

Revenue (1899) Department.

MISCELLANEOUS SERIES.

G.O., No. 346

DATED 24th January 99

[Despatch Abstract.]

Informing Mangala Koudipadu and
Kampipadu, Barber minasidars, Puttur village,
Tadpatri Tal. that Govt. regrets that it is
not in a position to afford them any
further relief in the matter of their claims
to the minasi 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.

Legislative (1898) Department.

CURRENT No. ⁷⁵⁹⁸ 362



From Mangala Kondagadu +
Kampigadu, Barbet Kuisadu,
Puttut, Sadpatri Salug.
Anantapur Dt.

Order Endorsement: No. 24, 24. 11. 98

No.

Transferred to the Revenue

Department for disposal.

(By order)

Dated 24-10-98

Received ~~25-10-98~~ 5/11

Registered ~~26-10-98~~ 7/11

Enclosures 8.

Spare copies

Mt. St George
3rd November 1898.

Abdington
Agassistent Secretary
28/10/98

CRV
3/11/98

SUBJECT.

praying that they should be put in
possession of the land in question,
or that order be passed that the
respondents do make good ~~loss of~~
Rs 500 which they have incurred
together with other costs.

Rev
7-11-98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.



Leg. To

362

The Secretary to the Government
of the Madras Legislative Dept.

Most Honored Sir. REVENUE DEPT

4624

Complainants:— PETITION
Mangala Kondigadu & Gampagadu barbers
Miraseedars of Puttur Tadpetri taluq
Anantipoor District

Respondants:—
1 Mangala Bulba Raudu. 2 Chinna Appadu
3 Pedda Nagalingadu 4 Vuketigadu son of
Chelunugadu. 5 Ramaswamy son of
Pedda Raudu. 6 Dotta Vuketigadu
died & his sons minors by guardian their mother.
their mother. 7 Pedda Appadu (died)
& Chantivadu residents of the above
Village.

The Complainants are the
barber Miraseedars of Puttur. They
obtained Revenue decrees in Regulation
suits no 12+13 in the Court of Dy. Collector
1890
of Gooty each for 1/6 share of the whole
lands. Having failed to execute their
decrees they sought the government
for redress who in order no 51 informed
4-8-98 them

them that provision has been made in the repealing act III of 1895 for the executing of Revenue decrees under Regulation VI of 1831 and their petitions will not be time barred to one year of the date on which the repealing act comes into force. The Complainants in their petitions on which this order was passed requested your honor that orders for execution may be passed soon stating also that their petitions will be time barred. Thus your honor had the kindness to pass the above order

When the act came into force, the petitioners requested the Deputy Collector of Gooty to execute their decrees who in his proceedings no 1270 9-10-97 passed an order that the decrees cannot be executed for the following reasons.

- 1 That they are time barred
- 2 The different plots as per enginment were not aced & numbered

(a) To say that they are time barred the Complainants request your honor to refer to No 51

1-5-95

(b) As for the different plots not properly marked the Complainants humbly beg your honor that the Pymaish numbers and acres were shown in their petitions on which the decrees no 12 & 13 were made. As it was the practice here the decrees were made for $\frac{1}{4}$ share to each of the complainants according to Hirsawan system.

Many decrees were thus passed until the repealing act came into force. Thus your honor will see that the Deputy Collector is not right in saying that the complaints were time barred & the plots not shown properly. The Deputy Collector further says that the decree once passed cannot be altered. If so your honor may as well order the Complainants to seek the Civil court for redress as per section 13 para 1 clause 2. Communicating the same order to the civil court concerned. (Chiff's end 907)

3. The Complainants in their petitions dated 2-3-98 requested your honor that the provision may be made to execute the above decrees for which the honorable Board in their proceedings no 1730 10-5-93 to Collector to collect the full assessment and pay the Complainants as a sort of relief. This order was made in 1893 when the repealing act was not in force, when the Board or the Government had no means to execute the Revenue decrees. That order was carried out by the Collector this year. He orders that the same should be collected from 1893 to 1897 & the amount is to pay to the petitioners. The petitions were ordered

oneter from their lands in 1890 & the decrees
were obtained in 1890. The Complainants
were not only made to receive a very
low amount but also made to loose
the three ~~at~~ years profit. They were
made to receive the taram of the half
the portion of the mirasee lands as per
decree which amounts to Rs 16-6-0 every
year. The Respondants held the
whole mirasee lands to some extent
as follows:—

Dry field No 350 for 80 Rs (these Registered)
do - No 518 for 20 Rs (these not-registered)
wet field No 1098 for 12 Rs (do)

Thus your Honor will see the total
profit amounts to 112 Rs against
Rs 16-6-0 which will not burden
the Respondants at any time to give
up the land. The Complainants doing the
the service of the village should receive
Rs 16-6-0 while as the Respondants
doing the same service should
receive a profit of 112 Rs.

4. When the point of
enrolments and of land or of taram
comes to discussion then your Honor
is right to decree the taram of the
land.

land. The Complainants filed suits
and obtained decrees for the land. The
respondants also confess that they
have trespassed on their lands. What
doubt is there to say that the enrolments
are of land. If the lands as per decree
were in possession of the Complainants
these should also receive Rs 56-00
as the Respondants. Thus your Honor
will kindly ^{see} that the Complainants
were put to a loss of nearly Rs 500
in addition to the great expenses.

5. The Complainants therefore
beg that if the land cannot be put in
possession the same amount together
costs may be decreed. Therefore the
respondants will be necessitated to
give up the land.

For this act of kindness the
petitioners ever pray your long life and
prosperity.

We beg to remain
most honored Sir

Your most obedient servant

~ ewklew too ne Coor & old Depts
~ avveiw too ne klo id & old Depts
824-10-98th herles Mirasee dars of Pullur
Jodpetri taluq

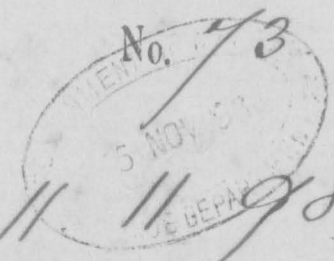
Revenue
Public Works (1898) Department.

CURRENT No. 11/58

From
Ly. Dept.

Order

No. 845711/18



Dated 11/11/98

Received 15/2

Registered 15/2

Enclosures

Spare copies

SUBJECT.

Informing certain teachers
and heads of Puthur
Village, Anantapur District
that Govt. has no reason
to devise any provision
of law to give effect
to the decree passed
under Madras Ry. Lu
II of 1831.

Regd
13/11/98

BACK PAPERS.

FURTHER PAPERS.

No.	Date.
-----	-------

No.	Date.
-----	-------

[63]
300-25 8-98.

Legislative Department.



PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following paper :--

Proceedings of the Revenue Department, No. 3974 Mis.,
dated 6th October 1898.

ORDER :- No. 73, dated 11th November 1898

The Government sees no sufficient reason to devise
any provision of law to give effect to the decree passed in
favour of the petitioners.

(True Extract)

Abdington
for Secretary to Govt.

To the Petitioners.

,, , Revenue Department. ✓

CH
11.11.98

Xhu
16.11.98

Cur No. 7758

From The Legislative Dept.

Dated 11th November 1898.

FOR ORDERS.

M.

Please see Note under
G.O. 3974 M.S. of 6th Oct. 1898.
The petition of the decree holder
to the Legue Dept. requesting
that some provision of the
law may be devised to give
effect to the decree passed in
their favour was accordingly
communicated to the Legisla-
tive Dept. The current read
above is the Pros. of that Dept.
intimating to the Petrs. that
"the Govt. sees no sufficient
reason to devise any pro-
vision of law to give effect
to the decree passed in favour
of the petitioners."

Submitted that this matter
be communicated to the
Board of Revenue.

Please get the original
of the order the
26th

23/11/98
26th

Current No. 7598

FOR ORDERS.Mr. Under Secretary

Please see the original of G.O. No. 73
Legislative 311 November 98 obtained
Submitted.

L.R.
3/12/98

This paper may be
read to other with
Cus No 7598
by
Staff

Encl. of an Dequo. Dept. transferring a petition
from ~~From~~ Mangala Kondigadu and Kumpigadu
Barber mirasidars, Puttur, Tadpatri Taluk.
Dated 3rd November 1898.

FOR ORDERS.

M.

Para 3 of the petn.

Please see Note under
903974 M. in the history of the
6-10-98 case. The current read above
is a petition from the same
individuals in which they
state that under ^{the} Govt.
of 10th May 1893 No 1730, the
full assessment levied on
their portion (half) of the miras
lands was collected from
1893 to 1897, and made over
to them by the Collr. of the Dis-
trict this year, and that they
thereby lost their dues for the
three years - from 1890 when
the trespassers took possession
to 1893 from which year the
assessment has been collec-
ted. They represent that the
sum of Rs 16-6-0 which they
receive annually in the
shape of assessment is
very

inadequate, considering that the wrongdoers obtain Rs 112 a year in the shape of rents from their lessees, and that they are thus subject to great losses, and request that if they cannot be put in possession of the land, the amount of their losses and their costs in the suit filed by them may be decreed to be paid by the trespassers.

The subject of these claims was fully considered in connection with the petition to the Legislative Council referred to in G.O. 3974 Mi above, and the Board of Rev. to which the matter was referred for remarks stated as follows:

"2. ... The only course that can now be adopted is to fully assess the claim in the possession of the trespassers, and pay the assessment to the individuals performing service who have been adjudged entitled to the land."

In those circumstances the Govt.

FOR ORDERS.

M

B. P. No 1379 Mi
28-5-98 J.

h. G.P. 3974
60498

The Bd subsequently reported that this course which was ordered by Govt in 1893 which had been however overlooked would now be carried out. (B.P. 2426 R & 28 Sep 1898).

This means that the rightful holders are to get the "half net" instead of the "whole net."

Submitted that the Bd may be told that the full assessment referred to should be equivalent to the whole estimated net produce.

The petitioners may be informed of the order passed.

The Legislative Dept has merely told them that the Govt is not prepared to introduce a legislative remedy (vide File below Leg Dept No 73 & 11. 11. 98)

W
37/11/98

W. H. I am afraid that this is

W. H. I am afraid that this is

a case in which nothing more
can be done for the man.
Innocent men must on
occasion suffer.

S.R. 14/1/99

As the Rev. Courts found
that the decree was
indefinite, and incapable
of execution because it
did not specify to what
particular parcels of
land the plaintiffs were
entitled, it is not
clear to me how the
revenue assessment of the
unknown parcels has
been arrived at -

I should like to put
on an arbitrary rate of
assessment as suggested by
the Under Secretary; but
apparently this could not be
done without reopening the enquiry
on the merits -

The petitioners must be
told that Govt. regrets that
it is not in a position to
afford them any further
relief.

19-1-99

Please see draft below
V. 11-99
21-1-99

Read Endt of the Deque Dept
No 24 transferring petition
4-11-98
from Mangala Koudipadu &
Kampigadu, Barber Mirasidars,
Puttur Village, Tadpatu M.
d/24 Oct 98 (C no 7578949)

Read also Pro of the Deque Dept
No 73 on petn from the same
11-11-98
individuals praying that
some provision of law might
be devised to give effect to the
decree passed in their favour
in the matter of their mirasidars
(C no 7758948)

DT 24/1/99

Order No 23467/24th Jan 1899.

The petitioners are
informed that Govt. regrets
that it is not in a position
to afford them any further
relief.

M
23/1/99

M

(From Orders)

Copy to the Board of Rev (L.A.)
21/1/99

21-1-99