

PRESS SERIES.

G.O., No. 868

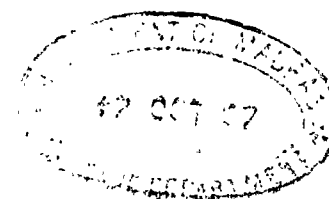
Dated 11 th October

[Despatch Abstract.]

affirming & sanctioning the Board's
recommendation to acquire certain choultry lands
at Pallikonda, Vellore Taluk, & to make over the
assessment & the salar & fund to be spent
in the improvement of the local water supply.

Revenue (1897) Department.

CURRENT No. 8505



From

The Board of Revenue, Land
Revenue, Madras.

No. 3642 Mis.

Dated 28th September 1897

Received 2. 10 97

Registered 4.10.7

Enclosures 5

Spare copies.

SUBJECT.

Submg.to Govt.letter from the -
Collr.of North Arcot with the Board's
recommendation that the inams refer-
red to, at Pallikonda in Vellore Ta-
luq, may be resumed & the assessment
made over to the Vellore Taluq Board
to be spent on the improvements of -
the local water supply.

1374

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.



Proceedings of the Board of Revenue (Land Revenue).

NO.1004 Mis.Dated 17th March 1897.

Read letter from S.H.Wynne Esqre., Collector of ---
North Arcot to the Secretary to ~~the~~ the Commissioners of Land Re-
venue, Madras, Ref. on cur.No.3384-Ver.dated 26th February 1897.

Resolution.

With reference to para 2 of his letter read above,
the Collector will be informed that the proper course will be to -
take action under section 539 of Act XIV of 1882 for the purpose -
of securing possession of the choultry & the Inam attached thereto.
When possession has been obtained, the choultry may be made over to
the Taluk Board, which is stated to be willing to undertake the ---
management. In the meantime, the Collector is requested to hold the
inam under attachment.

To the Collector of North Arcot.

(True Extract)

(sd) R.C.C.Carr

Secretary.

(True Copy)

Ree

Secretary.

189 .
Board of Revenue
(Land Revenue),
MADRAS.

To

~~True Copy of Board's Proceedings~~

No.1004 Mis.Dated 17th March 1897

Subject.

3.006
10-12-96.

68
North Arcot Collector's Office,
Chittoor 29th August 1897.
Ref.on No.3384-Ver of 1896.

From

S.H.Wynne Esquire,
Collector & District Magistrate, North Arcot.

To

The Secretary to the Commissioners of Land Revenue,
Madras.

Sir,

With reference to Board's Proceedings No.1004 Mis.
dated 17th March 1897, I have the honor to enclose a copy of a let-
ter from the Local Government Pleader in which he states that he -
is unable to frame a plaint.

2. I also am of opinion that the suit contemplated by
the Board will not lie. The only trust so far as I can see is in -
the inam not in the choultry and the inam can be "obtained" by re-
sumption.

3. If the Board decides to refer the matter to the ---
Government Pleader, Madras, all the papers will be ferwaare forward-
ed to him on receipt of orders.

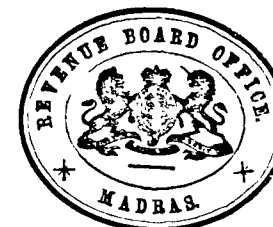
I have &ca.

/sd/ S.H.Wynne

Collector

(True Copy)

Reelun
Secretary.



Proceedings of the Board of Revenue

(Land Revenue)

NO. 3642 Mis. Dated 28th September 1897.

Read again Board's Progs.No.1004 Mis.dated 17.3.97.
Read ^{also} letter from S.H. Wynne E

Read ^{also} letter from S.H.Wynne Esq., Collector of North Arcot to the Secretary to the Commissioners of Land Revenue Madras Ref.on cur.No.3384-Ver.dated 29th ~~February~~ ^{August} 1897.

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Resolution.

The papers will be submitted to Government with the recommendation that the inams referred to in the North Arcot Collector's letter read in Board's Proceedings No. 1004 dated 17th March 1897 may be resumed, and the assessment made over to the Vellore Taluk Board, to be spent, as proposed by that Board, on the improvement of the local water supply. In the Proceedings just quoted the Board advised the Collector to file a suit under S. 539 of the Code of Civil Procedure for obtaining possession of the choultry from the Inamdar and handing it over to the Taluk Board. The Board now finds that although such a suit would have lain under I.L.R. XIV Madras p. 186, it would not now lie since this decision has been overruled by that at p. 462 of I.L.R. XVII Madras. It is unnecessary, however, to press for the surrender of the choultry which is reported to be dilapidated and the Board has therefore resolved to submit the present recommendation in modification of its Proceedings read again above.

(True Extract)

Secretary.

To the Secretary to Govt., R.D., with copy of B.P.No.1004 Mis.
dated 17.3.97 & 1 letter & 2 enclosures to be returned.
Copy to the Collector of North

Q.B.

C no. 8505 of 97 912

quod R. O. (Quas) N. 868 of 11th Oct. 1897

The Board's recommendation
in the Proceedings read above is
approved and sanctioned.

W. J. 10/17
S. H. 10/17

100.26.10-97

dist

The Board of Port (L.A.)
with enclosures
Local and Muni Dept.

10/17
80097

40/3

Government {1897} of Madras.
REVENUE.

Recd.

Regd.

} 1897.

Enclosures

Spare copies

G.O., No. 868, 11th October 1897.

OCTOBER.

Choultry Inams.

Approving and sanctioning the Board's recommendation to resume certain — at Pallikonda, Vellore taluk, and to make over the assessment to the Taluk Board to be spent on the improvement of the local water-supply.

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

Read—the following Proceedings of the Board of Revenue (Land Revenue), Mis. No. 3642, dated 28th September 1897:—

Read—again the following Proceedings of the Board of Revenue (Land Revenue), Mis. No. 1004, dated 17th March 1897:—

Read—the following letter from S. H. WYNNE, Esq., Collector and District Magistrate, North Arcot, to the Secretary to the Commissioners of Land Revenue, dated Chittoor, 26th February 1897, Ref. on Cur. No. 3384-Ver. of 1896:—

Survey Nos. 72-A and 79-A, measuring acres 4.22 and 2.22 and assessed at Rs. 47-15-0 and Rs. 23-13-0, respectively, of Pallikonda village, Vellore taluk, have been assigned as inam for the upkeep of a public choultry at Pallikonda. The inam was settled by the Inam Commissioner and title-deed No. 495 issued for it. The choultry having been found in a dilapidated state several notices requiring its repair were served upon the present owner and inamdar of the choultry, Ananda Row of Raghunathapuram, Arni jaghire. He has practically made no attempt to repair it. I have the honour, therefore, to recommend the resumption of the inam.

2. The Vellore Taluk Board is willing to maintain the choultry in return for the full assessment on the inam lands, provided the choultry is handed over to them; but the present inamdar is not willing to give up the choultry except on payment of Rs. 2,000. The Taluk Board were thereupon asked to state whether they will utilize the full assessment on any other definite charitable object. They now propose to spend the amount for sinking and maintaining springs in the Palar river at Pallikonda for the use of the inhabitants. A copy of the Taluk Board's resolution is herewith sent.

3. The title-deed relating to the inam has been called for and will be submitted as soon as it is received.

4. I request orders.

ENCLOSURE.

Taluk Board's Resolution.

Resolution—Mis. No. 1004, dated 17th March 1897.

With reference to paragraph 2 of his letter read above, the Collector will be informed that the proper course will be to take action under section 539 of Act XIV of 1882 for the purpose of securing possession of the choultry and the inam attached thereto. When possession has been obtained, the choultry may be made over to the Taluk Board, which is stated to be willing to undertake the management. In the meantime, the Collector is requested to hold the inam under attachment.

(True Copy and Extract.)

(Signed) R. C. C. CARR,
Secretary.

To the Collector of North Arcot.

Read—also the following letter from S. H. WYNNE, Esq., Collector and District Magistrate, North Arcot, to the Secretary to the Commissioners of Land Revenue, dated Chittoor, 29th August 1897, Ref. on Cur. No. 3384-Ver. of 1896:—

With reference to Board's Proceedings, Mis. No. 1004, dated 17th March 1897, I have the honour to enclose a copy of a letter from the local Government Pleader in which he states that he is unable to frame a plaint.

2. I also am of opinion that the suit contemplated by the Board will not lie. The only trust so far as I can see is in the inam not in the choultry, and the inam can be "obtained" by resumption.

3. If the Board decides to refer the matter to the Government Pleader, Madras, all the papers will be forwarded to him on receipt of orders.

ENCLOSURE.

From M.R.Ry. T. S. NARASINGA ROW, Government Pleader, North Arcot, to the Collector of North Arcot, dated Chittoor, 27th August 1897, No. 194.

In reply to your letter Ref. on Cur. No. 3384-Ver. of 1896, dated 15th ultimo, asking me to draft a plaint for the recovery of the possession of the Pallikonda choultry and the inam lands attached thereto, I regret to state that, in my opinion, a suit cannot be maintained under section 539 of the Civil Procedure Code for the recovery of the choultry.

2. As the point in my opinion is a very doubtful one, I beg that it may be referred to the Government Pleader, Madras, for his opinion if you think it desirable.

3. Regarding the inam lands, no suit is necessary as they have been in fact resumed as it were.

4. The papers that accompanied the reference are herewith returned with the copy of the inam register received from you.

Resolution—Mis. No. 3642, dated 28th September 1897.

The papers will be submitted to Government with the recommendation that the inams referred to in the North Arcot Collector's letter read in Board's Proceedings, Mis. No. 1004, dated 17th March 1897, may be resumed, and the assessment made over to the Vellore Taluk Board, to be spent, as proposed by that Board, on the improvement of the local water-supply. In the Proceedings just quoted the Board advised the Collector to file a suit under section 539 of the Code of Civil Procedure for obtaining possession of the choultry from the inamdar and handing it over to the Taluk Board. The Board now finds that although such a suit would have lain under I.L.R., XIV, Madras, page 186, it would not now lie since this decision has been overruled by that at page 462 of I.L.R., XVII, Madras. It is unnecessary, however, to press for the surrender of the choultry which is reported to be dilapidated and the Board has therefore resolved to submit the present recommendation in modification of its Proceedings read again above.

(True Copies and Extract.)

(Signed) R. C. C. CARR,
Secretary.

To the Secretary to Government, Revenue Department,
with copy of Board's Proceedings, Mis. No. 1004, dated
17th March 1897, and of Collector's letter, dated 29th August
1897, No. 3384, one letter and two enclosures to be returned.

Copy to the Collector of North Arcot.

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No. 868, REVENUE, 11TH OCTOBER 1897.

ORDER—No. 868, Revenue, dated 11th October 1897.

Miscellaneous.

The Board's recommendation in the
Proceedings read above is approved and
sanctioned.

(True Extract.)

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

To the Board of Revenue (Land Revenue), with enclosures.
„ the Local and Municipal Department.

Exd. A. F. Eccleston.

40 Copies.

Returned for signature.

patched in hand.

REVENUE, No. 868.

REVENUE.

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