

Revenue (1899) Department.

MISCELLANEOUS SERIES.

G.O., No. 1814

DATED 18th May 99

[Despatch Abstract.]

Cancelling the auction sale of a certain piece of land at Mantapur in Madras and directing the sale of the same to Mr & Mrs Moses on certain terms and subject to certain conditions.

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. 2611

18/15

From

The Board of Revenue, Land
Revenue, Madras

Order was by 18/4 d/18th May 99

B. No. 154 Ref.

In the circumstances reported,
the auction sale may be cancelled and the
land disposed of to Mr. & Mrs. Moses
on the terms specified & on condition
that they undertake to reimburse
Govt. for any expense incurred
in consequence of the cancellation of
the auction sale.

Dated 15th April 1899

Received 15th do

Registered 20th do

Enclosures 1.

Spare copies

SUBJECT.

Submitting for the sanction of
Government the proposal of the Col-
lector of Madras to sell a portion
of Govt. land in Survey No. 869 of
Mailapur to the present occupants of
it.

(from orders)

18/15
me

To the Board of Rs. L. R. with 1 enc
26.5.99

16.5.99

Madras, 15th April 1899 189

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Read letter from J.N. Atkinson Esquire, Collector of Madras to the Secretary to the Commissioners of Land Revenue, Madras, Ref No. 1775, dated 16th January 1899, and Reference thereon No. 126 dated 1st February 1899.

Read also letter from the same officer, to the Secretary to the Commissioners of Land Revenue, Madras, Ref. No. 71/G & B dated 24th February 1899, and Reference thereon B. No. 76 dated 10th March 1899

Read also letter from Herbert Bradley Esquire, Acting Collector of Madras to the Secretary to the Commissioners of Land Revenue, Madras, Ref. No. 178/G & B dated 28th March 1899.

Reference No. 154 dated 15th April 1899

Survey No. 869 of Mailapur which measures 1457½ sq. ft. was classed in the old survey accounts of the Town of Madras as Government well and land left open for public purposes. A portion of this No. to the extent of 75 15/16 sq. ft. was occupied by two persons, Mr. Robert Moses and Mrs. Mary Moses, and built upon under the mistaken but bona fide impression that it formed part of the adjoining private land, survey No. 870, which they had purchased at a private sale from an individual claiming ownership- not only of that land but also of the land now built upon.

2. On discovering their mistake the persons named above applied to the Deputy Collector for a private sale to them of the strip of land in question which had been in their possession since April 1897. The Deputy Collector recommended the sale of the land to the applicants for the sum of one rupee which according to him was its market value. The Collector however ~~ordered~~ ordered that the land should be put up for sale by public auction and it was accordingly knocked down for a sum of Rs. 10 to one Masilamani Mudali, who was the highest bidder, one of the conditions of sale being that it was subject to confirmation by the Collector. The Deputy Collector having subsequently reported that the bid by Masilamani Mudali was the result of a combination on the part of the villagers in view to annoy the

applicants, Robert and Mary Moses and that it would be very hard to have the building demolished, in order that the land might be handed over to the auction purchaser, the Collector declined to confirm the sale. He now recommends that the land may be sold to the original applicants for Rs. 10, the amount of the highest bid and subject to a quit rent of one rupee per annum. The applicants have agreed to this arrangement. In these circumstances the Board supports the Collector's recommendation and submits it for the sanction of Government.

(True Extract)

Lionel Davidson

Ag. Secretary.

To

The Secretary to Government, Revenue Department, with sketch to be returned.

Md. R. H.

B. P. Ref B no. 1548 16-4-99
(Cen 26 11)

To the Under Secretary

Please see the B's Progs read above in which the case for orders is concisely stated. The Collector requests the sanction of Govt for selling by private arrangement for Rs 10 to Mr R. Moses and Mrs Mary Moses about 76 Sq ft of Govt waste which has been sold by public auction for that sum to another ^{person} ~~individual~~ subject to confirmation by the Colr, but the sale of which has not yet been confirmed by him. The sale to the auction purchaser being incomplete, there appears to be no legal difficulty in retracting from the sale, provided the purchaser at auction is reimbursed any ^{may} amount that he might have

paid to govt in respect of
 the sale. The land in question
 is stated to have been built
 upon under the mistaken
 but bona fide impression
 that it formed part of the
 adjoining land which
 was purchased by Mr. Moses.
 The collector reports that the
 bid by a stranger was the
 result of a combination on
 the part of the villagers in view
 to annoy Mr. Moses, and that
 it would be hard to have the
 buildings demolished. The
 land in question has been
 in the possession of Mr. &
 Mrs. Moses since April 97.
 The question whether the
 orders are requested
 in the Govt of Madras should not be
 liable to revision is now under
 consideration.

A
 22-4-98
Rd
 28-4-99
Secy
 31/1/98
Hm

As the M^r has not yet con-
 firmed the sale, it may
 be cancelled & the land disposed
 to Mr. Moses on condition that
 he reimburses govt for any
 expense incurred in consequence
 of the cancellation. 8/2/10/579

13-5-99
 To the
 please see draft
 order on draft
 16-5-99

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.

N.B.—

A = Copy in full.
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