

Revenue (1898) Department.

MISCELLANEOUS SERIES.

G.O., No. 2882

DATED 8th July 98

[Despatch Abstract.]

Considering that the rent of the Condensed
distillery building for August last was
freight as a matter of fact, as it appears
that that building could not have been
utilized as a storehouse at once even
if vacated before that time by the
proprietor of the distillery (Balakrishna a Mudali)

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 (1898) Department.

CURRENT No. 4592.

Read petition from C. Bala Krishna
Mudaliar dated 7 May 1898 (Cuo 3450)
B.S. no 1315 dated 17-5-98
(Cuo 3682);
O. no. to Board of R. no 124 dated
12-6-98; and



B.S. no 2187 dated 19-6-98 (Cuo 4592)

From

The Secretary to the Commission-
er of Salt, Abkari and Separate Re-
venue, Madras.

Order no. 2882 dated 8th July 98.

Mis. No. 2487.

As it appears that the Tondiarpet
distillery building could not have been
utilised as a store-house ^{at once} even if vacated
before August by the petitioner, the Com. considers
that the rent for that month - Rs 250 - may be
foregone as a matter of grace.

Dated 19th June 1898.

Received 30

Registered 1 July

Enclosures 1

Spare copies

2. The petitioner will be referred
to the Board of Rev for orders.

SUBJECT.

Reporting to Government that if the
Tondiarpet distillery building had
been vacated prior to August last,
it could have been used on the re-
ceipt of sanction of Government as
a departmental store-house.

To the Board of Rev (S.O.)

petitioner, para 2 only
with original enclosures
(from orders) in Cuo 3450

KQ

7/7/98

8/7/98

BACK PAPERS.

G.O.	No.	Department.	Date.
Om	124		
	10-6-98		

FURTHER PAPERS.

G.O.	No.	Department.	Date.

PETITION

9269

REVENUE DEP.

His Excellency The Right Honorable
Sir Arthur Elibank Havelock
G.C.M.G. G.C.I.E.

Governor of Fort Saint George

The humble petition of
C. Balakistna Mudalian
late Lessee of the Tondiarpet Distillery.

Most Respectfully Sheweth.

That your humble petitioner begs respectfully to submit this his appeal petition against the Orders of the Board contained in their Proo Mis No 926 dated 4th March 1898 declining to interfere on his behalf in the matter of rent due on the Tondiarpet Distillery for August 1897.

2. The facts of the case are:-

"On being called upon by the Inspector Madras Town Circle to pay up the rents due on the premises for

✓
for June, July and August 1897.
your humble petitioner in his letter
No 270 dated 13th December 1897 re-
questing him to dispose of the Gov-
ernment Bond for Rs 1000 deposited
in the Government Treasury when
the lease of the building was first
given to him and out of the Sale
proceeds to credit the rents due
for June and July 1897 and to re-
turn him the balance Rs 500.

Thereupon in his No 107 dated
14th January 1898, the Inspector
Madras Town Circle intimated
to your humble petitioner that three
and not two months rents were due
owing to there having remained
some liquor and apparatus.

Then in his letter No 16 dated
24th January 1898 your humble
petitioner informed the Inspector
that only two months rents were
due owing to distillation and
issues having been stopped in July
and he was waiting for the Orders
of the Board to dispose of the stock
and materials to which in his No 250

No 250 dated 26th January 1898 the
Inspector informed your humble
petitioner that the request made by
him should be settled by the Board.

Then in his No 22 dated
31st January 1898 your humble
petitioner appealed to the Board
placing his case for Consideration
to which they passed the Prop now
appealed against.

3. Your humble petitioner now
respectfully ventures to place before
your Excellency the way how he has
been dealt with in the matter of
the lease to him of the Tondiarpet
Distillery buildings. The premises
were first given to him in 1888 by
the Honorable Mr Galton on a
monthly rental of Rs 190 determined
on the valuation of the buildings
by the Public Works Department,
on the understanding that the
lease was to be renewed once in
3 years. Just about the expiry of
the second period of the lease your
humble petitioner received intimation
from the Board that he should pay a

a rental of Rs 250 per month; if not-
tenders will be invited. This intima-
tion he had only about the middle
of March and the lease was to ex-
pire on the 31st Idem. Considering
the serious loss he would be sub-
jected to in case the buildings
were to be taken out of his hands
and having had no time to think
of doing anything else but to ten-
der for the building and secure
the same at any risk and cost,
he was compelled to submit his
tender for Rs 250. Though it was
found that there were no other
tenderers. As your humble peti-
tioner is about to submit another
petition on this subject he finds
it needless for him to explain
fully the circumstances under
which he was obliged to give up
his profession as a distiller. In
short he was forced to give up the
Distillery building owing to the
increased rental and his conse-
quent inability to make the busi-
ness pay during these days of keen
competition

5
Competition of cheap Arrack
-factured out of molasses against
the dear and pure stuff man-
ed out of pure Jaggery. Your
humble petitioner therefore re-
ed the Board to reduce the
and they replied in July 1897
the rent could not be reduced
and that they would cancel
lease. Thereupon your humble
petitioner intimated to the
in his letter No 185 dated
-gust 1897 that the Distillation
issues were put a stop to in
that his lease might be can-
from the 1st August, and that
might be permitted to dispose
the balance of Arrack and
materials.

4. From the above it w
be evident to your Excellency
that on no grounds the rent
building was increased sudd
from Rs 190 to Rs 250 and if
been charged with the origin
al fixed upon, on the value
the buildings he would ne
have given up his profession

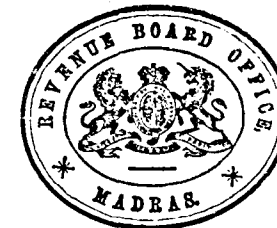
which he has been depending for many years. Though both the Millation and issues were put stop to in July and a report to this effect had been duly submitted to the Board, your humble petitioner has been compelled to pay the rent for August on the ground of there remaining some stock of arrack and materials. The stock that remained was only 24 allons and there were only a few materials fixed at a considerable cost and your humble petitioner could not possibly remove the same at once without the Board's orders which was at once applied for and which was received only a month afterwards. On receipt of the Board's Order your humble petitioner lost no time in disposing of the small stocks of 2 1/4 shilons and the materials at a very great loss. Hence it will be seen that his business in the Disillery was finally closed in July and he only waited for the orders

of the Board to vacate the mill. Therefore he humbly ventures to submit that he cannot be held liable for the rent for August 1897. He further begs to place your Excellency that when the lease was first granted to him he had to undergo the heavy expense of constructing masonry work of fixing stills onto &c, and he carried on no work for some months he paid rents and it was not possible for your humble petitioner to remove such materials fixed at a heavy cost within a short notice and it is therefore very hard on your humble petitioner to be compelled to pay rent for August when his business was finally put a stop to in July. Seeing the heavy loss he was subjected to both at the commencement of the lease for the cost of the costly masonry and having paid rents during the months he had not worked at the end of the lease when

to sustain heavy loss in the
posal of the materials for little
nothing. Under these circum-
stances your Excellency will be
rejoicingly pleased to order not
to collect the rent for August 1897.
For this act of kindness and cha-
rity your humble petitioner will,
in duty bound, ever pray.

J. mudaliyar
C. BALAKISTHA MUDALIAR.

Madras.
April 1908.



Proceedings of the Board of Revenue

(Separate Revenue.)

Dated 19th June, 1898.

Mis. No. 2487.

Read Official Memorandum from Government, Revenue Department, No. 124, dated 10th June 1898.

Resolution.

Replying to Official Memorandum from Government No. 124, dated 10th June 1898, the Board begs to report that, if the Kondiarpett Distillery building had been vacated prior to August last, it could have been utilized, on the receipt or sanction of Government, for the purpose of a departmental Store House for which it is now being used. Otherwise - the Board had no use, in particular to make of it.

(True extract)

C. S. S. S.
Acting Secretary.

To the Secretary to Government, Revenue Department.

With the enclosure returned.

27/6/98
28/6/98
28/6/98

Revenue (1898) Department.

CURRENT No. 3682

Order

From the Secretary to the
Commissioner of Salt, Akbar
and Customs Revenue
Madras
Routine No. 1315

Dated 17th May 1898

Received 20

Registered 21

Enclosures 1

Spare copies

SUBJECT.

Forwarding to Government copy
of Central Division Deputy
Commissioner's letter n^o. 1086 dated
4th March 1898 regarding the
liability of M R R C Balabhis
Mudaliar to pay rent for the
Tondiarpet Distillery buildings
for August 1897

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

N^o 86

Office of the Deputy Commissioner
of Salt, Abkhari and Customs Revenue

Central Division
Dated 2nd March 1898

From

Byre Me' Master Esquire

Ag Dy: Commr of Salt, Abkhari and
Customs Revenue, Central Division

To

The Secretary to the Commissioner
of Salt, Abkhari and Separate Revenue
Madras.

Sir,

In reply to Board's Reference on
Petition Register N^o 169, dated 10th February
1898, I have the honor to report as follows:-

2. Mr R. C. Balabrishwa Mudaliar,
late proprietor of the Soudiarpet Distillery,
intimated the closure of his Distillery to
the Inspector, Madras Town Circle, on
23rd August 1897 by submitting to him
a copy of his letter N^o. 185, dated 9th
August 1897 to the Board. On that
day

day he had on hand 2.1 Proof gallons
of arrack and the Inspector immediately
requested him to arrange to issue this
balance to any licensed independent
shopkeepers. This the Distiller could not
do, as the liquor was 32.1° U.P., and
orders were obtained by the Inspector ^{to transport it} to
the Eden Distillery for redistillation. The
Petitioner has been informed in Board's
Proceedings, No. 3676, dated 24th -
August 1897, that the lease for the
building will be cancelled with effect
from the date of his vacating it. As
he had not removed all his property
from the premises till the end of August
1897, the Inspector is right in
having held that he was in
possession of the building till that
date.

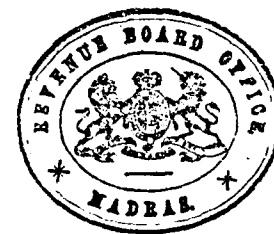
3. The enclosures received with
the

the number quoted above are herewith
returned.

I have &c
(Signed) Bryce Mc Master
Ag Deputy Commissioner
(True Copy)

R. W. Murray
18.3.98
Ag Asst Secretary

18/9/98



Proceedings of the Board of Revenue

(Separate Revenue),

Dated 17th May 1898.

Routine No. 1315

Read Office Memorandum from the Government of Madras dated 13th May 1898 requesting for reference letter from the Deputy Commissioner, Central Division N^o. 1086 dated 2nd March 1898 disposed of in Board's Proceedings N^o. 926 Mis dated 4th March 1898.

Resolution.

Ordered accordingly
(True extract).

R. M. M. M.

To The Under Secretary
Asstt. Secretary to Government
Revenue Department

Revenue (1898) Department.

CURRENT No. 3450.

Read also. C- No 3450

Order nisi

From

C. Balakrishna Mudaliar
Madras.

No.

Dated 7 May

Received 10

Registered 11

Enclosures 10.

Spare copies.

SUBJECT.

Submitting certain enclosures called for re: the demand of rent for the London Distillery Buildings.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

O. M. No 124

338, MINT STREET,

Madras, 7th May 1898

No. 138

G. BALAKISTNA MUDALIAR.

PETITION

0320

REVENUE DEPT

To The Secretary to Government
Revenue Department
Fort St George

Most Respected Sir
In obedience to your order -
- number No. 768 dated 13th April 1898. I respect fully
beg to submit, herewith enclosed, all the correspondence
concerning the demand of rent for the Landiarpet
Distillery Buildings for the month of August 1898. I
beg that all the enclosures, as per
Memo attached, may be returned to me when no
longer required.

I beg leave to remain
Most Respected Sir
Your Most Obedient Servant
G. BALAKISTNA MUDALIAR.

BACK PAPERS.

G.O.	No.	Department.	Date.

338, MINT STREET.

Blackburn, 1898

NOTICE

RECEIVED

1898

1898

Up and keep
before it is
not

O. M. No 124

With reference to the accompanying petition from M. R. R. C. Balakrishna Mudaliar praying that the rent of the Tondiarpet distilling building for August 1897 may be foregone the Board of Revenue is requested to report whether or not the building had been vacated by the lessee prior to August last it could have been utilized ^{for use immediately for} ~~as it for~~ any other purpose, and if not, as a matter of course.

Cotacaimund
10th June 1898

To the Board of Rev

(S.O.)

with petition

11/6/98

Read again G.O. no 768 dated 28-4-98

" B.P. Petition from Balakrishna Mudaliar
dated 7-5-98 (C no 3450) and
B.P. no 1315 dated 17-5-98 (C no 3682).

To See

Balakrishna Mudaliar, late proprietor of the
Tondiarpet distillery, closed his business by the
end of July 1897; but as he had some liquor in
the building during the next month and did not
remove the still and other articles before the
close of that month, the rent for August 1897
also was demanded ^{Rs. 250.} and paid. He applied to
the Board of Rev for remission of this demand;
which on the receipt of a report from the Dy Commr.
saw no grounds for interference on the petitioner's
behalf. The petitioner appeals to the Govt. against
the Board's order.

B.P. 926
4-3-98
7 in C no 3450.

Para 6 of the petition
under G.O. 768
28-4-98.

2. The petitioner alleges that he awaited orders
from the Board for the removal of two and a
quarter gallons of arrack, which reached him only
a month afterwards, and that this was the
cause of delay. Reference is solicited to
the Dy Commr's letter under C no 3682, which
shows that the petitioner intimated the closure of
his distillery to the Inspr. on 23-8-97 by sending
him a copy of his letter dated the 9th idem to the
Board. On the former date he had 2.1 gallon
32.1° W.O. which the Inspr. arranged to transport
to another distillery for redistillation. The date

C27/8/98
H.C. 3/7/98

on which this was done ~~was~~ ^{not} has been reported.

The Board, however, informed him that his leave would be cancelled from the date of his vacating the building, and this, it appears, was done by the end of August only.

3. In these circumstances it is submitted that, no case has been made out for interference.

KD
28/5/98

H. H.

The petitioner seems undoubtedly responsible for the rent demanded. He alleges he has wanted the business at a great loss and appeals to misericordiam to rent out his East India house of flocks. It does not appear whether East India Co. have utilized the building otherwise. If it is not I think the rent might be four pounds.

J. J.
2.6.98.

To Secy

Please see a draft O. M. below on a separate sheet.

2. The Board submitted proposals for utilizing the distillery building as a general storehouse of stationery, forms etc for the East Dept, and they have been affirmed in G.O. no 2037 dated 9.5.98. The second immediately a case has been added.

B.P. dated 24-8-97. (u.c)

The question may be asked
B.P.
3/6/98

Dr. J. J.
11/6/98.

When K.S.
B.P.
5/7/98

From the Board of Rev. (S.O.) no 2487 mis dated 19-6-98 (C no 4592).

To Secy

The question suggested by the H. M. (vide page 2) was put, to which the Board furnishes a reply in the above. It states that the building could have been utilized as a Govt. storehouse, and that otherwise it had no use in particular to make of it. If the ~~renter~~ distiller had vacated it before August 1897, it would have taken some time to obtain the sanction of Govt. for such utilization. In these circumstances, orders are requested whether the rent for August 1897 may be remitted.

KD
11/7/98

H. H.
11/7/98

To Secy

Please see a draft order below on the docket sheet of the current.

KD
7/7/98

one
8/7/98

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.

ARE 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.