

Revenue (1897) Department.

MISCELLANEOUS SERIES.

G.O., No. 1382

DATED 11th April 1899

[Despatch Abstract.]

Receiving the Correspondence Relative
to a question proposed to be put at the
meeting of the Legislative Council on the
7th April 1899, re: the levy of Second
Crop assessment on certain wet lands.

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 (1899) Department.

CURRENT No. 2261.

*From The Board of Revenue
(Revenue Settlement
Land Records and
Agriculture)*

Order No. 1382 of 11th April 1899.

Recorded:

11/4/99

No. 1725

Dated 30th March 1899

Received 11/4/99

Registered 31/5/99

Enclosures Nil.

Spare copies —

SUBJECT,

*Submitting telegram received
from the collector of Coim-
batore in connection with
a question proposed to be put
at the next legislative council
meeting regarding levy of
double crop assessment
on certain wet inams.*

10/4/99

BACK PAPERS.

G.O.	No.	Department.	Date.
	101 27-3-99.		

FURTHER PAPERS.

G.O.	No.	Department.	Date.
	Enc 2542 / 99. Rev		

(Sett. 13--2,000--25-4-98.)



Proceedings of the Board of Revenue

(Revenue Settlement, Land Records and Agriculture),

Dated 30th March 1899.

No. 1725, Misc.

Read again the following Board's Proceedings, Misc. No. 1700,
dated 29th March 1899:—

Read official memorandum, No 101, Revenue Department,
dated 27th March 1899.

Resolution

The memorandum from Government read above will be communicated to the Collector of Coimbatore with the request that his reply may be wired so as to reach the Board's office before the evening of the 30th instant.

Read also the following telegram from the Collector of Coimbatore, dated 30th March 1899:—

"No about 13 cases reported each being

Settled by collector on merits to inflict no hardship so far in five case settled where inams held by poor pariahs. no back assessment charged."

Resolution

The telegram read above will be submitted to Government, with reference to official memorandum, No. 101, Revenue, dated 27th March 1899.

(True copies and extract)

R. V. Srinivasan
Secretary

Expd.
31/3

To

The Secretary to Government,
Revenue Department.

vide c. no 2542
999
"Panchamas" to
be substituted

Revenue Dept.

Hon'ble P. RATNASABHAPATI PILLAI.

XXII. (a) Whether it is a fact that in the taluk of Palladam (Coimbatore) certain inam wet lands, which have been cultivated with double crops from time immemorial free from all tax except the quit-rent, have been ordered during the current fasli to be assessed for the second crop with retrospective effect from the time of the last settlement, i.e., for the past 20 years?

(b) Whether such assessments with retrospective effect for a long series of years are legal?

(c) Whether in view of the hardships resulting to land-holders by being called upon to pay the dues for long periods, which they never expected, will Government be pleased to cause an enquiry to be made into the circumstances of the case referred to in clause (a) of this question, and whether, in the event of the statement being true, Government will see fit to issue instructions for the cancellation of these retrospective assessments?

To The Under Secretary

Question XXII (a). The reply received from the Collector of Coimbatore through

A the Board of Revenue to D.M. No 101 22-3-99

B.P. No 17258 30-3-99

is submitted herewith. It will be seen therefrom (though the telegram is not clearly worded) that about 13 cases have been reported & that each case is being settled by the Collector on its merits. It also appears that up to date only five cases have been so settled, that the inams in these cases are held by pariahs & that no back assessment has been levied in these cases. The Collector however seems to reserve the right to levy such assessments in any of the cases undisposed of.

Questions XXII (b) & (c). Attention is solicited to the opinion expressed by the Advocate General & embodied in f.p. no 5249 28th October 99. The H.G. then

Panchamas.
c. no 2542/99

that Govt cannot fix land revenue ^{retrospectively} for any period whatever & claim the same. No decision of a court of law on the point can be traced. The opinion of the A.C. is however not final and cannot in any case be published.

para 3 of the opinion.
But it can suppose what assessment it likes. And if it chooses to fix the assessment at such a figure as will make up the monchary in previous year. The ~~holder~~ must then pay, or relinquish before the arrears accrue.
31.1.14

~~It is not possible to fix the rate of assessment for any period whatever & claim the same. No decision of a court of law on the point can be traced. The opinion of the A.C. is however not final and cannot in any case be published.~~

Orders are solicited.

CD
2/4/14

H.M.

The following answer is suggested.

§ XXXII a

~~The Collector of Coimbatore reports that the answer to this question is in the negative~~

§ XXXII b & c

With reference to the reply to clause (a) of the question, these parts of the question require no answer.

MM
31.1.14

MS 99
3-4

The Hon'ble M.R.Ry. P. RATNASABHAPATI PILLAI AVARGAL.

XIV. (a) Whether it is a fact that in the taluk of Palladam (Coimbatore) certain inam wet lands, which have been cultivated with double crops from time immemorial free from all tax except the quit-rent, have been ordered during the current fasli to be assessed for the second crop with retrospective effect from the time of the last settlement, i.e., for the past 20 years?

(b) Whether such assessments with retrospective effect for a long series of years are legal?

(c) Whether in view of the hardships resulting to land-holders by being called upon to pay the dues for long periods, which they never expected, will Government be pleased to cause an enquiry to be made into the circumstances of the case referred to in clause (a) of this question, and whether, in the event of the statement being true, Government will see fit to issue instructions for the cancellation of these retrospective assessments?

The Hon'ble Mr. Forster

XIV. (a) The Collector of Coimbatore reports that the answer to this question is in the negative.

(b) and (c) With reference to the reply to clause (a) of the question, these parts of the question require no answer.

Read memo. from the
Leg. Dept. No 167 d/24th
March 99 (no 2114)

O. 14 No. 101

The Board of Rev. is
requested to be good
enough to ~~submit a~~ ^{report in reply}
~~memorandum with~~
^{clause (a) of} ~~reference~~ ^{in accom-}
panying question pro-
posed to be put by the Honble
P. Ratnasabhapati Pillai
at the meeting of the
Leg. Council on the 7th April
next. The ~~report~~ ^{report} should
reach the Govt. Office ^{by post} not
later than the 31st inst.

MU
27/3/99

27/3/99

To the Board of Rev.
(R. S. A. A.)

W. H.
27.3.99

- Depd.
27.3.99

For 82: Genl. }
27th March 1899.

226/99.

Revenue (1899) Department.

CURRENT No. 2114

Memo.
From

The Legislative Dep^t.

Order

No. 167

Dated 24th March 1899

Received —

Registered 27th ..

Enclosures 2

Spare copies. 1

SUBJECT.

Forwarding copy of certain questions proposed to be asked at the legislative Council to be held on the 7th April next and requesting that the answers thereto may be submitted on or before the 3rd April next.

* Rept.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

250-8-11-97

VERY URGENT.

LEGISLATIVE DEPARTMENT.

Memorandum. 187

The accompanying copy of a question * which will probably be put at the meeting of the Legislative Council to be held on the 7th April is forwarded to the Revenue Department for favour of the preparation of a draft answer with a note of such other information as may be deemed necessary.

It is requested that the draft answer may be forwarded so as to reach the undersigned before 5 p.m. on Monday the 3rd proximo

* Question No. XIV & XXII of the Hon'ble

FORT ST. GEORGE,

24 3. 1899.

A. H. Johnston
for Secretary to Government.

To The Revenue Department.

P.S.—It is requested that the draft answers together with the notes, if any, may be written only on one side of the paper.

VERY URGENT.

When given for copying _____
When copied _____
When examined _____
When signed _____ } 189 .

READ AGAIN G.O. No. _____
189

DATED

CURRENT No. _____

ENCLOSURE TO O. 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.

N.B.—

- A = Copy in full.
- B = Not to be copied.
- F = Copy abstract only.
- Q = Copy heading only