

Regular
Miscellaneous No.

of 189

No.

Year.

To whom given.

When taken out.

Revenue (1897) Department.

ROUTINE SERIES.

G.O., No. 739

DATED 8 April

[Despatch Abstract.]

Recording B. P. (L. R.) passing orders on letter from the
Forest Settlement officer, Malabar and So Canara,
reporting that in certain blocks in the latter Dist. the
date from which reservation is to take effect, has
preceded the publication of the date as laid
down under Sec^y 16 of the Madras Forest Act.

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.

CURRENT No. 2897.



From The Secretary to the
Commissioners of Land
Revenue

Order R N-7397 8 April 1897.

Recorded.

Forest No. 287 Mis

Dated 26 March 1897

Received 2nd April "

Registered 2nd "

Enclosures one.

Spare copies

SUBJECT.

Passing orders on letter from
the Forest Settlement Officer,
Malabar and South Canara Districts,
reporting that in certain blocks
in the latter district, the date
from which reservation is to take
effect, has preceded the
publication of the date as laid
down under sec 16 of the Madras

8/2/4/97 Forest Act.

BACK PAPERS.

G.O.	No.	Department.	Date.
	589 58 363		24.7.96.
	4150 mis		20.10.96.
	5982 mis		20.11.96.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Ref on C No. 249 of 97
7.5.6

Forest Settlement Office

Malabar and South Canara Districts

Calicut
Camp, Kollor, dated 10th March 97

From

H. S. Mullins Esq

Special Forest Settlement Officer

Malabar and South Canara Districts.

To

The Secretary to the Commissioners of Land Revenue
Forests, Madras

Sir

I have the honor to state that in certain blocks in the South Canara District the sec 16 notification has been published by Government in the Fort St George Gazette and the date from which Reservation is to take place has preceded the publication of the date for Reservation as laid down in that section.

I take the case of Block No. 57 Sarpanamane as an example. This block was published in the Fort St George Gazette dated 4th August 1896 page 929 notification no 369 and the date of Reservation was therein fixed to have effect from 31st October 1896

The publication of this notification in the Public buildings, villages &c of the Taluk and adjoining the Block was as follows

G.O. 363
24.7.96

1 Coondapore (Taluk Head Quarters)

1st January 1897

2 Jeddare village

Do. Do.

3 Kolloor Uttar Shiroor village

11th January 1897

4 Baidur village

28th February 1897

5 Paduware village

1st January 1897

I would request orders as to whether the date of Reservation holds good legally under these circumstances.

If not I will forward you a list of Reserves requiring re notification under section 16 the date of Reservation being altered so as to permit of due publicity being given to the fact that the land scheduled is to become a Reserve from the date so re notified

I have the honor to be

Sir

Your most obedient Servant

(Sd)

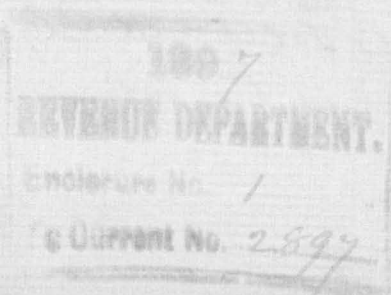
Henry S. Mullins

Special Forest Settlement Officer

Malabar and South Canara

(True Copy)

Receives
Secretary



Proceedings of the Board of Revenue

(Land Revenue),

Dated 26 March

1896.7

Forest No. 287

Miscellaneous.

Copy attached READ Letter from H. S. Mullins Esq, Special Forest Settlement Officer, Malabar and South Canara Districts, Ref on G. No. 249 of '97 dated 10th March 1897.
H.S.O.

Resolution

Section 16 of the Forest Act declares that the Governor in Council may publish a notification in the Fort St George Gazette "declaring a forest to be reserved from a date to be fixed by such notification". The Forest Settlement Officer has to republish the notification in the district "before the date so fixed", but the concluding sentence of the section says that "the forest shall be deemed to be a Reserved forest from the date so fixed", that is, from the date notified by government in the

Fort

Fort St George Gazette. The Board does not consider that the failure of the Forest Settlement Officer to publish the district copy of the notification before the date fixed by Government, as specified above, necessarily invalidates the reservation, except as regards offences committed in the forest before publication or immediately afterwards. But it is usual in such cases to ask Government to publish a notification modifying the date of the former notification under section 16 (vide Board's Proceedings No. 877, dated 7th November 1891 and No. 1353, dated 3rd October 1896).

2 In the cases now reported the final notifications have already been published in the Fort St George and District Gazettes, and unless persons have been prosecuted for offences committed in the forests, the fact that the date of reservation was prior to the issue of the District notifications is immaterial. In order to avoid possible complications, Mr Mullins will be requested to submit at a very early date, a consolidated notification dealing with all the blocks the reservation of which has not taken effect from the date already fixed by Government.

3 The excessive delay of over 7 months in the republication in the district of the notification issued in the Fort

Fort St George Gazette of the 4th August last has not been explained by the Forest Settlement Officer in his letter read above. The necessary explanation should now be submitted.

(True Extract)

Reed
Secretary

To The Forest Settlement Officer Malabar and South Canara Districts

Copy to the Collector of South Canara thro' the Conservator of Forests, S.C.
Secretary to Government, Revenue Department
with Forest Settlement Officer's letter in original to be returned

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