்டு அந்த உத்தரமாவுந்த தேதியை
குறிப்பிட்டு மார்க்கெல் வருஷத்தில் 91 வருஷத்து நிக்காரட்டாகி
அதின்படி நிக்காரட்டு கெவுனமெண்டாருக்கு கொடுக்கப்ப
ட்டசயன்பு குறள்ளதஸ்தாவேசாக வேயிருக்கிறது -

(10) அந்த உத்தரமாவுக்கு சார்க்கார் நிக்காரட்டுகளில் கடந்தகன்கிரையாது
அந்த உத்தரமா மூனை நன்மையாக என்பாட்டன் ஏறந்தகப்ப
ன் இப்போது நான் அந்த நிக்காரட்டை வைத்து காப்பாத்தி
வைத்துக்கொண்டு வந்தோம். அப்படியாக கொடுத்த நி
க்காரட்டை கலெக்டர் துரையவர்களும் திவானிபூர் போ
ராட்டாரவர்களும் பேசகாரத்துசொல்ல இப்படிதைப்பற்
றியும் சர்க்கார்சயன் புகுவுள்ளதஸ்தாவேசாய் இருக்
கும்படி மார்க்கெல் 36 வருஷத்து குமேல்ப்பட்ட நிக்கார
ட்டுகளாயிருந்தால் கெவுனமெண்டாரவர்களுடைய அ
பிப்பிராயம் - திவானிபூர் போராட்டாரவர்களுடைய அபிப்பிராயம்
தள்ளத்தகாதென்று ரெகுலேசன் பாத்திருக்கிறது என்று நான்
நினைப்படுகிறேன் -

(11) மகாகனம் பொருந்திய கெவுனமெண்டாரவர்கள் ஏதையான்
பேரில் கிருபை செய்து ஆதி போடத்துக்காக
அசல்பாயம் வசேசு அப்பாயுக் திர்மானங்களையும் திவானி
பூர் போராட்டாரவர்கள் மேலும் வசாரணை செய்து தீர்மானம்
பண்ணி செய்திருக்கிற உத்திரவையும் 1212ம் பசலிக்கு தீர்
ந்தது தேதி வசாரணை புது தேசுக மன்னராக நான் நிருபி
த்த கிருமம் கன்னம் வேல் கிடைத்து பார்த்திருக்கிற நிக்காரட்
டுகளையும் அந்த அசல்பூதல் திவானிபூர் போராட்டு வரைந்தாக்கல்
செய்திருக்கிற தஸ்தாவேசு - 27யும் அந்த பரிதிவாதி கொடு
த்த செட்டு மென்னையும் அசல் வசாரணை செய்தசாக்ஷி

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CURRENT No.

Pet No 529

His Excellency the Governor in Council,

FORT SAINT GEORGE

MADRAS.

PETITION
529
REVENUE DEPT

The humble Memorial of Chithambaram Pillay son of Shithambaram Pillay residing in Tiruvedagam Nedungolam villages in Solavandan Division Madura Taluq and District.

Most Respectfully Sheweth:—

1. That your Lordship's memorialist during the revision of the village establishment in this District presented a petition stating that he is the grandson of Akilandum Pillay, the brother of seenee alias Chithumbaram Pillay, and the last holder of curnum Mirasu of Nedungulam Village in succession to his ancestors from fysal and prayed to restore the mirasu office to him but that his petition was summarily rejected in 1890 saying that one Moothoonayagom Pillay was appointed as curnum.

2. That the memorialist immediately filed the regulation suit No. 9 of 1891 on the file of the Deputy Collector on General duties Melur division Madura District for the recovery of the said Mirasu office and it was dismissed on the 21st November 1892; that during the duration of more than 1½ years several pleaders had to handle the case successively owing to the charge of 4 or 5 Deputy Collectors each of them had to sit upon this case in each stage by which the memorialist's case was greatly prejudiced and several documents material, did not find places on the record and that of course the Collector in revision case No. 12 of 1893 dismissed the appeal in or about July 1893.

3. That your memorialist submitted his appeal to the Honorable members of the Board of Revenue and that the said Board was pleased to remand, the case for retrial and fresh finding, to the Deputy Collector on the 9th March 1894, on the additional evidence documentary and oral.

4. That the said Deputy Collector retried the case admitting the additional documents and examining 5 witnesses more and found that his former decision was wrong, that the documents supported by the oral evidence proved the plaintiff's (memorialist's) case based upon a Hookoonnamah dated 20th November 1805 Exhibit H in respect of which he had in his first Judgment simply found; "Exhibit H is an old order dated 20th November "1805 portions of which are eaten away by insects, said to have been issued by the Collector "to Seenia Pillai. The document is therefore quite useless and it is impossible to make "out to whom it was issued" that in the revised Judgment the same Deputy Collector said "considering the evidence now adduced by Plaintiff there is reason for presuming "that the Hookoonnamah Exhibit H from which the addressee appears to have been holding "the Curnam offices of both Tiruvedagam and Nedungulam village was addressed to Plaintiff's "grand father Seenee alias Chithambaram Pillay in Exhibit K a Summons issued to

"Plaintiff's grand father who was a Defendant in O. S. No, 480 of 1844 on the file of the "District Munsif's Court of Tiruparangoondam he plaintiff's (Grand father) is called Seenee "alias Chithambaram Pillay, residing in Nedungulam". (Vide 7th para of the revised Judgment). That in the original Judgment the said Deputy Collector had further said "There is nothing to show how Seenee who succeeded the Fysaldar was related to him "(Fysaldar) nor how Seenee's successor was related to him (Seenee). "Exhibits D and E "are pieces of Cadjans which it is impossible to put together and read as intellegible "documents. They are said to be orders regarding the appointment of Plaintiff's father "who is said to be described as the son of Seenee (alias Chithambaram Pillay)" as the Curnum of "Tiruvedagam village" That in the revised Judgment Para 7 the said Deputy Collector affirmatively finds that Plaintiff's contention that Seenia Pillai was also called Chithambaram Pillay and that he was related to the Fysuldar is strongly supported by the oral evidence which gained additional strength and by Exhibits L to L2 shewing that the said documents D and E were orders issued in 1852, proving the name and descent of the Plaintiff's ancestors and decided the case in favor of Plaintiff settingforth other grounds also founded upon documentary evidence on the 5th October 1894.

5. That the Defendant then appealed to the Collector in Revision case No. 7 of 1894. His honor in his former Judgment in Revision case No. 12 of 1892 had said the following in consonance to the Deputy Collector's Original Judgment; "The oral evidence "is untrustworthy. The documentary evidence is not conclusive. Plaintiff has failed "to prove his descent from the Fysuldar, Exhibit V shows that Fysuldar had no heirs. It "is more than doubtful whether Seenia Pillay was related to the Fysuldar. In the Revision "order the Deputy Collector finds that there are no decendants of the Fysuldar. This was "not then questioned. The Deputy Collector's Judgment makes it clear that Plaintiff's "suit cannot stand. I dismiss the appeal" But that in the latter Judgment in Revision case No. 7 of 1894 his honor newly for the 1st time made observations that the said document H. might be suspecious ignoring the documents Exhibits D and E together with Exhibits L to L2 and reversed the said Deputy Collector's Revised Judgment entirely on on different grounds quite unfounded and unwarranted liable to be set at nought in the same manner as the observations made in his former Judgment in Revis on case No. 12 of 1892. That this Judgment was of course mechanically confirmed by the Honorable members of the Board of Revenue.

That this Petitioner most humbly submits to your Lordship in council the hard case of more than 6 years duration, wherein he was nonsuited on one set of grounds and observations which were one and all vetoed by the oral and documentary evidence exhaustively in the retrial, with result of the restoration of his claim and again nonsuited him on new imaginary grounds quite surprising viz Exhibit H might be suspecious and that Plaintiff's Grand father was not the Curnam of Nedungulam village the impropriety of which is clearly made out by the Deputy Collector's revised Judgment which is founded upon unrebuttable strong evidence, that in this case the memorialist takes the liberty of

pointing out that the impeachment, of the Exhibit H a public document of 1805 bearing the seal and signature of proper authority, without being able to reject it entirely is simply unjust and unequitous and that this memorialist is prepared to challange the same by fresh evidence now extant in the Collector's record to prove that such order was issued if an opportunity is allowed to him, that no doubt the engrossment of the said order is not uniform and systematic though on a single piece of paper, if it is written closely and crowded in one place which the Collector calls might be an alteration in the absence of any traces of original writing or even erasures or scratch much more so in regard to irregular lines especially the 15th line in the said order which is left unfinished in the middle and continued in the 16th line which is commenced from the middle just below it that the petitioner submits that this is due to the want of uniformity and system which existed at that time when British rule was scarcely introduced in this District, that thus if this Exhibit H is genuine document the Deputy Collector's Revised Judgment must stand and that it decrees for this memorialist, that this memorialist most submissively craves for compassion fully confiding in your Lordships' decision which is charactorized for mercy justice and equity.

That this poor Memorialist prays your Lordship in council to peruse all the records submitted herewith with a list and render justice.

For which act of mercy and justice the memorialist as in duty bound shall ever pray.

Madura
~~28th June~~ 1896.
7-7-1896

Read from
Jamabandi 12/8/96 MD

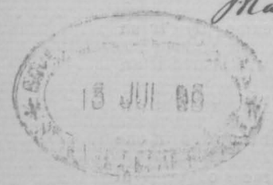
Revenue ~~Land~~ Dept

Current Number 4999

From

Chithambaram Pillai

Madura Taluq.



Dated 7. July
Recd 10. "
Regd 11. "
} 1896

Recd 13.7.96.

Subject.

Praying for the restoration
of his mirasi office to him

Circ. 4999/86.

G. Ormis

The Government [deleted] Sees Norcan
to interfere on the petitioner's
behalf.

List.

In the Petn.
with encs.

Enc 7.

X 8716-5-95

Enc 8.

Held. This is an appeal in respect of a Karman office and is prefaced [deleted] by a more than a year from the date of the Board's order. The Collector's Judgment contains a full statement of the facts of the case and the reasons for his decision, and in these the Board of Revenue concurs.

C.R.
12 aug. 96.

Cus. 4999/26.

Petition in respect of a
Kannam Office,
Madura DL.

This must stand
over under the last
Ld. pending amendment
& Act III of 1925.

MLA 14.8.26

Government of Madras.

Read cos 4999 and 8477 of 96

REVENUE DEPARTMENT.

Endorsement No. 630R 1/25-3-97

Rp 23/3/97

Note
The first petition
is dt 7-7-96.

CR.
24 Mar 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,
189 .

To the petr
With Encl.

Rec. 29-3-97

eftd 24/3/97.

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

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

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A	
LETTER OF GOVERNMENT								
STATEMENT WITH DITTO								
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.								

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.