

Revenue (189) Department.

MISCELLANEOUS SERIES.

G.O., No. 640

DATED 4th Feb. '97

[Despatch Abstract.]

Informing M. Perkatachellaipathiy Sijer, Salem,
that he should produce authenticated copies of the orders
passed in his case & submit a petⁿ bearing his sig-
nature in writing.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
1866/57							

Revenue (1897) Department.

CURRENT No. 899.

The command is not
Signed; pet's signature is
printed.

Secy

From Murari Venkatachellapathi
Sizar
Tahsil.

Order wise No. 640 dy 4th Feb. '97

The pet should

No.

produce authenticated copies
of the orders passed in his
case, & submit a pet ^{having} ~~on which~~
his signature ~~is written~~ in writing
~~not~~

Dated 25th January 1897

Received 28th

Registered 29th

Enclosures 4

Spare copies

The Pet No. 9-2-97

note

SUBJECT.

The above is the usual
Enol given when pet's do not
submit authenticated copies of
the orders passed by subordinate
authorities. In the present
case, ^{however,} the copy of the Dy Collector's
decision, as it is, seems to
clearly show that the pet has
no case

Stating that he has been
unjustly assessed to income
tax.

2-11-97

INCOME TAX.—Extract from Register 2 of Petitions of objection under Section 25 of Act II of 1886.

No.	Date of Petition.	Name and Residence of Petitioner with number in Register No. 1.	Purport of Petition.	Number of persons summoned under Sec. 28	Decision with grounds and date.	Date & manner (in person or by Post) of communication of decision	Remarks.	
1	2	3	4	5	6	7	8	
21	15-9-1896.	Murari Venkatachella- pathi Ayer, Salem. No. 61.	Stating that he has been assessed at Rs. 104-2-8 on an estimated Income of Rs. 4,000 that he got only a net Income of Rs 2,418-12-4 excluding all the reasonable expenses and rejecting that the tax may be reduced accordingly.		The Petitioner has been assessed Rs. 104-2-8 this year, on an estimated Income of Rs. 4,000 from the following sources :— Money dealings Rs. 1,000, Commission from Kora trade Rs. 1,000, Cloth trade and Bank Secretary Rs. 1,000, House rent and Press 1,000, Rs. 4,000. He states that his total Income from all these sources amounts to only Rs. 2,318, after deducting his expenses and produces some accounts in support of his allegation. The accounts appear to have been prepared for the purpose of producing them at the Income-tax enquiry and I attach no weight to them. It is well known that the Petitioner has many houses and shops in different parts of Salem and gets high rents for them. Besides the amount of Rs. 32,000 deposited by him in the three banks of Salem he has lent out more than Rs. 18,000 on exorbitant rates of interest. The Deputy Tahsildar of Salem Town after careful confidential enquiries reports that his Income will amount to Rs. 6,500 as detailed below. From House-rent (Net Income) Rs. 1,800, Kora Dalal Rs. 1,800, Money dealings including his Income as Bank Secretary Rs. 2,400, Press (Net Income) Rs. 500, Total Rs. 6,500, deducting from this amount Rs. 500 for the cost of his establishment and sundry expenses his net Income may fairly be estimated at Rs. 6,000, my confidential enquiries also go to show that his net Income will not be less than Rs. 6,000, a year. The Tahsildar's estimate is too low and I am of opinion that he did not make careful enquiries before submitting the list. I therefore enhance his tax to Rs. 156-4-0 on an estimated Income of Rs. 6,000 a year.		Order sent by Post on 2nd November 1896.	

31-10-96.

(Signed) S. M. V. WOOSMAN SAHIB,
Deputy Collector.

(True copy.)

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CHIEF SECRETARY
GOVERNMENT OF MADRAS
27 JAN - 1897

Recd for Mr. 25.1.97

BACK PAPERS.

Date.	Department.	No	G.O.

FURTHER PAPERS.

Date.	Department.	No	G.O.

(Signed) S. M. V. WOOSMAN SAHIB,
Deputy Collector.

31—10—96.

(True copy.)

Statement showing the net Income of Salem Municipality, for the year 1895 (April 1st) to March 31st 1896.



NO. III (a).

Handwritten signature: *Handwritten signature*

MONTHS.	INCOME.				EXPENDITURE.							REMARKS.
	1 Kora Trade.	2 Rent.	3 Interest.	4 Bank Reward.	Interest paid on debt taken by the Petitioner.	Contin- gency.	Building Repairs	Municipal Establishment.	Advance repaid.	Pro- fessional tax.		
1895.												
April ...	19 1 6	131 0 0	1013 3	...	5 6 0	8 0 6	0 4 0	...	3712 0	...	Total Income ... Rs. 3,036 13 5	
May ...	83 3 3	127 5 4	192 8 6	...	56 4 0	5 10 6	1 4 0	...	21 8 0	...	Total Expenditure ... " 828 2 11	
June ...	10511 0	100 6 3	18 9 0	...	...	6 2 6	...	...	16 8 0	1 4 0	NET INCOME... 2,208 10 6	
July... 1/2 ...	172 2 6	105 7 8	121 0 0	...	38 3 0	2 2 6	2 8 0	...	17 4 0	...	Press Income ... Rs. 210 1 10*	
August ...	24 7 3	137 4 7	15 0 3	12 0 0	...	18 15 11	...	...	1812 0	...	Total Income from all sources for the year April 1895 to March 31st 1896. } 2,418 12 4	
September ...	6113 0	11313 0	17 7 6	...	6 8 0	6 10 6	3312 6	4613 0	2412 0	...		
October ...	4014 6	110 9 7	13 0 0	...	2110 0	1 10 0	96 0 0	13 7 0	1312 0	...		
November ...	64 1 6	109 0 0	2514 314-5-96-6	...	2314 0	10 3 0	...	1913 0	1915 0	...		
December ...	73 8 0	106 1 4	2015 0	Bank Reward.	1610 0	...	3 3 0	4415 0	2412 0	4 14 0		
1896.												
January ...	91 3 9	83 6 0	14 5 3	35915 0	...	...	...	...	2712 0	...		
February ...	31 4 0	114 9 0	191111	...	...	3 2 6	...	5 6 0	1812 0	...		
March ...	5514 9	116 4 0	17 1 3	...	1 0 0	3 10 6	...	1413 0	2712 0	...		
Total ...	823 5 0	1355 3 3	486 6 2	37115 0	169 7 0	66 4 5	13615 6	145 3 0	269 3 0	6 2 0	35 0 0	

Total Income ... Rs. 3,036 13 5

Total Expenditure ... " 828 2 11

NET INCOME... 2,208 10 6

Press Income ... Rs. 210 1 10*

Total Income from all sources for the year April 1895 to March 31st 1896. } 2,418 12 4

* Details shown in statement No. III (b)

* Details shown in statement No. III (b)

I solemnly affirm that this statement is true and quite in accordance with the accounts and as far as is subject to my knowledge.

11th September 1896, SALEM.

MURARI VENKATACHELLAPATHY IYER.

Statement showing the Income and Expenditure of the Sowrastra Press, Salem,
for the year 1895 (April 1st) to 31st March 1896.

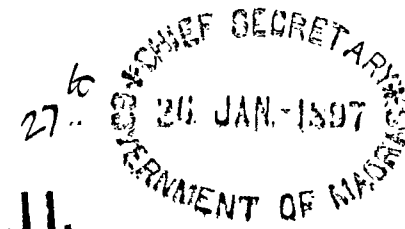
MONTHS.	INCOME.		EXPENDITURE.					REMARKS.
	Printing and Binding charges.	Sale of Court forms.	Contin- gency.	Binding	Postage	Estab- lishment.		
1895	21 0 6	0 11 0	3 10 9	...	...	24 0 0		
April ...	20 11 10	0 0 6	1 0 3	...	...	28 2 3		
May ...	80 9 10	1 0 3	3 2 4	...	...	27 14 6		
June ...	81 12 8	0 13 9	14 10 2	...	...	35 14 0		
July ...	58 3 4	0 10 3	5 13 11	...	...	39 0 0		
August ...	42 3 3	0 12 0	19 7 3	2 8 4	0 13 6	39 0 0		
September ...	132 0 1	0 5 0	18 0 4	3 0 11	0 7 0	40 11 9		
October ...	64 2 4	0 10 0	7 2 6	0 6 4	0 13 0	43 12 1		
November ...	65 7 2	0 3 6	13 15 1	...	0 13 0	39 4 11		
December ...	94 15 10	0 5 0	8 15 9	0 12 9	0 7 6	38 9 2		
1896.	164 6 4	0 6 0	0 5 6	1 14 5	0 8 3	42 5 4		
January ...	38 8 7	0 2 0	0 12 0	1 4 0	0 6 9	45 0 8		
February ...	864 1 9	5 15 3	96 15 10	9 14 9	4 5 0	443 10 8		
March ...								
Total...								

Total Income ... Rs. 870 1 0
 Total Expenditure ... Rs. 554 14 3
 Total share of the Income given to C. Manic-
 kam Mudaliar late Sub-Magistrate, 105 0 11
 Salem Town for management.
 NET INCOME ... Rs. 210 1 10

SALEM, }
 11th September 1896. }
 MURARI VENKATACHELLAPATHY IYER.

CHIEF SECRETARY
 28 JAN - 1896
 GOVERNMENT OF MADRAS
 28 JAN 97
 REVENUE DEPT.

No. 11.



No. 6696.

Order dated 8-12-96.

FROM

C. H. MOUNSEY Esq.,

Ag. Collector and District Magistrate of Salem.

Order on the petition dated 3rd December 1896 of Murari Venkata-challapathi Aiyer, requesting that his petition dated 16th November 1896 may be taken on file again and disposed of after hearing him.

The Acting Collector cannot, without an order of Government, restore this appeal to his file and he sees no necessity for making a reference.

R. B. WOOD,
For Ag. Collector.

(True copy.)

STATEMENT
No. III (b).

Recd for Ref. 28.1.97

EXHIBIT No. II.

PETITION
1084
REVENUE DEPT

27th 1897
CHIEF SECRETARY
26 JAN - 1897
GOVERNMENT OF MADRAS

To

His Excellency

Sir Arthur Clibank Habelock,

G. C. M. G., G. C. I. E.,

THE GOVERNOR IN COUNCIL,

Fort Saint George,

MADRAS.

*The humble Memorial of Murari Venkata-
chellapathy Iyer, Salem.*

Most Respectfully Sheweth:—

1. THAT your Excellency's humble Petitioner is a respectable resident at Salem, holding a very important position in Society, commanding great influence and respect from the public at large, and most submissively puts forth his grievances hereunder in obedience to the Collector's order (Exhibit No. II) passed on his request to review the Income tax appeal made to him, which was dismissed without hearing the Pleader (detained elsewhere on urgent work) on behalf of the Petitioner, who at least would have appeared in person, had he been informed of the date of hearing; and an affidavit to that effect (also filed herewith Exhibit No. IV) was put in by the Petitioner, who, approaches your Excellency, craving for justice.

2. That, on confidential enquiry from certain individuals who ought to have been either greatly prejudiced to the Petitioner or must necessarily be malicious or inimical to him, as natural in case of money dealers, (whose profession, the sooner invites many as friends, the sooner it converts them all as direct foes, owing to the intestine civil litigation,—the offspring of money transaction,) the Deputy Tahsildar of Salem Town, who, as usual, ought to have with him a band of "informants"—a term much abhorred, it being almost what "Sycophant" meant in old Greece,—whose words always ring in his ears with gospel truth, reported to the Deputy Collector, Salem, that the Petitioner gets an income of Rs. 6,000 per annum; and the latter thereon assessed on him an income tax of Rs. 104-2-8; whereat on his objection, it was enhanced to Rs. 156-4-0—most unjustly without any reason but what might have been suggested to him by his own independent view of the matter, without proper enquiry into all the evidence which the Petitioner was quite prompt to provide with, if required; and though his objection petition was accompanied with documentary evidence (consisting of Account books) which goes to fix his income definitely to Rs. 2418-12-4, yet it was not heeded for, in the least, for reasons stated in Col. 3 in the Extract from Register 2 of petitions of objections under Sec. 25 of Act II of 1886

Recd for reply - 28/1/97

—(Submitted herewith, Ex. No. I), in which the Deputy Collector's assertion—"The accounts appear to have been prepared for the purpose of producing at the Income-tax enquiry"—is highly damaging to the Petitioner, besides his dignified status in Society being ruined by such a slight mode in which he has been treated. Those registers (accounts referred to in the Deputy Collector's remarks, admissible as evidence under Sec. 34 of the Evidence Act), which have been discredited by the said officer and which were checked by his clerk to satisfy himself whether the Petitioner's statement of income, posted out of them, is true, are all maintained *in due course of business* by the Petitioner for the last four years. Those self-same registers during the hearings of Income-tax enquiry in the previous years, were produced by this very Petitioner before M. R. Ry. Narayanasawmy Aiyer, and Azizuddeen Sahib, the previous Deputy Collectors, of whom the former has initialled in them in token of his inspection, while at the same time the clerk also has attested with his initials in various parts of the same, and they were produced once even before Mr. G. Stokes the then Collector of the District. Those registers, of which one was filed in the District Munsiff's Court as evidence in a Civil suit and the Munsiff's seal affixed thereon, are the *only and chief accounts* preserved by the Petitioner, besides being the *defacto* documentary evidence in pursuing the debtors and forming the sole guidance of the whole transaction, and, such being the case, if the Dy: Collector's remarks regarding them, stand, as they are now, without being cared for, against all truth and justice, they not only invalidate their use by the Petitioner, but also they are apt to bring about serious loss both to the reputation and property of the Petitioner, who, as the most loyal subject bound by the ties of affection and obedience to your Excellency whose sympathy graces all indiscriminately, feels highly aggrieved, more for honesty and integrity than for the sole consideration of Income-tax.

3. That, while the Petitioner was waiting to prove by his account books, and any number of witnesses, and by whatever kind of evidence required and while he was very earnest to appear personally before the Deputy Collector, he, without enquiring him in open court has passed the decision (Filed herewith Exhibit No I) nor did he question him regarding the amount 6,000 Rs. reported by Deputy Tahsildar as the estimate of the Petitioner's income.

4. That, an appeal was presented, by the Petitioner's Pleader on the Deputy Collector's decision, to the District Collector who dismissed the appeal on no more safe and just grounds than on what his subordinate did, the Petitioner's Vakil having failed to represent his cause owing to his failure to appear on the date of hearing; whereon a revision petition was submitted on 3rd December 1896, to take back the appeal for which, the Collector's proceedings to the effect that he could not do so "*without an order from Government*"—vide Collector's order Exhibit No. II—was passed.

5. That the Petitioner, as found in the annexed statement, No. III, (a & b) has five sources of Income and five only and no more; and for each item he maintains separate registers—pages numbered, ruled and written up to date by gumastahs.

6. (a) That the Petitioner further adds that regarding his Income from money dealings (shown under heading 3 in statement—No. III a.), his real position

has not been, in the slightest degree, made out by your Excellency's humble servants; and though as found in the Deputy Tahsildar's report referred to, in the Exhibit No. 1 that the Petitioner's capital in money dealings is Rs. 18,000, (which the Petitioner never denies, but he even would dare to declare in accordance with his accounts, that his capital may even exceed to that amount), yet what he (the Petitioner) mourns as the mistaken notion, on which the Dy: Tahsildar and Deputy Collector are misdirected, is that he (the Petitioner) gets interest or income on *all the amount in transaction*.

(b) That of the various big amounts in transaction, owing to the reduced condition of his debtors (for instance,) (i) Kattuputhur Muthusawmy Gounder to whom Rs. 12,000 has been lent, (ii) C. Manicka Mudaliar (Rs. 2,500), Asanmya Sahib (Rs. 3000), the Petitioner has received no income—not even a pie out of the total amount 17,500 Rs. lent to them and from many more, (found in the registers)—except the Rs. 100 which the first named debtor has given on the whole amount offered to him.

(c) That there is glaring difference and true contradiction between the statement No. III (a and b), and the estimation of the authorities and that it is awful injustice, for there is no sufficient cause shown nor will it permit the Petitioner to keep quiet but seeking the aid of your Excellency.

7. That the Petitioner entreats your Excellency may be gracious enough to favour him with benign consideration to redress his two fold grievances—(I) That he had been unjustly assessed, the authorities having been prejudiced by diabolical falsehoods of some envious men named "informants" who are swarming everywhere in great numbers to sting such afflicted men as the Petitioner, and, in so doing, gain their own object by courting their friendship: (II) That the registers were regarded, in a manner, incurring serious loss both to his transaction and position in life.

8. That in view of removing the Petitioner's grievances, he beseeches your Excellency, to order for reviewing the appeal presented to the District Collector and probing into the validity of the accounts by scrutinizing them and by stretching full and earnest enquiry into the truth, exempt from the bias and prejudice of the few whose little knowledge is ever dangerous.

9. In so delegating the Collector to do justice to your Excellency's humble memorialist by coming to a fair conclusion, his profession can be pulled on or must be stopped, as it is, for fear the accounts be discredited by all likewise, and your Excellency is actually conferring a great boon on a loyal subject for which he prays for your Excellency's long life and prosperity.

SALEM,

Dated 25th January 1897.

MURARI VENKATACHELLAPATHY IYFR,

Petitioner.

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189.

HEAD AGAIN G.O., No. _____
189

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ORDER OF GOVERNMENT

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GOVERNMENT

STATEMENT WITH DUTTO

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