

Revenue (1897) Department.

ROUTINE SERIES.

G.O., No. 893

DATED 11th May

[Despatch Abstract.]

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. 3600

From

Karuppa Gounder,
Late Monegar of
Periakumar Village.
No. Erode.

Order R. no. 893 of 11th May '97.

The pet is in-
formed that under
Section 234 of act
III of 1895, no appeal
lies to Govt.

Dated 27th April 1897

Received 30th April 1897

Registered 2nd May 1897

Enclosures 15

Spare copies

SUBJECT.

Appealing against the
order of dismissal passed
by the Collr of Coimbatore
and confirmed by the Board

Let
to the pet
with Encls

16-5-97
14-5-97

to be

The Sube's order
dismissing the pet is
d. 10-6-96

C.P.
May 1897

840
7/5/97

BACK PAPERS.

G.O.	No	Department.	Date.

FURTHER PAPERS.

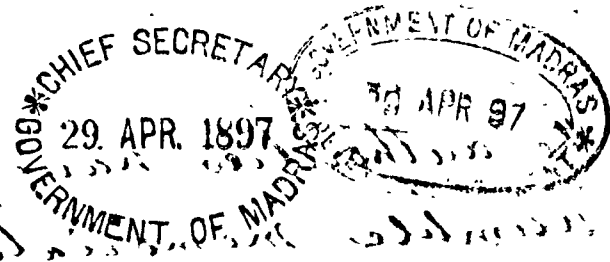
G.O.	No.	Department.	Date.

Rev

PETITION

0 83

REVENUE DEPT.



I, the undersigned, do hereby petition
 Your Excellency, the Right
 Honorable the Governor in
 Council, Fort Saint George
 Madras.
 The humble memorial of
 Karuppa Gounder, late owner
 of Peria Semur village,
 Erode Taluk with profound
 respect and respect
 I have the honor to
 state that the memorialist was the owner of
 Peria Semur village having been
 appointed in succession to his grand
 father on the 1st January 1894, and
 as such belongs to a mirasi family
 with an antient line of succession
 I found three generations of
 what with respect to a Thakthash
 memorial submitted by the
 Karuppa Gounder and his grand
 father on behalf of one Appachi Gounder
 Sundara Gounder and the memorialist
 contained I had shown for the
 to

the authorities have dealt with the humble memorialist in a most severe way by awarding the utmost punishment of dismissal which has also been unfortunately for him confirmed both by the Collector and also by the Board of Revenue (the several orders enclosed).

That in the petition he has respectfully submitted to the Board of Revenue the facts of his case have been clearly represented with a prayer that the appellate authorities may be pleased to view the injustice of the order of dismissal and afford adequate redress to the memorialist (vide copy enclosed).

That in a perusal of the connected papers your Excellency in Council may be highly pleased to observe that the humble memorialist has been unjustly severely dealt with for an error if at all it be an error to which he was no party) under hard circumstances of

of his having spent a large amount from out of his own pocket by way of improving the soil till then quite unsalubrious and unfit for any growth whatever after such a lapse of time during which period there had been ample opportunities for the existing order of things to transform and improve.

It is a fact for the kind consideration of your Excellency in Council that the fields concerned were originally settled upon one Marappa Gowden for a period of 20 years in 1875 with a prospect of patta being granted to him after the lapse of time prescribed that in pursuance thereof the grantee son of Marappa Gowden applied for issue of patta as his father had died joining as he had done the memorialist and out of the fear to defray the whole cost of effecting improvements which stood at high figures and that as patta for patta was ordered to be issued as per sub collector's order no. 35 dated 6-2-94 and also 2ahik endorsement No. 223 dated 3-2-94. Copies enclosed, and

And that pursuant to the patta
had already been granted to
them as well.
The only question that was raised
for consideration before the Lower
Court was the propriety or otherwise
of basing upon the fixtures on the
fields then settled on patta.
The Lower Court has considered
the records bearing upon the case
as is most respectfully explained
and having had to rely
upon any evidence, but found
presumptive value.
(a) It is a question for opinion
of the Council to consider
as to whether the improve-
ments of the father of Sundara
goindas at his own cost for
forming a private top on the fields
at first granted to him for
privately for raising private
topes during a period
of 20 years and as to which
a patta had also been issued
after the prescribed period could
be charged as being the nature
of products over other similar

waste lands in respect of which
there appears not the slightest expense
of care or capital on the part of any
individual.
Viewed in the above light the
products on the fields in question
are absolutely private property and
as such not amenable to be charged.
(b) There being no particle of evidence
leading to prove that the orders
directing the entry of valuable trees
in the memo which seem to have
been made at the time when the
memo was prepared and submitted
by the Kurnam was ever taken
into the knowledge of the
Memorialist by the Kurnam
and when the Kurnam had taken
the sole responsibility of submitting
the records with the entries he thought
fit to make therein and affixing
his own signature thereto the
Lower Court were not at all justi-
fied in holding that the humble
Memorialist was to pay very
dearly for the cost of his appoint-
ment even with respect to a
circumstance which was never

taken to his knowledge at all.
If on the other hand the matter
had ever been taken to the
knowledge of the Memorialist
and his co-partisans they would
have represented the hard
circumstances of the case for
favorable consideration
so that the products may not
be charged.

As much as an officer of
standing and responsibility
viz Revenue Inspector had been
deputed as usual to verify
and estimate the true standing
your Excellency in Council
will be pleased to hold that
the Memorialist is not at all
entitled to sit in judgment
upon the action of his superior
responsible superiors who
order he is bound to obey
and carry out as such the
Memorialist cannot in any
way to blame for the apparent
omission on his part to
magnify

an action of his superior while
himself being perfectly ignorant
as to the standard with which he
could judge such action viz
valuation of trees particulars
as to which have not been fur-
nished to the village officers
the whole concern in the matter
being considered solely devolve
on Revenue Inspectors and
Tahsildar alone.

(d) That even with respect to the dif-
ference between the first and the
second valuation your Excellency
in Council will be pleased to
observe that the time that
elapsed between the two inspections
was more than two years during
which period your Excellency
alone could imagine as to how
the growth of the existing trees
might have increased regard being
had to the fact that in the mean-
while the soil had been greatly
fertilized at a great cost how

how new trees might come into
the distance all of which seem
to have found the ample basis
for a magnified valuation
during the 2^d inspection not
to speak of the fact of the
difference in the estimation of
the value as in the opinion
of the respective officers
- trusted with the valuation
work.

The sentence awarded in the
Case is unduly severe and
out of all proportion to the
magnitude of the charge
I trust your Excellency in Council
will be pleased to review the matter
favorably. In conclusion the
humble memorialist most
respectfully prays your
Excellency in Council
may be graciously pleased

to render justice to him and
upon a consideration of the facts
herein set out as well as in the
petition to the Board (copy enclosed)
if he is held liable for any
apparent omission on his part
to hold that the punishment of
dismissal is too severe and
modify the same to a suspension
till now or to any form which
your Excellency in Council
may be pleased to judge.

For which act of kindness and
Charity the humble memorialist
shall ever pray as is duty bound.

Yours } B. B. Munro
27.4.97 }

Handwritten notes in cursive script, likely bleed-through from the reverse side of the page. The text is mostly illegible due to the cursive style and fading.

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

189 .

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

CURRENT No. _____

ENCLOSURES TO G. 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.

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