

Revenue (1899) Department.

MISCELLANEOUS SERIES.

G.O., No. 489

DATED 3rd February 99

[Despatch Abstract.]

Ordering that the Rt Honble the Secy. of State for India be addressed regarding the further conduct of the Chidikada Privy Council Appeal.

The Rt Honble the Secy of State for India
Requesting that the accounts of the Chidikada Privy Council appeal may be closed so far as the Ex. of Inds is concerned, and submitting for his Lordship's favourable consideration the request of the Council on behalf of the present owner of Chidikada that his client may have the benefit of the expenditure incurred.

The arrangement made on behalf of the late W. A. H.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cno 1660/99							
= Eo. 10428/11-2/11							
Cno 36862/99.							

Revenue (189⁹) Department.

CURRENT No. 568

From

The Secretary to the Court of

No. 99 Misc.

Order

Dated 20th January 1899

Received 23-1-99

Registered 24-1-99

Enclosures 3

Spare copies

SUBJECT.

Passing orders on letter from Mr. Kenworthy Brown praying the Court to request the legal department of the India Office to arrange as far as possible that the new proprietor of the Chidi-Kada Estate may have the benefit of the expenditure incurred for the defence of the suit now pending before the Privy Council.

By
2/1/99

BACK PAPERS.

G.O.	No.	Department.	Date.
po	4109-10 20-10-98		

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Proceedings of the Court of Wards.

Dated 20th January 1899, NO.99 Misc.

Read letter from Kenworthy Brown Esquire, Barrister-at-Law, Madras, dated 18th January 1899 praying the Court to request the legal department of the India Office to arrange that the new proprietor of the Chidikada Estate may have the benefit of the expenditure incurred for the defence of the Chidikada Privy Council Appeal.

Resolution.

With reference to Sir Arthur Wilson's letter of the 27th April last and in continuation of Court's Proceedings NO. 863, dated 11th August 1898, the Court of Wards submits that the local High Court has ordered that Inuganti Chinnsitaramaswami Garu be brought on the record of the Chidikada Privy Council appeal as the successor in interest of the deceased proprietrix. As he is sui juris, the Court has authorized the Collector of Vizagapatam to furnish him with a set of printed records relating to the appeal and to inform him that he should himself make the necessary arrangements for the further opposition - thereof, if so advised. In these circumstances the Court resolves to request that steps may be taken to close the account of the appeal in so far as the Court of Wards itself is concerned and to intimate in due course the amount which it will be necessary to adjust in India.

2. Mr. Kenworthy Brown, who is acting on behalf of the present owner of Chidikada, recently enquired (1) whether the arrangements could be made for the Respondent's case to remain with the Solicitor to the India Office; (2) whether counsel had been briefed for the hearing of the appeal; and (3) if so, what fees had been paid to them. The Court informed him in reply that it had no definite information on these points.

3. Mr. Kenworthy Brown now requests that the Court of Wards may take steps to ensure that his client shall have the benefit of the expenditure incurred and arrangements made on behalf of

below

po 4109-10
20-10-98

P. 1061 Misc.
20-9-98

de CP. No. 9 Misc.
11-2-99

the late ward in connection with the opposition of the appeal. The Court recommends that if His Excellency the Governor in Council sees no objection, this request may be submitted for the favourable consideration of the Right Honourable the Secretary of State for India.

(True Extract)

Lucas Davidson

Acting Secretary

To the Secretary to Government, Revenue Department with Sir Arthur Wilson's letter returned and a copy of Court's Proceedings NO. 1469 Mis, dated 16th December 1898.

To Kenworthy Brown Esquire.

To the Collector of Vizagapatam.

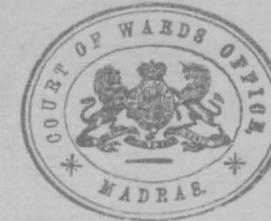
C.M.N.

INDIA OFFICE.
WATERLOO, S.W.
COURT OF WARDS
916
1898
In the Rajah Venkata Ranga
Chalapathi Rajah of Bobbili
vs. The Aniganti Bhavaipanni
a Hindu under the Court of
wards. Chidabada appeal

On the 25th instant I received an intimation from the appellants' solicitors that the Respondent was dead, and a telegram was despatched to your Government the same evening.

On the following morning, the 26th, the appeal was in the paper for hearing before the Lords of the Privy Council, and on the case being called on the appellants

Enc 5
CmR 1143/28



Proceedings of the Court of Wards,

Dated 16th December 1898

1899.

No. 1469

Routine.
Miscellaneous.

READ

Resolution.

A copy of para 3 of Court's proceedings NO.1061 dated 20th September 1898 will be communicated to Mr. Kenworthy Brown with the remark that the Court of Wards has received no information as to the counsel engaged or the fees paid and cannot form any opinion as to whether the Solicitor ^{to the} India office would be at liberty to continue dealing with the case. It presumes that counsel were engaged as the Respondents case had been prepared before the 19th April and on the 26th idem the appeal was in the paper for hearing before the Privy Council and was actually called on, but allowed to stand over as the appellant's counsel informed their Lordships of the Respondent's death, a fact of which the Solicitor to the India Office only received intimation on the 25th idem.

(True Extract)

(Signed) Lionel Davidson.

Acting Secretary

To Kenworthy Brown Esquire.
To the Collector of Vizagapatam.

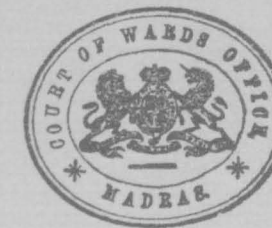
(True Copy)

Lionel Davidson

Acting Secretary.

1898
REVENUE DEPARTMENT.
No. 5
Current No. 4258

1
REVENUE DEPT.
No. 1
86.5



Proceedings of the Court of Wards,

Dated 20th September 1898 189—
No. 1061 Misc.

READ letter from W.O.Horne Esquire, Collector of Vizagapatam, dated 12th September 1898, Dis.NO.1622 forwarding to the Court petition from the Proprietor of the Chidiakada Estate and requesting sanction for delivery to the proprietor of certain records connected with the Chidikada Privy Council Appeal.

Resolution.

XX XX XX XX X X

3. The Collector will inform the petitioner that he must himself take the necessary steps for the further opposition of the appeal, pending before the Privy Council. The Court of Wards will instruct the Solicitor, India Office, to withdraw from the case as soon as the High Court admits the petitioner as a party to the appeal and to adjust the expenditure incurred up to that date.

(True Extract)

(Signed) Lionel Davidson.

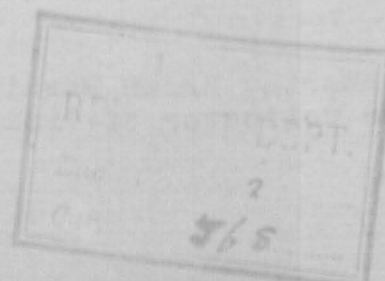
Acting Secretary

To the Collector of Vizagapatam with 2 enclosures and one letter ret'd.

(True Copy)

Lionel Davidson

Acting Secretary



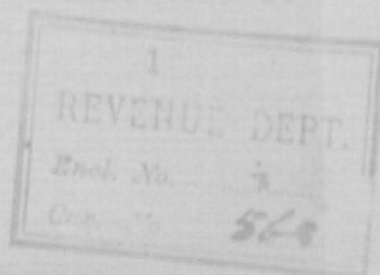
189 .
Court of Wards,
MADRAS.

To

Proceedings, dated
No.

189

Subject.



D 1,000 -7-9-98.

REVENUE DEPARTMENT.

Cur No. 568.

From The Court of Wards:

11099 Mi Dated 20th Jan'y

1899.

FOR ORDERS.

Plea see current.
& In consequence of
the death of the Chidikada
proprietrix (the Respondent
in the Appeal pending be-
fore the Privy Council), the
Appeal stands abated;
and the Chidikada estate
having passed out of the
Court of Wards' hands,
the Solicitor at the India
Office, London, was informed
that the Court had no
further interest in it.
Towards reviving the
Appeal, the Madras High
Court has ordered that
Inuganti Chinasisitarama
swami garu be brought
on the record as the successor
in interest of the deceased
Respondent (proprietrix).
As he is sui juris, the Court

*Vide Sir A. Wilson's
427-4-98
letter below current.*

GO. 4109-10 Y.
20-10-98

of Wards has instructed
 the Comr of Vizagm to furnish
 him with a copy of printed
 records relating to the appeal
 and to inform him that
 he should himself make
 the necessary arrangements
 for the further opposition
 thereof, if so advised. It
 therefore requests that steps
 may be taken to close the
 account of the appeal
 in so far as the Court of
 Wards itself is concerned
~~monopoly~~ to intimate in
 due course the amount
 which it will be necessary
 to adjust in India.

2 The Court of Wards
 further reports that Mr. Ken-
 worthy Brown, who is act-
 ing on behalf of the present
 owner of Chidikada requests
 that steps may be taken
 to ensure that his client
 shall have the benefit
 of the expenditure incurred
 and arrangements made
 on behalf of the late ward
 in

in connection with the
 opposition of the Appeal. It
 recommends that if H.E.
 the Governor in Council sees
 no objection this request may
 be submitted for the favour-
 able consideration of the Secy.
 of State. Submitted that
 this may be done.

W. Ken
 27.1.99
 B.D.
 28/1/99

Please draft. B.D.
 30/1/99

Please see draft below.

W. Ken
 31.1.99
 B.D.
 31/1/99

Secy

The request is not
 very definite but it is
 presumed that the
 lawyers in England
 will understand what
 is meant?

W
 1.2.88

only
 J. L.

Read Pro. of the Court of
Wards No 99 14th d/20.1.99
(Cus 568 of 99)

Order No 489 73rd Feb 1899.

Ordered that the follow-
ing despatch be addressed
to the Right Hon^{ble} the Secy.
of State for India.

Despatch.

To No 189 9th Feb 1899.

The Right Hon^{ble} the Secy of
State for India.

My Lord,

In continuation of
our telegram to your Lordship
d/26th April 98, we have the
honour to state for your
Lordship's information that
the Madras High Court has
ordered that Senganti Chin-
sitaramaswami Gari be
brought

8th
3/2/99

251
7.2.99

Despatched
9.2.99.

A.S.H.

90 N^o 1823 H.A.
26.4.98

brought on the record of the
Chidikada Pring Council
appeal as the successor in
interest of the deceased proprietor.

As he is sui juris, the Collr
of Vizagm has been instructed
to furnish him with a set of the
printed records relating to the
appeal, and to inform him
that he should himself make
the necessary arrangements
for the further ^{opposing the appeal} ~~opposition~~

thereof, if so advised. We
therefore request that steps
may be taken to close the
account of the appeal in
so far as the Court of Wards
itself is concerned, and to
intimate in due course
the amount which it will
be necessary to adjust in
India.

2. The Counsel who is
acting here on behalf of the
present owner of Chidikada
requests that the present owner
may be permitted to have
the benefit of the expenditure
incurred and the arrangements
made

made on behalf of the late
ward in connection with
the opposition of the appeal.
We submit this request for
your Lordship's favourable
consideration.

W.H.M.
31-1-99

31/1/99

19th
11/2/88

8/2/88

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

189 .

READ AGAIN G.O., No.
 189 ,

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BRING MEANT FOR DESPATCH
 IN ORIGINAL.

N.B.—

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