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1852 Vol 2506 #

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Ltr to 24th Decr 1855

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20389 Fort St George 19th December 1855

Bd's No 3569

Read the following Papers

From the Secretary to Government

491.

Official Memorandum.

The course at present followed by the Board of Revenue in sending up the Season Reports being found inconvenient the undersigned has the honor, under the Orders of Government, to request that for the future they may be accompanied by a small tabular Statement in the form given at the back of this Memorandum to shew at one view the nature of the intelligence received from the different Districts This should be dated and signed by the Secretary and no other list or Memorandum need be sent with them

Fort St George
19th December
1855

(Signed) J. D. Bourdillon
Secretary to Government

District and date	Rain fall	State of the Prices whether high or low the Cultivating operations.	Crops and the Sowing Falling or Stationary	Further Remarks.

Ordered thereon

Ordered that the following Statement be sent.—

Statement—

No 2662 - Malabar. 6th December 1855. Insns: 15th Dec r -	There were one or two showers near Calicut but in the Sub division and to the Eastward of Calicut the want of rain is very much felt. -	The Crops were withering -	The price of Rice is ruling and in parts of the district it can= not be obtained. -
No 2669 - Madura - 10th December 1855 In sns 15th December.	Rain commenced throughout the district on the 1st and Continued with little intermission to the 3d December 1855 and subsequently there have been a few light showers -	The greater part both of the river and rain fed Tanks have received a sufficient supply to bring the Crops under them to maturity Some dry Crops have perished others have been reaped and yielded about half of an average produce. Those on the ground are looking well To the end of October the cultivation was in excess of the year preceding. -	Prices are the same as before the time when the State of the Season became alarming -	There has been no renewal of the disturbance reported to the Government on the 30th No= vember 1855. -

Revenue Board Office
Fort St George - -
19th December 1855 - -

(Signed) G. S. Forbes -
Acting Secretary -

Ordered also that the following Circular be sent. -

20391 Fort St. George 19th December 1855.

491-493.

B. No. 3360

Circular to all Collectors.

Circular.

Under instructions from Government, I am directed by the Board of Revenue to request that you will submit for the future, your season Report in a Tabular Statement in the Form here underlaid down.

Revenue Board Office, Fort St. George, 19th December 1855.

Signed / G. L. Forbes
Acting Secretary

Statement Shewing the State of the season in the District of during the latter half of November 1855.

Rain fall	State of the Crops and the Cultivation operations.	Prices whether high or low rising falling or on Stationary	Further Remarks.

To

20392 Fort St. George 19th December 1855.

No. 130.

To

G. L. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

494.

B. No. 3132

From the Collector of Salem. — Government No. 1190 of 1855. Board's No. 60 of 1855.

Government Endorsement 25th May 1855.

Sir,

I have the honor to submit the following report on a Petition presented to Government by Komara Pillay of Thalavay putty in the Salem Taloog, dated 1st May last, and Bearing the Board's Endorsement, dated 8th June 1855.

2. The Petitioner requests the sanction of Government for bringing a Civil Action against the heirs of a person named Annavien, to obtain possession of 14 Tridva Kum Shares, 7 of which were mortgaged to the Petitioner by Annavien and 7 sold to him by the same person in the Village of Seeburnputty, in the Ahtoor Taloog.

3. From the Records of my Office it appears that Seeburnputty is one of Seven Villages which were originally held on Jodigy tenure, but subsequently were included in the Agen Villages, and settled on Tridva Kum tenure, under the

Sanction.

Sanction of Government dated the 27th. April 1841 and that Annavien the person referred to by the Petitioner, held in Seelinimputty the following 14 Trishvakum shares the value of which amounted for Fusly 1264 to Rupees 119-1-5-

No.	of Shares.
5	Original Shares belonging to Annavien
2 3/4	Mortgaged to Annavien by one Sevaraman
1 1/2	Sold to Annavien by Venkatachellyen
1/2	Do. by Veeraraga viyer
1 3/4	Do. by Ammula Karanyen
1 1/4	Do. by Arpna Poornee Ummal
1/4	Do. by Singyen
14	Total

4. The Petitioner claimed 7 out of these 14 shares as mortgaged and 7 as sold to him by the aforesaid Annavien. As the latter failed to make over these shares, the Petitioner sued Annavien and others in the Unmapatta District Moonsiffs Court in Suits Nos. 177 and 178 of 1849.-

5. While the suit was still pending the Civil Judge in a letter, dated 27th. July 1849, requested the Collector to hold in deposit the disputed shares until the above cases were decided, and an Order to that effect was sent to the Tahsildar of Athoor.-

6. The District Moonsiff having decided the suits in question in the Petitioners favor, two Communications on the Subject were addressed to the

Collector

Collector by the Civil Judge, dated 4th. June 1850 and 27th. March 1851. the first requesting the Collector to register the 14 Trishvakum shares in the name of the the Plaintiff (Petitioner) and the second requesting him to pay the Plaintiff the amount of Trishvakum held in deposit.-

+ To Civil Judge dated 5th. April 1855 } by Mr. Phillips stated in reply that nature referred to "should be admitted or tried by the Established Courts unless the Plaint be accompanied by the order of the above Regulation: and that the decree was in his opinion a nullity and could not be enforced thro' his said as no such order from Government appears to have been obtained previous to the filing of the suit.

From Civil Judge 14th January 1851. To Do. 21st July Do. To Do. 24th November Do. From Do. 7th July 1852. To Do. 10th July 1852 } 8. After some correspondence between the Civil Judge and the Collector, who differed in opinion as to whether or not Regulation IV of 1831 was applicable to Trishvakum Enams, the case was referred to the Court of Sudr. Udalut, who in an Extract from their Proceedings dated 29th July 1852 observed that Trishvakum allowances are in their opinion "grants of the description contemplated by Regulation III of 1831, and Consequently excluded from the jurisdiction of the Courts."-

On

To Civil Judge 18th January 1853
To D.o 11th August 1853.

9. On the receipt of the above Extract the Civil Judge was requested to state whether it was necessary any longer to hold in deposit the Sums collected while the Suits were pending. The Civil Judge stated in reply,* that under the ruling contained in the Sud.r Addalut's Extract of the 29th July 1852, the Collector "was fully competent to dispose of the Sum."-

* From Civil Judge dated 19th August 1853.

10. The final orders from the Civil Court having been obtained, the Trishwakumma allowance due to Annavien from Fusly 1259 to Fusly 1262, which had been held in deposit, was paid by me to Venkatasien, the Son, and Doraisamien, the grandson, of the deceased Annavien.-

11 Under the foregoing Circumstances, I beg to state that I see no objection to the Govern.= ment granting the permission solicited by the Petitioner, for bringing a Civil Action against the heirs of Annavien.-

Salem Collector's Office
Profsor. - - - -
25th October 1855. —

(Signed) H. A. Brett
Collector

B. No. 3372.

Proceedings thereon -

494-495.

The Board resolve to Submit the foregoing letter for the orders of the Right Honorable the Governor in Council. They are of opinion that no objection exists to the petitioner being allowed to bring a Suit for the Shares of Trishwakumma alleged to have been Sold and mortgaged to him.-

No. 206.

To
G. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue
Fort St. George.

496.

B. No. 3268
From the Collector of Madura

Sir,

Under the Resolution of Government dated the 21st July 1855, the increased allowance of 175 Rupees per mensem was paid to Mr. J. R. Cockerell while only Acting Head Assistant He has since been confirmed in that appointment and not having been 8 years in India and 3 years in the Revenue line is under the Rules contained in

20397 Fort St. George 19th December 1855.

in Page 207 Vol. 1 C. O. Board of Revenue and Page 85 of the Civil Service Rules entitled only to 6700 Rupees per Annum or 558-5-4 per mensem. I have the honor to request to be informed whether I am right in supposing the Rules above Cited to be virtually rescinded by the order of Government of the 21st July last and authorized therefore to pass to Mr. Cockerell a Salary of 733-5-4 per Mensem.-

Madura, 5th November 1855. } (Signed) R. D. Parker Collector.

B. of R. No. 3363.
496-497.
Proceedings thereon- Resolved that the question raised by Mr. Parker in the foregoing letter be submitted to the Civil auditor for his opinion.-

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To

20398 Fort St. George 19th December 1855.

No. 147
1855.

To,
G. S. Forbes Esqre.
Acting Secretary to the
Board of Revenue.
Fort St. George.

498.

B. of R. No. 3519.
From the Collector of Malabar.
To B. of R. dated 26th August 1852.
From Do. 29th Septr. 1852.

Sir,

I have the honor with reference to the correspondence noted in the Margin to forward for the information of the Board of Revenue a decree passed by the Sub Court in O. S. No. 16 of 1852. In his decree the Sub Judge has assessed the Collector with the Costs of the suit which amount to Rupees 9-14-8. The merits of the case are simply these-

2- It became necessary to enlarge the Calicut Cutwals' Choultry. the adjoining ground belonged to the Reraka Korulagom Rance, who made a present of it to the Government, but on this land stood two buildings belonging to the Plaintiff who objected to their removal. the Collector accordingly had them pulled down and considered the Plaintiff entitled to from Rupees 35 to 40, a sum

sum fixed on by mediators, at the same time the Collector signified his readiness to increase this amount if the Plaintiff were prepared to make a reasonable demand the Plaintiff rejected all the offers made, and demanded Rupees 300. a sum so preposterous, that the Collector at once declined it, the Plaintiff refusing any of the terms brought a suit in the Sub Court for Rupees 300. This Claim the Sub Judge also rejected and awarded payment of 50 Rupees for the buildings and adjudged the Plaintiff to pay the Costs of the sum disallowed, but has assessed the Costs on the Collector. This latter part of the decree appears to me to be unjust and opposed to the practice of the Courts, but the amount is so small and no principle of importance is involved in the matter, that I doubt the advisability of prosecuting the Suit, and request that I may have authority to discharge the amount awarded against the Collector.

In

3. In future similar Cases, an adherence to the provisions of Act XX of 1852, will protect the Government from similar consequence.

4. The Government Vakeel appears to have notified the Collector of the decree having been given, but failed to furnish the Office with an English Copy of the decree till the 6th. November or 3 days after the appeal time expired. the Malialum Copy he sent 6 days before the English one. I have noticed this act of grave neglect to the Vakeel and warned him against a repetition of it.

Vide Copy of my Petition dated 12th. November 1855.

5. I moved the Sub Court for a review of judgment, but the Sub Judge rejected the motion, on the ground that it was presented after the proper time and shewed no sufficient reasons for a review.

6. The grounds Surged were that the land was urgently required for public purposes, and that every consideration had been shewn the Plaintiff in the measures adopted

adapted towards him, that a sufficient sum &c
had been offered to him for the injury done him,
as appeared from the Decree of the Sub Judge,
and that it was the preposterous and exorbi-
-tant claim of the Plaintiff which alone had
caused this Law Suit, the expenses of which he
and not the Government should be adjudged &c
to bear-

Vide Copy of Courts order dated 16th Novr

7. The Sub Judge has rejected these &c
grounds as insufficient to warrant a review, and
argues that in contravening the Law the Collector
had inflicted a wrong for which Plaintiff had
a right to seek redress, and that for the wrong
inflicted the Collector was justly answerable in &c
Costs--

8. In the event of the Collector failing
to redress the wrong inflicted, or to offer the &c
Plaintiff a sufficient compensation for it. the
Sub Judges positions appear to me perfectly
tenable and just- but having offered a fair &c
and ample compensation for the buildings &c
removed

removed it does not appear to me that the Collector
is answerable for the costs of a suit which &c
can only be viewed as litigious and vexatious
in its nature-

9. The Sub Judge does not appear to
me to have given sufficient consideration in &c
his decree to the urgency and extent of the &c
public interests involved in the act of the &c
Collector- To have waited for a bill of ejectment
against the Plaintiff would have cost much &c
time and compromised the public interests- &c
The Sub Judge simply confines his views to
the wrong done and holds the Government &c
responsible for that wrong-

10. This appears to me to divest the
question at issue of many of its legitimate
extenuating circumstances, and to narrow it
within the straitest legal limits-

11. I found however that the late &c
Collector was prepared to pay 60 Rupees for
the

the buildings &c. and had set a part this sum for that purpose. The amount the Government is now awarded to pay will not esceed this amount-

12- Considering the issue of an appeal may be doubtful, while the escpenses would greatly esceed the amount, Government is now called on to pay, it does not appear to me desirable to prosecute the suit further, but await the further orders of the Board on the subject.-

13- The terms of appeal has escpired, but I doubt not the Civil Court might be led to admit an appeal on the grounds of the neglect of the Government Vakeel to furnish the Collector with a copy of the decree at an earlier date.-

Calicut 19th November 1855. (Signed) T. Clark. Collector.

Dewan

No. 1.

Decree of the Subordinate Court Zillah Calicut. Before the Sub Court of Calicut

Original Suit No. 16/1852.

Plaintiff. Shithrayel Mamo Coya } Versus-

Defendants
1. H. V. Conolly Esqr. Collector of Malabar
2. Kayckepandee Pelayatha Kady Coya.

Vakeel. Raman Menon-

Vakeels. Amboo Padwall for 1st Defdt. Pakoo for 2d Ditto.

1. This Suit was brought to recover from the 1st Defendant Rupees 300 on account of two rooms alleged to have been wrongfully demolished on the order of the said Defendant for the purpose of effecting certain enlargements of the Police Ameens' Cutcherry-

2. The 2d Defendant was joined because he had obtained one of the said rooms on Mortgage-

3. The answer of the 1st Defendant did not deny the demolition of the Chamber, but pleaded that the damage done had been enormously over-rated that the Defendant had always

always been and was still willing to pay a moderate compensation of from 35 to 40 Rupees, but that this offer had been refused by the Plaintiff-

4. The 2d Defendant who ought not to have been joined also answered-

5- Reply and Rejoinder were not filed-

6- Points were recorded on the 31st January 1855, Plaintiff to prove 1st That the shop alluded to in the Plaint is not one but two, and that they were worth Rupees 300. 2d That Plaintiff did not carry away the materials of the aforesaid shops after they were pulled down by order of 1st Defendant, and if the said materials were taken, prove by whom, and submit and prove an account particular of the same.

1st Defendant. Disprove the Plaintiffs' evidence to Establish point No. 1 and prove that the shop was of the value stated in the 1st Defendants' answer-

2d Prove that Plaintiff carried off the materials of the shop. also if any Estimate was made of the value of the said shop prior to its being pulled down

down file the same, 3d File the account and correspondence that took place between 1st Defendant and the Calicut Tahsildar on the subject-

2d Defendant. Prove that only one shop was pulled down and that he did not appropriate the materials thereof-

7. On the 4th and 6th June 1855, 3 witnesses were examined on behalf of the Plaintiff and 4 on behalf of the 1st Defendant, Plaintiffs' Witnesses 1 Moosaluin vittal Hoosein Coya 2 Palythagatha Mamood Coolty 4 Coyaparumbuttha Ameed Coolty 1st Defendants witnesses 1 Madalagatha Krishna Menon 2 Puttanvittil Shapoory Roorsapoo 4 Kolathate Theyan Menon 5 Wodyar vittil Ayapen Pillay-

Judgment.

8. In this suit judgment has been delayed because I felt some doubt whether the points recorded by my predecessor ought not to have noticed the plea of 1st Defendant alleging compensation to have been offered- On the whole however, I feel satisfied that this was not necessary, for whether compensation was offered or not, if not accepted by the Plaintiff, the 1st

Defendant

Defendant was bound to proceed to obtain the co
Plaintiffs property for public purposes by the co
means prescribed by law, and having failed to co
allege that he did so, and of course failed to co
prove it. there is no doubt whatever that a co
wrong has been committed, and the only question
before the Court is the extent of that wrong co
and the amount of compensation which ought
to be awarded.

9. On the part of the Plaintiff 3 witnesses endeavoured to shew that the two Chambers destroyed were precisely of the same character titled &c. as those of the same range of shopes which the co Plaintiff now occupies. On cross examination co nothing could be more unsatisfactory than their replies. They all hesitated much, and one, the 2d. witness, when pressed as to his means of knowing all that he asserted as to the co value of the property destroyed, said that he had heard it all from a Child. On the co other hand I am satisfied by the evidence of the witnesses for the 1st Defendant that the co Plaintiffs employed the time which he allowed co

to

to elapse between the injury complained of and bringing this suit in tiling a bazar which was previously merely thatched, and that the amount of damage really done will be about Rupees
20. The Plaintiffs long delay is in itself a co strong circumstance against him and there can be no question that he has put an exorbitant price upon his injury, I conceive that justice will be done by awarding him Rupees 50 to be paid by 1st Defendant as compensation both for his loss and on account of damages
10. Costs on this account will be paid by 1st Defendant and on the amount disallowed by the Plaintiff.
11. The Costs of 2d Defendant unnecessarily joined will be paid by the Plaintiff.

Costs.

Stamp duty on institution under Section XIII Regulation XIII of 1816					16. " "
Fee of Plaintiffs Pleader under Sec: XXV Reg: XIV of 1816					15. " "
Do. of 1st Defendant	Do.	Do.	Do.	Do.	15 " "
Do. of 2d Defendant	Do.	Do.	Do.	Do.	5. 8. "
Value of Stamp paper filed by Plaintiff					7. 8. "
Do.	Do.	by 1st Defendant	Do.		4. 8. "
Do.	Do.	by 2d	Do.		1 3 1
Expenses for serving processes on the part of Plaintiff					" 3 2
Do.	Do.	on the part of 2d Defendant			79. 14. 3

Total Costs Rupees

List

20409. Fort St. George 19th December 1855.

List of Exhibits &c.

Plaint 1, Defendants' answers 2, Vakilut namahs 3, Deposition of Plaintiffs Vakeel 1; List of Plaintiffs Witnesses 1, Do. of Defendants witnesses 2, Depositions of Plaintiffs witnesses 3, Do. of Defendants witnesses 4, Notices and Proclamations 8, Points of proof 1, Bundle of the Original proceedings 1, and decree 1.

Given under my hand &c.
24th Day of September 1855.
On 6 pages.

(Signed) W. Holloway.
Acting Sub Judge.

Plaint filed 16th March 52.
Pleadings closed 25th Oct.
Date of 1st Preliminary hearing 7th June 1855.
Date of 2d Hearing 23d Aug.
Date of 3d Do. 17th Sept.
Date of Decree 24th Do.

Sealed and signed 5th Oct. October 1855. Term of appeal expires on the 3d November 1855, application for the execution of this decree shall not be entertained after the lapse of 12 years, unless sufficient cause is shewn for the delay as prescribed in clause fourth Section XVIII, Regulation II, of 1802.

(True Copy)
(Signed) T. Clarke
Collector

Burton

20410 Fort St. George 19th December 1855.

No. 2.

To,
The Sub Court
of Calicut

The Urzee of Thomas Clarke Esqr. Collector of Malabar for the time being, for the 1st Defendant in O. S. No. 18 of 1852.

The 1st Defendant regrets that through the neglect of the Government Vakeel the nature of the decree passed in this case was not brought to his notice before the 1st November 1855.

He has therefore been unable before the expiration of the time allowed for appeal to present to the Court his reasons for a review of judgment which he prays may be granted in this case.

The 1st Defendant has been adjudged to pay costs in this suit on the grounds it is presumed of the wrong which he is in para 1 of the judgment declared to have committed towards the Plaintiffs in not proceeding to obtain the Plaintiffs property for public purposes

Fort St. George, 19th December 1855.

purposes by the means prescribed by Law.

It will be seen that the act which has formed the subject of the suit was performed in 1846 and 1848 while the Law to which the Sub Judge is supposed to allude was not enacted till 1851 or 4 years after. It was not therefore in the power of the 1st Defendant to conform to the provision of that act. The amount of damages awarded to Plaintiff is, 50 or only 10 or 15 Rupees more than the sum tendered to the Plaintiff and which the 1st Defendant stated he was prepared to increase on grounds shewn.-

In the absence therefore of any enactment for obtaining possession of the ground required for public use and in proof of the very urgent necessity on public grounds that the 1st Defendant should be put in immediate possession of the ground on which the Plaintiffs buildings stood

Fort St. George 19th December 1855.

stood and as the Plaintiff has entirely failed to prove that he suffered any wrong from the 1st Defendant who is shewn to have manifested throughout the transaction every consideration to the Plaintiff and to have tendered to him an amount very little short of what has been declared by the Court to be a just and equitable remuneration for the destroyed buildings and which amount the Plaintiff knew the 1st Defendant was ready to increase had he been prepared to make a reasonable and fair demand and as it has also been clearly Established that the suit was engaged in and is attributable not to any unfair hard and unjust conduct of the 1st Defendant but solely to the preposterous and outrageous claim of Plaintiff who refused to listen to any counsel or to abate one iota of his absurd claim the 1st Defendant trusts

C. Bertow

Fort St. George, 19th December 1855

trusts the Court will in view of these circumstances see the justice and propriety of relieving him from the costs awarded against him and will assess them on the Plaintiff.

Calicut
12th November
1855.

/ Signed / T. Clark
Collector

No. 3.

M. P. No. 430

Order.

I am bound to reject this petition. It would be sufficient ground that the period for its presentation has passed but I should equally have rejected it on a view of the merits of the case.

The reasoning that because Act XX of 1852 was not enacted at the period of the injury complained of the defendant cannot be considered to have committed a wrong is quite untenable. The legal right of every man

Fort St. George, 19th December 1855

man is to retain possession of his property against all the world, to sell or not to sell it, as he pleases. For certain defined purposes the Legislature as in the act under review narrows this natural right, enables Government, or even private companies to possess themselves of the land by certain specified modes, and so long as the provisions of such enactments are strictly observed no wrong is committed by divesting the proprietors of his natural rights but the only consequence of the act not being in existence is that the defendant had no legal means of getting possession of the Plaintiffs' bazar against the possessors consent.

The

20415 Fort St. George, 19th December 1855

The so taking possession was therefore an unquestionable legal wrong. With regard to the character and conduct of the defendant. I conceive the enquiry quite irrevalent. Courts of law cannot enter into consi= deration of morally, mutual = kindnesses or gentlemanly beha= viour. So long as a man by means not illegal contends solely for his legal rights a Court must sustain him. Independently therefore of the prima facie bar to the presentation of this petition, it contains not a single allegation which leads me to doubt the propriety of the conclusion at. which I have arrived.-

16th November 1855.

/True Copy/

/Signed/ T. Clarke

Collector

Ordered

20416 Fort St. George 19th December 1855.

Ordered to be submitted to Government with the following letter.-

To The Secretary to Government.

Revenue Department

Sir

498-499

B. of R. 3368.

To the Secretary to Government submitting a letter from the Collector of Malabar and recommending that he may be authorized to disburse the sum with costs adjudged against him by the Sub: Court of Calicut in O.S. No. 16 of 1852 amounting to Rs. 59-14-8 and that he be desired to take no further proceedings in the Case.-

With reference to Extract Minutes of Consultation dated 28th September 1852, I am directed by the Board of Revenue to submit herewith a letter from the Collector of Malabar dated 19th November 1855, for= warding the decree of the Subordinate Court of Calicut in O. S. No. 16 of 1852.-

2. As Government are already aware this suit was instituted by one Chitthroyel Mamoo Coya to recover the sum of 300 Rupees, the alleged value of certain buildings forcibly removed by the Collector, the land on which they stood having been required for public purposes. The compensa= tion offered by the Collector was from 35 to 40 Rupees a Sum fixed on by Arbitrators. Chitthroyel Mamoo Coya however refused to receive that amount and filed a suit to recover the larger Sum he con= sidered himself entitled to.-

3. The Court it will be seen disallowed Plaintiff's claim to its full extent but has awarded 50 Rupees to be paid to him, both as compensation for his loss and on account

Fort St. George 19th December 1855.

Account of damages and has directed the Costs on this Amount to be paid by the Collector and those on the Sum disallowed by the Plaintiff.

4. Dissatisfied with the decision of the Court as regard the Costs adjudged against him the Collector moved for a review of judgment. The Subordinate judge however rejected the motion stating that he could not doubt the propriety of the conclusion at which he had arrived.-

5 In submitting the papers the Collector draws particular attention to the question of Costs. The Board concur generally in his opinion, but as the amount in dispute is but small, the issue of an appeal doubtful; and as a legitimate course of procedure in case of this nature has been prescribed by Act XX 1852. Since the occurrence which gave rise to the suit, they think with Mr. Clarke that it is not desirable to prosecute the matter further they accordingly recommend that he may be authorized to disburse the Amount adjudged against him, Viz, 50 Rupees together with the Costs upon that Sum, Rupees 9-14-8 making in all Rupees 59-14-8- and desired to take no further proceedings in the case

Revenue Board Office
Fort St. George
19th December 1855.

(Signed) G. S. Forbes.
Acting Secretary.

Fort St. George 19th December 1855.

No. 226.

To,
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue.

Sir,

500.

B. No. 3394
From the Acting Collr. Madras.
Dated 1st Novr. 55.

I have the honor to forward Copy of a letter to my address from Mr. J. B. Norton and to request the favorable consideration of the Board to the proposal it contains.-

The Manium alluded to as adjoins Mr. Norton's property on the Adyar, and being a mass of prickly pear and jungle is almost a nuisance to him.

The neighbourhood would benefit by its clearance, which would take place, if the Board would obtain the Sanction of Government for the sale of the land by the Maniemdars and for the exemption from tax of any similar extent of land which they may secure, either within the limits of Mylapoor or in the direction indicated by Mr. Norton.-

The usual Quit Rent of Rupees 5-4- per Cawney would be levied on the extent

trans:

Fort St. George 19th December 1855

transfered to that Gentleman.-

The Bundaly and his party have appeared before me, and stated their claims which consist in their having exercised their calling of washer-men on the land for the last 25 years, and in having constructed two wells therein. Their opponents (sellers to Mr. Norton) admit this, but declare that the co. Bundally &co are not the descendants of Lingappen and Venkatasen the origenal grantees.-

Though not thus allied, I know not if joint occupation of the land for so many years may not have given them a prescriptive right to continue upon it. This is a matter however for the parties to settle among themselves.-

The land being Mauniam, it cannot be sold without the permission of Government, which perhaps the Board will recommend shall not be withheld should Mr. Norton succeed in obtaining possession. It will be for him to stand on the goodness of his title and to answer all future claims.-

Madras 21st November 1855.-

(Signed) B. Cunliffe
Ag Collector.-

Fort St. George 19th December 1855.-

No. 1.

To
The Collector of
Madras.-

Sir,

I am in treaty with the Head Meerasidars of the washermen in my immediate neighbourhood for the purchase of their land, which I believe they hold on Mauniam tenure.-

The land is about 5 Cawnies in extent but from its situation it is a very great inconvenience to my premisses and it is an object to me to obtain possession of it, even on terms which some might deem exorbitant.-

The land was originally given to the persons of the name of Lingapa and Venkatasa, Head Meerasse washermen in exchange for a piece which they held on the other side of the road, and which Mr. Pugh induced them to give up for the present piece.-

Rent is reserved to the extent of about 26 Rupees a year but a note in the margin of the Certificate by the then Collector of Madras, frees it from payment so long as it is held for washing purposes.-

I propose to purchase from the representatives

20421 Fort St. George 19th December 1855.

Representatives of the original grantees Lingapa and Venkatasa, who are desirous of obtaining a piece of ground some where near Mr. Hooper's, and it would greatly facilitate my views, if the Revenue Board would consent to the piece which the washermen are about to occupy being held as Maniems, I paying the Assessment on the piece, which ceases to become so.-

If you see no objection to this course, perhaps you would do me the favor of submitting my request, with your own recommendation, to the favorable consideration of the Board.-

I should mention that there is one person who claims a right to wash on this ground, who does not appear as yet willing to come into the same terms as the remainder of the washermen.-

As far as I can understand the story the Meerassee washermen allowed a man of the Bandally caste to come and wash on this spot this was about 10 years ago: and that on his death his relations have also been permitted to wash there.-

But the Merasdars assure me that these people have no Merassee rights, and if this be so, of course, their permissive use of the land would not endue them with any rights or interfere with arrangements which I may make with the Merassee washermen.-

Madras 1st November 1855.

(Signed) John Bruce Norton

True Copy

(Signed) B. Cunliffe
Acting Collector.

20422 Fort St. George 19th December 1855.

B. No. 3364.

50-501.

Proceedings thereon. Previous

to Soliciting the per

= mission of Govern:

= ment for the Sale by

the Maunemdars to

Mr. J. B. Norton

of the land alluded

to in the foregoing

letter

20423 Fort St. George 19th December 1855.

letter the Board of Revenue request further explanation as to the nature and extent of the Enam and the title under which it is held by the present occupants.—

CS.

To

20424 Fort St. George 19th December 1855

No. 322

502.

Bd. No. 3431

From the Acting Honorable Company's Solicitor

To

The Secretary Board of Revenue

Sir,

I was duly favored with your letter of the 29th Ultimo, No. 2858, and its enclosures.

I forthwith submitted for the consideration and advice of the Advocate General all the papers relating to P. Vencatareddy's contract with the East India Company for the conveyance of Salt from the Eastern Coast to Calcutta.—

I now send you a Copy of the instructions which I laid before the Advocate General and of his opinion on the case.—

I likewise return P. Vencatareddy's Original Agreement forwarded with your letter of the 18th ultimo, No. 2733, and all the papers and correspondence which accompanied your letter of the 29th Ultimo No. 2858, and shall be obliged by your acknowledging their receipt.—

You will regret to find that the Advocate General is most clearly of opinion that the East India Company have no such claim against P. Vencatareddy for the non-delivery at Calcutta before the 30th of September 1854

Of

Fort St. George 19th December 1855

of the full quantity of Salt which by his Original Contract he engaged to deliver there before that period, as can be enforced by legal proceedings.—

Madras. . . . .
24th November 1855 }

/ Signed J. R. Boyson
Actg. Honorable Company's Solicitor

No. 1

Instructions

The following papers accompanying Letter from Acting Secretary to Board of Revenue to Acting Company's Solicitor dated 18th October 1855 No. 2733, and the Enclosures therein referred to

Extract from Proceedings of Board of Revenue dated 26th October 1855 No. 2849.—

Letter from Acting Secretary to Board of Revenue to Acting Company's Solicitor dated 29th October 1855 No. 2858 and the Bundle of correspondence therewith sent to the Acting Solicitor.—

The Brief which Mr. Norton held for the Plaintiff on the argument of the special case in the action brought by T. A. Cheelumbara Chetty and S. A. Palaneappah Chetty against Thomas Bain and John Cowan.—

Mr. Advocate General will be pleased to advise generally as to the remedy which the Honorable Company have against

Vencata

Fort St. George 19th December 1855

Vencata Reddy for his Breach in the performance of his contract for conveying Salt to Calcutta and as to the course that should be pursued for enforcing such remedy.—

On the argument of the Special case in the action by T. A. Cheelumbara and another versus Bain and another, the following authorities were cited (or intended to be cited) for the Plaintiffs.—

1 Saunders 58. Randall v Everest 11 M and W 41. Davies v Penton 6 B and C 216

Ackley v Seddon 2 B and P. 346.

Kemble v Farrar 6 Bingham 144.

Pazs v Ansell 7 Scott 364.

Thomas v Plentaff 9 M. & W. 681 and Addeson on Contracts:— and for the Defendants — 13 Ivest 828 Painter v Fergusow. and Crisdee v Bottan 3 C & P.

Copy Opinion

There can be no doubt whatever in this case but that there have been breaches of contract on the part of Vencata Reddy, but the real and substantial question is whether, looking to the conduct and course of dealing of the Board of Revenue and their Subordinates towards Vencata

Fort St. George 19th December 1855

Venkata Reddy the Board are in a position to enforce by process of law payment of the penalty agreed to by Venkata Reddy in his contract, or whether their course of dealing does not amount to a waiver and condonation of Venkata Reddy's breaches of contract, and whether in fact such course of dealing does not amount to the substitution of a new contract for the original one, the time of which had expired, and no time being specified under the new and substituted contract a reasonable time after each shipment, would be all that the law would require for the delivery of such shipment.—

2 The material facts appear to me to stand thus, according to the Original contract of the 23d June 1854, Venkata Reddy engaged to land at Calcutta within the 30th September 1854, three lacks of maunds of Salt instead of which, by that time, it seems[x] he had landed but 34,242 maunds, thus leaving himself liable, prima facie, to a penalty of upwards of Rupees 25,000.—

x Board of Revenue's letter to Secretary to Government 10th August 1855 Para 5

3 Here however the Board should have made a stand at once, and, if they intended to insist on their right to the penalty, they should have said so, refrained from making any further shipment, and claimed the penalty forthwith

Instead

Fort St. George 19th December 1855

Instead of so doing, it seems that they preferred going on with the shipments after the expiration of the time — fixed for the completion of the Original contract, and in fact delivered to Venkata Reddy — the bulk of the Salt on the Madras Coast, after the expiration of the time at which he had engaged to deliver it at Calcutta, so that it was impossible he could deliver it within the contract time, and yet without any notice from the Board when they thus delivered Salt after the termination of the contract time that they considered it as shipped under the Original contract and would hold him liable for the penalty. Their silence on this point gave him a fair right, under such circumstances, to conclude that the Board did not mean to insist on the penalty; had they at the time notified that they meant so to insist, he would probably have refused to go on carrying Salt for them, and might have made other arrangements about the shipping he had engaged for the purpose.—

See in the Box Letter set Letter in CB

4 This conduct of the Board amounted in point of law to a complete waiver by them

of

of Vencata Reddy's breach of Contract, and of their consequent right to enforce against him the penalty provided in his contract, and in fact amounted to the substitution of a new contract for the Original one.—

5 In a moral and equitable point of view, I am quite of opinion with the Board, that looking to the high rate of freight received by Vencata Reddy, the large profits he must have made, and the all but certainty that he did not use his utmost exertions to deliver the residue of the Salt as soon as possible after the 30th September, he would really be let off very cheaply on the terms proposed by the Board - but my only duty is to give Government the best opinion I can as to what the law is,— and I say distinctly that none of these— considerations would, under the circumstances of this case, avail aught in support of a claim to exact the penalty from Vencata Reddy.—

6 It is not competent to the Board to say we will take both - we will have our Salt carried, and we will also have the penalty for its non carriage within time all tho at the time we gave it (the bulk of it) to be carried

carried, we knew it could not possibly be carried within time, and yet gave no notice to the carrier that— after he had carried it, we meant to insist on the penalty also.-

7 It is I perceive alleged in Vencata Reddy's Petition to the Right Honorable the Governor in Council, dated 6th October 1855, and the assertion is not denied in any Paper now before me, that— subsequent to September 1854 he delivered to the Calcutta Government the whole of the 3 lacks, except 8,800 Maunds. Thus the Board have had the advantage of the contract so far that all their Salt but 8,800 Maunds has been carried for them, and as I before observed, they cannot have both the carriage and the penalty for non-carriage within time,- especially where they, by delivering a large portion of it after time, gave Vencata Reddy fair ground to suppose the Board did not mean to insist on the penalty.

8 As to the 8,800 Maunds, Vencata Reddy states, and this too is uncontradicted that he had actually engaged freight for the conveyance to Calcutta (within what the law would certainly deem a reasonable time), of that quantity, but that he gave up and relinquished that freight— at

Fort St. George 19th December 1855

at the special request of the Secretary of the Board of Revenue

This, if proved, must necessarily disentitle the Board to sue for any penalty for Vencata Reddy's non performance of this part of the contract.—

9 I regret the conclusion to which I am forced as I see very clearly that Vencata Reddy will get off far better than he really deserves; and I should always urge the strict enforcement of public contracts (generally so profitable to Contractors) against defaulters or those who commit breaches of them in any way. but in order so to do the legal locus standi of Government must be clear: the intention to enforce penalties must be declared at time of breach—Or what is equivalent thereto, the contract must be then and there put and end to—any subsequent continuance of the contract, nothing being said as to breach or penalty is in point of law a clear waiver of the breach committed; and no subsequent proceedings, no moral or equitable considerations, no arguments as to the reasonableness of imposing only a small sum by way of penalty, can get rid of the legal effect of that waiver.—

10. I would add that it necessarily follows, supposing the foregoing opinion to be correct, that the Board would not be legally justified in detaining from Vencata Reddy the Promissary note for Rupees 5400 deposited by him as a pledge for the fulfilment of his contract and that if it were withheld, and he were to sue for it, the facts of the case are not such as would enable the Board to make a successful defence.—

21st November 1855

/Signed/ J. S. Smyth
Advocate General

/True Copy/
/Signed/ J. R. Boyson
Esq. Hon: Company's Solicitor

Fort St. George 19th December 1855

To

The Secretary to
Government
Revenue Department

502-503

Sir,

Bd. No. 3370

To The Secretary to Govt. Revenue Department

In Cons 18th Oct. 55

I am directed by the Board of Revenue to State, for the information of the Right Honorable the Governor in Council, that in obedience to the orders contained in Extract Minutes Consultation dated 12th October 1855, they forwarded the whole of the Correspondence Connected with Vencata reddy's Contract to Mr. Boyson, the Honorable Company's Acting Solicitor, and requested his opinion as to the proper Course to be adopted for Recovering the penalty imposed on Vencata reddy

From Mr. Boyson 24th Nov. In Cons 19th Decr 55 No. 3431

2 Mr. Boyson Submitted these papers for the Consideration and advice of the Advocate General, and has forwarded to the Board a Copy of his "Instructions" together with the Advocate Generals opinion thereon.

3. The opinion of Mr. Smyth may be Summed up in a few words.—

When Vencata reddies Contract time expired, the penalty to which he was liable for a breach of his Contract should have been claimed forthwith, but further shipments

Fort St. George 19th December 1855

× Note
This was done with the approval of Government See Cl. Ltr. 30th Octr/54
In Cons 6th November/54

of Salt in Vencatareddy's Vessels were × made without the formality of a new Contract or notice of an intention to enforce the penalty and this amounted in point of law to a Complete waiver of his breach of Contract and of the right to enforce against him the penalty thereby incurred.—

4. Under this exposition of the law it is obvious that all proceedings against Vencatareddy must be abandoned. I am therefore directed by the Board to request authority for returning to Vencatareddy the Government Promissory Note of 5,400 Rupees deposited by him. They propose to intimate to him that no further demand will be made upon him for the penalty he incurred by the breach of his Contract.—

5 As this Case involves a principle of some importance and one which it is desirable should be clearly understood, the Board proposes to forward Copy of the Advocate Generals opinion to all Collectors, with a Circular explanatory of the circumstances of the Case.—

Revenue Board Office
Fort St. George
19th December 1855.

/Signed/ G. S. Forbes
Acting Secretary

Fort St. George 19th December 1855

No. 151

To
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

504

Bt. No. 3550
From the Collector of Malabar.

Sir,

In reply to Extract from the Proceedings of the Board of Revenue dated the 29th instant, No. 3087. I have the honor to report that Malakal Mamoo's House was rented from May 1851 to 8th May 1854 at 8 Rupees per month, and the amount actually due to him on that account,

Rs. 29-6-11

less the expences incurred in thatching the House in 1851-52 & 53 is —

Rupees 224-6-5-

Beypoor 28th November 1855

/Signed/ J. Clarke
Collector

Ordered that the following letter be sent in reply.—

504-505.

Bt. No. 3362
To the Collector of Malabar
In Cons 19th Decr/55

To
The Collector of
Malabar

Sir,

In acknowledging the receipt of your letter of the 28th November regarding the

Fort St. George 19th December 1855

the amount to be credited to Malakeb Mamoo on account of a house rented from him for the use of prisoners. I am directed by the Board of Revenue to point out that at the rate of 8 Rupees per mensem the Total rent from 1st May 1851 to 8th May 1854 (the dates given in your letter) is 290 Rupees deducting from this Rupees 29-6-11 stated to have been spent in thatching there remains the sum of 260-9-1 as the amount which should be credited to the owner of this house.—

290-0-0
29-6-11
260-9-1

2. The Board request that the apparent error in the accounts may be corrected to enable them to obtain the sanction of Government. In writing off the balance entered against Malakeb mamoo in your accounts.—

Revenue Board Office
Fort St. George
19th December 1855

(Signed) G. S. Forbes
Acting Secretary

To

Fort St. George 19th December 1855

No. 233.

To,

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue

506

B. No. 3564.

From the Ag. Coll.r of Madras

Replying to the observations of Govt. in reference to the large wastage on shipments of Salt to the size of Bags employed in shipment, the precautions against smuggling at Ennore and on the necessity for retaining Ennore as the place of shipment until plans for ensuring constant large supply at Madras are ensured.

From Coll.r 30 Dec. 1855
Read 4th Jany. 1856

I have the honor to reply to Board's Proceedings of the 29th ultimo No. 3194 forwarding Extract Minutes of Consultation of the 20th idem, reviewing my report and the Board's Proceedings upon the large amount of wastage in Salt exported to Calcutta on British Vessels.—

The Government in Para 5 require explanation as to the disproportionate size of the bags to the quantity of salt conveyed, being as 3 or 4 to 1 and declare, that "this fact seems to account for the mistake" of the Commander of the "Shand," in asserting that short shipments has been made to his ship.—

The bags are thus large in order that after the one Maund of salt has

has been placed within them, they may receive one or two knots, and that the superfluous material may lap well over the bag to prevent any escape of salt during transport to the ships. They may perhaps with advantage be made smaller, and on this point I will further communicate with the superintendent—

I may here observe however that the Commander of the "Shand" rested his assertion of the bags not holding the full Maund, on the alleged inability of the women employed to carry that weight, and the correctness of this declaration I disproved. We use women in conveying the salt as they perform the work at the low rate of 5 annas the 100 Indian Maunds, men would carry a heavier load, but their hire would increase in a greater ratio.

Vide letter from Junior Secretary Calcutta Board of Revenue to Government 16 June 1855.

The Government in Para 7 remark that it is not clear that pilfering may not take place while the salt is in transit from the stake to the boat—

The interval between the two is small, and along an open beach, this

the line too guarded by peons. I think therefore that no pilfering of salt takes place during that stage—

The Board direct my attention to Para 10 conveying the opinion of the Government in the rules proposed by the Superintendent for future shipments. They shall receive my best consideration, mean while I may remark that the providing accommodation at the Cotaurs for ship officers attending the weighment of export salt had better be deferred until Madras is made the shipping port—

Circumstances, viz, want of room at the Cotaurs, and the unmanageable state of Cochrane's Canal have hitherto prevented the consummation of this object—

Para 45 and 46. From Collector 30th July 1855.

I have reported to the Board the necessity imposed upon me of directing the restore at Ennore. It was fortunate that I did so, as I was thus enabled to meet the requirements of the Bengal Government for indent salt, to the amount of no less than 77,000 Indian Maunds exported

exported since last July. We could not have spared salt for export from Madras—

As quickly as the platform was cleared we were obliged to cover it again with salt, as the quantity lying at the Pans was still very great and the shallowness of the Canal would not permit the storage at Madras—

There are consequently now stored at Ennore 125000 Indian Maunds

From the remark in Para 13. the Government appear to understand that occasional shipments of export salt take place from Madras—

This has not been the case for some months, indeed as long as we have salt at Ennore, the export should take place there—

We cannot, I think, discontinue Ennore as the place of export, until space has been granted us at the Madras Colaurs for the storage of our entire manufacture, and until the

the Canal is open all the year round, instead of failing us, as it now does, at the period of the removal of our salt from the Pans—

With deference to the apparently declared intention of Government of making Madras the place of export, as soon as sufficient salt can be stored there for all public wants, I will take permission to state my preference to Ennore as the shipping Port, as long as the Madras Merchants will not take upon themselves the transport of the salt from the Colaurs to the ship—

To place this upon the servants of the Salt Department is, I submit, attaching to them more responsibility and trouble than they can be fairly called upon to bear—

On attempting by the desire of Government to devise, in communication with the Chamber of Commerce, some plan by which the Mercantile community would engage

engage to ship the salt, I cannot but think that the Chamber did not show sufficient consideration to the subject as brought forward by me, I made a proposition which the Government observe "may have led to misunderstanding" but as it was plainly put I had no reason to apprehend such a result—

I do not know how the trade can be given salt for export at 15 Rupees which is worth on the spot 100 Rupees, without some such plan for the protection of Government interests being followed, as I suggested, viz, a deposit of the full monopoly price, and the difference between that and the export price returned on all salt shipped—

I think that the question raised by the Government was an inconvenient one for the trade and that therefore the Chamber put it aside—

They are naturally enough well content to see the continuance of

of the present method by which the Government servants perform the work peculiar to the merchant, and relieve him from all responsibility and trouble with little or no enhanced expenditure on his part—

Madras, 6th December 1855

/Signed/ B. Cunliffe
Acting Collector

Bd. No. 3369.
Proceedings thereon.
506-507.

The Board of Revenue resolve to forward the foregoing letter for the information of Government with reference to Extract Minutes of Consultation dated 20th November. The views of the Board on the subject of this letter having been fully laid before the Government in their Proceedings of the 27th September 1855, No. 2500, it is submitted without further remark—

In Cons 29th Nov. 155

No. 755.

To,
G. S. Forbes Esqre.
Acting Secretary to the
Board of Revenue
Fort St. George

508.

Sir,

Bd. No. 3581.
From the Collector of South Arcot

With reference to the Board's endorsement dated 19th April last on Petition

Fort St. George 19th December 1855

Petition herewith returned.

Petition No. 631 of 1855 presented to Government by Venkataramanacharee and and Narasimmacharee the Shrotriemdars of the Village of Polacconum in the Teeroomaly Talook complaining that Samacharee, who is also a Sharer in the said Shrotriem, had for some years past been illegally cultivating a portion of their lands and Enjoying the produce to his own advantage and that he refuses to give up the land or the produce thereof, and requesting permission to sue for the recovery of the said land and produce, I have the honor to report that upon enquiring into the matter I find that after the death of the original grantee his sons (since deceased) enjoyed the said Shrotriem Village in 4 shares but that the present holders, who are Grandsons of the Original grantee, for some time conjointly cultivated the lands, without regard to the former division. This has created confusion and disputes among them it appears that the Petitioner consider that they have right to occupy a portions of the land which is cultivated by the other cosharer.

The division of the Shrotriem has never been recognised by the authorities but

Fort St. George 19th December 1855.

but under the circumstances of the case I am not aware that there is any objection to permission being granted to the petitioners to proceed by a civil action against the opposite party, if they think fit to do so, for the recovery of the land and produce in question.

South Arcot. Cuddalore. Collectors Cutcherry 19th December 1855. B. No. 3371

Proceedings thereon. (508-509.)

Signed A. Hall Collector

Resolved that the above report be laid before Government with reference to their Endorsement on Petition No. 631 of 1855.

2 The Board see no objection to permission being granted to the Petitioners to have recourse to the Courts for the adjudication of the respective rights of the parties in possession of the Shrotriems.

Resolved that the following Statement and letter be despatched.

Comparative

Fort St George 19th December 1855

...ce in the Several Districts of the Madras Presidency for the Month of August 1855 in Fusly 1265.-

Current.		Land Revenue Arrears				Land Revenue Current and arrears.-				Extra Sources Current and Arrears				Total Land and Extra Sources current and arrears.-			
Increase	Decrease	Fusly 1264	Fusly 1265	Increase	Decrease	Fusly 1264	Fusly 1265	Increase	Decrease	Fusly 1264	Fusly 1265	Increase	Decrease	Fusly 1264	Fusly 1265	Increase	Decrease
4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21
Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs
177	-	11077	3715	"	7362	11077	3892	.	7185	15229	49876	34647	"	26307	53768	27461	"
"	145	10369	30461	20092	"	10515	30462	19947	"	30252	34163	3911	"	40767	64625	23858	"
"	28	28349	40944	12595	"	28383	40950	12567	"	42539	60595	18056	"	70922	101545	30623	"
28	-	24707	73794	49087	"	24707	73822	49115	"	18006	19031	1025	"	42712	92853	50141	"
"	9	3567	8541	4974	"	3596	8561	4965	"	10600	20203	9603	"	14197	28764	14567	"
"	111	40314	101296	60982	-	40579	101450	60571	-	32169	41380	9211	"	72747	142830	70083	-
"	"	51314	68045	16731	"	51314	68045	16731	"	18429	23767	5338	"	69744	91812	22068	-
"	"	63138	83833	30695	"	53138	83833	30695	"	47691	50667	2976	"	100829	134500	33671	"
"	"	5518	1653	-	3865	5517	1653	"	3864	7144	5148	"	1996	12661	6801	-	5860
"	326	56967	79765	22798	"	57372	79844	22472	"	42468	32249	"	10219	99840	112093	12253	"
"	"	131535	276809	145274	"	131535	276809	145274	"	17786	24849	7113	"	149321	301708	152387	"
"	"	64696	157706	93010	"	64696	157706	93010	"	40295	72925	32630	"	104990	230631	125641	-
3	390	275304	851217	575913	"	278967	855270	576303	"	65844	139706	73922	"	344811	995036	650225	"
2	8	10561	45849	35288	"	10636	45931	35295	"	6854	10218	3364	"	17490	56149	38659	"
-	"	18973	300875	281902	-	18973	300875	281902	"	81030	91475	10445	"	100003	392350	292347	"
0	"	318	49673	389416	339743	"	50131	389556	339425	"	56392	92853	36461	"	106522	482409	375887	"
"	"	9602	43735	34133	"	9602	43735	34133	"	10207	9697	"	510	19809	53432	33623	"
"	"	20740	81786	61046	"	20740	81786	61046	-	9350	21521	12171	"	30090	103307	73217	"
"	"	96438	270385	173947	-	96438	270385	173947	"	36648	62538	25890	"	133087	332923	199836	"
7	"	1523	5469	5246	"	1650	5296	5246	"	37079	83319	46240	"	38729	137615	98886	-
8	71	1700	3488	1788	-	4367	6226	1859	-	133857	217164	83307	"	138224	223390	85166	"
-	-	"	"	"	"	"	"	"	"	74045	124901	50856	-	74045	124901	50856	-
5	674	937	966065	2967482	2012644	11227	973933	2975087	2012203	833914	1288355	467166	12725	1807847	4263442	2461455	5860
"	263	"	"	200417	-	-	-	200154	"	"	"	454441	"	"	"	2455593	"
										616205	961436	"	"	624073	969041	"	"
										217709	326919	-	"	1183774	3294401	"	"

Current Arrears

December 1855.-

(Signed) G.S. Forbes
Acting Secretary General

Fort St George 19th December 1855

General Comparative Abstract of the Collections in the various items.-

	Fusly 1264	Fusly 1265	Increase	Decrease
	Rs	Rs	Rs	Rs
Land Revenue	973933	2975087	2001154	
Extra Sources				
Abkarry	242919	270514	27595	
Sundry Small farms &c	26171	45806	19635	
Salt	314544	586195	244651	
Sea Customs	104025	177857	73832	
Moturpha	39528	75644	36116	
Stamps	61199	104732	43533	
Sayer	18528	27607	9079	
Total Extra Sources	833914	1288355	454441	
Grand Total	1807847	4263442	2455595	

Particulars

Collections to the end of July	588651	2767596	2178945	
Do in August	1219196	1495846	276650	
Total	1807847	4263442	2455595	

Revenue Board Office
Fort St George
19th December 1855.

(Signed) G.S Forbes
Acting Secretary

Remarks

Fort St George 19th December 1855

Remarks on the fluctuation in the Revenue for the month of august 1855

Land Revenue arrears.-

The increase in the Collections of arrears of Land Revenue in the several Districts is chiefly owing to the balance at the beginning of the Fusly being greater than in the previous year and to the alteration in the termination of the Fusly from 11th July to 30th June.-

Season Report

With exception of Bellary and Madras there were partial showers of rain during this month in all the other Districts.- The dry crops were thriving, but the wet crops suffered from the want of rain and in some districts were withering Nunjah cultivation under wells Channels &c and river irrigation was in a prosperous condition.- The price of Paddy and some description of pulse was lower during this month in Rajahmundry than it had been in July.- but in Guntoor the price of Grain rose somewhat higher.- The Tanks in Guntoor Cuddapah Kurnool North Arcot and Salem received from one to two months Supply of water and there were freshes in some of the rivers.-

To

To The Secretary to
Government

Sir

(511.)
Bd No 3367
To the Secretary to Government - - -

I am directed by the Board of Revenue to forward for transmission to the Honorable the Court of Directors the Broken Set of the Proceedings of the Commissioner in the Northern Circars for the months of October 1855.-

Revenue Board Office - - - - }
Fort St George 19th December 1855 - } Signed G.S. Forbes
Sd Secretary

Received the undermentioned Miscellaneous letters and Statements.-

(572.)
Md No 2704
From the Agent at Karnool.- Statement exhibiting the actual charges incurred on account of additional Establishment in Fasly 1264

(573)
Md No 2703
From the Agent at Karnool.- Estimate of Charges proposed to be incurred on account of additional Establishment in Fasly 1265.

(514.)
Md No 2702
From the Collector of Rajahmundry.- Statement of value of Gold and Silver Bullion and Specie imported in November 1855.-

From

(515.)
Md No 2706
From the Collector of Madura.- Reports that there are no Returns of Persons convicted and confined and of persons charged with offences under Regulations IX of 1822 during the Month of November 1855.

(516.)
Md No 2705
From the Collector of Madura.- Returns of Village Officers suspended or dismissed under Regulation VI of 1831 during the Months of November 1855.-

(517.)
Md No 2701
From the Collector of South Arcot.- Statement shewing the quantity of Salt in Store available for exportation to Calcutta on the 15th November 1855.-

(518)
Md No 2691
From the Collector of Bellary.- Reports on the State of Season.-

(519)
Md No 2690
From the Collector of Coimbatore.- Reports on the State of the Season.-

(520.)
Md No 2692
From the Collector of Guntoor.- Statement of Demand Collection and Balance of Revenue for the Month of November 1855.-

From

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Mc No 2693
521
From the Collector of Chingleput. Statement of
Demand Collection and Balance of
522
Mc No 2699 Revenue for the Month of November 1855.

From the Collector of Vizagapatam.- Average Bazar
523
Mc No 2700 prices of Grain for November 1855.

From the Collector of Rajahmundry.- Average
524
Mc No 2694 Prices of Grain for November 1855

From the Collector of Chingleput. Average Bazar
525
Mc No 2697 prices of Grain for November 1855.-

From the Collector of Trichinopoly.- Average Bazar
526
Mc No 2698 prices of Grain for November 1855.-

From the Collector of Madura.- Average Bazar
527
Mc No 2696 prices of Grain for November 1855.-

From the Collector of Tinnevelly.- Average Bazar
528.
Mc No 2695 prices of Grain for Novembember 1855.-

From the Collector of Malabar.- Average Bazar
prices of Grain for November 1855.-

Read

20454 Fort St George 20th December 1855

Bd No 3205
From the Secy
to Government
529.

Read the following Papers

No 7222

Extract from the Minutes of Consultation in the Revenue Department under date the 5th November 1855.-

Read the following letter from the acting Secretary to the Board of Revenue.-

Forwarding accounts connected with the receipt and expenditure of 1000 Rupees sanctioned in Extract Minutes Consultation 24th October 1855 for the purchase of Surveying Instruments for the use of Survey Classes established under the Superintendence of Collectors of certain Districts, Soliciting a further Sanction of Rupees 201-6-5 by which the Sanction has been exceeded and intimating that the report on the Survey classes and distribution of the Instruments will be submitted in due course.-

Here enter 25th October 1855 No 2938

The Right Honorable the

20455 Fort St. George 20th December 1855

the Governor in Council grants Special Sanction for the Sum of Rupees 201 6 5 expended in excess of the amount authorized in Extract Minutes Consultation 21st October 1854 No 1374 for the purchase of Surveying Instruments.

/A true Extract/
/Signed/ J. D. Bourdillon
Secretary to Government

To
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue

530.

Bd No 3401
From the Civil Auditor Madras } Sir

With reference to the Statement Shewing the receipts and disbursements for the purchase of Surveying instruments forwarded by you for the purpose of being passed, I have the honor to observe that the amount sanctioned by Government on that account is Rupees 1,201 6 5 whereas the amount charged in the Statement above referred to

20456 Fort St. George 20th December 1855

to is Rupees 1,222 6 5 As there is an excess charge of Rupees 21 for which no Sanction appears to have been received. I request you will forward to me a revised Statement exhibiting charges amounting only to the Sum actually sanctioned by Government which will be passed at once and returned to you.

Fort St. George
Civil Auditors Office
21st November 1855
} /Signed/ F. Pushington
Civil auditor

Ordered that the following letter be sent.

529-531

Bd No 3385
To the Civil auditor Sir.

Fort St. George 20th Decr 1855

To The Civil Auditor

In reply to your letter dated 21st Ultimo, I am directed by the Board of Revenue to state that the actual

Dr.

Cr.

Fresh entry of foot of returned Statement

Rs. 1222 6 5

Deduct Value of 6 Plotting and Offset Scales Sup.

Rs. 1222 6 5

Deduct Value of 6 Plotting and Offset Scales Supplied to Mr. Bayley for South Arcot Survey from the above . . . 21

Rupees 1201 6 5

Rs. 21

Rupees 1201 6 5

Date as above . . . Total Sicca Rupees 20th Dec. 1855.

actual expenditure on account of the Survey clases has not exceeded Rs. 1201 6 5 the Sum Sanctioned by Government and to point out that the excess charge of Rupees 21 is balanced by a Corresponding credit.—

2. Plotting and Offset Scales were emergently

emergently required at the time for the Revenue Survey of South Arcot and were supplied out of the Stock of Instruments purchased for the Survey clases with the Sums Sanctioned by Government for that purpose Viz.t Rupees 1201 6 5 and were paid for out of funds Separately Sanctioned for the Revenue Survey of the District. The cost of the Scales is necessarily included in Bills for Instruments for the Survey clases and is balanced by a Similar entry to the credit of Government thus Causing the apparent excess mentioned in your letter under reply.—

3. The Board have directed this Sum to be deducted by a fresh entry at the foot of the Statement from both sides of the account and they trust you will now be enabled to pass the Statement.—

4. The adjustment cannot be made in

Statement in Govt. 25th October 1855 No. 2838.

20459 Fort St. George 20th December 1855

in any other way without impairing the integrity of the account and causing a discrepancy between the entries and the vouchers by which they are supported.—

Revenue Board Office
Fort St. George
20th December 1855

/Signed/ G. S. Forbes
Acting Secretary

Bd. No. 3560
From the Secy. to Government
532.

No. 1327

Extract from the Minutes of consultation in the Revenue Department under date the 3d December 1855.—

Read the following Extract from the Minutes of Consultation in the Public Department.—

Passing orders on a Despatch from the Honorable Court on the Subject of the report of the Commissioners appointed to investigate alleged cases of Torture in Revenue and Police cases in the Madras Provinces.—

/Here enter 20th November 1855 No. 1476.

1. Ordered that Para 3 be

20460 Fort St. George 20th December 1855.

be communicated to the Board of Revenue and to Mr. Stokes with reference to Extract Minutes of Consultation 20th June 1855 No. 749.

Ordered also that para 5 be

2. Communicated to the Board of Revenue.—

Extract from the Minutes of Consultation in the Public Department dated 20th November 1855 No. 1476.—

3. With reference to Paras 9 and 10 the letter from the Advocate General under date the 21st September 1855, will be forwarded to the Honorable Court and they will be informed that under the Considerations submitted by that Officer and by the Government Pleader the Government have acquiesced in their suggestion that the preparation of a draft act of the tenor referred to should for the present be suspended. Also that the State of the existing law for punishing Malversation on the part of revenue

Fort St. George 20th December 1855

revenue Servants is one of the Subjects that are now occupying the attention of Mr H. Stokes.—

Para 4.

Extract Minutes of Consultation 6th July 1854.

Extract Minutes of Consultation 23 April 1855. Vide printed Selections forwarded with letter to the Secretary East India House Dated 20th July 1855.

Extract Minutes of Consultation 20th June and 8th August 1854. Reported in Revenue Despatch 17th October No 55 of 1854.—

Extract Minutes of Consultation 6th October 1854. Reported in Revenue Despatch 23d March No 14 of 1855 para 13.

Extract Minutes of Consultation 9th November 1855.—

5. The Honorable Court will be referred on the Subject of this para to the instructions issued by this Government for the reduction of excessive Assessment throughout the Presidency generally as also to the Special measures which have been and are being carried out in the Districts of North and South Arcot the dry lands of Trichinopoly and the

Fort St. Georgi 20th December 1855

the well lands of Coimbatore.—

To The President and Members of the Board of Revenue

/True Extracts/
/Signed/ J. D. Bourdillon
Secretary to Government

532-533
Order thereon.—

Ordered to be recorded.—

No 913

Bd No 3552
From the Secretary to Government
534.

Extract from the Minutes of Consultation in the Judicial Department under date the 5th December 1855—

Read the following

papers.—

From the Magistrate of Madura / Here enter 20th November 1855 No 190/

Extract from the Proceedings of the Board of Revenue / Here enter 30th November 1855 No 3191/

The Government approve the proceedings of the Magistrate of Madura in the late disturbance which occurred at the

20463 Fort St. George 20th December 1855

the Town, They notice also with Commenda:
tion the promptitude shewn by Lieutenant
Boardman 13th Native Infantry in meeting
the requisition of the Civil power for
military assistance.-

To The President and
Members of the
Board of Revenue

534-535
Order thereon.-

Bd. No 3621.
From the Secretary
to Government
536

/A true Extract/
/signed/T. Pycroft
Chief Secretary.

Ordered to be recorded.-

No 1352

Extract from the Minutes of Consulta:
tion in the Revenue Department under
date the 13th December 1855.

Read the following Extract
from the Proceedings of the Board of Revenue

Submitting a letter from
the Collector of Chingleput with
the decree passed by the Princi:
pal Sudr Ameen in Suit No 18
of 1854 instituted against the
present holders of the Shrotriem
Village of Mavaloor coopum by
one Somasoondarum Moodelly as well
as Correspondence between the Board
and Government Pleader and recommending that
no further proceedings be taken in the matter.

/Here enter 1st
December 1855
No 3798/

The Right Honorable the

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the Governor in Council fully agrees with the
the Board of Revenue that no further Proceedings
need be taken in this case on the part
of Government.-

To The President and
Members of the
Board of Revenue

536-537
Order thereon.-

/A true Extract/
/signed/J. D. Bourdillon
Secretary to Government

Ordered to be communicated
to the Collector of Chingleput with reference
Inbound 5th Decr/55. to his letter dated 1st November 1855.-

No 122

To. G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

535.

Bd. No 2584.
From the Collector
of Tanjore.

Requesting
sanction for
the release
of an Enam
which is now
under attach:
ment.-

Sir.

I have the honor to report for
the orders of the Board the circumstances of
certain Enam lands in the Village of Papena:
chary in the Kevalore talook of Tanjore.

In the year 1747 a grant was made
2.
by Prelapsing then Rajah of Tanjore, of four
valies of Nunjah land as measured by a rod

of

Fort St. George 20th December 1855.

of 18 feet, in length, together with certain poonjah lands for the support of a charity at a building named Vellerichammuttapum and apparently of an aggraharum adjoining. It will be seen

No 1 from the translation of the Sicca Summud enclosed that it does not distinctly state how much was granted for the support of each, but vests the management of the charity in one Drutch Iyengar Shaitty of Nagore. The Sicca Summud was registered No 397 in the Collector's register of Surva Maniem lands in the year 1810 and the accompanying Extract

No 2 from the Register shews that at that time four persons were in the enjoyment of the four vailies of nunjah land and that two vailies and two maws of poonjah land were under the management of Iyengar Saity.—

3. The poonjah land continues to be held as the endowment

Fort St. George, 20th December 1855.

of the charity at Vellerichammuttapum which consists of a water pundal kept in the Muttapum in the hot weather a portion of the land being now occupied by a Tank lately constructed. The four vailes of Nunjah land originally granted as measured by a rod of 18 feet were measured in the Pymaish of fusly 1238 as 10 - 12 - 24 by a rod of 12 feet in length.—

4. From the concluding part of the Sicca Summud which directs that the original be given to the Bramins and from the entry of the land in the register made 63 years after the grant on the names of the four persons therein named, there is every reason to suppose that this land was intended as an Agraharum grant, and though the Sicca Summud does not name the Agraharum bramins, yet those named in the Register must have been either—

either the grantees themselves, their re-
relations or at all events purchasers
from them. Since the time of registry
an extent of V. 9 - M. 13 - G. 65½ out of the
whole V. 10 - M. 12 - G. 24 abovementioned has passed
by Sale and Mortgage into the hands
of Several persons 18 Mawes 58½ goontahs
remaining in the enjoyment of Cootty
Shastry one of the four holders entered
in the Register and it appears that all
the purchasers who have paid valu-
-able considerations for the land, and
Cootty Shastry, continued to apply
the proceeds of the Enam to charitable
purposes the charity performed by each varying
however according to inclination.

5 In 1841 a complaint
originating in ill feeling was made
against the then holders of the Enam
that the original intention of the
charitable

charitable grant was thwarted by
the transfers made of the land, but the
Collector Sir W. C. Montgomery on a con-
-sideration of the circumstances of the case
directed that the possession as held by
the several parties should not be disturbed.

6 But in fasly 1255. the
Curnum included the land in the Statement
of choultry endowments with a Remark
that the charity was not performed
and an order from the late Collector,
dated 5th January 1848. was issued direct-
-ing that the Enam be attached and though
the error was brought to notice by the
Enamdars the land continued to be
excluded from the choultry endowment
accounts while an order was sent
directing the Tassildar to continue the
Enam to such parties as were carry-
-ing on the charities prescribed by
the Grant. The performance of the
charity.

charity prescribed by the grant was thus made obligatory on the holders of the Agraharum enams who had nothing to do with it, as it was administered from the proceeds of the ponjah land alone. The Tasildar having subsequently reported that no party was performing the prescribed charity although each was carrying on some charity or other the Enam has remained under attachment from fusly 1257 and the proceeds realized from the land amount as by the Marginal Statement to Rupees 360-11-11 which sum has been kept as a deposit in the Taloob. treasury.

Fusly		Beriz
1257		80-8-7
1258		142-6-4
1259		111-8-11
1260	Nuttersful	
1261		4-12-11
1262		11-12-2
1263	Nuttersful	
1264		20-11-11
		360 11 11

7 One of the Enamdars Mohummud Hussain who purchased V. M. L. 1-16-89 of land and has established a

a charitable institution near Nagore has now petitioned the Board in No. 1714 of 1853 while the other holders all of whom have made more or less expensive charities have also applied to me with a view to the restoration of their land.

8 From all the circumstances of the case I am of opinion that the attachment of the whole Enam was a mistake in as much as this land having been originally an Agraharum grant of a date anterior to 1792 and purchased bonafide by the present holders, falls under the Enam rules of 27th July 1848 and is only liable to be the subject of report to the Board on a lapse occurring among the holders and is otherwise subject to no resumption under para 12 of the proceedings of the Board of 19th June 1848 No. 213.

9 I therefore request that

Fort St. George, 20th December 1833:

that the Board will sanction the release of the whole Enaam from attachment and its restitution to the several holders including the Petitioner before Board together with the proceeds of the land realized since fusly 1237 on the understanding that the land held by each shall on the occurrence of a lapse be subject to enquiry and report.

Tanjore,
3rd September 1833.

/ Signed / H. Forbes
Collector

No. 1

Translation

From Maharaj Rajahry Rajah Pretaupsingee to the present and future officers of Negapatam taloork Styled Mahalanum Carroonance" in the year Sorhoorsenu Summana Urba Urhide Myaulff Darnajah Badul Enaam granted for the charity of "Vellerica: mumtapunnu aggraharum".

An Enaam of 4 Veliis of

Fort St. George, 20th December 1833:

of calur land measured by a rod of 18 feet in length situated in the Village of Paupanachairy attached to Sichel Nagamunn in the taloork of _____ is hereby granted as Surva Mannieu on the holy day called "Mavara: Sunkarathy" in the Forum of Dhara: dattum including water, trees, stones minerals, treasures both present and future both existing and to come into existence with all the appertenances thereunto belonging and exempt from present and future tax. The land to be enjoyed hereditarily from son to grandson together with the proonjah included in the Village on which a putteal of 4 chuckrums will be paid to the circar per annum. The charity to be managed by Dratcha: :ieugar chetty residing in Nagore Fresh Sunnuds not to be required every year Copy to be taken and the original returned to the Brahmins.

Fort St. George, 20th December 1855.

Brannis. The land to be continued without any disturbance.

Verses in Sanscrit.

It is more virtuous to maintain than to make a grant —
By granting, one goes to Heaven, while by maintaining, one gains eternal bliss. Land given to brannis by one self stands to him in the relation of a daughter, land given by one's father of a sister, a land given by another — of a mother.

Sultah Hoozoor Hazareth
ragesby Narasinga row Aumunda row
Paishway Moortahoosood.

Sooroo Sood. Plow. garavaree

Bavasood Kashelsood.

18th Rabelakar. Jama delovel.

/ True Translation /
/ Signed / W. Forbes.
Collector.

No. 8

Number. Extent of the land so granted.

Name.	Poonjah and Bagayet			Total.		
	V	M	Li	V	M	Li
Directe… Outer land… measured granted a… of Vellare…	"	"	"	1	"	"
397 Agraharum… Magra Sum… land for wh… fanams eve… the Circar a… will be ma… of Dr rate… and that t…	"	"	"	1	"	"
	"	"	"	1	"	"
	2	2	"	2	2	"
fresh Sum… not to t…	2	2	"	0	2	"

The

20475 Fort St George 20th December 1855.

Bd No 3407

Proceedings thereon. The Board concur generally in the opinion expressed by the Collector in the foregoing letter. It appears that the objects of the original grant were not limited to the maintenance of a water Pundal &c which the Poonjah land alone has been devoted, but were left undefined to the discretion of the original grantee and his representatives. Under this view the attachment of the whole of the Enam lands as a Country Endowment not applied to fulfil the intentions of the grant was an error, the Board therefore authorize the restoration of these lands to the several holders, and the payment to them of the sum in deposit on account of the proceeds of the Enam since July 1857. The land held by each party will be subject to enquiry and resumption on lapses occurring.

538-539

Jo

20476 Fort St George 20th December 1855

No 116

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort Saint George

Sir I have the honor to state in reply to your letter of the 22d Ultimo that the 6 villages mentioned in the margin situated in the talook of Chitwail yielding a berize of Rupees 18027-7-- have been reclaimed from lands situated in the low Jungle in which no large or valuable timber is to be procured. In fact the largest and most valuable timber cannot now be obtained near the villages and is only to be found amongst the hills and towards the centre of the forest. I might here add that a very large quantity of wood for the use of the railway is daily being felled in the Baulpully Jungle for which Government receive no benefit as it not of that description on which Government tax is levied

540

Bd No 3355
From the Collector
of Cuddapah

Cootoor	3518-6-1
Chinganeroor	1112-5-6
Yerragoondacotah	2031-10-7
Gundlacunty	4110-14-9
Kondacoor	2628-5-9
Settoor	1005-12-4
	18027-7--

levied. The contractors pay for the felling and cutting and after deducting carriage the profit which remains goes entirely to the remuneration of the contractor whilst the Government in whose forests the trees are grown make a present of it to those who chose to cut it

Cuddapah Collectors Office 13th November 1855

/Signed/ M. Murray
Collector

Bd No. 3380

Proceedings thereon

540-541.

With reference to the remarks contained in the above letter respecting the felling of wood in the Boudpully Jungle by the Railway Contractors for which no fee is payable the Board wish to know what course the Collector would suggest should be pursued in order to secure to Government a reasonable revenue

To

No. 143

G. S. Forbes Esquire
Acting Secretary to the
Board of Revenue
Fort Saint George

542

Bd No. 3418

From the Collector of Salem

Sir

With reference to the explanation

given in the Boards Circular Proceedings dated 29th October 1855. No. 2878. I beg permission to submit some remarks in regard to the principle now for the first time introduced that in the event of Ryotwarry land being attached and sold before the expiration of the year for arrears of rent the purchaser shall be liable and not the defaulter for any proportion of the Current years rent that may become due subsequent to the date of sale.

2 It may not unfrequently happen that land will be offered for sale after a Crop has been got from the ground and too late in the year to allow of the purchaser Cultivating a second Crop but at the same time one or more kists may still be due

3 In that case the rule referred to would not prevent the sale if the purchase value of the land equalled or exceeded the amount payable for the Current Fusly exclusive of the arrears up to the day of sale but

if

if it should be in some degree less than that sum the proportion of rent chargeable to the purchaser is equivalent to an upset price to the same amount The rent for the unproductive period and "price," are essentially the same thing—

4 On the occasion now supposed two means of recovering arrears both fair ones are relinquished. First we abandon the claim on the tenant who hitherto has been considered responsible from the date he took up the land for a years rent even tho he should have failed to cultivate the land, secondly we abandon the right to sell the land when the sale proceeds would not equal a certain fixed sum more or less as the case may be

5 On such occasions it would be better for the interests of Government to sell the land for what it would fetch and exempt the purchaser from any demand on account of rent during the remaining unproductive

portion of the year. or if the land must be sold subject to the remaining rent charge it would be better to sell separately first the defaulters interest in the land for the term the Puttah has still to run subject to the proportionate rent and afterwards the defaulters interest Commencing with the beginning of the ensuing year

6 Another objection to the new system is the positive encouragement it offers to dishonest Ryots to withhold their rents

7 Its effect in this way is sufficiently obvious when it is considered that the Kists prefer to the practice in this district are so adjusted as to give the Ryots time to reap and sell their Crops before the are required to discharge the Chief portion of the Government dues most of the dry Crops are reaped by November and December and in General the first Crop of Punjah by

Land Revenue	July August	September October November	December January February	March April May	June July	Total Number of Kists
Eight Talaghat and Four Barmahl Talaks	5	10 15	2 20	15 10	5	8
Sunjah Lands irrigated by the Coovery Channels	"	" "	" "	" "	"	5
Ten Balaghat Talaks	"	" "	10 15	20 25	15	7
Pallighats	"	" "	10 15	20 25	15	7
Malavalla	"	" "	32½ 30½	35 "	"	3

Fort St. George 20th December 1855

by November The first two kists due in November and December amount to only 15% of the entire rent and 50% of the rent is payable so late as from March to June

8 Whenever lands have no marketable value exceeding the annual rent and it is generally supposed that a large proportion of Ryotwarry land is in this state under existing rates of assessment the holders will be tempted to realize their own profits and allow the Government to attach the land for the rent if by so doing the proportion of rent payable from the date of sale can be transferred to the purchaser or at all events to the Government on whose account when there are no bidders the Collector is to purchase the land at a nominal price

Para 5 Circular No. 1049

9 The worst lands or the least valuable lands and in the hands of the poorer Ryots The more valuable lands those to which my remarks would not strictly apply are held

Fort St. George 20th December 1855

held by persons who are the best able to pay and naturally are the most punctual in doing so I therefore fear that the evil consequences in this point of view will far exceed any benefit to be derived from the new system

10 The sudr Udalut have recently given an opinion "that Government have "a lien on the Crop to the full extent of the "annual rent tho' the right of the Collector "to distrain and sell only extends to arrears "of kists"

Boards Circular letter dated 19th April 1855 No. 902

11. I may assume that the Board had this opinion in mind when they determined to throw the rest of the years rent on the purchaser but if the powers of distraint be thus limited can that circumstance be deemed a good reason for abandoning a portion of the years revenue which will be the real effect in many instances I might say

Para 18 to 21 of this letter

Fort St. George 20th December 1855

say in all, if land should be sold on the conditions specified by the Board before the full rent is due? If the sale of land before all the Kists become due entails on the Government a loss which otherwise there is no legal necessity for incurring is not that Circumstance alone a sufficient reason for deferring such sales till no sacrifice of the kind would be required Such sales might be consistant with the interests of Government if land could be made to yield a return every day of the year but as it will yield perhaps no more than one Crop in the year and is actually productive for only a portion of the twelve months the plan cannot usually be advantageous

13 By the same mode of reasoning it is easy to prove the justice of the rule hitherto maintained that a tenant who occupies land at the Commencement of

Fort St. George 20th December 1855

the years annual cultivating season shall be liable for an entire years rent

14 And on the same ground though the dictum that the land is the security for the public revenue has been often advanced it was not the security which the Revenue Regulations of 1802 primarily provided for the punctual collection of the cultivators rents

15 The legislature followed the more natural order when it empowered the land lord whether "proprietor" or Government to attack first personal property then the person, then to manage the tenure by agents till the produce could be got in and the dues liquidated thereby and lastly when the arrears could not be liquidated within the Current revenue year, to sell landed tenures where such by the established usage of the Country were saleable

In

s.t. sec. Regulation
x " II XXVIII of 1802
* I XXV " "
* 6 " " "
* 7 " " "

16 In regard to the Board's remark that the form of advertisement is intended "both for zemindary and Ryotwarry lands" and that it has been drawn out in conformity with section VII Regulation XXVI of 1802, it is obvious to remark that there is not the same objection to the sale of the zemindary tenure previous to the Conclusion of the year subject to all claims on account of Pasheush from the date of sale because the kists payable to the zemindar and the kists payable by the Ryots are due at Concurrent periods. In all cases the purchaser becomes entitled to certain fractional portions of rent in proportion to the number of kists he may have to pay himself The term "zemindary and Ryotwarry lands" implies that land is a necessary Constituent of zemindary property but it is rents and not lands which are actually sold, and there is no ryot in the 115 "Estates" in my District who does not know that I am not going to

sell his land nor in any way interfere with his rights of property therein when I sell a proprietors tenure for default.

17 I advert to this point because it is only by Confounding two descriptions of security essentially different in their character that Regulations XXVI and XXVII of 1802 can be made to sanction the sale of a Ryots land Viz. the aggregate rents hypothecate to Government under clause II Section VII Regulation XXVII of 1802 / there termed "landed estate" / as a security for the payment of the Proprietors Peisheash; and the land / i.e. the usufruct when it has a saleable value / hypothecated to Government or to the Proprietor who represents the Government in the Collection of the Revenue under clause VII Section XXXIV Regulation XXVIII of 1802 as a security in the last resource for the payment of the Cultivators rent

Another

18 Another important point I would refer to relates to the Collectors power to distrain when the purchasers of land may fail to pay the remainder of the years assessment from the date of sale.

19 On this question it is open to remark that tho' the advertisement should declare that the land will be sold subject to future claims for rent it may not be competent for the revenue authorities to levy the remaining rent by distraint if the purchaser should not enter into that written agreement which by the law is necessary to give a legal character to any demand of the kind

20 No one would say that the sale cancels the Government and the purchaser for all succeeding years from the obligation to exchange written stipulations for the public rent. If so can what is affirmed of an entire years rent be

be deemed inapplicable to a portion of that rent

21 When land is sold during the year by private bargain or by the Courts the sale transfer in those instances does not deprive the Government of the lien which they have on the land for the entire years rent in virtue of the original lease but when the Government sells that security prematurely i.e. before the Kists are all due they abandon any further right of lien for the Puttahdar has as much right to possession of the land as the Government to the rent for the entire period of the lease, on general principles of equity the two rights must determine together if it be by the act of the Government that the tenant is deprived of possession.

22 If the Board should deem these observations deserving of Consideration I beg that they will be pleased to lay this letter before Government

23 I make this request with the knowledge that the Government have had before them

them Communications from the Collectors of Canara and Bellary regarding the difficulty they experience from having no authority to attach personal property before land and have not considered their arguments as sufficient to warrant any Change in the orders already issued. But their objections were not directed to the positive evil which seems to attend the premature attachment and sale of land both in regard to the loss it is likely to entail on the Government and to its effect in enhancing rather than lessening the Collectors difficulties.

24 What that loss may be in a single year or in any other stated period it is impossible to estimate. To prove the importance of the question at issue it seems sufficient to state that the new system affects the whole of the unsaleable lands and that the revenue from these lands Considerably exceeds the revenue from the saleable lands

lands. This fact may be gathered from the Boards statement that there were in July 1855. 834.190 land holders paying each under 10 Rupees per annum in instalments over-assessing from one to two Rupees at a time and that "their lands were generally unsaleable" for the Puttahs held by these persons represent alone much more than a moiety of the entire land revenue. When arrears shall actually accrue on any of these lands it is proposed to abandon a portion of rent / the rent due subsequent to the sale / for the sake of a worthless security and in all cases an inducement hitherto unknown is offered to the holders of such lands to withhold their rents.

25 I have not directly proposed a return to the old practice but of course my arguments tend to that point unless I could think of recommending that Collectors should be precluded from the exercise of any powers of summary process till the close of the Fusly

I must

Fort St. George 20th. December 1855

26 I must Confess that I have Collected arrears of revenue by the sale of personal pro=perty since the receipt of the Boards Circular letter dated 30th. April 1855 No. 1049. I did not understand till I saw the Government order on the letters from Canara and Bellary that all discretion on this point was taken from the Collectors.

27 As regards the discretion to be allow=ed to Collectors I would respectfully ask whether it is not the dictate of sound policy to allow those officers to retain a liberty of action proportionate to their liability to a Civil & prosecution for any illegal proceedings ?

28 This principle has been lately upheld by the Court of Foujdary Udalut in regard to the Magistrates duties In a matter which occurred last year in this district the Court of Foujdary Udalut ruled that the sessions Court should not interfere with the orders passed by the Magistrate for the purpose of preventing breaches of the peace "the Magistrate "if he exceeded his power being liable to an action For

Fort Saint George 20th. December 1855

"for damages, and being moreover responsible for the "peace of his District, in the exercise of which responsibi=
"lity he should not be interfered with by the "Sessions Judge."

29 It may be said with equal truth, that the Collector is liable to an action for damages, and, moreover is responsible for the due Collection of the Revenue in his district, and I believe that few of the Collectors would object to standing all the consequences of a Civil action, with a view of having those powers on which their efficient action so much depends judicially decided upon

30 So far as I have had an opportu=nity of seeing the arguments by which it is maintained that Regulation XXVII of 1802 directs that the land shall be sold before personal property and that under the same Regulation arrears on annual as well as per=manent settlements are recoverable I have met with none which induces me to alter the opinion I have long entertained against such a construction.—

Salem Collectors Office
Ofsoor
20th November 1855

Signed H. A Brett
Collector

20493 Fort St. George 20th December 1855

B. of R. 3406

Proceedings thereon

542-548

In this letter Mr. Brett alludes to the Boards' Circular proceedings dated 29th October last, and points out that difficulties are likely to occur in realising the Government revenue under the course which is now directed to be followed for the recovery of arrears Mr. Brett especially fears that the Kists which fall due after land has been put up to sale will in future be incapable of recovery. He considers that as the law now stands Government by selling land in the middle of the fasly relinquishes its fair means of realising the full sum due to it and gives "a positive encouragement to dishonest ryots to with hold their rents."

2 Mr. Brett consequently requests that the subject may be again brought before Government and advocates two remedial measures viz. postponing the sale of lands till the close of the year and allowing

20494 Fort St. George 20th December 1855

allowing Collectors to sell on their responsibility the personal property of defaulters in the first instance.

3 The Board have shown in their proceedings of the 21st July and 15th August 1855 that they are alive to the present imperfect state of the law But Government have distinctly expressed themselves against resorting to the sale of personal property before the land and have decided to rely upon the process which the law now allows in the unquestioned parts of its enactments until the new revenue code is promulgated. The Board therefore refrain from bringing the subject again before Government on this occasion more especially as Mr. Brett has on some points misunderstood the scope of the late circular orders, and thus anticipated difficulties which in the Board's opinion will not be experienced

F. Govt. 26th Sept. to 8 October 1855

4. For instance the order which directs the

the prompt sale of the lands of a defaulter and authorises Collectors to buy them in on account of Government for a nominal sum if no bids are made for them is not imperative in all cases but has reference solely to superior lands possessing a saleable value and is intended to meet cases where revenue is cancelefsly withheld and a combination entered into to prevent its being realised by the sale of the land. — a discretion is still left to Collectors and in all cases where the crops have been removed and the value of the land is apparently so small as not to give the prospect of a purchaser who would be prepared to pay the remaining Kists. it would be proper to attach the personal property of the defaulter as well as the land under Section V Regulation 27 of 1802 and postpone their sale till the last Kist has become due. The land would then be put up

up to auction first and if it did not realise the arrear the personally would be afterwards sold. The provisions of Regulation 28 of 1802 to which Mr Brett alludes in Para 16 are still in their former force. The late Circular order merely directs that the land of a defaulter is to be put up to immediate sale instead of waiting till the close of the fasly when this course can be advantageously followed.

5 Mr Brett rightly surmises that the Board still attach great importance to the decision which they recently obtained from the Sudr Adalut that the produce as being a part of the landed estate is security for the public revenue to the full amount of the annual rent. This decision forming an important guard against the difficulties which Mr Brett anticipates because the lien which Government thus has on the produce gives their

See Boards Circular dated 19th April 1855

their servants a right to demand security before the crop is removed when such a precaution appears necessary, or to attach it on an arrear accruing and detain enough to cover the prospective demand of Government for the entire year, selling portions from time to time to realize the Kists as they fall due.—

6 In alluding to this liability of the produce the Board observe that in Para 11 Mr Brett uses the following argument "if the powers of distraint be thus limited" an additional reason exists for not selling the land till all the Kists are due. This seems to show that in the opinion of Mr Brett the decision of the Sudr Udalut frees all the moveable effects of a defaulter from liability except the produce of his land. But it is not so. It is always advisable to attach the produce, whenever practicable in preference to other moveable effects because it can be sold immediately as a part of the landed estate and no claim

claim can be made to it by other parties till the dues of Government are satisfied but if it is not forthcoming other personal property can be always attached.

7 On the subject of the doubt expressed by Mr Brett in the 18th and 3 following Paras of his letter regarding the responsibility of the purchaser of land for the remaining Kists the Board see no difficulty a person who has of his own accord purchased land would not be likely to refuse, if called upon, to enter into a written engagement to fulfill the terms on which he made the purchase. but any such new engagement appears to the Board unnecessary. the purchaser has voluntarily placed himself on the position of the former proprietor and is bound by the formal engagements already made between his predecessor and Government. If he does not discharge the assessment which becomes due upon the land purchased by him that land can clearly be resold, and his other property real and personal is also responsible.—

8 The Board will not enter into a discussion of the subject alluded to in Para 16 and 17 of Mr Brett's letter as no practical difficulty exists. The power of Government to sell the title which defaulters have in land whether that title consists of a proprietary right in the soil, or of a right to the rent or Mailwarum beyond dispute

Mr

It is perfectly understood that the purchasers at such sales purchase nothing in excess of the right of the defaulting proprietor whatsoever that may be

9 The present real difficulty appears to the Board to lie in the want of power to sell as well as attach personal property in the first instance. In the new code it will be proposed to give Collectors authority to sell promptly either the personality or the landed estate of a defaulter or both on an arrear becoming due and the Board can only hope that the law may be placed before long on this footing.—

To

No. 170

G. S. Forbes Esqr.

Acting Secretary to the

Board of Revenue

Fort St. George

(544.)

Bd. No. 3470

From the Collector of Trichinopoly

Sir,

I have the honor to forward herewith the proceedings called for in Board's Extract under date the 20th Instant No. 3088

Trichinopoly Collectors Office. 23d November 1855

Bd. No. 3384

Proceedings thereon

(544-545.)

/ Signed / I. Bird

Collector

The Board of Revenue have received the Original decision of the Head Assistant Collector and see no reason to annul or modify it; Petitioners are at liberty if they think fit to seek redress in the Courts of Adalut."

Ordered that the above endorsement be communicated to the Collector of Trichinopoly for delivery to Petitioners as prescribed in Section III Regulation III of 1832.—

To

No. 313

To

G. S. Forbes Esqr.

Acting Secretary to the

Board of Revenue

(546.)

Bd. No. 3507

From the Collector of Chingleput

Sir,

I have the honor to forward translate of a plaint in Pauper Suit No. 15 of 1855 filed in the Principal Sudr Ameen's Court of this District by Annasawmy Pillay &c. against myself and the Durmakurtah of the Malaviavoor Pagoda.—

2 The circumstances connected with the exclusion of Annasawmy Pillay from the trustee-ship of the Pagoda are set forth in the correspondence marginally noted in reference to which the accompanying draft of an answer has been prepared, and I request Sanction for putting it in and defending the Suit at public Cost.—

To Bd. 2d Augt 1836 - Para 6
From do 1st Septr 1836
To do 8th February 1842

Enclosure B
From do 11th April 1842
To do 10th Feby 1843

Enclosure A
To do 30th July 1847
To do 10th March 1849
From do 29th Do
To do 6th April 1850
From do 17th
To do Sept. 1851.—

Chingleput District,

Collector's Cutcherry,

Sydapet, 26th November 1855

/ Signed / C. J. Shubrick.—

Collector.—

No. 1

To

M. R. R.

Alagium Pillay

Principal Sudr Ameen

in the Zillah of

Chingleput

The Plaint of Annasawmy Pillay

Pillay son of Teroovengada Pillay living on agriculture and residing in Malavyavoor in the Carangoly Talook and his son Teroovengada Pillay Versus P. B. Smollett Esqr. Collector of this Zillah and Vencatamursoo Punditur son of Venkajee Punditur earning his livelihood from —Agriculture.—

We pray for the recovery of the Church=
=wardenship of the Streeprasunnah Vencatachella=
=patiswamyar's Pagoda at Malavyavoor, enjoying
an annual income of 1,800 Rupees, and for the re=
=covery of the whole estate, of the Pagoda —— ——
and its management which had been held by our
ancestors from generation to generation so that the
defendants may have no share in it and for the
recovery of the Ornaments and utensils valued at
about 1,000 Rupees, which the former Collector, as
hereunder mentioned, trans=ferred from the 1st
Plaintiff to the father of the 2d Defendant as
per receipt obtained from him, so that the ——
same may be available to the Pagoda.—

In the time of Moonnayaccome the

17th

17th Grand father of the 1st Plaintiff according
to the undersmentioned genealogy, Streeprasun=
=na Vencatachellapatiswamyar made his ——
advent on the hill of Malavyavoor and made
himself visible to the Said Moonnayaccome
and enslaved him. Thenceforward the Said ——
Moonayaccome abstracted himself from family
concerns and abstained from food and Subsisting
only on milk and fruits remained in the
presence of the Said God and was blessed with
a personal conference with him. The Said ——
Moonnayaccome in Such a State of greatness
newly founded a Pagoda on the Said Hill ——
with Muntapums &c. Incayes, and orna=
=ments &c. and conducted the Charity. From
the Circumstance of the God having favored my
Said Grandfather with his presence he (the
God) was named Prasunnah (Presence) ——
Vencatachellapatiswamyar and my grand=
father who had a personal conference with the
God obtained the name of Pesoom permall
(or talking god) These surnames unalter=
=ed by time have ever since been in use.—

The ancestors of the first ——
Plaintiff in Succession to Moonnoyaccore

executed

executed the repairs of the Pagoda, managed the Charity affairs, and increased day by day the ornaments and estate of the Pagoda, and they have also been called by the name of Pesoom Permall.—

The former authorities of the Country having observed such greatness in our ancestors, and being well pleased with their views granted 5 Villages, Malavyavoor, Neicoppy, Melamambut and Vennacoottum as Shrotriems, certain merahsin some Villages, and Enams in others in view to our ancestors managing therewith the Charity of the said Pagoda.—

Besides, our yadava (Shepherd) ancestors and their descendants having thus founded and improved the Pagoda, the heads of all yadava families have continued to pay to the Pagoda 1/4 Rupee per each marriage, and 2 fanams per each funeral, and those who had Cattle and Sheep made contributions from them according to their circumstances— The fines collected in matters of disputes settled by our People, the Estate of Parties dying heirless, the gifts

gifts made in honor of the daity have all been made over to the Pagoda. There are many more evidences to shew that the Pagoda belongs to our ancestors. The figures of our forefathers and the history of their erection of the Pagoda are engraved on it.—

These facts will be further established by several People of this Zillah.—

The Collectors of this District sent to the 1st Plaintiff, to his ancestors, and to the Circar Nevyendah many Yakeeds regarding the Pagoda affairs. Of these 25 Yakeeds are in our possession some others which are of greater support than these are with the Collectors which we will obtain and produce. From these also will appear the fact of the Pagoda belonging to us.—

In 1822 when the ornaments and Images of the Pagoda were stolen and the Case Committed to the Court, the 1st Plaintiff was sworn as the owner of the property and the same was delivered into his hands. This property too is in the Pagoda. Since the time of the said Moonnayaccore the ancestors of the Plaintiffs and the 1st Plaintiff long

continued

Fort St. George 20th December 1855.—

continued to manage the Pagoda affairs when the Circar under orders from Govern=ment took all the Pagodas under their own management— Sanakeeram Pundit Tahsildar of Carungoly, under orders from Collector, Mr. A. Maclean, dated in February 1835, took charge of our Pagoda from the 1st Plaintiff, with its Shrotriems, Inaniems, &c. and ornaments and utensils worth 1000 Rupees, and at the same time prepared and forwarded to the Collector's Office a list of the same and the Circar directly managed the affairs of the Institution.—

The Pagoda in question is not like other Pagodas— although it was taken under Circar management, yet as it belonged to the Plaintiffs the presents of garlands of flowers and other honors and privileges were continued to the 1st Plaintiff under the orders of the Collector to the Tahsildar in No. 140 of 1835— Again in 1842. Government issued orders for transferring the management of Pagodas to Churchwardens.—

As the Circar had assumed the manage=ment of the Pagoda from the 1st Plaintiff, it would have been proper had they made it over to the same

Fort St. George 20th December 1855

same 1st Plaintiff— Through the exertions how=ever of the Tahsildar to place the Pagoda in the hands of one of his relatives by name Ven=kajee Pundit and by the assistance of Shree=nevasa Iyengar the Sheristadar in the Collectors Office at the time, Collector Mr. Freese issued a Takeed to the Tahsildar on the 5th November 1842, directing him to make over charge of the Pagoda to the 1st Plaintiff and to the 2d Defendants father who had no connection with it— A Takeed was also forwarded to me, directing me to assume charge of the Pagoda in conjunction with the 2d Defendants father.—

The 1st Plaintiff requested Mr. Freese by means of a Petition that the Pagoda being our own, its management may be placed in our hands in the same way as the Circar had assumed it from us.

That Gentleman without considering the justice of this sent a Takeed to the Tah:=sildar, directing him to make over the inste=tution to the sole charge of the 2d Defendants father and the Tahsildar accordingly Complied with

with the orders.

The said Gentleman having transgressed the rules of justice in not restoring to us alone, the Pagoda which had been taken from us, the 1st Plaintiff proposed to take up the management of the Pagoda in conjunction with the 2d defendants' father and then to seek his exclusion by other means and accordingly addressed a Petition to Mr. Freese on the 28th June 1843, requesting the transfer of the Pagoda to both the parties according to the former order - To this, receiving no answer either in the affirmative or negative many Petitions were addressed to him on the same subject, with a request to give us a final answer, when he passed an endorsement in No. 1686 on the 12th December 1843, stating that he will not interfere in the matter - This endorsement was delivered to the 1st Plaintiff in January 1844

11 Upon this, we addressed Petitions to the Board of Revenue. The people of the District feeling the injustice of the Pagoda which belonged to us having been made over to a stranger

got

got up 5 or 6 Mahazurnamahs of their own accord and presented them both to Collector Mr. Freese and to the Board of Revenue &c. authorities. The Board sent an endorsement to the Collector in October 1849 calling for a report on the subject and on the same being furnished passed an endorsement on the 29th November 1849 declining to interfere in the matter while the justice of restoring to us the Pagoda which had been taken from us is intelligible to all persons even of ordinary understanding its transfer therefore to a stranger who had no connection with it is analagous to the act of a person who receives the property of another in trust and under false pretence usurps the same and gives occasion to vexatious litigations thereon. There is no injustice which exceeds this. The Pagoda being our own how could Mr. Freese who objected to restoring it to us alone and proposed to add another trustee to us be justified in transferring it to the 2d. defendants' father alone, a person who had no connection with it hence Mr. Freese's procedure in the matter will appear to be improper - We have therefore now filed in Civil action in your Court with

Fort St. George 20th December 1855

with a view to obtain justice - Mr. Freese having proceeded to his native Country and the Tahsildar to the South Arcot District, we have in lieu of Mr. Freese brought in this suit the 1st defendant his successor.

15 The Same as the 1st Para

/True Translation/
/Signed/ C. J. Shubrick
Collector

No. 2

Draft of an answer proposed to be filed in Suit No. 15 of 1855 preferred in the Principal Sudar Ameen's Court of Chingleput by Annasawmy Pillay and Veerasawmy Pillay of Malaviaroor.-

The Collector of Chingleput who has been made first Defendant in this Suit begs to submit the following answer

The 1st Plaintiff Annasawmy Pillay a relative of the original Durmakurtahs of the Malaviaroor Pagoda was in charge of its affairs for a short time. Owing to his mismanagement the Reservoirs of the Pagoda Shotriums fell into disrepair, the revenues of the Villages deteriorated and they fell greatly in arrears to Government He also

Fort St. George 20th December 1855

also discontinued the festivals of the Pagoda, withheld and appropriated to his own use the wages due to its Servants, and mortgaged a portion of its property - Consequent on an investigation held into these matters by the then Collector, the 1st Plaintiff voluntarily relinquished the trust which fell into the hands of the Public Servants. Subsequently in 1842 when the Honorable Court of Directors directed the transfer of all native religious institutions to Native Trustees it was considered inadvisable to place the Pagoda under the sole charge of the 1st Plaintiff with reference to his antecedents, his want of influence in the neighbourhood and his limited means and it was proposed to associate with him the 2d Defendants father a respectable inhabitant of a neighbouring Village The Petitioner having declined to accede to this arrangement, the 2d Defendants father was placed in Sole charge of the Pagoda. The 1st Plaintiffs subsequent applications to disturb an arrangement once made could not be complied with - These proceedings were approved of by the Board of Revenue, Government, and the Honorable Court of Directors in appeal.-

3 Under the Provisions of Section II Regulation

Fort St. George 20th December 1855

Regulation VII of 1817 the general Superintendence of all endowments in Land or money granted for the support of Mosques, Hindoo Temples, &c., is vested in the Board of Revenue, and by Sections XII and XIII Collectors are empowered to nominate proper persons for the management of the trust with the Sanction of the Board of Revenue. The 1st Defendant does not consider that the Revenue Authorities, in carrying out the provisions of this Regulation under proper Authority, and according to the best dictates of their judgment, are liable to legal prosecution, ~~which by Section XIV is confined to cases of misappropriation of the property on their part.~~ The 1st Defendant Submits for the information of the Court that the Malaiavoor Pagoda is in the enjoyment of extensive grants of land and money from the ruling Authorities, and prays under the circumstances above set forth that the Suit may be dismissed with Costs so far as he is concerned.—

(Signed) C. J. Shubrick
Collector

see Orig

Fort St. George 20th December 1855

576-547.

B. No. 3378

To the Secretary to Government

Submitting a letter from the Collector of Chingleput reporting the institution of a suit (No. 15 of 1855) against him in the Principal Sudder Ameens Court & recommending that he may be authorized to file the proposed answer, with the exception of the passage marked off in red ink and to conduct the defence at the public cost.

J. Government 14th Novr. 1856
Extract minutes Consultation 18th Consultation 22d December. To Government 15th April 1856
Extract minutes Consultation 10th January 1856 in Consultation 17th February

Ordered to be submitted to Government with the following letter

To

The Secretary to Government

Sir

Revenue Department

I am directed by the Board of Revenue to submit for the consideration and orders of the Right Honorable the Governor in Council a letter from the Collector of Chingleput dated 26th November 1855 reporting the institution of a suit (No. 15 of 1855) against him in the Principal Sudder Ameens Court at Chingleput and soliciting Sanction to defend the same at the public cost.—

2 The case of Annasawmy Moodelly the Chief Plaintiff in this suit has already been before Government. The correspondence which has passed on the subject is noted in the margin

3 The Plaintiff in his Petition to the Court represents that his ancestors founded the Shreeprasunnah Vencatachellapateswamyar Pagoda at Malaiyavoor the Management of which in course of time devolved upon him as a descendant of the original founders.— In 1835 This pagoda like others in the district came under Government

20513. Fort St. George 20th December 1855

Government management and continued so until 1842 when orders were received to restore all the Davastanums to Trustees. At this time the Collector wished to associate another individual with Plaintiff in the Management of the Pagoda against this proceeding he remonstrated whereupon the other party was appointed sole Trustee. Failing to obtain the trusteeship upon the several representations made by him to the Revenue authorities he has now filed an action with this view.—

4 In his draft answer the Collector admits the fact of Plaintiff having been formerly in charge of the Pagoda but points out that owing to his mismanagement the Reservoir of the Shrotriums fell into disrepair the revenue of the Villages deteriorated and the demands of Government were left in arrear. The Plaintiff had also discontinued the festivals appropriated to his own use the servants wages and mortgaged a portion of the pagoda property. Upon an investigation into these matters he voluntarily relinquished the trust which thus fell into the hands of the Government servants. On the subsequent transfer of all Pagodas to Trustees it was

20514

To Govt. 17 Nov. 1836
2. From Govt. 13 in Cons 22d December
3 From Honorable Court 2d Oct. 50
Im From Govt. 10 January in Consultation 17 February 1851

Fort St. George 20th December 1855

was felt that Plaintiff was not a fit person to have sole charge of the pagoda in dispute and it was accordingly proposed to associate a respectable inhabitant with him but when he declined this arrangement the whole trust was confided to the other party. This arrangement has been approved by the Board of Revenue, the Government and the Court of Directors. Under this explanation the Collector requests that the suit may be dismissed with costs.—

5 The Board consider the proposed answer a sufficient one and with the omission of the passage marked off in redink which they would strike out they recommend that the Collector may be authorized to file it and conduct the defence in the first instance at the public cost.—

Revenue Board Office
Fort St. George
21st December 1855

/Signed/ G. S. Forbes
Acting Secretary

To

20515. Fort St. George 20th December 1855

No. 727

To

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

548

Br. No. 3513

From the Collector of Madura } Sir,

With reference to my letter of the 18th February 1854 to the Court of Wards I have the honor to state that the same thing has occurred in regard to a Gooroo Kul Enam paying a Quit Rent to Government in the Meylore Talook It was granted before the British acquisition of the Country by the Nuttom Zemindar to his Gooroo from whom one Naga Avadhany states he obtained a portion in gift which is now in his posession The Gooroos descendant who possesses the remainder and pays the quit Rent for the whole which has been continued in his name claims the portion alienated and asserts that Naga Avadhany ancestor was the Gooroo's cook and obtained possession

20516 Fort St. George 20th December 1855

posession of a portion in lieu of his wages The portion alienated is included in the Gooroo Kul Enam in the Fysul accounts.—

2 As there has been very long posoession I am unable to make the land over to the Gooroo Kul as Magistrate and wish to be instructed by the Board whether I ought to do so as Collector.—

Madura 26th November 1855 } (Signed) P. D. Parker
Collector

Ordered that the following letter be sent in reply.—

548-549.

To

The Collector of
Madura

Br. No. 3398

To the Collector of Madura } Sir,

In reply to your letter of the 26th November requesting the instructions of the Board of Revenue regarding the restoration of land alienated from a Gooroo Kul Enam I am directed to enquire whether the performance of any service was originally made incumbent on the holders of this Enam and if so whether such service continues to be performed.—

Revenue Board Office
Fort St. George
20th December 1855 } (Signed) G. S. Forbes
Acting Secretary

To

20517. Fort St. George 20th December 1855

No. 172

To

G. L. Forbes Esqre

Acting Secretary to the

Board of Revenue

Fort St. George

(550.)

Bd. No. 3475

From the Collector of North Arcot Sir,

With reference to your letter of the 24th Instant I have the honor to state that a remark was inserted in Statement B to the effect that the balance outstanding on the 30th October had been subsequently reduced by Rs 84297 a 3 p 3.

2 That balance has been further reduced by a subsequent Collection of Rupees 62582 a 9 p 5 leaving the amount to be recovered of Rupees 124376 - 14 - 7.

3 Of this Amount Rupees 14,000 and Rupees 865 are due by the Carvatenager Zemindar and by the Abkarry Renter respectively. These balances have been the subject of the correspondence noted in the Margin.

To Board 10th July /54
From Board 21st Augt.
To Board 24th Novr /55

4 Strict orders have been issued to the Tahsildars to carry out the Circular orders of the Board of Revenue dated 21st april last to issue notices and to attach the land

20518 Fort St. George 20th December 1855

land of the defaulters.

5 The notices previous to my leaving the District were signed and issued by myself subsequently this duty was entrusted to the Tahsildars and I have since my return taken measures to ascertain if the Tahsildars have used proper deligence in executing this duty

6 The causes which have retarded the collections in Fusly 1264 have been already stated in my letters of the 18th June and 24th July last but I would beg to call the attention of the Board to the fact that the Revenue of the District exceeded in last Fusly that of the previous year by Rs 130,328 so that in fact in spite of the causes referred to as operating so unfavorably in Collecting the Revenue the actual collections have not fallen short of those of the previous Fusly.

North Arcot Collectors Cutcherry Chittoor 27th November 1855

Signed C. Whittingham
Collector

Statement

20519 Fort St. George

Statement shewing the amount of Collections made from the Encl
balance remaining up to 20th November 1855 in the Zillah

Items	Balance as per Column 6 in the B Statement sent to the Board			Amount entered in the Columns of remarks as having been collected up to 13th November 1855		
1	2			3		
	Rs	a	P	Rs	A	P
Permanent Settlement	14630	11	10	12	1	1
Rents for more than one year	"	"	"	"	"	"
Ryotwar	211507	11	9	80112	12	5
Rents for one year	3586	5	6	744	"	9
Shotriem Jodee &c	2062	3	10	12	7	10
Total	231787	4	11	80881	6	1
A&Parry	25947	4	"	1000	"	"
Sundry small farms	3923	2	1	1044	14	9
Moturpha	9597	"	3	1370	14	5
Stamps	"	"	"	"	"	"
Total	39469	6	4	3415	13	2
Grand Total	271256	11	3	84297	3	3

North Arcot Collectors Cutcherry Chittoor 27th November

650-551. Order thereon

20th December 1855

balance of Demand Collection sent to the Board and the
of Chittoor for Fasly 1264.

Balance Remaining			Collections up to 20th November according to the Talook Accounts			Remaining.		
4			5			6		
Rs	A	P	Rs	A	P	Rs	A	P
14618	10	9	200	"	"	14418	10	9
"	"	"	"	"	"	"	"	"
131395	3	4						
2842	4	9	36553	3	3	99734	"	10
2049	12	"						
136287	4	1						
150905	14	10	36753	3	3	114152	11	7
24947	4	"	24084	4	"	865	"	"
2878	3	4	682	14	7	2195	4	9
8226	1	10	1062	3	7	7163	14	3
"	"	"	"	"	"	"	"	"
36053	9	2	25829	6	2	10224	3	"
186959	8	"	62582	9	5	124376	14	7

E. E. Js /Signed/ C. Whittingham Collector

Ordered to be recorded.

Fort St. George 20th December 1855

No. 146

552

To

G. S. Forbes Esqr

Acting Secretary to the

Board of Revenue

B. No. 3528

From the Collector of Coimbatore, Sir,

I have the honor to forward Copies of letters from and to Captain Mann as particularized in the Margin and under the reasons therein alluded to I beg to recommend for the Boards Sanction the grant to Captain Mann of leave to fell 2 Cawnies of forest only as a nursery for Tea plants at present.

Letter from Captain Mann dated 20th September 1855

1 Do. to 2 Do. dated 21st Do.

1 Do. from Do. 21st Do. to Do. dated 10th October 1855

Ootacamund
27th November 1855

(Signed) E. B. Thomas
Collector

Encl

To

E. B. Thomas Esqre

Collector of Coimbatore

Sir,

In forwarding the enclosed application for a grant of land for the purpose of cultivating the tea plant, I deem it right to state that although I have already obtained a lease of 130 Acres in the vicinity of the land now applied for there are only about 6 Acres of forest land available

Fort St. George 20th December 1855

available for the purpose of cultivation and although I find the tea plant does grow in grass land it does so at the additional expense of manuring and even then many plants fail these failures would be comparitively of little consequence after I have established large nurseries from which I could supply them but now when I inform you that every plant has to be brought by steamer in a glazed case from the North of China at a heavy Cost you will readily perceive the difficulties I labour under out of 10 cases brought from China last year about 4/5 of the plants were destroyed from not having an eligible spot of land ready to plant them out on their arrival. I am now about to return to China but before incurring the serious Charge of sending a large number of tea plants to India, as is my intention, I wish to secure a good piece of land which could be prepared for their reception the seedlings however will have to be Kept in the nursery for 18 months after their arrival and I may not be able to plant them out in the land now applied for till after 1857 under

Fort St. George 20th December 1855

Under these circumstances I have the honor to request that the land may be granted to me free of rent for 5 instead of 3 years and as there was an objection to granting any forest lands at the elevation I before applied for I beg to state that this piece is situated 1000 feet lower down.

The plants put out last November are some of them upwards of 2 feet high and I have further supply of young plants re= =ceived about 2 months since from China which are doing well in the nurseries.

Altogether I think the cultivation of the tea plant in Southern India promises well and I feel sure that with your liberal views I may depend on your aid in further= =ing this interesting experiment.—

Ootacamund
September 20th 1855

/Signed/ H. Mann

/True Copy/
/Signed/ E. B. Thomas
Collector

To
E. B. Thomas Esqre
Collector of Coimbatore

Sir,

I have the honor to request you will be good enough to forward this my application with

Fort St. George 20th December 1855

/with the accompanying Sketch/ for a grant of a piece of land on the Neilgherry Hills situated about three miles to the N. E of Coonoor and immediately North of the rock known as Burliar Pen for the purpose of cultivating the Tea plant.

Ootacamund
September 20th 1855

/Signed/ H. Mann

/True Copy/
/Signed/ E. B. Thomas
Collector

To
No 203
Captain Mann

Sir,

With reference to your applic= =ation of the 20th Instant and the great oppo= =sition of the Government to the destruction of the Forests on the Neilgherries I beg the favor of your informing me whether you will defer the cutting down any portion granted to you till you have ascertained that your present Tea plants will give good Tea.

Ootacamund
27th September 1855

/Signed/ E. B. Thomas
Collector

/True Copy/ /Signed/ E. B Thomas
Collector

To
E. B. Thomas Esqre
Collector of Coimbatore

Sir

I have the honor to acknowledge the

Fort St George 30th December 1855

the receipt of your letter of the 27th Instant and in reply beg to state that in the event of the piece of land applied for by me on the 20th Instant being granted on lease as requested for the purpose of cultivating the Tea plant I will defer cutting down any portion of Forest Contained therein till I have ascertained by the Manufacturer of a small quantity that the plants introduced by me from China will yield a good quality Tea-

Ootacamund
September 29th 1855

/Signed/ Henry Mann

/True Copy/
/Signed/ C. B. Thomas
Collector

No 220

To

Captain H Mann
Ootacamund

Sir

I will forward your application but regret I cannot recommend so much Forest as you request to be doomed to destruction I quite recognize the novelty and value of your Tea experiment but the destruction of the remaining forests of the Neilgherries is much to be deprecated and their preservation strongly

Dated 20th Sept/55 for more acres of land Forest.

Fort St George 20th December 1855

strongly insisted on by Government

2. The Governor & General himself has lately from personal observation expressed the same view I cannot consistently with the views of Government recommend more than 2 Cawnies as a nursery to be at once felled in the locality you refer to-

3 This will I think be sufficient to raise your nurseries of plants and the edges of the Forests usually a fine deep vegetable mould will I think be found fit to grow the Tea when raised- It would seem a pity even for Tea to cut fine forest Timber for manure as in reality is the object in such locality, on the understanding however that you do not fell more than 2 Cawnies till you have fairly tested the success of your present existing experiment I would recommend to the Board a larger quantity of Forest to be given up to you hereafter

Ootacamund
10th October 1855

/Signed/ C. B. Thomas
Collector

/True Copy/
/Signed/ C B Thomas
Collector

Proceedings

20526 Fort St. George 20th December 1855

B. No. 3396

Proceedings thereon

552-553.

Under the

Circumstances represented in

the Enclosures which accompanied

the foregoing letter the Board

of Revenue authorize the Collector

to grant to Captain Manne

2 Cawnies of Forest land

on the Neilgherry Hills for a

nursery for Tea plants on the

Conditions proposed.-

20527 Fort St. George 20th December 1855.

No. 173.

To,

G. S. Forbes Esqre

Acting Secretary to the

Board of Revenue

Fort St. George.

554

B. No. 3494

From the Collector of North Arcot

Sir,

I have the honor to report for the information of the Board of Revenue, that the Tahsildars have been required by the Engineer Department to deliver over to that Department charge of the Maramut accounts and other documents; and as these form a portion of the Talook Records I request the instructions of the Board whether the Records should be given up, or whether any particular information that may be required from time to time, should be furnished from the records.-

North Arcot -----
Collector's Cutcherry --
Chittoor 28th November --
1855.

(Signed) C. Whittingham
Collector.

B. No. 3393

Proceedings thereon.-

554-555.

The Board are of opinion that all closed accounts and Records connected with the Maramut in the Talook Cutcherries may be handed over to the Engineer Department and that any details that may be required respecting other documents should be furnished.-

To

20528 Fort St. George 20th December 1855.

No. 3070.

To,
The Secretary to the
Court of Wards.

Sir,

I have the honor to for-
ward the accompanying
3 Letters with
fine Bills received
therewith Amounting
in the aggregate to
Company's Rupees 25206/
12) Twenty five thousand, two hundred
and Six, and Annas twelve, in order that
the Bills in question may receive the
sanction of the Court of words. —

The calculations in all
the Bills have been gone through and
found Correct.

(Signed) C. E. Faber Coll of Engineer
Chief Engineer D. P. W.

Central Office D. P. W.
Fort St. George.
28th November 1855.

Enc. to No. 1.
No. 254.

To, Lieutenant Colonel C. E. Faber
Chief Engineer
in the Department of Public Works.

Sir,
Fort St. George.

1. I have the honor to transmit for
sanction of the Court of Wards the
accompanying

5 Bills
1 Abstract
1 Memo of Correction
1 Enclosure.

Bd. No. 3479.
From the Chief Engineer
Department Public Works
(Copies)
Letter No. 1430 dated 21st August 1855.

		for Rupees	25020-4-0
"	" 1429 dated	Do. for Rs.	118-15-0
"	" 1428 dated	Do. for Rs.	67-9-0
			25206-12-0

20529 Fort St. George 20th December 1855

accompanying Statements of works performed to tanks and watercourses in the Minor Zemindary of Sheragungah in the District of Madura during the year 1853 Viz.—

No. 1. Statement of works performed in part of the Annual Ordinary Estimate of 1853 together with an Abstract of the same No. 2 & account particulars of Charges

for Sibbendy No. 3 ——— Rs. 24899-11-0
No. 4 Bill of works performed as "Emergent". ——— 120-9-0
Total Rupees 25020-4-0

2. In the Connoor Nauttarasencottaye Auroorattagay and Mallacottay Taloks Statements, the charges are entirely for earth repairs to the banks of tanks and channels the principal item being Rupees 373-8-0 for raising and widening the bank of Caroombayoor Tank in the Connoor Talook in continuation of repairs executed in 1852. The works were for the most part examined by Temporary Sub Assistant Surveyor Kemp, whose reports are favorable with the exception of the items marked with a red cross which are spoken of as having been carelessly executed. The exceptions however are few in number compared with previous years.

years reports, which shews that there has been some improvement in the Maramut of this Zemindary. The differences between the Amounts entered in the Bill and those in Mr. Kemp's Inspection Lists are accounted for in some instances by the Talook measurement of pits having been preferred to Mr. Kemp's Band Measurements, same months having elapsed after the completion of the work before the latter were taken and in others those in Auroorauttagay and Mullacottay Talooks particularly by the fact of additional work having been executed subsequently to the date of his inspection. There are several instances in which the repairs were not fully completed agreeably to the Estimate and two in which the expenditure exceeds the Estimate. These latter are Rupees 146-6-0 for raising and widening the bank of Poothoor Vyapoory Tank and Rupees 86-6 for similar repairs to Peroongody Retwy Tank both in the Auroorauttagay Talook. The excess in the

former

former work Amounts to Rupees 46-4-0 is owing to more work having been performed than the Estimate allowed for. As the excess was of small amount as the work was reported to have been well executed I recommended that it should be charged in the Bill instead of being recovered from the Ryots. In the latter work the excess Amounts to Rupees 25-1. and is owing to the Soil excavated being partly gravel and therefore paid for at a higher rate than the Estimate allowed for earth. The remaining items in the above four Talooks require no particular notice.-

3. In the Peroopatoor Talook Estate-ment there is one large item of Rupees 1272-2 for reconstructing the Calingu-lah at the head of the Soonamberoopoo Channel which work was superintended partly by Temporary Sub Assistant Surveyor C. W. Kemp and partly by the Talook Maistry. The former Officer subsequently inspected the work and reported it well and substantially executed. He recommended the employment of 2 Cavilgars for one year

to

Fort St. George 20th December 1855.

to plant Durbar Grass for the protection of the embankments in the vicinity of the Calingalah their salary to be paid from the Saving on the Estimate. I approved of the Canilgars being employed for the above purpose, but recommended that their pay should be charged separately in the Bill for 1854 instead of being disbursed from the Saving on the Estimate. The latter Amounting to Rupees 165-3-1 accordingly Credited in the Bill. The remaining charged in this Taloo/E. Statement are all for Earth repairs to Tank bunds the principal item being Rupees 326-15 for raising and widening the bund of Narayoor Tank which Mr. Kemp reports was carried into effect in a Satisfactory manner including tamping. With the exception of the two items marked with a red cross the whole of the works in this Taloo/E were reported of in favorable terms additional work was performed to the Cooroomen and Perea Bramanen Tanks in the limits of Seveelputty and Manthoo respectively subsequently to the Surveyors examination and

Fort St. George 20th December 1855.

and hence the excess in the Bill over and above the Amounts entered in his Inspection Lists.-

4. The Sanchy Taloo/E Statement contains two items only for earth repairs to tanks and neither of these were fully completed. The tamping also was very superficial and in Consequence the allowance for it was reduced by Mr. Kemp to 6 per cent upon the outlay for earth work.

5. In the Anneravaddy Taloo/E Statement the charges are entirely for earth work to tanks and channels. The principal items are Rupees 538-11 for raising and widening the bund of Conjaney Perea Cummay and Rupees 541-4 for similar repairs to the bund of Shevaracoil: tay Maroongy Tank and for clearing the bed of its Supplying Channel. The tanks works of both villages were reported of in favorable terms by Temporary sub Assistant Surveyor C. W. Kemp but not more than one third of the Channel Estimate was carried into effect, the Ryots appearing to be indifferent about the remainder which is therefore carried to account

as.

Fort St. George 20th December 1855.

as "saving" There are four works in the Talook Statement marked with a red cross, which were unfavorably reported of by the Surveyor For one of these viz. Raising and widening the bund of the Nargandy Caroonakum Kolum the charge entered in the Bill is Rupees 12-8-- in excess of the amount in the Surveyors Inspection List. This is owing to the Talook measurements of pits having been substituted for those taken by Mr. Kemp on the bund at my suggestion.--

6. In the Therovayompet Talook very little work was executed, the total charge for the whole Talook being only Rupees 460-0-0 on an Estimate of Rupees 1262-13-0 Four of the works were not even commenced, and of the remainder several were not completed according to the Estimate. The same remarks apply to the works in the Oorovauttay Talook, where out of an Estimate of Rupees 3196-4- only Rupees 1996-14- were expended. In the first named Talook the charges are without exception for earth repairs

Fort St. George 20th December 1855.

repairs to tanks. In the latter in addition to earth work there is one considerable item for Masonry work viz. Rs. 402-4-0 for Constructing a flooring at the head of the Channel supplying the lands of Govinthanulloor &c. Villages The works in the above two Taloks were not examined by the Surveyor for want of sufficient time.--

7. The principal item in the Emanaswarum Talook Statement is Rs. 373-7-0 for earth repairs to Periyandy poorum Tank which were completed with the exception of tamping The Estimate for clearing the bed of the Avyoor supplying Channel was only partly executed, notwithstanding it had been previously entered in the Ordinary List for 1852 This was the case also with the Estimate for the Vizeengoody tank accordingly remarked in the margin of Mr. Kemp's Diary, "that it was unfair to other ryots whose tanks and channel required repair, for the same work to be re-entered in the Ordinary Lists for 3 successive years" and further "that if the repairs were not completed in 1854. the Estimates should be

Fort St. George 20th December 1855.

be struck out of the List and the balance recovered from the ryots. The operation of tamping appears to have been altogether neglected in this Talook and is not therefore charged for in the Bill.-

8. The Mungalum Talook Statement contains the following Considerable items Viz.t Rupees 413-5- for raising and widening the bund of Oosalum Colum Tank and Rupees 390-6- for similar repairs to the tank of Thayamangalam village Mr. Kemp reports favorably of the latter work, but in the case of the former a reduction was made in the allowance for tamping as it had only been partially attended to Several of the works in this Talook and is not therefore charged for in the Bill.-

9. The Portibaunoor and Maurnad Talook works were not examined by the Department for want of time. The expenditure in the former Talook amounted in the aggregate to Rupees 1659-5- and in the latter to Rupees 633-7- and is entirely

Fort St. George 20th December 1855.

entirely for earth repairs to Tanks and Channels.-

10. In the Thiroopoovanum Talook Statement there is one considerable item viz.t Rupees 573-10 for raising and widening a portion of the bund of Ullinagarum Tank. Mr. Kemp reports with reference to this work that a portion of the Estimate to the Amount of Rupees 1014-13-4 was transferred by the late Acting Collectors Orders to the Partibanoor Talook List but that nothing had been done up to the date of his visit. The portion allotted to the Thiroopoovanum Talook was fully and satisfactorily executed including tamping. The Pulnaraind=el Tank was repaired at a Cost of Rs. 328-8 but without tamping. Mr. Kemp reported unfavorably of the Arasacolum tank repairs as far as they had progressed at the time and as the villagers did not appear disposed to complete them in accordance with the Estimate. I recommended that the balance should be recovered. The remaining items are of trifling amount and do not require particular notice.-

11. The Bill for works performed to tanks and watercourses as "Emergent" Contains.

Fort St. George 20th December 1855.

contains a few trifling items for closing breaches in tanks and clearing the beds of supplying Channels the aggregate expenditure under this head Amounting to the Small Sum of Rs. 120-9- after deducting Rupees 18-11- collected from Enamdars.-

12. A Memo of Corrections to be applied to the Bill for Ordinary repairs to Tanks Hea. is hereunto forwarded.-

Civil Engineer's Office 8th Div.
Tinnevelly District
Courtallum 21st August 1855.

(Signed) W. H. Horsley Capt.
Civil Engineer 8th Division

No. 55.

To.

Lieutenant Colonel C. E. Faber
Chief Engineer
in Department of Public Works
Fort St. George

Sir,

1. I have the honor to forward for the Sanction of the Court of Wards the Accompanying Statement of actual expense incurred in repairing the Taloog Cutcherry at Tiroopattoor in the Minor Zemindary of Shevagungah in the District of Madura amounting to Rupees 118-15- on an Estimate of Rupees 125-13 sanctioned by the above authority under date the 6th May 1852

The

Fort St. George 20th December 1855.

2. The work was examined by Temporary Sub Assistant Surveyor Kemp while under progress and after Completion and his report was "that the repairs had been pretty well executed."-

Civil Engineer's Office 8th Div.
Tinnevelly District
Courtallum 21st August 1855.

(Signed) W. H. Horsley Capt.
Civil Engineer 8th Div.

No. 56.

To.

Lieutenant Colonel C. E. Faber
Chief Engineer
in the Department of Public Works
Fort St. George.

Sir,

1. I have the honor to forward for the Sanction of the Court of Wards a Bill for work performed to 2 Tunnels, one on Road No. 13. and the other on Road No. 15. as "Emergent" under the authority of the Collector in the Minor Zemindary of Shevagungah in the District of Madura in the year 1852.-

Amounting

20540

Fort St. George 20th December 1855

Amounting in the aggregate to Rs. 67-9-11.

2. Temporary Sub Assistant Surveyor Kemp inspected the tunnel on Road No. 13 in December 1852, and reported that the work had been well done.—

Civil Engineer's Office
8th Division
Tinnevelly District
Courtallum
21st August 1855.

(Signed) W. H. Horsley Capt.
Civil Engineer 8th Division

True Copies
(Signed) C. C. Tober Col.
of Engineers
Chief Engineer in the D. P. W.

556-557.

B. No. 3399.

Proceedings thereon—

The Court of Wards sanction the Bills (which accompanied the foregoing Letter) of actual charges incurred in 1853 for works performed to Tanks, Water courses, and Tunnels, and the repair of the Tiroopathoor & Taloor Cutcherry in the Shevagungah Zemindary Amounting in the aggregate to Rupees 2,52,06-12-11.

20541

Fort St. George 20th December 1855.

No. 152

To.

G. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue

558.

B. No. 3573

From the Collector of Coimbatore

Sir,

I have the honor to forward 4 applications from different parties as per margin for 4 pieces of land at Potacamund shown in the enclosed Plans by Mr. Frearon Surveyor attached to my Department Amounting in the aggregate, to C 12 G 13 Sft 2094 and to request the Boards authority to dispose of the same by Public Auction as usual.—

2. There will be no public inconvenience by the grant of the above lands a Specification thereof is herein enclosed.—

Potacamund
30th November 1855

(Signed) E. B. Thomas
Collector

To.

E. B. Thomas Esqre.
Collector of
Coimbatore.

Sir.

I beg to make application for a small piece of land adjoining my property called "Burnside" "measuring from one to

Fort St. George 20th December 1855.-

to one and a half Cawney. I wish the Eastern and Western boundaries of my present property to be Extended in straight lines till they reach the Nullah and the Nullah to form the northern boundary line.-

I shall be much obliged by your execut=ing the transfer of this Small addition as I require it for the purpose of improving my present property and which will not interfere with the rights of any other person.-

Ootacamund
26th September 1855 } / Signed / H. D. Dawson

To.

The Collector of
Coimbatore.

Sir,

I have the honor to enclose a rough sketch of a piece of land, in front of, and adjoining this house (Rosewood) It is of an irregular Shape and it is not therefore easy to compute its exctent, but it is not more than two Cawnies, and which I have the honor to request that I may be permitted to purchase.-

My principal object in apply=ing for this land is that I wish to make an alteration in the road to this house as that

Fort St. George 20th December 1855.-

in present use is very steep and this alteration would involve a trespass on what is at present Government land.-

The piece of land now applied for is bounding by the road to my house, and I am much annoyed by its being used as a place of public nuisance by the inhabitants of the adjacent Village of Kundle a practice which renders the road almost unservice=able as a carriage approach, as I understand that Mr. Dawson has appli=ed for a piece of land directly above, and in alligument with what I require. I would beg the favor of being permitted to purchase this piece at the same time. I will place marks round the Spot and direct a man to point it out to any one whom you may depute to inspect the Same, on receiving your instructions to that effect I may take this opportunity of Stating that, having Sold the Blackwood House and grounds. I have now little more than two Cawnies of land attached to this House.-

Rosewood.....
Ootacamund.....
24th September 1855 } / Signed / A. R. W. Lascelles

To

20544 Fort St. George 20th December 1855.-

To

The Collector of
Coimbatore

Sir,

I have the honor to request the favor of your procuring for me a grant of land on the South Side of the Lake (Ootacamund) bounded as follows, on the North by the lower lake road - on the South by the upper lake road - on the West by a road Connecting the above roads and on the east by a property of moasasets at present in the occupation of Captain Treasure.-

I trust you will be so good as to obtain for me as much of this ground as possible as my object is to build and ultimately settle on these Hills.-

/Signed/ W. Coffin Coltt
12 Regt. N. I

P. S.

As I am about to leave the Hills. I shall be obliged by your Sending the reply to this under cover to Mr. Coffin Ootacamund.-

Extract of a letter from Mr. W. B. Johnston dated 21st September 1855.

I also beg to state that I have bought a bit of land from Mr. Vigers between the Westend and Mr. I. Mac Ivors properties and

Mr. Williams to make a plan.

* see in Orig.

† 5 Cawnies

20545 Fort St. George 20th December 1855

and would be ever thankful, if you would grant me a piece of Waste land which adjoins my Ground measuring about a Cawney or a little better bounded on the East by the West end property, on the West by the Seegoor Road on the South by Mr. Mc Ivors property and on the North by my own land.-

/True Extract/
/Signed/ E. B. Thomas
Collector.

No. 2

Official Memorandum.

The parties noted in the margin apply for 4 pieces of land at Ootacamund measuring 12-6-13-9-2094 as per accompanying plans prepared by Mr. Fearon the Surveyor lately attached to the Collector's Department the Grounds are bounded as detailed in the Plans respectively their occupancy by the above parties is unobjectionable whether on Public or private grounds. The upset prices thereon Calculated at 8 years Quit Rent are shown in the margin at the rate of 1-2-4. per Cawny per annum Vide para

20546 Fort St. George 20th December 1855.

para 7 of the Boards Manual the above lands are intended for building purposes.—

/ Signed / E. B. Thomas
Collector.—

158-559.

Bd No. 3408.

Proceedings thereon. Under paras VI and VII of the Manual of Instructions for the grant of lands on the Neilgherry Hills the Board of Revenue agreeably to the recommendation of the Collector direct that the land applied for by Colonel Coffin and Messrs Dawson, Lascelles and Johnston, measuring in the aggregate C 12 — G 13 — sft 2094 be put up to Public auction at the upset prices noted in the margin. calculated at 8 years Quit Rent at the rate of Rs 1 — 2 — 0 per Cawny per annum, and that it be knocked down to the highest bidder or to the applicants if there be no advance upon the upset price. Subject to the conditions and limitations of the said Manual.—

	C	G	sft	upset Price
Colonel Coffin	5	—	—	Rs 45 — 13 — 4
Mr Dawson	1	7	1800	— 12 — 2 — 0
" Lascelles	1	19	436	— 16 — 8 — 0
" Johnston	4	10	2258	— 40 — 13 — 4
Total	12	13	2094	115 — 4 — 8.

To

20547 Fort St. George 20th December 1855

No. 390

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

560.

Bd No. 3546

From the Collector of Sea Customs Madras

Sir,

I have the honor with reference to your letter dated 31st October No. 2907. to transmit Copy of a letter addressed to the Gentlemen noted in the margin and their reply thereto.—

W. M. Arbuthnot Esqre
H. Nelson Esqre
E. Deal Esqre
R. C. Campbell Esqre
H. Thomson Esqre

2. There is a great difference of opinion among Merchants, as to the Quality of Indigo. Great attention has been taken and much pains bestowed by the three Gentlemen who have made a report on the Indigo. Their opinion may be relied on, and I congratulate the Board of Revenue

20548 Fort St. George 20th December 1855

Revenue on the result. I respectfully recommend that I may be enabled to offer the expression of the thanks of the Board of Revenue to the Gentlemen who have undertaken the task of reporting on the Indigo.

3. It is of great importance to the Country that the subject of the growth of this Indigo should not be lost sight of. The numbers of Cawnies of land, on which the better sorts can be grown, and the probability of its not suffering or otherwise from drought, and other particulars would be very valuable if obtained and submitted to the Chamber of Commerce.

Sea Custom House
Madras . . . .
1st December 1855

Signed W. E. Underwood
Collector Sea Customs

To

* Compiled returns & Inspection &c.

20549 Fort St. George 20th December 1855

No. 1
Enclosure No. 355.

To
Arbuthnot Esqre. M. M
Campbele Esqre. R. O
Lecot Esqre. E
Nelson Esqre. H
Thomson Esqre. J

Gentlemen.

Being called upon by Govern. to obtain the opinion of competent persons among the Mercantile community at Madras on the quality of the accompanying (5) five specimens of Indigo and the probable value of such Indigo in the market; may I beg the favor of your kind assistance in affording me the information above required, either jointly or individually as may suit your pleasure and convenience. I send the specimens but do not expect that you can conveniently inspect them until after the departure of the Mail steamer to Suez after which I shall feel much obliged if you will do me the honor to favor me with your opinion.

Sea Custom House
Madras . . . .
12th November 1855

(Signed) W. E. Underwood
Collector Sea Customs

True Copy
(Signed) W. E. Underwood
Collector Sea Customs

To

20550

Fort St. George 20th December 1855

No. 2

To

W. E. Underwood Esqre

Collector of Sea Customs

Sir,

We have the honor to acknowledge the receipt of your letter of the 12th Instant and to return the five specimens of Indigo therein forwarded which we have carefully examined.

Three are labelled "Indigo manufactured at Innecondah." to distinguish them we have numbered them 1-2 and 3 No. 1 Innecondah is a green leaf Indigo of fair quality and suitable for Export. we consider it worth Rupees 36 the maund No. 2 do. is very similar to the above if any thing rather superior, but we cannot put a higher value on it than Rs. 36 the maund No. 3 do. also resembles the preceding but is some what lighter and we therefore value it at Rupees 35 the maund

Indigo manufactured at Incole in the mirtoor Salook. This is apparently dry leaf Indigo of excellent quality and is worth Rupees 1-10 7/8 16 ℔

Indigo manufactured at Kocherlah in the Innecondah Salook. This is very inferior Indigo much mixed with mud and quite unfit for export. Its value for dying purposes in this country may be from Rupees 10 to 12 the Pucka

Madras.
17th November 1855

[Signed] W. W. Arbuthnot
E. Lee

20557

Fort St. George 20th December 1855

Bd. No. 3404
Proceedings thereon.
560-561.

The Board resolve to forward to the Acting Collector of Guntoor Copy of the letter from Messrs. Arbuthnot and other Members of the Chamber of Commerce which accompanies the foregoing letter; the opinion pronounced by those Gentlemen on the market value of the Specimens of Indigo will be communicated to the manufacturers by Mr. Newill, who will also report at an early date what quantities are at present manufactured, and whether the prices assigned to the Indigo are likely to induce its further Cultivation and preparation.

Read again letter from No. Arcot Dated 4th inst. entered in Mly. Cons. 18th December 1855.

562.

Bd. No. 3394
Proceeding thereon.

The foregoing report which bears date 4th December having been received by the Board

20552 Fort St. George 20th December

Board on the 17th they resolve

to call the attention of the

Collector to the inutility of

such reports if

not sent with punc-

tuality.-

GB

20553 Fort St. George, 20th December 1855.

543

Bd. No. 3558.

From G. Ellis Esqre.
Register to the Court
of Foujdaree Udalut

To,
G. I. Forbes Esqre.
Acting Secretary to the
Board of Revenue.

Sir,

I have the honor by direction of the Judges of the Court of Foujdaree Udalut to forward for the information of the Board of Revenue copy of an Extract from the Proceedings of the Court of Foujdaree Udalut in the matter of an appeal Petition presented to them by the suspended Tahsildar of Ongole, from the sentence of conviction passed upon him by the Acting Joint Magistrate of Nellore.-

2. The proceedings which accompanied your letter of the 27th July last are herewith returned.-

Foujdary Udalut
Register's Office,
6th December 1855.

/ Signed / George Ellis.
Register.

Extract from the Proceedings of the Foujdaree Udalut under date the 29th November 1855.

Read Miscellaneous Petition presented on the 5th November 1855 by E. Salmon Esqre. Pleader on behalf of K. Sreenevasa Row suspended Tahsildar

Fort St. George, 20th December 1855

Tahsildar of Ongole.

Read also Criminal Report A of the Acting Joint Magistrate of Nellore for the month of June 1855.-

Read also Extract from the Proceedings of the Sessions Court of Nellore under date the 8th June 1855.-

The Petitioner, late Tahsildar of Ongole was tried by the Acting Joint Magistrate of Nellore on two charges of abuse of authority and on conviction was sentenced by that Officer to one months' imprisonment in the Zillah Jail, and to pay a fine of 50 Rupees, or in default of payment to be imprisoned for a further period of one month. The Acting Session Judge to whom the Petitioner appealed from the above sentence, modified it in so far as substituting detention in the custody of the Nazir of the Court for imprisonment in the Jail.-

2. The Petitioner now prays the Court of Foujdaree Udalut to reverse the conviction of the Joint Magistrate on the grounds that the evidence upon which the Petitioner has been convicted was unworthy of credit, and that great irregularities occurred in the conduct of the investigation of the charges, sufficient in themselves to vitiate the

Fort St. George, 20th December 1855.

the proceedings of the Joint Magistrate, he therefore prays the Court of Foujdaree Udalut will direct his acquittal.-

3. The Petitioner was heard orally by his Pleader.-

4 The Court of Foujdaree Udalut having carefully considered the records of the two cases in which Petitioner was accused of and punished for abuse of authority, have no hesitation in declaring their opinion that independently of the serious irregularities occurring in the proceedings of the Acting Joint Magistrate in the investigation of the charges and which would go far in the eye of the law to entitle the Petitioner to an acquittal, the evidence which has been adduced in support of the said charges is so full of contradictions and improbabilities as to be utterly unworthy of credit.-

5. Under these circumstances, the Court of Foujdaree Udalut resolve to annul the sentence of conviction passed by the Acting Joint Magistrate upon Petitioner in the 2 Cases above refered to and direct that the amount of fine (Rupees 50) imposed be at once refunded to him.-

Ordered that Extract from this Proceedings be

20556 Fort St. George, 20th December 1855.

be forwarded to the Sessions Judge of Nellore for communication to the Acting Joint Magistrate by Precept returnable in V days from and after its receipt.

/ True Extract /

Madras .....
8th December 1855. } /Signed/ G. Ellis
Register.

Ordered that the following Letter be sent to Government.

563-564.

B. No. 3379.

To the Secretary to Government ..... } Sir,

Submitting a letter from the Register to the Court of Foujdary Udalut & stating that as the late Tahsildar of Ongole was acquitted by the Court of the charges of malversation that were alleged against him they do not consider that the case calls for further notice from them.

No. 3538 / Dated 6th in cons 20th Dec. 1855

To, The Secretary to Government

Sir,

1. With reference to the Resolution of Government dated 10th July last. No. 904 and my Official Memorandum of the 27th idem No. 1918. I am directed by the Board of Revenue to submit for the information of the Right Honorable the Governor in Council the accompanying letter from the Register to the Court of Foujdare Udalut forwarding a copy of the decision of the Court on the conviction by Acting Joint Magistrate of Nellore / Mr. Minchin / of the late Tahsildar of Ongole on two charges of gross abuse of authority in the collection of the Public

20557 Fort St. George, 20th December 1855.

Public Revenue.

2. It will be observed that the Court after a careful consideration of the records of the two cases "have no hesitation in declaring their opinion that independently of the serious irregularities occurring in the proceedings of the Acting Joint Magistrate in the investigation of these charges — and which would go far in the eye of the law to entitle the Petitioner / the Tahsildar / to an acquittal, the evidence which has been adduced in support of the said charges is so full of contradictions and improbabilities as to be utterly unworthy of credit."

3. The Court have therefore annulled the sentence of the Acting Joint Magistrate.

From Nellore 6th Dec. In Cy Cons 12th April 1855

4 The same Tahsildar was committed to the Criminal Court by Mr. Minchin last year on charges of being accessary to a murder and of having endeavoured subsequently to induce

Fort St. George 20th December 1855

induce concealment of the case by bribery.

5. The Tahsildar was acquitted by the Sessions Court, but a perusal of the record satisfied the Board that the Tahsildar had been culpably negligent in the course of his enquiry into this important case & they sanctioned his removal from Office, leaving it however discretional with the Collector to reemploy him in the Principal Division if the charges on which the Tongdaree Uddalut have now passed judgment were disproved.

6. The Court having acquitted the Tahsildar in such unequivocal terms, the Board do not consider that the case calls for further notice from them.

Prov. to Nellore 11 Dy Cons. 13th April 1855 para 8.

Revenue Board Office
Fort St. George,
20th December 1855.

/Signed/ G. S. Forbes
Acting Secretary

No. 179.

565

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

A. Bd. No. 3581.

From the Collector of Trichinopoly

Sir

1. I have had the honor to receive your

Fort St. George 20th December 1855.

your letter No. 3217 of the 3d Instant, relative to holding an Agricultural Exhibition next year.

2. In this letter I am directed to hold this Exhibition on the 12th March next at Combaconum. I would beg to be apprized if this is the wish of the Board, or whether the place noted is not a clerical error?

3. If Combaconum is to be the station for this District, I must respectfully submit this Exhibition must fail. As no Ryot however inclined will convey his products such a distance neither can the Members of the Committee indicated in your letter attend. For example the Major General Commanding Division. The Civil and Sessions Judge. The Garrison Surgeon. These Gentlemen will not proceed fifty miles from their posts to attend an Exhibition.

4. I beg your Board to reconsider their selection of a station.

I

20560

Fort St. George, 20th December 1855

5. I shall have great difficulty in forming the Committee General Cleveland is absent on tour of Inspection and the Civil Engineer is seldom at Trichinopoly. There is no Sub Collector in this Province. But I presume I may substitute my only Assistant Mr. Grenfell.

Trichinopoly, Collector's Office 1st December 1855. } /Signed/ J. Bird. Collector

Bd. No. 3382.

Proceedings thereon. 1 The Board observe that the insertion of Combaconum instead of Trichinopoly was a clerical error, it being intended that the Exhibition shall be at Trichinopoly.

2. The Collector may nominate his Assistant as a member of the Committee.

3. The Committee have power to add to their number, and it is not necessary that every member should be present at the meetings.

565-566.

20561

Fort St. George, 20th December 1855

No. 235.

To G. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue
Fort St. George.

567.

Bd. No. 3625.

From the Collector of Madura } Sir, 1 With reference to my letter of the 22d August last No. 135 and the Board's Proceedings of the 16th October No. 2711, I have the honor to state that as far as I have ascertained that the Topes in question were planted by the Nattum Zemindar on whose death in the year 1799 they together with his Zemindary escheated to the Government. They are therefore the property of Government, and can, I think be rented out for a term of years without any opposition to the views set forth in the Minutes of Consultation of the 31st May 1855. Were the Topes small it might perhaps be more in accordance with those views, to make them over to the Village authorities on a promise to maintain them, but constituting a valuable property yielding from 800 to 1,000 Rupees per annum, it appears to me that their preservation and the interests

Fort St. George, 24th December 1855.

interests of Government will be best provided for by the measure I propose.

Madura, ... }
10th December 1855 } (Signed) R. D. Parker.
Collector

Bd's No. 3395.

Proceedings thereon. Under the explanation now afforded the Board authorize the Collector to let the Cottampetty Topes for 15 years on the terms stated in his letter of the 6th June to Curpana pillay.-

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(567-568.)

No. 240.

(569.)

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

Bd's No. 3631.

From Major I Maitland
Supt. Gun Carriage
Manufactory

Sir,

I have the honor to acknowledge your letter No. 3287* and to state that I think the ordnance artificers in my school who know surveying are worth three or four times the pay Captain Priestley proposes to give.-

By a recent order of Government Ordnance Artificers do not draw any Military pay while on Civil Employ Captain Priestly would therefore give intelligent young men only 10 or 20 Rs a month when their

* Dated 13th Dec. 1855.-

Fort St. George 20th December 1855.

their Regimental pay is Rs. 15 without travelling about or any of the inconveniences of exposure.-

Captain Priestley had better obtain Surveyors from the Labor market.-

Gun Carriage Manufactory, Madras, 13th December 1855. } (Signed) I. Maitland
Major
Supt. Gun Carriage
Manufactory.-

Ordered that the following letter be sent.-

(569-570.)

Bd's No 3383.

To Major Maitland
Supt. Gun Carriage
Manufactory

Sir

Adverting to your letter of yesterday's date which states that the pay which Captain Priestley proposes to give to pupils from the ordnance school while attached to his survey would be insufficient, I am directed by the Board of Revenue to enquire what amount you would consider proper for youths while so employed, Captain Priestley is not in want of surveyors having under his own instructions completed the training of three parties of sufficient strength, it was considered a favorable opening for young men already instructed in the principles of surveying to bring their knowledge into practical application and place themselves in the way of advancement.-

Rev. & Bd's Office
Fort St. George
20th December 1855

(Signed) G. S. Forbes.-
Acting Secretary

To

20564 Fort St. George, 20th December 1855.

571

No. 49.

To G. L. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

Bd. No. 3669.
From the Asst. Collector of Guntoor — Sir,

I have the honor to acknowledge the receipt of your Circular letter of 1st October last, and in reply to state that the instalments of the public revenue in this District were, a few years ago re arranged with the view of affording the ryots the means of realizing the value of their Crops before the instalments became due—

2. The following is the Kistbundy as it now stands, and it seems to provide for the object contemplated by the Board.

Months		Western Talooks	Annas	Eastern Talooks	Annas	Palnaud	As	Wet Crops in the whole District
November	1st	—	2	—	—	—	—	—
December	1st	—	4	—	—	—	—	—
January	1st	—	4	—	—	4	—	—
February	1st	—	4	—	2	4	—	—
March	1st	—	2	—	4	4	—	6
April	1st	—	—	—	4	2	—	6
May	1st	—	—	—	4	2	—	4
		—	—	—	2	—	—	—

Guntoor
Collrs Office
14th December 1855.

/Signed/ H. Newill
Acting Collector

Ordered

20565 Fort St. George, 20th December 1855.

Order thereon.
571-572.

Ordered to lie over.—

No. 262.

To G. L. Forbes Esqre
Acting Secretary to the Board of Revenue
Fort St. George.

Bd. No. 3672.
From the Collr of South Arcot — Sir,

572.

Adverting to the Circular from your Office No. 2264 dated 29th August last forwarding Extract from the Minutes of Consultation under date 25th July & calling for a return of the Yeomiahdars of this District. I have the honor to submit in continuation of my letter of the 23rd October the accompanying Memorandum shewing the rates of deaths between the Male and Female Yeomiahdars at ages classified by decades—

/Signed/ A. Hall
Collector.

South Arcot
Collr Cutcherry Cuddalore
15th December 1855.

No. 1.

Memorandum shewing the rates of lapses among the Male and Female Yeomiahdars at the undermentioned ages in the South ern Division of Arcot from 1806 to the end of June 1855.—

Fusly 1264—

			Males	Females	Total
Between the age	of 20 and 30	Years	3	3	6
Do	of 30 and 40	Do	12	8	20
Do	of 40 and 50	Do	11	18	29
Do	of 50 and 60	Do	23	4	47
Do	of 60 and 70	Do	20	14	34
Do	of 70 and 80	Do	19	12	31
Do	of 80 and 90	Do	11	6	17
Do	of 90 and 100	Do	2	8	10
			101	73	174
Add lapse of Carnatic Stipendary Vencataramana Chetty who received a Bonus as per sanction of Government dated 27th March 1855			1	—	1
		Total	102	73	175

/Signed/ A. Hall
Collector

Ordered to lie over.

To

573-574.

Order thereon.

20566. Fort St. George, 20th December 1855.

No. 184

To, G. L. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

575.

Bd. No. 3671.

From the Collector of Trichinopoly — Sir,

Submits the information called for in Circular No. 2383 of the 14th September last Regarding rent free backyards.

1. As required by your Circular No. 2383 of the 14th September last, I do myself the honor to state what the rules and limitations now in force in this District for the grantings of rent free backyards may be considered to be.—

2. Out of the 1208 Villages, both wet and dry, in this Province 401 Villages either have no backyards allotted, or if allowed, the Occupants pay a mere nominal rent and grow what products they please generally Cocoanut trees.—

3 In the remaining Villages of the District 807 in number backyards of various extent have been allotted rent free extending on an average to about 12½ Goolies or ⅛ of a Cawnie. The Yards so granted are

20567. Fort St. George 20th December 1855.

are 22,960 in number, and the extent is about 3,026 Acres bearing an Assessment of Rupees 11,194.—

4. The subjoined Statement exhibits the Talookwar the distribution of the rent free holdings throughout the eight Talooks.—

Number	Talook.	Number of Villages	Number of Back yards.	Extent	Assessment on the average.		
				Acres	Rs	A	P
1	Conaud	60	1421	279	14	279	9	8
2	Vittoocutty	32	574	220	8	309	7	9
3	Moovery	37	884	191	12	407	13	2
4	Laulgoody	70	1,521	473	8	755	10	1
5	Torriore	97	4,957	417	5	3149	4	3
6	Woodiarpolliem	257	7,249	789	14	2,805	2	3
7	Arrealore	176	4,492	420	2	2,676	8	3
8	Volicondapooram	78	1,862	232	7	810	9	5
	Total	807	22,960	3,026	6	11,194	0	10

The

Fort St. George 20th December 1855.

5- The backyards here mentioned were allotted prior to the cession of the District - And since then it has not been the practice in the wet Division to grant any further backyards.

Parties coming to a Village either to obtain dwelling occupancy within the assigned "Nattum" of the Village, or take up some vacant backyard.

But in the Dry Talooks it is different. There, on account of the large extent of waste lands and as an Encouragement to the occupation of land, parties taking up waste or greatly extending their holdings are allowed according to their circumstances, a free backyard of 1/8th or 1/16th Cawnies of Waste Poonjah land.-

Trichinopoly Collector's Office, 15th December 1855.

(Signed) J. Bird.
Collector

575-576.
Order thereon -

Ordered to lie over -

Resolved that the following letters be despatched. -

Memorandum

Fort St. George 20th December 1855.

Memorandum.

577

B. No. 3377.

Official Memorandum To the Chief Secretary to Government

In Cons: 3d Dec. 1855.

The Acting Secretary to the Board of Revenue has the honor to request the early supply of the Printed Prize Lists referred to in para 6 Extract Minutes Consultation, Public Department, dated 31st October 1855.-

Revenue Board Office, Fort St. George, 20th December 1855.

(Signed) G. S. Forbes.
Acting Secretary.

Circular

578.

B. No. 3401.

Circular to all Colls except Vizagapatam and Madras

Sir,

I am directed by the Board of Revenue to forward to you the articles noted

Fibres of the Aloe Agave Americana 1 Packet

Fibres of the Sansivira Zeylanica 1 Packet

Fibres of the yucca gloriosa or Adams Needle 1 Packet

Fibres of the Plantain 1 Packet.

noted in the Margin for exhibition on the part of Government at the Agricultural meeting about to be held in your District.

Revenue Board Office,
Fort St. George,
20th December 1855.

/Signed/ G: S: Forbes.
Acting Secretary.

To,

To,

The Collector of
Nellore.

579

Sir,

Bd. No. 3376.

To the Collector of Nellore
Madras & Chingleput.

I am directed by the Board of Revenue to request that you will report without delay what quantity of Salt has been shipped from your District for Chittagong since the receipt of Extract Minutes of Consultation and Board's proceedings of the 5th November 1855.-

2. The Board request a fortnightly Memo shewing simply the number of Maunds shipped for Chittagong until further orders.-

Revenue Board Office,
Fort St. George,
20th December 1855.

/Signed/ J. D: Sim.
Sub Secretary.

To

Madras

Fort St. George 20th December 1855.

B. No. 3386.
580.

Indent on the Superintendent of Stationery for the undermentioned Articles.

Description of Article.	Number.	For what purpose.	Remarks.
Parchment —	125.	For Prize Certificate for the Provincial agricultural Exhibitions — Requested to be supplied as soon as possible.	

Revenue Board Office,
Fort St. George,
20th December 1855.

(Signed) G. S. Forbes,
Acting Secretary.

581.
B. No. 2663.

Read the undermentioned Indents;

From the Collector of Vizagapatam — Indent for Demand Collection and Balance Statement for the ending year.

582.
B. No. 2664.

From the Collector of Trichinopoly — Indent for a further supply of the printed forms of Demand Collection

Fort St. George 20 December 1855.

583.
B. No. 2653.

Collection and Balance Statement.

From the Collector of Malabar — Indent for a further supply of Demand Collection Balance Statements of Prices of Grain and Treasury examination certificates.

581-584.

Order on the above 3 Indents. — Ordered to be supplied accordingly.

Received the undermentioned Miscellaneous letters and Statements.

585
M. No. 2717.

From the Collector of Malabar — Account Current of Salt for July 1855.

586
M. No. 2718.

From the Collector of Malabar — Account Current of Salt for August 1855.

587
M. No. 2719.

From the Collector of Malabar — Account Current of Salt for September 1855.

588
M. No. 2720

From the Collector of Malabar — Account Current of Salt for October 1855.

589
M. No. 2721.

From the Collector of Malabar — Account Current of Salt for November 1855.

590.
M. No. 2726.

From the Collector of Tanjore — Account Current of Salt for October 1855.

From

20574. Fort St. George 20th December 1855.

Mr. No. 2722.

591 From the Collector of North Arcot - Return of Petitions referred for disposal for the month of November 1855.

592 Mr. No. 2723.

From the Collector of South Arcot - Return of Petitions referred for disposal for the month of November 1855.

593 Mr. No. 2724.

From the Collector of Chingleput - Statement of Salt for exportation to Calcutta on the 16th December 1855.

594 Mr. No. 2711.

From the Collector of Nellore - Statement of Salt for exportation to Calcutta on the 11th December 1855.

595 Mr. No. 2712

From the Collector of Ganjam - Statement of Salt for exportation to Calcutta on the 30th November 1855.

596 Mr. No. 2715.

From the Collector of Rajahmundry - Rain report for November 1855.

597 Mr. No. 2716.

From the Collector of Guntoor - Rain report for November 1855.

598 Mr. No. 2713.

From the Collector of Bellary - Rain report for October 1855.

599 Mr. No. 2710.

From the Collector of Cuddapah - Reports on the state of the season and the price of Grain ending 30th November 1855.

600 Mr. No. 2714.

From the Collector of Malabar - Rain reports for December 1855.

Mr. No. 2709.

601 From the Collector of South Arcot - Reports on the state of the season -

F. F. B.

20575. Fort St. George, 21st December 1855.

Br. No. 3631. No. 1580.

From the Chief Secretary to Government - Extract from the Minutes of Consultation in the Public Department dated 15th December 1855.

602

Read the following letter from the Director of Public Instruction.

Recommending with reference to the Extract from Minutes of Consultation dated 22nd Ultimo, that the press recently purchased from Mr. Taylor should be temporarily retained for educational purposes, and that a press should be ordered from America, on the sanction for the necessary establishment being received from the Government of India.

(Here enter 7th December 1855)

The Director of Public Instruction thinks that any Press or Presses that may be required for the Educational Department, may be more advantageously, and more economically worked at Madras than in the provinces, and he would prefer one somewhat superior to that which has been recently purchased by Government from Mr. Taylor.

2. The Right Honorable the Governor

20581 Fort St. George 21st December 1853.

Governor in Council accordingly authorizes Mr. Arbuthnot, in the event of the necessary Establishment, applied for under date the 8th September last, being sanctioned by the Government of India, to procure from America a Press of the description recommended by him.—

3. Pending its arrival, Mr. Taylor will be requested to be good enough to retain charge of the Press obtained from him and employ it in printing Educational works—and this Press, will, on the arrival of the new one, be transferred according to the suggestion of the Board of Revenue to one of the smaller Districts.

To The President & Members
of the
Board of Revenue.

/True Extract/
/Signed/ S. Pycroft
Chief Secretary

602-603.
Order thereon.— Ordered to be recorded.—

A Bruton

To

20582 Fort St. George 21st December 1855.

No. 120

To.
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

604.
B. No. 3106.
From the Actg Collector of Canara
No. 2658

Sir,

With reference to an Extract from the Proceedings of the Board under the 12th Instant, communicating the Extract Minutes Consultation dated the 2d Idem, I have the honor to state for the information of Government, that one of the two Cupboards indented for was intended for the use of the Sheristadars' department, and the other for that of the English Records.—

2 One is required for the security of the large Stock of paper, procured Annually for issue to the different Offices throughout the District, which having hitherto been kept on open Shelves has often been damaged by Rats.—

3 The other is necessary in consequence of the increase of English records for which the boxes and Cupboards in use no longer afford Room.

Collectors cutcherry,
Mangalore, 20th October 1855

/Signed/ W. Fisher
Acting Collector of Canara

To.

× Statement No. 7 received with the Director's letter of 9th August 1853.

+ Rs. 50 & 25 each

20583 Fort St. George 21st December 1855.

No. 276.

To.

G. I. Forbes Esqr.

Acting Secretary to the
Board of Revenue
Fort St. George

605

Bd. No. 3113.

From the Collector of Chingleput

Sir,

Para 1. I have the honor to acknowledge Extract from the Proceedings of the Board of Revenue dated the 12th Instant, calling for an explanation of the necessity of the estimated expenditure on account of house rent for holding the Circuit Cutcherry at Sydapet.

† To Bd. 18th Feby 1820
From Do. 21st Do.
From Do. 15th April 1830
To Do. 23d Do. Do.
From Do. 15th Augt. 1831
To Do. 3d Septr.
From Do. 15 Jany/35
To Do. 6th March Do.
From Do. 13th April Do.
From Do. 2d March/43
To Do. 13th Do. "
From Do. 17th May "
To Do. 18th Do. "
From Do. 22d June "
From Do. 2d Jan/44
To Do. 15th Do. "
From Do. 1st Feby "
To Do. 14th Jan/53
From Do. 25th Apl. "

2 From the Correspondence + ginally noted, the Board will observe that there has never been any thing like a fixed station for the Collectors Cutcherry in this District. A. Cutcherry was indeed built at Conjeeveram in 1827. but the Treasury, the Records and a portion of the Establishment were alone located there, all the subsequent Collectors being unanimously of opinion that Conjeeveram was not a suitable place for the Head Quarters of the District and preferring Sydapet or some other

Central

20584. Fort St. George 21st December 1855.—

central and more convenient and healthy Station ultimately at the request of Mr. Freese he was permitted in 1843 to make Pullecarney his Head Quarters where he placed the Cutcherry in a small building erected by himself at his own cost and which Government have subsequently kept in repair when Mr. Smollet was appointed to the District he having no interest in the Bungalow, at Pullecarney an out off the way Village of a any high road removed the Cutcherry to Sydapet a place in every way more conveniently situated for the Cutcherry servants and parties attending the Cutcherry as well as for the transaction of business and convenience of the Collector in his references with the authorities at the Presidency and here it has since remained. As no public building is available a house had to be rented the estimated rent of which for Fusly 1865 is entered in the estimate of Extra charges which I request may be passed after

this

this explanation.—

Chingleput District.
Collectors Cutcherry
Sydapet
25th November 1855.

/Signed/ C. I. Shubrick
Collector.

No. 156

To.

606

B. No. 3281

G. I. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

From the Collector of Vizagapatam.

Sir.

I have the honor to acknowledge the receipt of your proceedings under date the 12th Ultimo, requiring explanation to 2 items entered in the Estimate of Extra charges proposed to be incurred in the Salt Department Viz. Rupees 1100 —— Sundry Charges, and Rupees 100 for making Mercals.

2. The first item comprehends the charges attending the measurement and heaping of the Salt and of erecting earthen trials under the heaps. Of this sum Rupees 300 will be borne by Government and Rupees 800 are the advances made to the Ryots which will be deducted from the price of Salt payable

payable to them. It has been customary to include this sum in the Estimate from this District from a series of years.

3 The receipt and sale of Salt is now conducted on measurement by Mercals some of which are quite unserviceable and to secure a sufficient number for the use. Rupees 100 have been Estimated for making them. If the Board will supply Scales and weights for receiving and selling Salt at an early date it will not be necessary to get Mercals made.—

Vizagapatam District.
Bimlipatam
Coll.r Circuit Cutcherry
5th November 1855

/Signed/ P. B. Smollett
Collector

No. 201

To

607.

B. No. 3235

G. I. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

From the Coll.r of Nellore.

Sir.

With reference to Extract from the Proceedings of the Board of Revenue dated 12th Ultimo No. 2658 communicating an Extract from the Minutes of Consultation under date the 2d Idem relative to the Estimate of Extra Charges for Fusly

1265

1265 in this District. I have the honor to state that under the recent orders for substituting weighing for measuring in the Salt Department the amount namely Rupees 100 proposed in the Estimate for making Marcals is unnecessary.—

2. Adverting to the remarks of Government respecting the proposed charge in Cuddapah for Betel and nut for distribution to the inhabitants during the time of settlement. I beg to state that the same practice is observed in this District also the expenditure incurred being included under the head of Extra Charges, but under the order now passed for Cuddapah the practice will be discontinued here also.—

Nellore, Coll.r Office
6th November 1855

/Signed/ F. B Elton
Collector

To.

No. 120

G. S. Forbes Esqure
Acting Secretary to the
Board of Revenue
Fort St. George

608.

B.r No. 3182

From the Coll.r of Cuddapah

Sir,

Para 1

With reference to your letter of the 21st Instant, I have the

the honor to state that I did not consider any reply necessary to the Extract from the Proceedings of the Board of Revenue under date the 12th October 1855. objecting to the distribution of Betel and nut to the Inhabitants on receiving their Puttahs. which will be discontinued in the present year.—

2. Since the Cession of the Country to the past year it has been the practice of presenting 3 betel leaves and a small portion of arecanut — to each individual ryot coming up to receive his Puttah during the time of settlement as a mark of good will and respect. which seems to be gratifying to the people and for so trifling a sum as only 30 Rupees. I deem it inexpedient to break through a Custom of so very long standing but as the Government object to sanction this amount it will be discontinued from the present Fusly.—

3. From enquiries I have made there are good grounds for believing that this practice is not confined to Cuddapah alone, as it has hitherto been in force in both neighbouring Districts of Nellore and Guntoor if not also in

in Bellary, but for the latter I have no authentic information, tho' for the two former I have no doubt of the fact.—

Cuddapah Collr's Office.
24th November 1855.

/Signed/ Mr. Murray
Collector.

Bd's Ltr. 3102

Resolution thereon.

Resolved that the letters above recorded be submitted for the information and orders of the Right Honorable the Governor in Council with reference to Extract Minutes Consultation dated 2nd October 1855.—

Submitting letters from the Collectors of the Districts noted within furnishing explanation respecting certain items in the Estimates of Extra charges proposed to be incurred in their Districts for Fasly 1265 recommending that they be passed severally with the exception of the House Rent made by the collector of Chingleput which the Board Decline to admit.—

Jud Cons 10th Oct 1855

Rs 30

Ltr. 129
604-609

From Chingleput
29th Novr in Cons.
3 Dec 1897

2

The Cupboards indented for by the Collector of Canara are stated to secure from injury by rats the large stock of paper procured annually for issue to the different Offices throughout the District, and in consequence of the increase of the English Records.—

From Govt 20th
in Cons. 22 June
1843

3.

From the explanation of the Collector of Chingleput respecting House Rent for holding the Circuit Cutcherry at Sydapet it will be seen that although Conjeveram was made in 1807 on the recommendation of the then Collector the Head Quarters of the District and a Treasury and Cutcherry were constructed there, it has not been considered by subsequent Collectors a suitable place for that purpose and other more convenient stations have been preferred for their fixed residence. In 1843 the Government permitted Mr. Freese to make Pullecarney his Head Quarters on the understanding that Government should not be put to any expense for public accommodation

accommodation but subsequently the Cutcherry has been removed to Sydapett, a place the Collector states in every way more conveniently situated for the Establishment and for parties attending the Cutcherry as well as for the transaction of business and the convenience of the Collector in his references with the authorities at the Presidency. The Treasure, Records, and a portion of the Establishment are alone located at Conjeeveram. Under all the circumstances the Board now consider that the Charge should not be admitted and they propose informing the Collector that, he is expected to provide accommodation for the Circuit Establishment of the Sydapet Taluk on the usual Extra Jentage allowance for the few days that the Curnum &c. may attend for the ordinary Jammabundy business.—

+ Rs. 96-9-6
++ Rs. 100-0-0

Circulars
9th Oct 13th Dec 55

The Collector of +Nellore and ++Vizagapatam state that under the recent orders for substituting Weights for measures in the Salt Department the sums solicited for making Mercals will not be required, if Scales are supplied at an early date. In a separate communication

communication the Board have explain-
=ed the impossibility of an early supply
of Scales and weights, and it will be ne-
=cessary therefore to pass these Esti-
=mates and leave it to the Collectors to incur
the expense or not as may prove ultimately
requisite.—

5. The Collector of Nellore reports that the practice of distributing Betel and Nut at the Government expense to the Ryots during the time of Settlement is observed in his District, but that it will be discontinued under the orders of Government directing its abolition in Cuddapah. The practice has been in force in Cuddapah since the cession of the Country, and the Collector is averse to its discontinuance. The Board believe that the practice prevails in other Districts for the trifling sum involved they would deprecate the discontinuance of a Custom, which, however trivial it may appear to Europeans, is appreciated by Natives and regarded as a Mark of respect and good will towards them on the part of Government.—

The

6. The Sum of Rupees 1100 entered under the head of "Sundry Charges" in the Estimate of Extra Charges proposed to be incurred in the Vizagapatam district is required on account of the Charges attending the measurement and heaping of Salt and of erecting pials under the heaps. Of this sum Rupees 800 is an advance to the Ryots and will be recovered from the price of Salt paid to them, the remainder is a charge against Government.—

7. The Board recommend the Esti-
=mate being passed on this occasion.—

No. 148

To.

G. S. Forbes Esqre.

Acting Secretary to the Bd. of Revenue

Fort St. George.

(610)

Bd. No. 3081

From the Collr. of Trichinopoly.

Sir.

Para 1. As directed by your Boards' order of the 29th Ultimo on Petition No. 2810 of 1855. I do myself the honor to submit the information required.—

2. Petitioners' Father died on the 23d March 1850 and in reporting his death the Tahsildar intimated that there was

no

Fort St. George 21st December 1855.

no necessity for filling up the Vacancy as there were no less than seven Monegars for the Village of Poottore. He also stated that the Inamiem land consisted of Poonjah Cawnies 14–97 14/16 Goolies and assessed at Rupees 27–4–1.

3. In reply to this the late Collector directed the Inamiem to be carried to the Iyer as Putty Vally in accordance with the orders received by Proceedings of the Board of Revenue No. 584 dated the 16th November 1843 Para 71 to 75– and concurred in not nominating to the Vacancy, on the ground that the existing Village Officers were sufficient.–

4 But in the following year 1851, during the Cultivating Season the Tahsildar represented the necissity of another Monegar being nominated, and Petitioner was so appointed on the 30th October of that year. Nothing however was said regarding the Inamiem.–

5 I have referred to the Dowle accounts of the Village, and am satisfied that this Inamiem of Cawnies 14. Goolies 97 14/16 is Pottah Monegar Enaam and not Puttypalley or Poongovalley

Fort St. George 21st December 1855.–

Poongovalley. and ought to be made over to the Petitioner as his remuneration.–

I solicit orders accordingly.

6. The Petition is herewith returned.

Trichinopoly– Collrs Office– 22d October 1855.

Bd No 3397

Proceedings 610-611.

/Signed/ J. Bird.
Collector.

thereon. As it is now ascertained that the Enaam is attached to the Office of Pattah Monigar, the Board concur with the Collector that it should be made over to Petitioner who does the duties of that Office, and authorize this being done.–

No 330

To G. S. Forbes Esqre
Acting Secretary to the Bd of Revenue
Fort St. George

Sir, I have the honor to submit

Para 1 the papers described in the Separate list relating to the enquiries which have been made by Mr Sevinge the Sub Collector into the Conduct of the suspended Tahsildar of Streevilly poottoor Salooke Anuntha Ramiah

612.

Bd No 3196

From the Collr of Tinnevelly.

The original reports & decisions and Petitions are requested to be returned with record of the cases when done with.

Fort St. George 21st. December 1855.—

Ramiah.

2. Mr. Levinge has convicted Anuntha Ramiah and levied fines from him in 4 Cases under Regulation IX of 1822 and given his opinion that sentence should be passed upon him in another case under the same Regulation in which the charge is making a false return regarding Crops on which remissions were demanded. This case having been under the consideration of the late Sub Collector Mr. Whittingham who did not think the evidence strong enough to render it advisable to put the Tahsildar on his trial. Mr. Levinge felt doubtful whether it would be right for him to pass a decision.— Mr. Levinge has also in 5 letters + exposed the culpable behaviour of Anuntha Ramiah in carrying on the business of the Salook in marahmut and Police and other matters.—

+ including memos.

3. The several Records of the enquires made by Mr. Levinge have been carefully examined and as the evidence in the several Cases fully bears out the conclusions arrived at by that

Gentleman

Fort St. George 21st. December 1855.

Gentleman I have confirmed the sentences which were all appealed against. But with respect to the case of fraud respecting remissions I have not thought proper to direct Mr. Levinge to pass a decision as the circumstances of the case had been under Mr. Whittingham's consideration at the time when the occurrence was fresh and possibly reasons might have then presented themselves which the documents do not shew to make it seem likely the two Tahsildars and other persons who were deputed to inspect the lands and Chamel might have formed mistaken opinions.

4. There is enough in the reports and sentences now submitted to convince the Board that Anuntha Ramiah's conduct as a Tahsildar has been very disgraceful and I am obliged to press Mr. Levinge's recommendation that he may be dismissed from the date of his suspension. I had heard some time after Anuntha Ramiah was made a Tahsildar in December 1852. that his behaviour was the subject of general

conversation

conversation in his Talook and reports reached me which attributed almost incredible acts of meanness to him for the purpose of exctracting petty bribes. Almost all the Talook servants were at variance with him and accused him of mal-practices which however they could not prove and as business was at a stand still from the Tahsildars loss of controul over his subordinates many of them were in 1854. transferred by Mr. Whittingham to other Talooks. The Diaries of the Engineers' Department and the Proceedings of the Court also contained repeated complaints about the unsatisfactory progress of affairs in the Streevelly pottoor Talook. And when I went myself into that Talook at the beginning of this year I found every thing so disorganized and business all so backward and slovenly performed owing to the entire absence of respect for the Tahsildar among all classes of people that I made it a request to Mr. Levinge who just then joined his appointment that he would take the earliest opportunity to go into that Talook and make a searching enquiry into the

state of affairs. I am happy to say that already since the suspension of Anantha Ramiah a very great improvement has become manifest.

5. It will be observed that Anantha Ramiah in some of his Petitions herewith submitted accuses Mr. Levinge of having on one occasion applied personal violence to him in the Talook Cutcherry I have spoken with Mr. Levinge on the subject who indignantly denies the assertion and states that what he did was to lay his hand without force on the Tahsildar's shoulder in motioning him to search out the papers which were wanted and which the Tahsildar was not bestirring himself to do.—

6. Anantha Ramiah having presented Petitions of Appeal to the Board of Revenue against the sentences passed upon him the documents connected with the several cases which are very bulky will be transmitted by Banghy.—

Tinnevelly,
Tencausey,
27th October 1855.

(Signed) C. J. Bird.
Collector.

Since

Fort St. George 21st. December 1855.

P.S.

Since the above was drafted Ammatha & Ramiah has demanded Copies of the letters & written by Mr. Levinge in addition to his decisions in the Cases on which he was formally put on trial Copies have been given to him and his esc: =planations, if he makes any, will be communi: =cated to the Board.-

(Signed) C: J. Bird.

No. 1.

List of Documents connected with the Case of Ammatha Ramiah suspended Tahsildar of Stree =velly Talook.-

1. Letter No. 18 from the Sub Collector of Tinne: =velly to the Collector dated 26th. June 1855, & with an Enclosure, A. Memo: and 3 others sentences under Regulation IX of 1822 in Cases No. 1, 2, and 3.-
2. Memo: from Do. to Do. dated 5th. July 1855.-
3. Letter No. 32 from the Joint Magistrate of & Do. to the Magistrate dated 9th. July 1855 with 3 enclosures marked A B and C.
4. Do. No. 55 from the Sub Collector of Do. to the Collector dated 19th. July 1855.-

Letter

Fort St. George 21st. December 1855.

5. Letter from the Sub Collector of Tinnevelly to the Collector dated 28th. July with 2 Enclosures-
6. Decision passed under Regulation IX of 1822 in case No. 4.
7. Documents as per Tamil list No. 1 regard: =ing the Sluice of Perundy colum.-
8. Do. — Do. No. 2 regarding Do. of Yelander =racondan-
9. Documents as per Tamil list No. 3 conn: =nected with the case of Colingulah at & Gopalasamoodrum Poravoo in the Village of Yederacottah.-
10. Do. — Do. No. 4 connected with the Case of concealed Cultivation and overcollection in & the Anny Coolan Village.-
11. One English Petition from the suspended & Tahsildar to the Collector dated 25th. March 1855, with 7 Enclosures.-
12. One Do. from Do. to Do. dated 8th. April Do.
13. One Do. to Do. dated 18th. and 19th. Do. Do.
14. One Tamil Petition from Do. to Do. dated 25th. June Do. (with Translation).
15. One Do. from Do. to Do. dated 17th. July Do.

One

16. One appeal Petition in English from Do. to Do. dated 19th Do. in Case No. 1 connected with Perundycolum sluice.

17. One Do. in Do. from Do. to Do. dated 19th Do. in Case No. 2 connected with Yelindara = conda sluice.

18. One appeal Petition in English from the suspended Tahsildar to the Collector &c dated 19th Do. in Case No. 3 connected with the Yedirottah Calingulah.

19. One Do. in Do. from Do. to Do. dated 22d August Do. in Case No. 4 connected with the escess Collection in Anny coontan Village.

20. On English Petition from Do. to Do. dated 21st September Do. giving cover to 4 appeal Petitions addressed and the Board of Revenue.

(Signed) C. J. Bird.
Collector.

Tinnevelly
Tencaussy
27th October 1855.
Br. No. 3428.

Proceedings thereon.

612-613. Reviewing the proceedings held in the Charges &c against the Tahsildar of the Streevelly poottoor Talook directing his

Mr. Bird has submitted with this letter five letters or Memorandums addressed to him by his Sub Collector Mr. Levinge &c detailing or explaining a variety of Charges against

his dismissal from Office and passing endorsement in his &c appeal Petitions to the effect that the Board decline to annul or modify the decision of the Collector and &c Sub Collector.

against Anunta Ramiah Tahsildar of Stree: vully poottoor also four cases disposed of by Mr. Levinge under Regulation IX of 1822. with the appeals preferred from his decision by Anuntia Ramiah together with a Mass of other Petitions from the same Individual on the subject of his removal from Office.

2. The first three Charges against this Tahsildar, are for having given in fabricated &c accounts regarding the progress of certain &c Maramut works in the year 1853. the enquiry took place in June 1855 and in all three cases the Defendant and his Maramut Goomasta were found guilty and punished by a fine 1/2 a Rupee each commutable to two days im = prisonment.

3. The Sub Collector found that the accounts of work performed in these Cases represented as complete, work which had not been commenced at the time when the accounts were written, and on this ground he pronounces the accounts "fabricated." This conclusion is not &c denied

dirived by the Tahsildar, his defence is that his signature was obtained to these accounts by the Maramut Gomasta to whom he trusted for correctness - The accounts were directly connected with the disbursement of Money and the Tahsildar was therefore properly convicted under Regulation IX of 1822.

4. The sentences in these three cases the Board observe were quite inadequate to the gravity of the charges. In case No. 4 three Officers were convicted of appropriating Money illegally collected from certain ryots - The 1st of the Defendants was the Tahsildar's security and when the Case was referred to him for enquiry, he endeavoured by unnecessary delays and false reports to screen the defendants against whom the evidence was sufficiently clear, the Sub Collector found him guilty of complicity and sentenced him to pay a fine of 25 Rupees under Section V of the same Regulation. In addition to these four cases against this Tahsildar

Tahsildar the letters of Mr. Levinge and that of Mr. Bird now under consideration impute to him numerous instances of misconduct, his talook is stated to have been in a state of extreme neglect and the public business in every way mismanaged, in proof of which instances are given by Mr. Levinge of the unjustifiable delays which occurred both in Police, and Revenue Cases and in conducting the Maramut work of the Talook.-

5. The opinion of the late Sub Collector Mr. Whittingham regarding the Tahsildar's want of truthfulness is also quoted by Mr. Levinge -

6. The Tahsildar appeares to the various charges brought against him, reiterated accusations of enmity on the part of the Sub Collector and of various Native Officials no defence is however made which can palliate in any degree the gross misconduct which appears to have been the subject of repeated warning and censure on the part

part of the Tahsildar's superiors and the Board feel no hesitation in according to Mr. Bird's recommendation that he should be dismissed from his Tahsildarship, this sentence will accordingly take effect from the date of his suspension.

7. The Board observe that besides the other aggravated cases of misconduct the Tahsildars petitions in which he has met the charges against him by allegations of enmity on the part of the Gentleman whose duty it was to try him shown his unfitness for the Office which he held. The petitions are grossly improper and unbecoming.

8. The following endorsement will be passed on the appeal petitions presented by the Tahsildar Nos. 3177 and 3493 of 1855. "The Board decline to amend or modify the decision of the Collector and Sub Collector and refer the Petition to the Courts of Adalut."

Read

Read again Average Bazar Prices from the Collector of Salem dated 17th and entered in Miscellaneous Consultation 22d November 1855 of Grain and Memorandum of Fyen Cultivation for the Month of October 1855 Fusly 1265.

614.
Bd. No. 3403.

Proceedings thereon. The Board observe that in the Demand Collection and Balance Statement received last year

Fort St. George 21st December 1864.

Punjab.	Bombay.	Madras.	Total.						
Land.	Land.	Land.	Land.						
Acres	Rs.	Rs.	Rs.						
50,115	3,68,324	5,14,804	10,836	79,192	6,38,255	12,07,115			
1,028	30,870	5,99,75	10,133	58,673	6,30,395	11,98,524			
		8,171	703	20,519	8,360	9,191			
		"	"	"	"	"			
		"							
		"							
9,828	59,654	"							

As per Statement of Fasly 1264 ——— Increase

Do. Do. of Fasly 1265 ——— Decrease

year for the Month of October 1264 a= the entry of Cultivation differs considerably a= from that given in the Demand Collection and Balance lately received, the accompa= =nying Marginal a= shews the discrepancy= The Statement is a= returned for revision or explanation.—

To

J. G. B.

Fort St. George, 21st December 1863.

Read the following Paper.

No. 133

To,

The Secretary to the
Board of Revenue
Fort St. George,

615.

Bd No. 3451

From the Asst. Collector of Canara .....

Sir,

In reply to your letter of the 22nd ult. transmitting Extract Minutes Consultation dated 10th September 1863, and calling on me to report on the manner in which the wastage in the Canara Salt Stores is to be accounted for, I have the honor to state that the excess of wastage in this District, as compared with others, would appear to be owing, in a great measure, to the nature of the Salt manufactured, though the damp climate of the western coast no doubt has something to do with it.—

2 I am led to this conclusion, because in the first place, with Bombay Salt, which is more solid and hard in the grain than the produce of our pans, the wastage is much nearer that found to be usual on the Madras sea board; and in the next, the experiments made by Mr. Maltby tend strongly to shew that the wastage is bona fide, and not the result of fraud on

Replies to Boards letter of the 22d October last on excess: wastage appearing in certain Depots in his District as reported in the annual Statement for Fasly 1263.

*Trans 1/62 per Cubic

To Bd 9th Feby 1/65 No 16

on the part of the servants engaged in storing the Salt.—

3 In July 1861, when on Circuit in the northern part of the District, Mr. Maltby directed the Naib Sheristadar to measure the Salt stored in some one partition of the Colays named in the margin, and the result gave an average wastage of 11½ per cent on the amount stored.

Honore and Coondapoor

4 This was not however conclusive, as the Salt had been stored as usual, and the Talsildars and other Superior Talooh Officers of Anthola, Honore, and Coondapoor, were directed to cause a partition (containing 10 Garces of Salt) to be stored at each of the several Manufacturing depôts under their own eye and seal. This they were to open when the Salt was required, having it measured in their presence, previous to its transport to the sale depôts.—

5 On this being done both in July 1862 & 1863, the result gave a wastage on the produce of the former year, of from 7 to 12 per Cent, and on that of the latter, of from 6 to 12 per Cent.—

6 It appears to me that it will be more satisfactory, perhaps, if samples of Salt, the produce of Canara

Canara, be compared with that of the eastern Coast. With the permission of the Board, I will forward a small quantity from each of our pans, and I think the comparison will probably show that the allowance for wastage (10 per Cent) proposed by Mr. Maltby is no more than circumstances require.—

7 It now remains for me to explain the processes on which wastage is divided, and to state in each case, where the Salt lies under what protection and in whose custody; and to give the usual length of time that elapses from its being taken into store at the pans, to its final removal for sale from the store-houses at the depôts. The first wastage is the difference between the quantity measured into store from the pans, & the outturn when the Salt is remeasured for transport to the sale depôts.—

8 The 2nd wastage is the difference again apparent when the quantity transmitted is measured on receipt at the sale depôts, and the 3rd is the deficit found on sale of the Salt.—

9 During the time that the Salt is actually in store, either at the pans, or the depôt it is placed in thatched buildings having substantial mud walls. The Salt is so stored, as to leave a passage all round it, contact with the walls being destructive to them. The Salt is under the charge of the servants of the Salt department and locked up under the seal of the Talsildar of the Talooh, while stored at the pans, and under that of the Head Official on-

Fort St George, 21st December 1838.

on the spot, when at the several Sale depôts. ——

10 The boats used in the transport of Salt are open. During transit a precentage is allowed, and if the wastage exceeds it the selling price of the difference is levied from the boatmen.

11 In cases of transport by sea, 5 per Cent is allowed for wastage, and in river transit 2½ with the exception of that from Mangalore to Buntwal. The Salt is during this period altogether in the hands of the crew of the boats or Patamars, except on the Mangalore river where the character and propensities of the Mopla boatmen render further protection necessary, as they would have no opportunity of adulterating the Salt in their charge. The average actual wastage during transport of Salt by sea or river is 4 3/4.

12 The average time that elapses between storing of Salt received from the Pans and selling it at the depôts, varies from 10 to 18 months. Of this, it lies from 6 to 12 months at the go-downs, near the Pans, being stored in April and May and, transported as required, from the following December to April and May of the next year.

13 Salt required for home consumption in the neighbourhood of the Pans, is never sold until it has been a year in store, as we could not otherwise distinguish between smuggled or fraudulently manufactured Salt, and the produce of the Pans.

Collector's Cutcherry,
Mangalore,
19th November 1838.

I Signed W. Fisher
Ag Collector
To,

* 1 per cent.

Tusly 1260 - 4 13/16
1261 - 5 3/16
1262 - 5 3/16
Average — 5 1/16
1263 3 13/16
Average of 4 years — 4 3/4

Fort St George 21st December 1838.

To,

The Secretary to
Government

Sir,

615-616.

B. No 3414

To The Secretary to Government.

In Council 21 Dec 1838.

Submitting a letter from the Acting Collector of Canara reporting in the manner in which the wastage of Salt in the Salt stores of his District has occurred and stating their opinion that the high rate of Wastage shewn is bona fide and not the result of fraud.

With reference to paras 3 & 5 of Extract Minutes Consultation dated 10th September 1833, I am directed by the Board of Revenue to submit, for the information and orders of the Right Honorable the Governor in Council, the accompanying letter from the Acting Collector of Canara, dated 17th November 1838 reporting on the manner in which the wastage of Salt in the Salt stores of his District is to be accounted for. ——

2 The excess of wastage as compared with other Districts the Acting Collector states is owing in a great measure to the nature of the Salt manufactured, and in some degree.

Fort Falgeorge, 21st December 1838.

degree to the dampness of the climate of the Western Coast. Mr. Fisher arrives at this conclusion from the fact that the Wastage in Bombay Salt, which is more solid and hard in grain than that of Canara amounts to only from 1 to 2 per Cent, and that from the experiments made in Fushes 1261. 62 and 63 in storing Salt in the Salt Depôts in the Ankola, Honore and Condapoor Talooks which gave a Wastage on the quantity stored of from 6 to 12 per Cent he infers that the wastage in Canara Salt is bonafide, and is not caused by fraud on the part of the Servants engaged in storing the Salt.—

3

The Board approve of the Collectors proposal to forward samples of Salt for comparison with that of other districts, in regard to solidity and consequent liability to be more

Fort Falgeorge, 25th December 1838.

more or less affected by atmospheric changes.—

4

The wastage of Salt in Canara occurs under three heads, 1st the difference between the quantity measured into store from the Pans and the outturn when the Salt is remeasured for transport to the sale depots. The Salt is stored just before the Monsoon and removed after the Monsoon. It is here that the greatest amount of wastages occurs. 2nd The difference when the quantity transmitted is measured on receipt at the sale Depôts i.e. the loss in transit and 3rd the deficit found at the sale depots after the stock is sold off, the wastage allowed on salt transported by sea is 5 per Cent and by river transit 2½ per Cent with the exception of that from Mangalore to Buntwall on which 1 per Cent is granted. But the average actual wastage in either case is 15/16 per Cent).—

The-

Fort St. George, 21st December 1855.

5 The Salt is stored in thatched buildings having substantial mud walls and is under the charge of the servants of the Salt Department and locked up under the seal of the Tahsildar while stored at the Pans and under that of the head official on the spot when at the several Sale Depôts The average length of time that elapses between the storing and selling of Salt varies from 10 to 18 months but Salt required for Home consumption in the neighbourhood of the Pans is not sold until it has been a year in store.

6 In addition to the reasons above assigned for the large amount of wastage in Canara the Board of Revenue would recall to the recollection of Government the fact pointed out in their proceedings of the 9th October 1855. para 3 that a great quantity of the deficit arises not really from wastage but from consolidation. During the heavy monsoon of that coast the Salt which was heaped in loose grain settles into compact masses and experiments* served that

*20 Indian Maunds equal new Salt 509 Mercals Old Salt 1.80 Mercals to 1.80.

Fort St. George, 21st December 1855.

that old Salt was sometimes 13/8 per Cent heavier than new. the increase in weight indicates of necessity a decrease in bulk.

It is also necessary to state that

7 it was formerly the practice in Canara to take the Salt from the manufacturers without striking the measure. The native servants used to declare that unless this was done the per Centage of loss would be greater than the Government would pass and they would bear the blame Under this conviction the practice was openally allowed. But it was a most objectionable one and gave room for extensive frauds and being contrary to rule great pains have been taken of late years in Canara strictly to forbid it and to insist that as the Salt is to be sold, so it shall be received from the Manufacturers.

8 Whether equal strictness is enforced -

Fort St. George, 21st December 1855.

enforced elsewhere the Board are not fully aware.

9 On the whole the careful experiments instituted in Canara and the striking fact of the consolidation above shewn induce the Board to concur with the Acting Collector that the high rate of wastage shewn is bonafide and not the result of fraud.

Revenue Board Office,
Fort St. George,
21st December 1855.

/Signed/ G. S. Forbes
A. S. Secretary

To

W. Burton

Fort St. George 21st December 1855

No. 752

To

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue

617.

Bd. No. 3586
From the Collector of Malabar . . .
Submits his sentiments on the proposition of Government to give up entirely the plan of bringing Salt on Govt. account.

Sir Fort St. George

With reference to Extract from the Minutes of Consultation of the 30th June 1855, para 15, sent with the proceedings of the Board of Revenue under date the 25th September last, calling for the sentiments of the collector of Malabar on the proposition of Government to give up entirely the plan of bringing Salt on Government account which call has been repeated in your letter of the 5th Instant No. 2943, I would hope I may be permitted to draw attention to the correspondence noted in the margin, containing the opinion of my predecessor in Office on this point.-

From Board dated 25th September 1851
To Dr. " 17th October "
From Dr. " 16th September 1852
To Dr. " 1st October "
From Dr. " 6th April 1854.
To Dr. " 21st Dr. "

2. The quantity of Salt imported into this District

District by the private trader since the issue of the order in Council of the 27th September 1853.

In Fusly 1263	Arabian Salt	Mds 839	is shewn in the margin.
	" Bombay Salt	1215	
		2054	
1264	Do.	11,868	It amounts to about 2 per cent
	Total	13,952	
Average of 2 years		6976	per annum of the required
or Garce		58.	annual supply.

3. No current conclusion can be drawn from this Statement against or in favour of the proposed measure. For as long as Government take any part in the trade, they must interfere with the level of prices and under such circumstances speculators will hardly be found to embark their capital in a trade so fraught with changes, fluctuations, and risks as the Salt trade of this Coast.—

4. But tho' we are not able to receive these tables as safe indices of the probable transactions of private traders on the withdrawal of Government from the market, they seem to me to indicate that the profits of the trader under the present excise duty cannot be large or tempting and lead

lead me to apprehend that without some modification of rates the Government abandonment of the trade would seriously Compromise the Comfort and well being of the Consumer especially at first would encourage illicit traffic in Bombay Salt thro' Travancore and Cochin, and I fear in some parts of the District, introduce the use of the deleterious earth Salt.—

5. Time and Competition will doubtless do much towards regulating and keeping down the price, but with an excise duty of 105 Rupees and purchase price and charges of transport &c. taken at the moderate sum of 20 Rupees per Garce, the purchaser in Calicut can hardly expect to obtain his Salt at 1 Rupee a Maund as he now does.—

6. The prices realized for Salt imported by and on account of merchants have usually been 16 annas the Indian Maund—on one occasion a little Salt of extraordinary whiteness sold for 20 annas the Maund, but this was found to be an exceptional case.—

Mr.

7. Mr. Conolly stated that the general impression was that the private dealers could not import and sell at 1 Rupee per Indian maund if he has to pay 12 annas duty an impression which has been verified by the very small quantities of Salt landed on private account at the ports of this District, and which is brought as ballast and when no other Cargo can be obtained at Bombay for return Vessels, or Vessels engaged to take up goods from the Coast - Of course the late addition of 2 annas to the exccise duty will enhance the price of Salt to the Consumer. -

8. But not only will the Consumer find himself Compelled to pay down a higher price for his Salt, but I fear he will also obtain a less pure article - Adulteration will be greatly resorted to - Nothing will prevent this evil but an improvement in the tone and character of the Merchants - The ordinary rules of buying and Selling prove quite inadequate among the natives to overcome it as every days exsperience exemplifies - Stringent Laws may correct it

it but the simple and easier method of remedying it is, it seems to me, by making it worth the while of Europeans to engage in the trade by a reduction in the charge of exccise -

9. Mr. Conolly has shewn that the Government would not be lasers by admitting Bombay Salt on a fixed duty of 90 Rupees the Garce, or 12 annas the maund. -

10. I am not at all prepared to advocate the necessity or desirableness of continuing the monopoly, its abandonment seems to me both politic and just, but when the Government resolve to abandon it, it appears to me the welfare of the people demands a reconsideration of the price of the exccise duty and the introduction of a Law against adulteration similar in character to that introduced in Bombay against the adulteration of Cotton - It also seems to me that every measure should be taken to proclaim and notify the intention of Government and that time should also be given to allow the private merchant to bring and lay in his stock of Salt to meet the usual wants of the District.

Act XV of 1851.

Calicut. 3 December 1855 } / Signed / T. Clarke Collector. -

Ordered to be Submitted to Government with the following letter.

To.

The Secretary to
Government.
Revenue Department

(617-618.)

Rd. No. 3216
To the Secy. to Govt. Rev. Deptt.

Sir.

Dated 30th Nov.
inborn 21st Dec. /55
3556.

I am directed by the Board of Revenue to forward for Submission the the Right Honorable the Governor in Council the accompanying letter from the Collector of Malabar Containing his sentiments on the proposition of Government to give up entirely the plan of bringing Salt on Government account for the supply of Malabar. The reply of the Collector of Canara on this Subject was Submitted to Government with my letter of 4th December 1855.

2. The Board having already expressed their opinion on this Subject in their letters of the 5th of November and 4th December 1855, have only now to add that the views and Statements of the Collector of Malabar are in concurrence with their own.

3. It is clearly shewn that while the duty was at 12 as the maund the merchants could not bring Salt and sell it with a profit at one Rupee should Government then have withdrawn their supply it is obvious that the Consumers of Malabar

Malabar would not have been able to purchase Salt at one Rupee the maund.

4. It may be said that while the Government with all its Capital and resources interferes with the market it is not to be expected that private traders should enter into Competition with them. But it must be remembered that the only effect of the Government interference is to keep down the price to one Rupee the maund. The withdrawal of the Government supply would benefit the merchants only, and would do so at the expense of the people.

5. If this was the case when the duty was at 12 annas much more is it so now that the duty has been raised to 14 annas.

6. The Board Conceive that if the Government are resolved upon freeing themselves from the duty of supplying Malabar with Salt there is only one legal way of doing so. they should Continue to offer Salt to Consumers at the price of one Rupee and the import duty should be lowered until the merchants find it profitable to bring

Salt

Fort St. George 21st December 1855

Salt from Bombay and retail it at that price. they will then take the trade into their hands and the Government may withdraw their supply. But the Board do not think that while the law entitles Consumers to Salt at one Rupee, the Government can impose a Duty which will undoubtedly raise the price beyond that amount and by withdrawing their own supply leave the Consumers at the mercy of the few merchants who have capital enough to carry on the trade.—

7. If these views are correct and the Government resolve to continue to supply Malabar the arrangements now made in South Canara should remain undisturbed for if Bombay Salt is sold by Government at Tellicherry and their supply at Buntwal is withdrawn, the inland dealers will all seek Tellicherry and the General trade of South Canara will be every seriously deranged.—

Revenue Board Office
Fort St. George
21st December 1855.

/ Signed / G. S. Forbes
Acting Secretary.

Fort St. George 21st December 1855.

No. 154.

To
G. S. Forbes Esqre
Acting Secretary to the Board of Revenue.
Fort St. George.

Sir,

619

B. No. 3585.
From the Collector of Malabar.
Submits with reference to para 5 of the Board's letter of the 5th Instant his opinion on the expediency of adopting in Malabar the System of Contract pursued in Canara in obtaining Salt for that District.—

In reply to the question raised in the 5th para of your letter of the 5th Nov. 1855, I have the honor to inform you that from a reference to the Records of this Office, I find that previously to 1839 Salt was partially brought into this District by Contract this practice however ceased in the year 1839.

2. In that year a tender was made by a Native Merchant of Canara to supply the quantity of Salt required for a year's Consumption at 7½ per Cent less than the average cost of the 3 preceding years or to sell the Government 3000 garce of Salt at 80,780 Rupees being at the rate of 26 Rupees per garce—all the expenses of shipment, landing and weighing being borne by the Contractor—

Letter to Board of Revenue 12th Sept. 1839
Boards Proceedings 3rd October 1839.—

3. It appeared to the then Acting Collector that the creating a Monopoly of carriage would tend to increase the price of Salt to the consumer and would seriously affect the trade of the District by diminishing the means of export he accordingly on these grounds declined the offer

offer and his proceeding was approved of and confirmed by the Board.

4. In 1840 another offer was made by a Bombay house of Agency thro' the Collector of Land Revenue of that Presidency to supply the required quantity of Salt but it also was rejected as being not only less favorable than the tender of 1839 but as being opposed to the views of the Board of Revenue.-

5. In 1852 efforts were made by the late Collector to introduce the contract system but they proved abortive. The failure was attributable to want of Capitalists in Malabar able to enter into such a speculation.-

See letter to Board dated 30th July 1852.
Vide letter to Board 28th December 1852

6. Since the receipt of the Board's order of the 5th Ultimo, I have called on the Merchants and traders of this place to ascertain their willingness to enter into Contracts and the terms on which they would be prepared to do so. They declined making any offer, observing it would not be worth their while to undertake the Contract at lower rates than those now paid for the Salt.-

7. The experiment made in 1852 can if the Board desire it be repeated but I am not very sanguine of its success.-

8. The risks of the trade are great and consequently great profits are expected and

and Capitalists appear disinclined to divert their Capital into it.-

(1) 9. The accompanying Table shews the average sums paid annually in this District for Salt and the sums paid by Contracts.-

10. It does not appear to me that any apprehension need be entertained that a Contract for Salt would seriously afford the general trade of the District. The accom-
(2) =panying account shews the Amount of the tonnage employed in bringing Salt and that devoted to the general trade of the District. The proportion is as 1 to 4.-

11. It may be expected that some of the Vessels employed in bringing Salt may be reserved for the use of the Contractor but with the small amount of tonnage at his command, even should he reserve for his exclusive use all the Vessels employed by him in bringing Salt, he could not I am inclined to think materially enhance the general rate of tonnage and the Amount of Salt to be brought would not be in excess of that now imported. I hardly suppose the Contractor would find it answer his purpose to insist, even had he it in his power that the Vessel employed by him should return to Bombay unladen.-

Calicut 3rd December 1855.

Signed J. Clarke
Collector

Statement.-

20629

Fort St. George 21st December 1855.

No. 1 Statement Shewing the Quantity of Salt purchased and Amount paid in the District of Malabar from Fusly 1235 A.D. 1825/26 to Fusly 1264 A.D. 1854/55.

		Fusly	Quantity of Salt purchased Garce Mds Seers	Amount paid Rs. a p.	Average per Garce Rs. a p.	
1	1825/26	1235	3996 7 10	107706 2 5	26 15 3	
2	1826/27	1236	1986 7 4¾	45444 10 6	22 14 1	
3	1827/28	1237	2219 12 8	52919 7 "	23 13 6	
4	1828/29	1238	1671 15 8 3	42975 7 7	25 11 5	
5	1829/30	1239	2765 31 6 5	81131 2 11	29 8 10	
6	1830/31	1240	2636 32 3 6	75777 11 5	28 10 7	
7	1831/32	1241	2034 8 4 2	57250 7 7	21 11 9	
8	1832/33	1242	2012 12 "	45959 14 3	22 11 5	
9	1833/34	1243	2663 24 "	56766 3 2	21 5 "	
10	1834/35	1244	1910 33 2½	39481 12 7	20 10 7	
11	1835/36	1245	2297 20 1 9	55325 11 10	24 1 3	
12	1836/37	1246	2171 30 3 4	56455 12 8	25 15 10	
13	1837/38	1247	3418 7 1 6	105940 14 11	30 15 11	
14	1838/39	1248	3580 36 9 7	97947 10 "	27 5 7	
15	1839/40	1249	2997 9 4 "	112708 " 7	37 9 8	
16	1840/41	1250	3708 19 8 1	111755 6 9	30 2 2	
17	1841/42	1251	2979 37 1 1	86542 3 9	29 " 8	
18	1842/43	1252	2816 39 2 "	81607 15 "	31 1 7	
19	1843/44	1253	2514 15 4 6	89825 1 1	35 11 7	
20	1844/45	1254	3582 7 9 3 3 m	103134 4 1	28 12 7	In Fusly 1254
21	1845/46	1255	3152 7 8 8	74831 10 1	23 11 10	Cannanore 240
22	1846/47	1256	3697 6 20	52069 9 2	19 4 10	Tellicherry 300
23	1847/48	1257	2207 31 37½	53261 14 6	24 2 1	Calicut 240
24	1848/49	1258	2776 72 "	103755 15 1	37 5 10	Ponany 435
25	1849/50	1259	3379 115 "	117592 4 7	32 13 6	1215
26	1850/51	1260	2899 14 37 6	94487 12 2	23 15 6	
27	1851/52	1261	2707 115 20	75585 9 5	27 14 7	In Fusly 1262
28	1852/53	1262	2253 32 "	73210 1 2	32 7 10	Cannanore 400
29	1853/54	1263	2922 14 "	86114 5 9	29 7 6	Tellicherry 400
30	1854/55	1264	3226 59 20	98811 6 5	30 10 "	Calicut 400
						+ 1200

By Contract @ Rs. 29.10. " Garce

By Contract @ 32½ Rs. 7 Ft. Garce

D°. 34 Rs. 7 Ft. Garce.

Calicut, 3d December 1855.

E. E. Fr. (Signed) T. Clarke
Collector.

Statement.

20631 Fort St. George 21st December 1855

Bd. No. 3413
619-625.
Proceedings thereon.

Submitting a letter from the Collector of Malabar on the expediency of adopting in his District the System of Contract pursued in Canara in obtaining Salt for that District and stating that they consider it desirable that the Collector should invite tenders for the supply of each department and if any are made at favorable rates to avail himself of them for the purpose of introducing the contract System.

In this letter the Collector of Malabar in reply to the Board's letter of the 5th November 1855 details the measures which have been adopted from time to time for obtaining a supply of Salt for Malabar.

It appears that after
2. the year 1839 Salt was partially brought in by contract, but from that period the System has generally been discontinued, and in 1852 when the late Collector endeavoured to reintroduce the Contract System he was unsuccessful. "The failure" Mr Clarke states "was attributable to want of Capitalists in Malabar able to enter into such a Speculation."

Mr Clarke states that in 1839 a
3 tender was made for the supply of the whole quantity required for the year being 3000 Garcs, at 4½ per Cent below the price of the previous season but

but it was declined by the Collector on the ground of the danger of a failure in the supply if entrusted to a single party and of the serious effect that it was likely to have on the trade of the district by diminishing the means of export and also that "the creating a monopoly would tend to increase the price of salt to the consumer" a similar tender in the following year was declined on the same grounds.

4 The Board of Revenue consider it sufficient at present to observe that they wish the Collector to keep the subject in view and to take such measures as in his judgment may appear to be best calculated to reduce the price of the salt to the Government.

5 The difference between the Cost in South Canara [Rs 22½ per Garce] and in Malabar [Rupees 30-10-0]

is

is not sufficiently accounted for by the additional distance of sea carriage, and the Board observe that the price in Malabar has been considerably enhanced since the system of contracts was abandoned. The average of the prices down to 1839 is 21½ Rupees the Garce, and that of this period inclusive of and subsequent to that year is Rs 25-6-0

The Board consider it desirable that the Collector should continue to invite tenders for the supply of such depôt and if any are made at favorable rates avail himself of them for the purpose of introducing the contract system.

They would prefer that the supply should be divided among several contractors rather than that it should be in the hands of a single party, but should the Merchants of Malabar not compete for the smaller contracts and should any

any party offer for the whole supply the Board will be prepared on receiving a report from the Collector to reconsider the grounds upon which a similar contract was formerly rejected.

7 One of the reasons then assigned by the Collector that it would raise the price of Salt to the consumers is erroneous and as the same quantity of tonnage must be employed by the contractor as is now employed by the merchants the Board fail to see how the trade of the district can experience any deminution in the means of transport.

8 The Collector should advertise for tenders in Bombay as well as in Malabar and Canara.

N° 328.

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St George.

621.

Bd N° 3602
From the Collector
of Chingleput

Sir,

I have the honor to request the

the early orders of the Board of Revenue on my letter of the 10th August 1855 reporting on the claims of certain parties to a Yonnah held for the support of a Mosque at Trivalloor, as its payment has been withheld pending the decision of the Board.

Chingleput District
Collector's Office
Sydapet
10th December 1855

| Signed | C. J. Shubrick
Collector

621-622.
Order thereon. Ordered to be recorded the Draft order on N° 2283 referred to by the Collector being in Circulation.

N° 249.

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St George.

623

Bd N° 3694
From the Collector
of Ganjam

Sir,

With reference to your Circular N° 2518 containing Extract from the Proceedings of the Board of Revenue under

under date the 28th September last promulgating certain rules with regard to the levy of Fasli Jasty and Teeroa Jasty I have the honor to state that in consequence of the Government lands of this district not having been classified and assessed as in regularly surveyed districts, the rules in question, are not applicable here, the ryots do not produce second crops in this district to any noticeable extent. There are very few wells of masonry work here, the cultivator draws his supplies of water chiefly from rivers and water courses in all ordinary seasons.

2 The introduction of this new assessment would doubtless be very unpopular, and looking at the rate of assessment on the most productive lands in the district and the general want of agricultural Capital, it appears to me inadvisable to

to make any partial introduction of this tax until the land has been surveyed, assessed, and Classified.

Ganjam District
Collector's Circuit
Cutcherry Purla Kemedy
11th December 1855

623-624
Order thereon.

/Signed/ W. Knox
Acting Collector.

Ordered to lie over.

No. 160.

625.

To. G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue.

B. No. 3626. Sir.
From the Collr
of Coimbatore

Adverting to my letter of the 10th October last No. 119, I have the honor to request that you will have the goodness to obtain the Board's early sanction for Rupees 1103-4-0 for the preparation of Tables ordered for the use of the Sheristadars Department in this

this District as detailed in the Supplemental Estimate thereunto sent.

Octacamund
12th December 1855 } /Signed/ C. B. Thomas
Collector

625-626.
Order thereon. Ordered to be recorded.

No 339.

To G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St George.

627.
Bd No 3683
From the Collector
of Chingleput } Sir,

I have the honor to request early orders on my letter of the 20th Ultimo as the time allowed for filing the defence in the Suit expires on the 23d Instant I have now applied for a further period of 15 days

Chingleput District
Collectors Cutcherry
Sydapet 18th December 1855 } /Signed/ C. J. Stubrick
Collector

Bd No 3392.
627-628.
Proceedings thereon.

The Board have solicited the sanction of Government for defending the Suit referred to, and will forward their

their reply to the Collector in due course; in the meantime they request he will obtain an extension of 3 weeks of the period allowed for filing the answer.

Read the undermentioned

629
Indents.

Bd No 2613
From the Collector of Nellore. Requesting to be furnished with the Printed forms mentioned

630
Bd No 2708
From the Acting Collector of Tinnevelly. Requesting to order a supply of the printed forms of Statements mentioned

631
Bd No 2672
From the Collector of Coimbatore. Requests to be furnished with a supply of 24 copies of Printed forms of Demand Collection and Balance Statements with a similar number of Price Currents.

632
Bd No 2614
From the Collector South arcot. Requesting to be furnished with the Printed forms mentioned

633
Bd No 2707
From the acting Collector of Madras. Requesting a further

629-634. Order on the 5 abovementioned Indents. further supply of 1000 Salt Rowannahs. Ordered to be supplied accordingly.

Received the undermentioned Miscellaneous letters and Statements.

635. Mr No 2729. From the Agent at Kurnool. Statement of Demand Collection and Balance of Revenue for the Month of November 1855.

636 Inv. No 2730 From the Collector of Sea Customs. Comparative Statement of the Collections of Ordinary Revenue in fusulies 1264 and 1265.

637. Mr No 2727 From the Collector of North arcot. Report shewing the condition of the District from 1st

1st to 15th December 1855.

638. Mis. No 2728. From the Acting Collector of Canara. Reports on the State of the season and the prospects of the District.

639. Mr No 2731 From the Collector of Sea Customs. Export Statement of Bullion and Specie for the Month of November 1855.

640. Mr No 2732. From the Collector of Sea Customs. Import Statement

20642 Fort St. George 21st December 1855

Statement of Bullion, and

Specie for the Month of

November 1855.

641.

Bd. No. 2736.

From the Collector of North Arcot } Average

Bazar Prices, of Grain

for November 1855.

642.

Bd. No. 2735

From the Acting Collector of Canara } Average

Bazar Prices of Grain

for November 1855.

Read

20643 Fort St. George 22d. December 1855

643

Bd. No. 3436

From the Secretary to Govt. Rev. Dept.

Read the following Papers

No. 1290 Revenue Department

Extract from the Minutes of Consultations under date the 24th November 1855

Read the following letter from the Acting Secretary to the Board of Revenue

(Here enter 25th October 1855 No. 2577)

Para 1 With the above letter the Board of Revenue Submit a list of Communications received from Government up to 30th September last and remaining unanswered. The list Contains two references made in 1852 the Reply to one* of which however is not yet due, three made in 1853, twelve made in 1854 of which however three† are yet hardly due, and forty Seven made in the Current year, where of thirteen fall within the first Six months and the remaining thirty four in the 3d quarter. The Right Honorable the Governor in Council requests the Boards attention to the very old date of Some of these references he hopes that endeavours will be made to dispose of them, A few of the number which Seem more particularly to call for remark will now be briefly noticed in detail. —

* No. 914.

† Nos. 1855, 1708 and 4046

This

1852, 23d. October enquiring whether any object is gained by retaining in the accounts of the Bellary district the old nominal rates of remission authorized in 1820, also whether under the present system the practice of annually saddling the Ryots with unprofitable waste and of making Constant remissions at Summiabundy must exist. —

2 This order is standing over for the long period of three years and it appears that the last letter received on the subject was one from the Collector dated November 1853.

1853, 9th. March enquiring whether all Inams entered in the public accounts at an extent below two Cawnies might not hence forth be wholly exempted from interference on the part of Government either in respect to their present enjoyment or future disposal and the reports of Collectors confined to inams in excess of this quantity.

3 This order also is of long standing it being above two and a half years since the call was made it is hoped that it will now be soon Replied to

1854. 19th. September enquiring what portion of the Motarpha Revenue may be classed as quit rent or ground rent. —

4 The Board are requested to state how many replies have been received to the Circular issued by them in reference to this order. The Government hope to receive the Boards report on the subject at an early date

The

1854. 7th. September Enquiring what petty tribute the Collectors of certain Districts would suggest should be required from those Jungle tribes who have been relieved from taxation

5 The report called for in this order is fully due

1854. 12th. December calling for certain information respecting the Conjoondy Inams in North arcot. —

6 This is a Simple question and the Government had expected a reply at a much earlier period.

1854. 16th. December. Desiring to know within what time the Board expect to be in possession of the additional information to be supplied by the Collector of Bellary regarding the Gollen reduction and within what time their own report will be laid before Government. —

7 This is a long pending matter and the Government hope to receive the Boards final report on the subject at an early date. —

1855. 20th. March. To explain the nature of the arrears of land Revenue in the Statement Submitted by the accountant General and to report what portion is recoverable and what portion it is expedient to relinquish

8 It is desirable that an early reply to this order should be Submitted. — The Government are of opinion that there ought to be no difficulty in obtaining the information there is Called for from the Districts.

The

1855. 16th April. Enquiry to be made of the family left by Veerasawmy Iyer and his Brother and the right of the claimant B. Puttaby Ramier to the Village of Goodenelvoy in the Chingleput District.—

9 The attention of the Board is called to this order.

1855. 31st May, Communicating the observation of Government on the subject of the taxation of scattered trees, calling for information respecting the renting of Palmyra Topes &c and enquiring what will be the temporary loss of revenue in consequence of the measures proposed.

10 The Government regret to observe that this important subject, on which they were desirous of early information in view to a final settlement remains undisposed of in the Boards Office at the close of the quarter to which this statement refers. Subsequently on the 29 Sept a Fur Memo Vyt after its date the order of Govt was communicated to Collectors a Circular from the Board calling for the information required. The Government request that the Board will adopt all the means in their power to obtain early replies to this Circular and submit to their own report to Government with as little delay as possible.—

1855-9th July Asking for certain information in reference to the Boards remarks on the increase of Revenue in certain assessed Villages of the Tunjore District.

11 The Board of Revenue are requested to state what has been done in pursuance of this order.—

24th July 55 No 2085
9th Augt " " 2274
4th Sept " " 2561
1853 22d Nov " 1287
1854 14th July " 822
" 16th Octr " 3843
1855 26th Jany " 242
" 2d March " 377
" 1st April " 451
" 1st May " 526
" 16th " " 561
" 31st " " 651
" 31st " " 652
" 21st June " 754
" 6th July " 813
" 12th " " 839
" 17th Sept " 1051
" 12th July " 844
" 28 Augt " 988
" 13th Sept " 1042
" 22d " " 1072
" 26th Octr " 1090
" 29 June " 289
" 14 Sept " 538
" 15 Jany " 48 & 9

12 The Board have included in their present list three orders of Government issued from the Public Department, in future they will be good enough to include in the list sent to the Revenue Department only the orders received from the Revenue, Judicial and Public works Departments it is also requested that they will give the Department and the number of the order as well as the date.—

13 A considerable number of calls for information made in the orders noted in the margin have not been included in the present list. The omissions should be supplied in the next quarterly Return unless replies shall have been intermediately furnished, and henceforward Care should be taken that no unanswered references are omitted.

(A true Extract)

To
The President & members of the Board of Revenue.

Signed J. D. Bourdillon
Secretary to Government

Ordered that the following letter be sent in reply.

To

643-644
Bd No 3427
To the Sy to Govt Rev Depat

The Secretary to Government
Revenue Department

Sir

I am directed by the Board of Revenue to acknowledge the receipt of Extract Minutes of Consultation dated 24th November 1855 reviewing their answer dated 30th Sept

Jud 22d Dec 55
3436

Sept. 1855 Submitted with their letter of 25th October following.

2 The Government notice the delay which has occurred in replying to some of the papers entered in the abovementioned list. Call for explanation regarding others - and point out a number of calls which they state have not been inserted, but which should have appeared in it.—

3 As the readiest mode of supplying the information called for and offering such explanations as may be necessary the Board will notice each of the papers referred to by Government in the order in which they occur in the minutes of Consultation.

In f 25th Nov. 52 — 1852. 23d October A reply to this was submitted under date 15th November 1855 - the draft was prepared before the submission of the arrear list.

In f 21st April 53 — 1853. 9th March. The last reply from the Provinces was received on the 14th December 1855 the subject is therefore but just Complete and will be disposed of as early as possible.

In f 26th Oct. 54 — 1854. September 19 - 18 Replies have been received and 2 are still due, reminders have been sent calling for them

In f 25th Sept. 54 — 1854 September 7th One reply is still due to the reference made to certain Collectors on the subject when it is received a reply will be forwarded to Government.—

The

In Cons 12th March 53 — 1854. December 12. The Collectors reply has not been received - a reminder has been sent to him.

In f 11th April 55 — 1854. December 16th This was answered on the 15th Nov. 1855. 1855. March 20th Replies to the Boards Circular on this subject have not all been received yet.- 1855. April 16th Further information has been called for from the Collector.-

In f 1st Dec. 53 — 1856. July 9 - This subject is now under the Consideration of the Board.

In f 21st May 55 — 1853 November 22 - This Case was disposed of by the Board with reference to the instructions Contained in para 2 of Extract Minute Consultation dated 9th May 1855 no further notice of it is therefore necessary.

In f 19th March 55 — 1855. February 26th Replied to 13th September 1855.

In f 14th May 56 — 1855. April 19th Replied to 13th December 1855. 1855. May 1st This relates to the Northern Circars and was not therefore included in the Boards list.

In f 14th May 55 — 1855. May 10th It was left optional with Public Officers to enter into a Correspondence with Government on this subject - it Cannot therefore be considered as an unanswered call.

In f 4th June 55 — 1855. May 31st This subject was disposed of in the following correspondence and needs no further notice.— To Government 4th June 1855. Extract Minutes Consultation 12th July 1855

In f 31st July 55 — 1855. June 21 - This can scarcely be considered an arrear as a reply was Contingent upon the aggrieved party resorting to the Courts for redress.— answered

In f 25th June 55

20650 Fort St. George 22nd December 1855.

In[l] 9th July/55	1855 July 6 Answered 21st November 1855 The draft was ready when the arrear list was prepared the call was therefore omitted.
In[l] 19th July/55	1855 July 12 These are reminders from Govt.
In[l] 27th Sept/55	— Sept. 17 — ment the original call has been entered in the arrear list —
In[l] 24th July 1855	1855 July 12 answered 14th July 1855.
In[l] 9th July 1855	1855 June 27th Answered 6th July 1855.
In[l] 21st Sept/55	1855 September 14th A reply is contingent upon the proceeding of the party Concerned and was not therefore inserted as an Arrear —
In[l] 16th Oct/55	1855 September 27th This was received after the close of the quarter —
In[l] 26th Feby/55	1855 January 15th answered 8th August 1855.
In[l] 20th July/56	1854 July 14th Replied to on the 17th December 1855 —
In[l] 26 Oct/55	" October — 16th
In[l] 12th April/55	1855 March 29th
In[l] 21st June/55	" May — 31st
In[l] 18 Sept/55	" August 28th
In[l] 24 Sept/55	" September 13th
In[l] 24 Sept/55	" September 22nd

These will be included in future arrear lists as directed by Government —

Revenue Board Office
Fort St. George - - -
22nd December 1855

/ Signed / G. S Forbes
Acting Secretary
Extract

20651 Fort St. George 22nd December 1855

645.

B[d]. No. 3657
From the Sy[t].
to Government

No. 1355
Revenue Department

Extract from the Minutes of Consultation under date the 14th December 1855

Read the following letter from the acting Secretary to the Board of Revenue

/ Here enter 5th December 1855 No. 3241

The Right Honorable the Governor in Council authorizes the Collector of Cuddapah to institute an appeal from the Decree passed against him by the subordinate Court in suit No. 55 of 1854 The appeal will be Conducted in the first instance at the public Expense but his Lordship in Council will determine when a Copy of the Decree is submitted whether the Costs if any be adjudged against the Collector shall be borne by that officer or by the Government

/ A true Extract /

/ Signed / J. D. Bourdillon
Secretary to Government

To The President & Members of the Board of Revenue

B[d]. No. 3120
Proceedings thereon
645-646.

That a Copy of the foregoing letter be forwarded to the Collector of Cuddapah for his

20652 Fort St George 22nd December 1855

647
Bd No 3652
From the secy to Government

his information and Guidance

No 1360

Revenue Department

Extract from the Minutes of Consultation under date the 15th December 1855

Read the following Extract from the Proceedings of the Board of Revenue

/ Here Enter 23d November 1855 No 3114 /

The circumstances Connected with the Case above reported on are briefly these a Pension of Rs 420 per annum in three shares of Rs 140 Each was Granted in 1821 to Beegum Beebee and her two sons members of the family of the late Jaghiredar of Satimpank to be Continued for three lives Subject to a reduction of one third at the death of each Succeeding incumbent. Beegum Beebee died on the 23d November 1833 and her daughter the 2d life failed to apply for the share to which she was entitled to Succeed. Ghause Beebee the present applicant and grand daughter of Beegum Beebee now claims her Mothers share as the 2d life with the arrears that have since accrued.

The

20653 Fort St George 22nd December 1855

The Right Honorable the Governor in Council agrees with the Board of Revenue that the state cannot be held responsible for the arrears that have accumulated in Consequence of the remissness of applicants mother. He resolves therefore to direct that a pension of Rs (46-10) forty six and annas ten per annum being one third of the pension enjoyed by Beegum Beebee be Continued to Ghause Beebee as the third life in arrear from the 30th april 1851 the date of her Mothers death

To The President & Members of the Board of Revenue

/ A true Extract
/ Signed / J D. Bourdillon
/ Secretary to Government

647-648
Bd No 3423
Proceedings thereon

Copy to the acting Collector of Madras for his information and Guidance

No 1361

Revenue Department

649.
Bd No 3656.
From the secy to Government

Extract from the Minutes of Consultation under date the 15 December 1855

Read the following Extract from the Proceedings of the Board of Revenue

/ Here enter 28 July 1855 No 1922 /

Para- With these Proceedings the Board of

Revenue

Fort St. George 22nd December 1855

Revenue Submit a Correspondence between themselves and the late Collector of Malabar respecting a portion of that district Called the Puttaby Holly being a Sub Division of the Pedingonmad Talook which is Stated to be over assessed and they Support the recommendation of the Collector that he may be authorized to Make Survey of the lands and on that Survey to readjust the assessments

2 The Revenue of the Holly is stated at Rupees 26974 and the number of lands at about 5885 being about the same as that of Ryots The extent of the land is unknown as is the Case Generally in Malabar Mr. Conolly estimated that the result of a readjustment of the revenue would be a yearly loss of 7000 or 8000 Rupees.

3 Little evidence is offered to shew that the land is ever assessed beyond the statement that the tenantry are very poor and that Mr. Clementson a former Collector was of opinion that the assessment was too heavy. The ancient proprietors are still in possession but Mr. Conolly offered an explanation of that fact which he thought might otherwise be regarded as at variance with the idea of over assessment. He gives the Cause

see Coll.r Memo enclosed in his letter of 10 July 1855

Fort St. George 22nd December 1855

Currently assigned for the alleged excessive demand Viz.t that it was wrongfully imposed by the Native assessors in Tippoos time on all proprietors who refused to bribe them at all events he Speaks of the fact as undoubted. It also appears that prior to 1833. 34 there was no annual Settlement of the demand and no rigid examination of the balances and that thus the actual Collections were not so heavy as they have become since the demand has been more punctually enforced

4 The Estimate for the survey provides for entertaining a number of Goomastahs for eight months the total of whose pay with a small Sum for Contingencies amounts to 3000 Rupees and for this Sum Sanction is requested. But it appears from the Collectors letter of June 18th that it is not proposed that these men Should be engaged on the survey which is to be Conducted by permanent Servants whose place these temporary hands are to supply and the verification of the Survey and assessment is to be entrusted to the sub Collectors Sheristadar and a Jubsildar

St

It does not appear what knowledge of the right method of surveying would be possessed by the parties to be Employed and it is impossible to say whether the estimated Cost is too high or not for the work to be done, because nothing is stated and indeed very little known to the District authorities as to the extent to be surveyed

5 In February 1851 the Survey and assessment of certain lands in the Inanaporum Sub Division of the Chongbaud Talook were authorized,* and ordered to be carried out immediately but as the late Collector proposed in a subsequent Communication + to postpone the Survey until the enquiry Connected with the Betutnaud Estates was Completed it has probably not been begun yet. The inspection of the lands belonging to the late Betutnaud Rajah which lapsed to Government in 1792 was authorized in the same proceedings of Government. This enquiry which it was then thought would speedily be Completed is still unfinished and from a report on it lately received it seems likely to occupy some Considerable time longer. The preparation

* Ex Minn 18th Feby 1851 Paras 286

+ See Collectors letter to Board of Revenue 15th Nov 1851

preparation of Coolwar accounts of the Ryotwar holdings of Malabar is also going on and it is to be feared is not likely to produce any satisfactory results.

6 This Government having recently after Careful Consideration laid before the Government of India proposals for a general Survey of the districts of this Presidency are very unwilling to sanction partial and local surveys which must almost certainly be imperfect. The Right Honorable the Governor in Council resolves therefore to request the present Collector to give his Careful Consideration to the Case referred to in this Correspondence and if he shall agree with his predecessor that the lands Comprising the Puttahy Hobly are over assessed and need immediate relief to State his opinion whether such relief could not be given in a temporary form without a survey

7 Mr. Clarke will at the same time report whether the survey of the Inanna pooram sub Division of the Chonghaut Talook has yet been undertaken and if not he will abstain from Commencing operations there also

To The President & Members of the Board of Revenue

Board's No. 3422 Proceedings thereon 649-650.

A true Extract
Signed J. D. Bourdillon
Secretary to Government

Copy to the Collector of Malabar who will

Fort St. George 22nd December 1855

will furnish as early as practicable the report and particulars of information called for by Government -

651.

Bd. No. 3658

From the Dy. secy. to Government

Memorandum

The Deputy Secretary to Government has the honor to inform the acting secretary to the Board of Revenue that Poolloo Reddy Veradapah Naidoo referred to in the Boards Proceedings of the 6th Instant No. 3246 belongs to the Chingleput District.

Fort St. George - 17th December 1855

To The Acting Secretary to the Board of Revenue

Bd. No. 3431

/Signed/ W. Hudleston

Deputy Secretary to Government

Order thereon. (651-652)

Ordered accordingly that para 5 of the Honorable Courts Despatch and of the orders of Government thereon be forwarded to the Collector of Chingleput for Communication to the Memorialist.

Fort St. George 22nd December 1855

No. 61 / 1855

To

B. Cunliffe Esqr.
Secretary to the
Board of Revenue
Fort St. George

653

Bd. No. 1677

From the Collector of Malabar

Reports the result of his enquiry of the Jenants of Malabar how far they would approve of Land lords being armed with the power of distraint and ejectment as provided for in Reg. V of 1822. 21st October 1854

Sir

I was ordered in the Proceedings noted in the margin to enquire from the tenants of Malabar, and especially the Mopla tenants how far they would approve of Land lords being armed with the power of Distraint & ejectment provided it is limited and controlled by provisions such as those in Regulation V of 1822.

2 Some delay has occurred in replying to this call.

The tenants were more easily met at the time of Jummabundy and Mr. Collett, whose opinion was of peculiar importance, as having served so long in the Mopla Districts did not from some misapprehension send in his report till lately.

M.

My Sub Collr's Report is another appendix
My Head Assistant had not sent in
any Statement previous to his death.—

It now forms an appendix to this paper.

3 Mr Collett it will be seen, has
arrived at the conclusion that the tenants, and es=
pecially the poorer tenants, will not be pleased to
have the power of distraint given to their Land lords
unless they receive at the same time some compen=
=sating benefits in excess of what are provided for
in Regulation V of 1822; and I think from the
result of my own enquiry that Mr Collett's view is
correct

4 The power of the Land lord in dis=
=training and ejecting tenants is thought by the
lower orders to be already frequently abused, although
much checked by the necessity of having recourse
to the process of a civil action any additional power
would be to their disadvantage.

The Land lord, they hold, will have
a new weapon put into his hands. He may in the first
instance come down on the tenant thro' the Collector
and if he fail there, resort, as at present to the

Judge They think this double remedy should be
barred

5 The question of introducing the power
of distraint in Malabar must be argued I imagine
on its general merits and without reference to the
wishes of any particular party.

So much has been written about it
in the papers noted in the Margin that
it is unnecessary to go over the ground again.

6 A good deal may evidently be said
on both sides.

The introduction of the Regulation
under which distraint is authorized may be benefi=
=cial here as it is said to have been in Canara
but it may not.

7 There is a difference, as is well known
between the two Provinces

In Canara the Land lord & Tenant
are both Hindu

In Malabar while the Land lord is
generally Hindu the Tenant is frequently Mapla

In Canara the Land lord and tenant
are

Mr of Cons: Nos 1853 B
aug 1853 &
Dr Pros: 15 Sept 1853
To Bd of Rev: 30 Dr
To Sely to Govt: No 32
Dr 8 Oct 1853
Extract from the Proceedings
of the Board of Revenue
20 March 1854.

are more or less on social equality

In Malabar the Land lord is frequently a man of rank or caste far superior to his tenant.

In Malabar then to the animosity induced by private interests you have added the animosity of religious distinction and of bigotted pride.

The high caste Hindu Land lord frequently looks down with contempt on his Mopla tenant whom he considers of a degraded caste and has no particular consideration for his feelings.

8 I by no means wish to make a general charge against the Hindu Land-lords many of them act honestly and fairly towards their tenants Hindu or Mopla but there are undoubtedly (as is natural to suppose) many exceptions.

The case of the Kolatture Warriar who proposes to eject 170 Mopla tenants as fully reported in my letter of the 5th February last is not altogether a solitary one

In a case which occurred not very long ago some 30 Mopla tenants were ousted by a great absentee Land-lord in a very harsh manner

The Board will perhaps get from the Govt. Office my letter to the Secy. Revenue Departt of this date if thought needful

manner - I shamed him into re-instating them.

9 I see some risque in giving extra power to individuals who are liable to abuse what they already possess.

I fear the Land lord who lives in secure distance himself harrying (DN) his poor tenants by means of an unscrupulous bailiff

10 The object of Government in introducting the distraint system is not that for which the distraint Regulation was originally designed i.e the security of the Government Revenue that is already sufficiently provided for in Malabar

The tenants as a general rule pays the Government tax a portion of the produce being especially reserved for it

11 It is for the benefit of the Land-lord and tenants jointly that this measure is now under agitation.

I still doubt, as I have all along doubted whether this object may not be better gained by leaving the matter to the Civil Courts as at present, than by transferring it to the Collectors.—

12 In Bengal I observe that Mr. Wetty Jackson, the special Commissioner strongly recommends

recommends that suits of this nature be withdrawn from the Collectors and made over to the Civil Courts

The decision of summary suits between Land lord and tenant is not/ Mr Jackson argues/ properly the province of the Collectors but of the Civil Courts.

"The decision of summary suits between "Land lord & tenant is not properly the province of "the Collectors, but of the Civil Courts, the Collectors "has the power of a civil Court given to him for this "purpose, but the sudder station is so far from the "parties that it is most desirable to alter the practice "to bring Justice near the people, and to leave this "duty to the Moonsiffs: it was thought that the Collectors "as Revenue Officers would decide these cases better: "but they are generally made over to some assistant "or Deputy who is scarcely equal to a good Moonsiff "as a Judicial Officer and has none of the advantage "of local Knowledge, it was supposed that the Collectors "would know better than the regular Courts who was "entitled to receive rent and the nature of the tenures "in different parts of his District, but this I think "is not the case, the Moonsiffs have more Knowledge on

"on these subjects, certainly more than the assistants "& Deputies: there is no reason why the Moonsiffs "should not try these cases in the same summary manner "as the fiscal Officers."

These remarks appear to me to be practical and deserving of attention.

It is perfectly clear from Mr.
13 Malbys letter of the 19th July 1854 that one of the great objects hoped for in transferring suits from one authority to another i.e speed, is not attained in Canara

At the end of the year 1853 Mr Malby had
14 1974 in arrears altho he had more European aid of experience than I have.

I feel certain my cases are not
15 lighter than his and that I cannot reasonably look therefore for better results.

But however this point be determined
16 there is no hope of full satisfaction without some improvement in the procedure existing at present in Malabar

The spirit of the ancient
17 laws of the Country respecting ejectment

By the spirit of these laws no tenant holding land on mortgage (canomkary) should be ousted for 12 years should more mortgage money be offered by another party the first mortgagee should have the "refusal" of retaining the ground on the advanced terms

The omission to attend to this rule (and it is a frequent omission when a land-lord wishes to oust a tenant who has from any cause become obnoxious to him) leads to worse feeling than almost any other grievance

ejectment of tenants should be more enforced

The Sudr Ud. have lately issued instructions which may tend to this but the matter must not be lost sight of

18 The rates of compensation allowed for tenant improvements (the canon) should be modified and increased so as to meet the altered value of property

The late Commr. Mr. Strange.

I urged this in my Memo of the 30th March 1852, but the Sudr to whom it was referred doubted the propriety of interfering authoritatively.

The

19 The present rule is a crying evil and one which produces much bad blood - It is a mockery to adjudge 10 Rupees for improvements worth 30 in consequence of some old rule which has become inapplicable from the effects of time

It may be said that the tenant

20 should have made himself acquainted with the old rule ere making the improvement, but it is difficult to make a low and ignorant peasant comprehend a distant contingency. He takes a piece of waste land under the idea he will make a home and after labouring for years, till he has converted it into a property of some value, finds that from some chance cause he is ejected and adjudged a sum in compensation which the legal is utterly unremunerative -

SP

The

21 If the law is rectified in these matters and if as recommended so frequently, an easy plan of registration be introduced, I think matters will go on smoothly enough as regards land questions under the present system.

22 The Moonsif of Ernad on whom much depends as regards adjudication between Hindus & Moplas, should I think always be a party independant of both creeds in other words a Christian

This has been the case at my recommendation since 1852.

The Moonsifship should be made a first class one if it can be arranged by exchange without expense in view to securing the service of a fit man.

The present Moonsif Mr Stewart is a very good public Officer. He would I think be content to remain for some time if his position were raised as I recommend.

I annex some remarks which he drew upon the question at issue which are sensible

Calicut
9th June 1855

Signed H. V. Conolly
Collector

No. 1

To

H. V. Conolly Esqre
Collector of Malabar.

Sir,

I have the honor to reply to the Extract of Minutes of Consultation under date 20th October 1854, (forwarded to me when special Assistant in charge of the Ernaad and Wallowanaad Talooks) directing that the purport of Regulation V of 1822 and the Regulations connected therewith be communicated to the Tenants and the result reported. I should have replied at an earlier date to this requisition had I not from mistake supposed that I was not myself required to make a report on the subject.

2. The Tenants in Ernaad & Wallowanaad with whom I communicated, appear to be greatly divided in opinion as to the probable advantages of enforcing these Regulations, but all seemed to agree that something more than those laws was required to reach the real source of the disputes between Landlords and Tenants. I should also state that I communicated with many Landlords whose opinion was, as might be expected in favor of the introduction of the system.

The

3- The observation by the late special Commissioner that his proposition received general assent, is certainly quite correct, but the chief ground for its having been so popular was an impression, which from my recollection of what occurred at the time, I feel pretty sure was general, that the Collector would have power to decide on the right of the Jennee (Landlord) to eject Kanom tenant mortgagee and to effectually prevent his doing so, when he had no right, as also to put a stop to the practice of granting a Melkanom to a superior mortgage claim another shortly after the granting renewal of the Kanom mortgage to the Tenant in possession - That this idea was prevalent I had a proof in the Tenants on the present occasion not unfrequently expressing their approval, till I explained to them that the Collector's decision as to the payment of the rent did not prevent the Jenni Landlord from primarily resorting to the Civil Court, and that after a Collectors decision on the mind question there was an immediate appeal by a regular suit, in which the Courts might pay what regard they thought fit to the Collectors opinion on the question between the parties, and that a Collector could not give any redress to a Kanom tenant mortgagee applying to him, when the Jenni Landlord brought a Civil suit for ejectment within 12 years after the granting of the Kanom mortgage or

or when the Jenni Landlord sought to eject him in favor of another to whom he had granted a Melkanom superior mortgage claim.

4th. The one advantage from the enforcement of the Regulations which appeared at once to strike all Kanom Tenants, mortgagees was that a Jenni could not then, as now, with a view to creating a plea for bringing a suit to eject a Kanom tenant mortgagee refuse for 3 or 4 years to receive his rent and then assert that the tenant neglected to pay. This I am well assured is a most common practice with Jennies Landlords and all tenants both Hindoo & Moplah at once alluded to it, and I was frequently asked whether a tenant might at once apply to the Collector, and compel his landlord to receive his rent. the poorer tenants explaining, that the hardship was that when such suits were brought, they were really not prepared to pay several years rent at once that in fact few could husband up & eventually pay a sum which they could have managed to have done, had the rent been received from them regularly at short intervals. To the richer tenants also, this appeared an objects, as the delay is equally an inconvenience tho' a less vital one to them, while the interest affords

affords abundant opportunity for the fabrication of Kgiuing in appearance of age to false documents - The Regulations in question, do not appear to provide for such a contingency, tho' the Civil Courts would of Course after their introduction, never receive the alleged plea of refusal on the part of the tenant to pay rent still the right of Jenmi Landlord to resort, in the first instance to the Civil Courts, is so clear that a new enactment would probably be required to enable a Civil Court to compel him to resort to the Collector -

5- Many and I think the majority of the tenants, considered the advantage of depriving the Jennies Landlords of the present Common plea for ejectment so great, that they would be glad to see the law contained in these Regulations enforced, provided that the Civil Courts were at the same time Compelled by definite & strict orders to respect the rights of Kanom tenants mortgagees, at once rejecting any suit in which the Kanom mortgagee had been granted or renewed within the last 12 years and also refusing to recognize any Melkanom Superior Mortgage claim granted to another within the same period or after it without a previous reference to the original Kanom Karar mortgagee - These two latter practices they as well as those opposed to the measure,

considered

considered to be the real source of contention between themselves and their landlords -

6- Those however who were opposed to the introduction of the proposed measure alleged that unless a summary decision on the main question that of ejectment was also placed in the hands of the Collector, and they had the benefit of something of more value than his opinion, which a Civil Court need not & in fact by law could not act upon, they would only be still more exposed to the whims of their Landlord - Admitting the advantage put forward by their party, they yet thought the measure gave power to the Jennie Landlord which might be abused in the case of the poor tenants both by the Jennies Landlords & their agents the latter especially they feared would make a threat of distraint and attachment of property a plea for extortion and where irregularities did occur, still the loss & inconvenience they must suffer and the difficulty they would have even in a Collectors Office in establishing their case against a clever and influential Jenni Landlord would be very great - So explained that to make a Collectors decision on a question of ejectment a bar to a Civil suit on the same point would be impracticable, as it must be in effect, to transfer the whole Civil business to

the

the Collector. The chief opponents of the measure were I think, the poorer tenants, the rich no doubt feeling that they could hold their own in a Civil Court against a Jenmi (Landlord) provided the the Courts were compelled to respect their rights.

7 To the remarks contained in the latter part of para 10 of Mr Maltby's report, it seemed to me a pertinent reply on part of the poorer tenants, that already they enjoy the advantage of being maintained by the Magistrates in their occupancy as tenants, while the landlord is referred to the more expensive and difficult process of a Civil Suit" That under the new measure they would be no better off and the opinion of the Collector as to the real nature of the demand would be of no value to them unless the Civil Courts were guided by it; while it seemed to be entirely forgotten that if "a regular suit is an expensive & difficult process" to their landlord it is incomparably more so to them to have to defend one - the Civil Court being the very place where they have least chance against their landlords, and which they very well know -

8. One sided in part as this view may seem, I fear that in practise it contains a great deal of truth -

truth - Often when explaining to a poor tenant how the law was on his side, I have been met by the objection that it might be so, but he had no chance in a civil Court, his landlord had Suits there always, while he was never in a Court in his life, and unlike his landlord he had neither money nor experience wherewith to maintain his rights - Somewhat in Corroboration of this view as the fact that when the Sudder Ameens at Calicut were allowed to file Suits below Rupees 1000, their files were crowded with cases Cognizable by the District Mounsiffs and which it is impossible to suppose were Chiefly brought before the Sudr Ameens from the greater convenience of these Courts, but rather, as it has been explained to me, because the distance gave an extra chance to the rich Plaintiff that his poor Defendant would not be able to defend his rights so far away from his home -

9- All tenants were unanimous that the attachment should not be made direct by the Jamnee (Landlord) but by the Adikaree and Mookyastens on his application. The Jennies (Landlord) also stated to me that they would themselves much

Fort Saint George 22nd December 1833

much prefer this method, and I certainly agree with them that this change in the procedure will be very desirable and will tend greatly to prevent quarrels which would otherwise be very likely — While too it would be throwing no obstacle in the way of the Jenmi (Landlord) it might at the same time be made a means for protecting poor tenants against a vexatious & unjust attachment.

10 There appears to be great difficulty in applying to Malabar Regulation XXX of 1802 or section VIII of Regulation V of 1822 which Constitute the chief protection to the tenants — To allow of any interference by the Collector as to the terms of agreement between tenant and landlord would be a great injury to the Jenmies (Landlords) and yet it is in these provisions, I conceive, that the tenant finds his chief support from the Collector — There is tho' it has appeared to me one method in which these provisions might be brought into partial use with equal advantage to Landlords & Tenants — When a Jenmi (Landlord) conceives he has a right to call upon his tenants to renew his deed or to raise the rent or patam on a garden granted on a quit rent for the sake of improvements,

and

Fort Saint George 22nd December 1833

and yet has no wish to eject his tenant, it would, I should think, be practicable under these Regulations for the Jenmi (Landlord) to apply to the Collector & the Collector to compel the tenant to renew his deed or raise the rent, the amount fixed being such as appeared just to the Collector, and which the Jenmi (Landlord) would after making this application be compelled to accept —

11 I have known instances, in which the Jenmi (Landlord) has lost his influence and power, or in which from negligence or incapacity in the head of the family gardens long ago granted on Hanom (mortgage) when waste, have been fully cultivated and yet continue to pay a merely nominal rent of perhaps a fanam a year — In the same manner the renewal of deeds is resisted by the tenants when they are aware that their Jenmi (Landlord) is a poor or incapable man, who has little power of adopting the process of a Civil suit to enforce his rights — On the other side the instances are no less frequent in which a Jenmi (Landlord) compels a tenant who has recovered a waste land to pay him an amount as Hanom (mortgage) or raise the amount of his previous deeds as soon as ever the land is brought into cultivation, and before the tenant has recovered his outlay —

With

With regard to gardens in which the tenant has to wait a still longer time before he begins to gather the produce this species of injustice is still more frequent. Though the ancient customs of the Country are, I believe, definite on this point, I am not sure that they are always duly regarded by the Civil Courts, while at best the rates allowed for improvements have become since the great rise in the value of garden produce utterly inadequate and almost nominal. yet often injustice is put up with, because the tenant is most frequently a poor man, whose outlay has consisted in the labour of himself and his family.

12. Though even if the Collector could interfere in such cases, the Jennis (Landlord) would often resort to the Civil Courts, yet still the Collector would have the opportunity of declaring his estimate of the value of the improvements and as the Civil Courts & especially those presided over by Europeans are greatly at the mercy of that unscrupulous race. Court Ameens this would often enable them to do justice to a poor man. I have known a poor man's improvements to have been valued & decreed at less than one third of their value, as I judged after a careful inspection. The Collectors & Tahsildars are too, of course, far better qualified to pronounce on the real value

+ Moonsiffs may themselves view the property a step generally impracticable for European Judges to adopt.

value of improvements than a distant Court, quite unacquainted with the locality. I therefore think that if the Regulations be enforced as proposed, the Collector should be competent to receive and decide upon applications regarding the above matters from both Landlords & Tenants.

13. Among the Native Public Servants I think the general opinion was unfavorable as to the practical advantages of the Regulations. The Hindoo Tahsildar of Walluvanaad was altogether opposed to them as not meeting the difficulty. The Mopla Tahsildar of Ernaad was at first disposed to view the measure favorably but after discussing the matter with the people, he also expressed an opinion that it would be a measure productive of no practical benefit and liable to abuse.

14. If I may be allowed to express my own opinion, I should say, on a full consideration of the Regulations that they could not be applied to Malabar without a violent departure from the letter of the law or extensive interference with private rights and especially those of the Jennies (Landlords) while the real difficulty the final determination of questions of ejectment of substantial tenants would not be reached. The remedy it seems to me lies with, as the evil has

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has arisen from the Civil Courts. The case of the Polaton Warriar and his tenants I would beg leave to submit, is simply an example of the real difficulty, and a proof of how it has arisen & how it can alone be met. Here is a landlord simply from a motive of revenge seeking to eject en masse his substantial tenants. That Jenmi (Landlord) has I conceive no right to ask to eject his Kanom (mortgagees) tenants on simply returning the amount of their Kanom (mortgage) unless he can prove default on their part. As to the far greater majority of those tenants he would be unable, I feel quite sure, to prove such default as according to the old Kanom Jenmi (Rules regarding land) Maryada (tenure in Malabar) or Custom of Landlord & tenant, would entitle him to oust them. So that the Civil Courts which has to decide those cases, may I humbly submit, legally prevent this Jenmi (Landlord) from perpetrating that injustice which so much persuation has been used in vain to induce him to abstain from. But such suits, I may I think justly add, would never have been brought forward, had not the Civil Courts encouraged them by habitually allowing a Jenmi (Landlord) to eject his substantial tenants whenever he may fancy it

Fort Saint George 22nd December 1853

it in violation of those rules, which have been expressly framed to encourage & secure improving tenants. I am aware that in accordance with the proceedings of Sudr Udalut under date the 13th February 1854 recent instructions have been issued to the District Moonsiffs to pay regard to the ancient Customs on this point. The evil has been one of long growth and the constant practice has been so directly opposed to those Customs, that every precise directions might with advantage be issued, but under the careful supervision of the superior Courts, this great and hitherto growing difficulty may yet be overcome.

15. A very plausible objection has been urged Viz: that the Regulations proposed to be introduced have hitherto inequitably been used only against the landlords by maintaining the tenants in occupancy, and yet refusing the landlord to the Civil Courts to recover his rent. Besides the answer that the tenant has been thus maintained in his occupancy, not by the Collector but by the Magistrate, I would beg leave to point out that the objection loses all its force when it is remembered that the very nature of the Kanom (mortgage) is that it is an advance of rent to secure the Jenmi (Landlord) against default in

in his tenants and he has a right to strike off an equal amount from the Kanom mortgage when the rent is withheld. It is supposed that originally the amount of the Kanom mortgage was equal only to one year's rent, and as may be seen from the wording of the deeds, this is to the present day still frequently the case. If so the referring the Jenmi to the Civil Courts is a denial of justice, the fault is with those Courts, as it is the practice in Malabar for the Courts to refuse to receive suits for rent only. The suits must be brought for ejectment also. I am not prepared to say how far this practice is in accordance with the law. The reason which has been assigned to me by such moonsiffs as I have conversed with on the point is that the suits would be admitted on too low a stamp, but I should conceive that it would be very practicable to decide suits on the question of rent without the title to the land being considered to be affected thereby. If so looking to the delay which it would appear from the returns of cases before the Collector of Canara, must occur even under the Regulations proposed. I should suppose the landlord might have

have as effectual & speedy a remedy in the Civil Courts as from the Revenue authorities.

16. If I might be allowed, I would with much deference briefly point to what would I think be practical remedies.

1st. The Kanom Jenmom Marryada" is an unwritten law (Rules regarding Land tenure in Malabar) but its main principles are well known to the people and might be easily ascertained and recorded. A Committee of three or four experienced Natives from the Revenue and Judicial Departments presided over perhaps by an European officer might readily in the course of 3 or 4 months proceed through Malabar and ascertain & record the recognized rights of land lords & tenants. In minor details the same nominal species of tenure might be found to defer slightly in different parts of the Province some species of tenure will also be found prevalent in one portion of the province and not in another. The advantage of having such a recorded standard to guide the Civil Courts in their judgments would be very great & might I think be secured without either much labour or expense.

2ndly The compulsory registration of all deeds relating

Fort Saint George 22nd December 1855

relating to land might be introduced. The greatest facilities should be offered for this being done with as little cost & labour as possible. With this view the different Revenue authorities - Heads of Villages - detached Talook Subordinates - Tahsildars - the Collector and his European Assistants might Register the deeds according to their value. The fee should be sufficient only to pay the actual expenses of Registration and the deeds might be allowed to be on plain leaf or paper, the usual fine being of course paid when they are used as exhibits in a Civil Court. The Registers should be periodically deposited in the Zillah Courts.

I have no authentic information, but have been told by natives from Make that a very efficient system of registration extending even to simple bonds, has been enforced by the French, so far as I could ascertain the measure I have now suggested would be readily received by the people.

3rdly The legality of the Civil Courts deciding cases for recovery of rent alone without ejectment might be determined.

4thly Improvements should be assessed by the Civil Courts in accordance with their real value and not at rates which are merely nominal.

Kotakul, 10th May 1855.

(Signed) J. C. Collett.
Sub Collector.

(True Copy)
(Signed) H. V. Conolly
Collector

J.C.C.

Fort St. George 22d December 1855

No 2
No 41

To

H. V. Conolly Esqre
Collector of Malabar Calicut

Sir

I conclude from your letter of the 8th Instant, you wish me to offer any remarks that I may have, regarding the proposal to introduce Regulation V of 1822 into this District as contained in the Proceedings of the Board of Revenue dated 26th October 1854. I would have done this before had not the omission of the usual words "for report" in the true Copy you sent me, led me to believe my opinion was not wanted.

Since I received these proceedings I have Completed the annual Settlement in two Talooks whose inhabitants bear much resemblance to Tamulians and at every station were Puttahs were distributed I asked those who surrounded me their opinion and endeavoured to explain the difference that the proposed change would make

a

Fort St. George 22d December 1855

a Landlord and tenant. The general opinion was in favor of the change, tho' some admitted the Landlords were too full of dishonesty and cunning to be allowed any powers and some tho' they wished for the change among themselves were not prepared to say it was desirable in Talooks where the different interests of Landlord and Tenants were affected by different creeds.—

My Sheristedar an old and experienced Officer is decidedly in favor of the introduction proposed as regards the Sub Division, but he does not advocate it for the late Sub Division where he declares the mopla tenants would be quickly enraged by the ill use their Landlords would make of any Summary power.—

It appears to me objectionable to evade the additional amount of labor Regulation V of 1822 would throw on the Collector as is done in Canara by allowing the Tahsildars to make the enquiry for, I believe every investigation under Regulation V of 1822 must be made by the collector personally

Where the habitations are chiefly Kendoo

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personally or is illegal but I would point to our already over burthened Offices and submit that with the present number of Officers who would be employed under this Regulation the Summary decision intended to afford an immediate remedy would soon be as slow to reach as the decision of the Civil Court at present is.—

Sub Collectors Office
Palghaut 12th February 1855

/ signed / T. J. Hume
Sub Collector

/ True copy /
/ signed / H. V. Conolly
Collector

No 3.

On the proposal to invest Landholders in Malabar with the power to distrain and sell the personal property of the Tenants for arrears of rent under the provisions of Regulation XXVIII of 1802.—

I have looked at this Subject from every point of view and I am of opinion that in the first place no necessity whatever exists for the extension of the provisions of the above Regulation to the District of Malabar and

and in the nesct that no beneficial resutlts are likely to accrue from the measure.—

The object sought to be obtained by the enactment of the Regulation was as is plainly set forth in the preamble to secure the punctual Collection of the Public Revenue and to this end to give Landholders the "means of compelling payment from Defaulters without being obliged to have recourse to the Courts of Judicature and incurring the delay necessarily attending a Law process."—

The Regulation therefore would appear to have been framed exspressly to meet the exigencies of those Districts only wherein the Zemindaree System of Land tenure obtains. In such Districts the Zemindar is held as liable for the Gross amount of assessment levied on the whole of his estate and it is therefore clear that he cannot be punctual in the payment of it while his tenants fail to discharge

discharge their rents when due, but in the District of Malabar the case is different there the assessment is invariably collected from the party in occupation, indeed one of the conditions of the agreement entered into between Landlord and Tenant on the assignment of Lands, whether it be on Verumm Pattaum or Kanom tenure, is that the latter should pay the Government assessment and for this purpose a portion of the produce is left in his hands so that as far as the interests of the Government are concerned there seems to be no necessity for the proposed measure—

If the interests of the Landlords is Contemplated the delay attending a law process is easily obviated by the Courts proceeding with the investigation of Suits for the recovery of arrears of rent as soon as they are laid without observing the order of

of the File and this may be done without infringment of any Regulation or Circular Order, if the Courts would entertain Suits in the cases of Substantial Tenants or even in the case of Simple Tenants if the lease has not expired only for the recovery of the arrears of rent and not require the parties to bring the action for the restoration of the land also/ as is the practice in all the Courts of original jurisdiction in this Zillah which has arisen in my opinion, from an erroneous Construction of the Regulation/ for then the Majority of Such Suits would come under the head of unappealable Suits— that is Suits below 20 Rupees— and these Suits by a recent Circular Order of the Sudr Court are required to be brought to a hearing immediately and dispose of in a Summary manner

manner so that from the date of the institution of the Suits to that of its final disposal more than two months need not intervene and in order to Secure the execution of the Decree in case of Vernacular tenancies the Courts might as Soon as the Suit is filed attach the Crops &c and hold them under attachment till the Decree is Satisfied.—

In Suits of the above nature when the amount recoverable exceeds 20 Rs. the Courts on application might obtain the permission of the higher Courts to bring them to a hearing out of the order of the File, so that no delay need occur even in the disposal of Such Suits.—

I do not See how the delay that attends a law process will be obviated by giving

Landlords

20692 Fort. St. George 22d December 1855

Landlords the power of recovering arrears of rent from their defaulting Tenants for property attached under the Regulation in question cannot be sold before the expiration of thirty days from the day on which notice of the attachment shall have been given to the collection and feel Confident that in every case the Tenant will deny the right of the Landlord to the rent due. It will become necessary then that this point be first investigated into and determined before the order for the Sale of the property be given. Some delay in consequence must occur.

Further. in cases wherein the land is taken on lease for one year or for any specific period and such tenures form the majority altho' the Landlord should recover his rent through the Collector, yet in the event of the Tenant refusing to surrender the land he will be obliged to have recourse to law unless it is intended to give the Collector the power also to eject a Tenant on the expiration of his lease.

Lastly it will be necessary to apply the Regulation only to cases of simple tenancies. for, in the cases of Substantial Tenancies, the Kanom which in cases wherein the assignment has been made in accordance with the Kanom and pernom Customs of the Country is equivalent to the value of 12 years rent is security for the rent and cases of the latter nature are comparatively easy.

For the abovementioned reasons I repeat that in my humble opinion no necessity exists for the proposed measure and consequently no benefits can be expected to result from it.

11th March 1855

/ True Copy /
/ signed / H. V. Conolly
collector

/ signed / W. Stuart

This

20693 Fort St. George 22d December 1855

Bd No 3426

(653-654.)

Proceedings thereon.

Submitting a letter from the Collector of Malabar regarding the introduction of Regulation V of 1822 into that district and stating that as they have already brought the subject to the notice of Mr Stokes, & the peculiar circumstances of Malabar will be duly considered when the revised Code comes under discussion, it seems to them unnecessary to continue the discussion of the application of Regulation V of 1822 to that province.

14th July 1854 & 21st April 1854.

This question has been discussed at some length in the Correspondence noted in the margin which arose out of a suggestion made by the Special Commission in Malabar on that Regulation

From Government 23d august in Cont 5th September 1853
Proceedings to Malabar 5th September —
From Malabar 30th September 1853 in Cont 20th March — 1854
Proceedings to Government 20th march
From Government 27th April in Cont 1st June
From Government 20th in Cont 28th ult —
Proceedings to Malabar 6th October —

V of 1822 should be acted upon in that province as it is in Canara.

2 The Government in their Minute above alluded to concurred in the opinion expressed by the Collector of Canara in his letter then before them to the effect that the question was not whether an existing law of summary distraint should be Modified by the provisions of Regulation V 1822 but whether such a power should or should not be introduced into a district where it has not hitherto been exercised.

3 Mr Strange had represented in his report that the people of Malabar were as far as he had consulted them universally favorable to the introduction of the Regulation

V.

Fort St. George 22d December 1855.

Extract Minutes Consultation 20th October.

Dated 10th May 1855
" 12th February 1856
" 14th March 1855

V it was however determined by the Government to refer to the Collector for special information on this point and his reply now before the Board. Enclosed with this letter are reports from Messrs Collett and Knox and a Memorandum by Mr Stuart Moonsiff of Ernad. Mr Conolly attached great weight to the opinions expressed by Mr Collett owing to the experience which he had acquired of the Customs and feelings of the Moplah tenantry. It appears from Mr Collett's account that the opinion on which the people had expressed to Mr Strange in favour of the new regulation was founded on the idea that the decision of the Collector in cases brought before him under this Regulation would be final and that his interference would effectually protect a tenant from an unjust ejectment by his Landlord.

4 On learning that the Collector's decision was liable to be set aside Viz^t in an appeal to the Court the greater number expressed themselves averse to the proposed change

Fort St. George 22d December 1855

Para 15.

change. It further appears from Mr Collett's statement that the causes tried between landlord and tenant in Malabar are of a peculiar nature every suit being for ejectment as well as for arrears of rent, this is said to arise partly from the refusal of the Courts to entertain suits simply for rent.

5 Mr Conolly has pointed out the nature of the hardships to which tenants are chiefly exposed and that they arise from the neglect of two fundamental rules universally recognized as belonging to the Malabar system of tenure; The first is that a tenant on kanom or mortgage (which is the prevailing form) should be permitted an occupancy of 12 Years in order to permit him to recover his outlay and that in the event of a more advantageous offer being made to his landlord on premium the interim he should be allowed a preference on offering a similar amount.

6 The second important rule was that the tenants improvements should be fairly estimated and their value made up

to

Fort St. George 22d December 1855

to him when he relinquished the land. In practice the Courts have not applied these rules, as tenants have been ousted without reference to the period of occupation, and their improvements paid for on very inadequate estimation, from this state of the law has arisen much of the ill blood existing between Hindoo landlords and their moplah tenants, who have been turned out of possessions which they had acquired under the idea of permanent occupation. The sudder Court have lately directed that the district courts shall in deciding these cases pay regard to the rules above explained. A strict adherence to these instructions would do much to ameliorate the position of the moplah tenantry and it appears to the Board to be desirable that rules of tenure so marked in their character and so closely cherished by the population of Malabar should possess the force of law and that this law should be universally known and acted upon.

Proceedings of the Sudr Udalut dated 13th February 1854

The

Fort St. George 22d December 1855.

7 The law of distraint for the Presidency generally is at present under revision and the Board have already brought the correspondence now under their consideration to the notice of Mr. Stokes. The Board conclude that it will be the desire of Government that in this revision the law of distraint shall be so framed as to be of general application throughout the Presidency and the peculiar circumstances of Malabar will be duly considered when the revised code comes under discussion.

The Board conclude that the Government will not desire at the present moment to pass any order affecting the practice that has hitherto prevailed in the province of Malabar and as Regulation V of 1822 will shortly disappear from the code it seems unnecessary to continue the discussion of its application to that province.

8 But in the meanwhile the Board would observe that it appears to them to be shewn that a great amount of evil and suffering

in

in Malabar has arisen as stated by the late Mr. Conolly from erroneous decisions by the Courts of law & the province appears to be presumption that condition which proverbially results when rights are vague and uncertain. The Board feel that to discuss forms of procedure for enforcing the law is almost useless until the law is authoritatively determined. The great point therefore is to define the ancient law of the country in such a clear and consistent form as may serve as a guide to the Judicial tribunals of the district.

Para 9

9 Mr. Conolly observes on "The spirit of the ancient laws of the country respecting the ejectment of tenants should be more enforced. The Sudr adawlut have co lately issued instructions which may tend to this, but the matter must not be lost sight of".

10 The instructions of the Sudr Court are not before the Board but they presume that from them and a collection of the soundest decrees of the Courts of the province the lex loci as respects landlord and

and tenant may be determined. In this case any legislative enactment for the province would the Board presume be necessary; as it is the office of the Courts to oppose the law of the districts in which they are placed. But it would in

20700 Fort St. George 22d December 1855

in the Board's opinion be highly advantageous both for the guidance of the judicial Officers of the province and information of the inhabitants that the precedents which declare the Law should be compiled in a convenient form and extensively circulated.

20701 Fort St. George 22d December 1855.

No. 232

To G. J. Forbes Esqr
Acting Secretary to the
Board of Revenue
Fort St. George

655

B/ No. 3319

From the Collector of South Arcot --

Sir

With reference to Extract from the Proceedings of the Board of Revenue No. 2991 dated 9th Instant I have the honor to state that the Memorandum of the rates of lapses among Male and Female Yeomiahdans, classified by Decades is under preparation.

2 They to observe that none of the transferred grants alluded to in my letter of the 23d Ultimo were service ones, but were all of a personal nature lapsing with the deaths of the several grantees.

3 There are now only two such grants remaining on my List.

South Arcot --
Collectors Cutcherry
Cuddalore
13th November 1855.

/Signed/ A. Hall,
Collector.

Order thereon.
655-656.

Ordered to be recorded the Board will await the receipt of reports from all the Collectors and the further Memorandum herein referred to. To

20702 Fort St. George 22d December 1855.

No. 811

To

G. I. Forbes Esqr

Acting Secretary Board of Revenue

Fort St. George

Sir

With reference to your letter No. 3095, I have the honor to state that the Gunters chains are in hand and will soon be ready

Six chains with arrows were forwarded to the Grand Arsenal between the 12th and 20th Instant to meet demands from the ordnance Officer at Bellary some of them may be available.

Gun Carriage Manufy
Madras 22d November 1855

/Signed/ J. Maitland Major
Superintendent Gun Carr. Mafy

657.

Bd No. 3419

From Majore J. Maitland Superintendent Gun Carriage Manufactory

To

No. 876

G. I. Forbes Esqr

Acting Secretary Board of Revenue

Fort St. George

Sir

With reference to your letter No. 3095, I have the honor to state that the Gunters chains are in hand and will soon be ready

Six chains with arrows were forwarded to the Grand Arsenal between the 12th and 20th Instant to meet demands from the ordnance Officer at Bellary some of them may be available.

Gun Carriage Manufy
Madras 22d November 1855

/Signed/ J. Maitland Major
Superintendent Gun Carr. Mafy

To

158

Bd No. 3578

From Major J. Maitland Superintendent Gun Carriage Manufactory

Sir

With reference to your letter No. 3242 I have the honor to state that I have forwarded this day to the Grand arsenal 6 Gunters chains towards the number indented for by the Board of Revenue.

Gun Carriage Manufactory
Madras 8th December 1855

/Signed/ J. Maitland Major
Superintendent Gun Carr. Manufy

To

20703 Fort St. George 22d December 1855.

No. 2465

After Bd No. 3588

From Acting Principal Commissary of Ordnance

459

Memorandum

The acting Principal Commissary of Ordnance has the honor to forward to the Secretary Board of Revenue 12 Chains Gunters, in part of the number (60) sixty required for the Revenue Survey under Captain Priestly as per Indent dated 29th and passed by the Military Board 31st August 1855.

/Signed/ P. Hamand Colonel
Acting Principal Commissary of Ordnance

Arsenal
Fort St. George
10th December 1855

Order thereon

657-660.

Bd No. 3411

To The Collector of South Arct

Incon 11th august 1855

To

The Collector of South Arcot

Sir

Adverting to your letter of the 30th July last in which you stated that Captain Priestley requires 60 Gunters chains for the use of his Establishment I am desired by the Board to apprize you that twelve of the required number have been received from the Principal Commissary of Ordnance and are now under despatch to you from the Boards office the remaining forty eight will be forwarded as they reach the Board from time to time Major Maitland the Superintendent Gun Carriage Manufactory informs the Board that the chains are in hand and will soon be ready.

19th December 1855

Revenue Board Office
Fort St. George
22d December 1855

/Signed/ G. I. Forbes
Acting Secretary

To

20704 Fort St. George 22d December 1855

No. 1149

To

G. S. Forbes Esqr

Acting Secretary to the

Board of Revenue

Fort St. George

661.

Bd No. 3484

From the Collector of Malabar ---

Sir

With the object of ascertaining the value of the Codongola Hill situated in the Hynaad Talook my predecessor ordered a survey to be made of it. The Hill being densely clothed with jungle and for many months of the year considered very unhealthy, it was found necessary to incur a small expenditure of Rupees 42-4- "in cutting roads and building huts for the people deputed to the work, and I now beg you will do me the favor of obtaining the sanction of the Board of Revenue for the amount expended.

The people deputed having been attacked with fever were obliged to leave the Hill and the survey is consequently still unfinished.

Calicut ---
23d November 1855

/Signed/ T. Clarke.

Collector.

Bd No. 3438

Proceedings thereon.

661-662.

The Board request the Collector to include the charge alluded to in the foregoing letter in the statement of Actual charges incurred without Estimate quoting these proceedings in support of the same.

The Board also request to be informed, what further expense is likely to be needed to complete the survey of the Codongola Hill, and whether in the opinion of the Collector it is desirable that steps be taken to finish it.

Read again letter from the Coll. of Madras dated 12th September and

20705. Fort St. George 22d December 1855

and entered in Cons. 9th Novr 1855:

No. 231

To G. S. Forbes Esqr

Acting Secretary to the

Board of Revenue

663

Bd No. 3498

From the Ag Collector of Madras ---

Sir

With reference to Extract from Board's proceedings of the 9th Instant I have the honor to forward the Forms accompanying, which have been settled in communication with the Government Pleader. Mr. Norton's letter is annexed. —

A Form of Certificate to be issued to ryotwars holding Lands in a zemindary or other permanently settled Estate

B Counterpart of Do.

Madras ---
29th November 1855

/Signed/ B. Cunliffe

Acting Collector. —

To

B. Cunliffe Esqre

Acting Collector of

Madras

Sir

I have the honor to acknowledge the receipt of your letter of the 19th with its enclosures. —

The forms herewith returned — appear to me sufficient for their purpose. —

Madras ---
21st November 1855

/Signed/ I. B. Norton

Government Pleader

/True Copy/

/Signed/ B. Cunliffe

Acting Collector

From

Fort Saint George 22nd December 1855

Form A

Form of Certificate to be issued to aliens holding lands ~~for themselves~~ in a Zemindary or other permanently settled Estate.—

This is to certify that

native of

not being a British subject, has been permitted by the Governor in Council of Fort Saint George to occupy that Piece or Parcel of Ground measuring.—

situated and lying in the Zemindary of

in the District of

bounded

To have and to hold the said Piece or Parcel of ground for a period of ~~99 years renewable every 33 years~~ together with all benefits and advantages arising or to arise therefrom unto the said

his Heirs

Executors Administrators and Assigns on the said

his Heirs Executors Administrators and Assigns paying for the same yearly and every year on demand to ~~the Collector of~~ the lawful proprietors the annual sum of

as the ~~Government~~ Assessment on the said ground

In witness whereof

as the said

Collector acting under due authority delegated to him by the Governor in Council of Fort Saint George hath hereunto set his hand and Official seal in

this

Fort St George 22nd December 1855

Form B

I

Native

of

not being a British subject

my Heirs Executors Administrators and Assigns having been permitted by the Governor in Council to occupy that piece or parcel of ground measuring.—

situated and lying in the Zemindary of

in the District of

bounded in the north

To have and to hold the said piece or parcel of ground for a period of ~~99 years renewable every 33 years~~ together with all benefits and advantages arising or to arise therefrom on condition of paying for the same yearly and every year on demand to ~~the Collector of~~ the lawful proprietors

the annual sum of

as the ~~Government~~ Assessment on the said ground

I do hereby for myself, my Heirs Executors Administrators and Assigns promise and agree to pay the said sum of

on demand as aforesaid

and that in default of payment the ~~Collector~~ said proprietor aforesaid or his Agents or Agent shall proceed for the recovery thereof in the same manner as it is lawful to proceed for the recovery of arrears of ~~Land~~ Rent ~~Revenue~~

Witness my hand and seal hereunto

set this

In presence of

Proceedings

20708 Fort St. George 22nd December 1855

Bd No 3412
Proceedings thereon
663-664.

Resolved that the letters above recorded with their enclosures be submitted for the orders of the Right Honorable the Governor in Council.

2 In the first of these letters Mr Cunliffe referred for the instructions of the Board a letter from the Collector of Madura desiring to be informed whether the forms of certificate sanctioned by Government on the 10th October 1854 were applicable to lands situated in zemindaries and instancing in particular the case of the american Mission which has for many years occupied ground in the Ramnad and Shevagunga estates without the permission of Government

3 It appeared to the Board that a different form of certificate was required in such cases they therefore directed the Acting Register of Government Grants to prepare in communication with the Government Pleader of the Sudr Udalut a form of certificate for the grant of such Lands and suggested the words in which it might be drawn up. This has now been done and the Board resolve to submit the Form as amended by Mr Norton for the approval of Government

Pro to Ag Registr Nov 1855

Dft 24th Augt 1855 To Fd Madras 12th in Cons 9th Nov 1855

x Fd Ag Regr of Govt Grants 29th Nov in Cons 22d Dec 1855

In Cons 16 Oct 1854

Read

20709 Fort St. George 22nd December 1855

Read the following Papers

665.

Bd No 3607
From the Collector of Cuddapah

No 125

To
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

Sir

I have the honor to acknowledge the receipt of your letter of the 28th Ultimo and in reply beg to state that the instructions of Government Conveyed in the Extract from the proceedings of the Board of Revenue under date the 28th October last have been duly Communicated to Moottial Cudiah who informed me that he is at present prevented from depositing in the Treasury the amount of Rupees 24800 on account of one of the Promissory notes forming a portion of the aforementioned sum having been forwarded to the Deputy accountant General Calcutta for inspection as there was some doubt with regard to its number and that he will Comply with the orders of the Board on its return. The receipt acknowledging the promissory note has been duly received from Calcutta on the receipt of the same the Board will be duly informed

Cuddapah District
Collectors Office on Circuit
Doovoor 6th December 1855

Signed/ M. Murray
Collector

Ordered

20710 Fort St. George 22nd December 1855

Order thereon
665-666.

Ordered to be recorded

No. 1142

To

667.

B. No. 3641

From the Collector of Canara

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue

Sir

I have the honor to inform you that I have been supplied from the arsenal at Cannanore through the Commissary General with one set of scales and weights as per margin in answer as I suppose to my indent for 32 sets These scales are unsuitable for weighing salt both in themselves, and from the character of the weights furnished with them and as there seems to be no probability of my obtaining the article I require in any quantity or of a useful description I request the permission of the Board to revert to the plan I proposed in my letter of the 23rd august last or (what would be better perhaps) to seek for what I require from the Beypoor Iron Company as the manager has lately informed me that they are makers of weighing machines and have several in use from which a selection suited to our wants could probably be made

Scale with one set of Chains 9 lbs. — 1
Weights Iron Cuspidor 65 to 10 Shells 1855
" Brass — 28 . . 1
" " — 14 . . 1
" " — 7 . . 1
" " — 4 . . 1
" " — 2 . . 1
" " — 1 . . 1
" " — ½ . . 1
" " — ¼ . . 1

Collectors Cutcherry
Mangalore 8th December 1855

Signed/ H Fisher
Acting Collector

The

20711 Fort St. George 22nd December 1855

B. No. 3421

Proceedings thereon
667-668.

The Board authorize the Collector to obtain from the Beypoor Iron works a weighing Machine suitable for weighing salt he will report the result of its working and furnish the Board with the particulars of cost time required in construction. and also of the number of Machines which the Iron Company would undertake to furnish

No. 1673

669.

B. No. 3566

From the Military Board

To
The Secretary
Revenue Board

Sir

With reference to previous Correspondence I am desired by the Military Board to enclose Copy of a Report from the Principal Commissary of Ordnance on the subject of the Weights and scales required for weighing salt and as the cost appears very large the Military Board are anxious that you should have the fullest information before your Board before deciding on the question In the meantime the supplies on the Indents sent in will be suspended.

Military Board Office
Fort St. George - -
8th December 1855 - -

Signed/ A. H. Hope
Secretary

To

Fort St. George 22nd December 1855

Encl 1

No. 248

To

The Secretary to the
Military Board

Sir

With reference to your letter No. 4432 of the 26th Ultimo I have the honor to state for the information of the Military Board that it would not be to the advantage of Government to have the Beams scale indented for by the Revenue Board made up in this Country as they can be obtained from England more expeditiously at a cheaper rate and of a better description. The manufacture of this article in England forms a trade of itself and it follows that men who are always engaged in the same work can do it much better and with less labor than those who are occupied with a variety of employments.

I enclose an estimate of the cost of procuring the scales and weights indented for from England and the amount is so large upwards of 60,000 Rs that Government when apprized of the circumstance may perhaps consider that the advantages to be gained by the Change are not Commensurate with the

Fort St. George 22nd December 1855

the expense to be incurred thereby a great reduction might however be made in the expense of the Weights by substituting some thing else for brass iron Corrodes very rapidly when brought into constant Contact with salt and the Revenue Board has requested that they may be made up of any other metal rather than iron lead holds out inducements to dishonesty as portions of it can easily be clipped off and pilfered this has been found to be the case on arsenals where the iron handles are only fastened in with lead and where those are better opportunities of looking after them than can possibly be afforded by the Salt Departments I therefore beg to suggest that they should be made out of Granite stone the weights might be cut in square or rectangular Blocks and an Iron one kept at each station so that the Granite Weights could be tested at any time when required.

Arsenal
Fort St. George
22nd December 1855

/Signed/ P. Hamond. Colonel
Ag. Print. Commy. of Ordnance

/True Copy/

/Signed/ Jas. Sawder
Asst. Secy.

Memo

20714 Fort St George 22nd December 1855

Memorandum No 2

Memorandum of the average or Estimated price of making 1 ft the following for the Revenue Board

	Total number required	Price of each	Total of each
		Rs a P	Rs a P
Brass scales 3 Iron Small Circle to weigh 5 Cwt ft No	250	30 " 9	9011 11 6 } Total amount
Poises for scales to weigh 5 Cwt ft Pair	250	11 " 6	2850 " 2 } for 250 sets of
scales wooden with Box to weigh 1 lb ft	250	37 " 8	9375 " " } scales
Triangles for scales to weigh 5 Cwt ft No	250	31 " 4	7955 " 4 } 29195 " " Total amount
weights Brass & Indian Pounds	279	55 " 11	15546 " 9 } for weights
" " " ½ " "	396	27 " 13½	11039 " 6 }
" " " ¼ " "	362	13 " 14 03/4	5076 " 9 } 31661 — 15 — 4
			Total Rupees 60856 — 5 — 4

Brass scales Iron Small Circle to weigh 5 Cwt ft No
Poises for scales to weigh 5 Cwt ft Pair
scales wooden with Box to weigh 1 lb ft
Triangles for scales to weigh 5 Cwt ft No
weights Brass & Indian Pounds
" " " ½ " "
" " " ¼ " "

Indian Pounds estimated by Signed/ P. Hammond Co.ft
eye in the usual Sgt Bmt Commg. of Ordnance
the ½ and ¼ Pounds at ½ & ¼ Signed/ Jas. Lowder
Indian Pound as under Assistant Secretary
Foundary

/ True Copy /

Arsenal
Fort St George
22nd December 1855

Approved
Sd/

20715 Fort St George 22nd December 1855

669-670 Order thereon — Ordered to be recorded the Board will await the receipt of a reply from Government to their Proceedings of 13th December 1855 before sending an answer to the Military Board

No 371

To
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St George

671.

B. No 3663
From the Asst Collector of Tinnevelly —

Sir

I have the honor to forward an advertisement for the sale of certain lands in the 6 Talooks noted in the margin for the recovery of arrears of Land Revenue due for Fusly 1264 by the holders amounting in the aggregate to Rupees 4191 — 7 — 5 as it has been ascertained by enquiry that the arrears are really and fairly due by the parties and that there is no prospect of recovering the same unless it is shown that active measures will be taken

Streevilly pattoor
Brammadesum
Sharmmadevy
Tencausey
Streevygoontum
and
Punjamant

20716 Fort St. George 22d December 1855

taken I beg to request that you will at your earliest convenience be pleased to procure the sanction of the Board authorizing the sales in question.

Tinnevelly 10th December 1855

/ Signed / J. Silver
Acting Collector

671-672.
B. of R. No. 3432

Proceedings thereon The amount set down in the Column of the advertisement which should shew for the information of the purchaser the assessment which the land is liable at the time of purchase "exclusive of arrears of Revenue" appears to be nearly every case erroneously given the Collector is referred to the Board's Circular Order of the 29th October 1855 The advertisement is returned for correction

20717 Fort St. George 22d December 1855.

No. 149.

To.
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

673.

Bd of R. No. 3642.
From the Collector of Salem.

Sir,

A Petition was addressed to the Board of Revenue in August last by Woonnamalay Widow of Ramasawmy Vodiar late Manieum Moonsiff of Cattamatchumputty in the Talook of Raizepoor complaining that the Manieum ship held by the late Husband had been made over to another party and praying that the same might be given to her sons.-

2 This petition was registered at the Talook post Office at Raizepoor, but through a mistake at the Salem Post Office it was not despatched from thence as a registered letter.-

3. As it is necessary under these Circumstances to ascertain whether the letter in question was duly delivered to its address I request you will be good enough to inform me whether any

20718 Fort St. George 22d December 1855.

any petition containing the above particulars was received at the Board's Office about the time named.-

Salem Coll.rs Office
On Circuit
Oosoor 11th December 1855.
Bd. No. 3410.

(Signed) H. A. Brett
Collector &
Post Master

Proceedings thereon (673-674.) The Board observe that the Petition referred to in the above letter has been duly received at their Office.-

---

To No. 184.

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

(675.)

Sir,

Bd. No. 3633.
From the Collr of North Arcot.

The Poligar of Toombah in this District not having paid in the balance of his Peishcush for Fusly 1264,

Amount of Peishcush Rs. 776-7-1
Collection - 1357-3-8
Arrears - 419-3-5

amounting to Rupees 419-3-5 I have the honor to report for the information of the Board of Revenue, that under the provisions of Sections V & X, Regulation XXVIII of 1802, the Villages of Coopum & Madavarum in the above Poliem have this day been attached,

20719 Fort St. George 22d December 1855.

attached, and an Ameen on Rupees 6 and a Peon on Rupees 3 per Mensem appointed on the part of the Government, to take charge of the Village. The Sanction of the Board of Revenue is solicited to this step.-

North Arcot -----
Collector's Cutcherry - -
Chittoor 12th December 1855.

(Signed) C. Whittingham
Collector.

Bd. No. 3418

Proceedings thereon. (675-676.) The Board of Revenue approve of the proceedings of the Collector as reported in the foregoing letter.

No. 159
1855.

To. G. S. Forbes Esqre
Acting Secretary to the Board of Revenue
Fort St. George

(677.)

Bd. No. 3670.
From the Collr of Malabar.

Sir,

With reference to the Extract from the Minutes of Consultation under date the 6th Instant. No. 1340, I have the honor to report, for the information of Government, that their Orders of the 27th December 1853, have been fully acted upon in this District no duty having

20720 Fort St. George 22nd December 1855.-

having been levied on Grain imported.-

Calicut. - - - }
13th December 1855.- }

(677-678.) Order thereon. (Signed) J. Clarke.
Collector.

Ordered to be recorded.-

No. 4768.

(679.)

To. The Secretary Revenue Board

B. No. 3660.
From the Military Board. — }

Sir,

Referring to your estimate data of cloth required for 41 Pound Belts, I am desired by the Military Board to point out that a yard of cloth 52 inches broad will make 7 Belts, and as you have estimated for 13 yards this quantity suffices for 91 Belts. half a yard of red cloth will supply an edging for 7 Belts and as you have estimated for 5 yards this will suffice for 70 Belts.-

Military Board Office
Fort St. George
14th December 1855. } (Signed) A. H. Hope
Secretary.

To

20721 Fort St. George 22nd December 1855.-

(679-680.)

Bd. No. 3419.
To the Secretary to the M. Board.
Inwd. 22nd Dec. 1855.

To. The Secretary to the
Military Board
Fort St. George.

Sir,

With reference to your letter dated 14th December 1855, I am directed by the Board of Revenue to inform you that the quantity of Cloth indented for Pound Belts is not more than will be required to make the 41 Belts of the Muster herewith transmitted.

2. The Belt it will be seen is about 75 Inches in length and the breadth 8 inches. these dimensions calculated for 41 Belts will give a little more than 13 yards, and the difference between this quantity and that required is the allowance for some Belts being made shorter than others.

Revenue Board Office
Fort St. George. —
22nd December 1855. } (Signed) G. L. Forbes.
Acting Secretary.

20722 Fort St. George 22nd December 1855.-

681.

A After
Bd. No. 3662
From the Coll.r
of Sea Customs -
Madras
d/15 Dec.r 1855
No. 3336
H Fragmoh of Line & Co.
d/16 Nov.r 1855.

To No. 399.

G. S. Forbes Esq.re
Acting Secretary to the
Board of Revenue
Fort St. George

Sir,

Para 1- I have the honor with reference to the letter of the Board of Revenue to transmit Copy of the Application received -

2. Transmitted with my letter dated 30th Ultimo No. 384 the form usually pursued in similar Cases as also the Certificate desired. The Application is new and arises from the new form of Certificate being laid down by the Customs authorities at Home. Hitherto the parties have been satisfied with a Certificate which does not contain the words for "Consumption and use." It is as the use of these words that the reference is made.

Sea Custom House
Madras 17th
December 1855.

Signed / W. C. Underwood
Collector

No. 1.

To The Collector of
Sea Customs

Sir,

We have the honor to request the favor of your granting us a new Certificate in lieu of the one noted in the Margin for Gunpowder landed from the Ship "Colgrain" in the following Lorchs Viz.t -

Sea Custom House
Madras 19th June 1855

This is to Certify that 10 half Barrels & 202 Quarter Barrels of Gunpowder marked L & Co. were landed at this Port per Ship "Colgrain" which arrived here from London the 9th Instant -

Signed / W. C. Underwood
Coll.r Sea Customs.

Sea Custom House
Madras

1855.

This is to Certify that the articles enumerated at Cor. have been shipped out of Ship "Colgrain" Captain Long from London for Consumption use.
L & Co. Twenty Quarter Barrels of Gun Powder -

The

20723 Fort St. George 22nd December 1855

The Shippers of the above Powder have requested us to procure for them a Certificate in the Form alluded to in order to enable them to Conform to the present regulation of the London Custom House having reference to the Exportation of Gunpowder. -

We shall feel much obliged if you will Kindly favor us with the above in time for the Mail on the 13th

Madras 6th November 1855.

Signed / Line & Co.

True Copy
Signed / W. C. Underwood
Collector. —

681-682

B. No. 3424.

Proceeding thereon.

The Collector of Sea Customs in the first of these letters requested the instructions of the Board on Application addressed to him by importers of Goods requesting to be furnished with Certificates different in forms from those usually granted and setting forth that the Articles enumerated in them were designed "for Consumption and use" the nature of these applications and the Circumstances attendant on them not being

28th Nov.r 1855 - clearly intelligible from this letter Mr. Underwood was directed to furnish the Board with Copies of the applications and of the form of Certificate to which he alluded, and to state whether similar appli-

In Cons 15th Dec.r 1855 = cations had ever before been made to him. To

Dec.r 15th As his reply dated 30th November simply forwarded the form of Certificate a second reference was made requesting him to send the

applications

Fort St. George 22nd December 1855.

applications which had been addressed to him and to explain under what circumstances they were made.

In Cons. 22 Dec. 1855. 2. In his letter of the 17th December Mr. Underwood explained that the applications were new, and forwarded a Copy of that addressed to him by Messrs. Line & Co. from which it appears that the Customs Authority in England have required from Exporters of Gunpowder a Certificate that it is destined for Consumption at the Port to which it is conveyed. Mr. Underwood therefore desired to know whether he is authorized to give such a Certificate.

3. The Board observe that Mr. Underwood should have ascertained from Messrs. Line & Co. the destination of the powder but in the absence of this information they resolve to instruct Mr. Underwood that when Applications are made to him for this form of Certificate by respectable Firms who are willing to guarantee that the powder or other Articles specified in the application are for consumption in this Presidency and will not be exported to Native States or otherwise he is authorized to grant Certificates in the form required by the Home Authorities.

Fort St. George, 22nd December 1855.

No. 7326.

To

The Secretary to the
Board of Revenue
Fort St. George

683.

After
B/ No. 3696

From Colonel P. Hamond ...
Acting Principal Commissary
of Ordnance ...

Sir,

I do myself the honor to request, you will have the goodness to inform me what the exact weight of an Indian Maund of 82 1/2 lbs lately indented for, for weighing Salt should be in Company's Rupees, this information being necessary in applying to have a set of weights properly adjusted at the Mint.

Arsenal ...
Fort St. George.
18th December 1855

I Signed I P. Hamond Colonel
A/ Principal Commissary of Ordnance

Ordered that the following letter be sent in reply.

To,

The Acting Principal
Commissary of Ordnance

683-684.

B/ No. 3142.

To the A/ Principal ...
Commissary of Ordnance.

Sir,

With reference to your letter dated 18th December 1855, I am directed by the Board of Revenue to inform you that the Assay Master is the proper Officer to whom

In Cons. 22nd December 1855.
A 3696

application

20726 Fort St. George, 22d. December 1855.

application should be made, in order to ascertain the exact Weight in Company's Rupees of an Indian Maund of 82 2/11 lb.

Instns: 13th Decr. /55. 2 I am further to acquaint you that the Board understood from your letter dated 6th Instant that the execution of the Scales and Weights indented for, for Salt Districts was postponed; the subject is now under reference to Government.

Revenue Board Office, Fort St. George, 22d December 1855.

/ Signed / G.S. Forbes
Acting Secretary.

Read again letter from the Acting Collector of Madras dated 21st November and entered in Consultation 19th December 1855.

No 239

To

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George,

685.

Bd. No. 3700

From the Collector of Madras

Sir,

I have the honor to report the particulars regarding the Enam Land which Mr. Norton wishes to purchase, as called for in the Board's Proceedings

20727 Fort St. George, 22d December 1855.

Proceedings 19th December 1855.

2 The land is Service Inamium of the Meerassy washermen of Mylapore, is one Cawnie, one ground and 730 Square feet in extent, and is exempted from Quit Rent under a Grant dated 20th July 1832 as per Sanction of Government dated 3d Communicated with Board's letter of the 3d July 1832.

3 The former Maniam was in the Compound of Mr. David Pugh at the Adyar, but the land was with the permission of Government transferred to Mr. Joseph Pugh who gave in lieu the present piece, and which was exempted from tax by the Government as above stated.

Madras ..... 20th December 1855.

/ Signed / B. Cunliffe
Ag. Collector

Ordered to be submitted to Government with the following letter.

To

The Secretary to Government
Revenue Department.

685-686.

Bd. No. 3425

To the Secretary to Government Revenue Department

Sir,

I am directed by the Board of Revenue

Fort St. George, 22d December 1835.

Dated 21st Novr
Inl. 19th Decr
1835

20th December
Inl. 22d Decr
1835.

Revenue to submit for the orders of the Right Honorable the Governor in Council the accompanying letters from the Collector of Madras requesting that the sanction of the Right Honorable the Governor in Council may be obtained for allotting to the Merasy washermen of nylapoor a piece of land situated near the residence of Mr. Hooper in lieu of their present service Manniam land which measures one Cawny one ground and 730 Square feet.

2 The objects of this proposed transfer as will be seen by Mr. Cunliffe's letter of 3d November and the application which it encloses, is to enable Mr. Norton to possess himself by purchase of the land at present occupied by these people and which adjoins his premises.

3 It does not appear necessary that cognizance should be taken of this transaction by the Collector or that the simple transfer of the Manniam holding to another plot of ground can in any way implicate the agents of Government in litigation, should disputes regarding title of occupancy arise hereafter.

The

Fort St. George, 22d December 1835.

4 The Board therefore see no objection to granting to the Merasy washermen a Manniem of equal extent with their present holding in any suitable spot selected by them with the approval of the Collector, who will of course see that the selection is open to no objection on private or public grounds.

Revenue Board Office,
Fort St. George,
22d December 1835.

(Signed) G. S. Forbes.
Actg Secretary.

Read the following Papers.

No. 241

To

G. S. Forbes Esqre

Acting Secretary to the
Board of Revenue

687

Bd No. 3704

From the Acting Collector of Madras. ----

Sir,

With reference to the Sub Secretary's letter of the 20th Instant, I have the honor to State that no Salt has been shipped from

20730

Fort St. George, 22d December 1855.

From Madras for Chittagong on the requisition of the Bengal Government of the 3d November.

2.

In my letter of the 4th August I informed the Board that there was no probability of such Shipments on the terms proposed within the year.

Madras, 21st December 1855. } I Signed B. Cunliffe

Acting Collector.

687-688.

Order thereon

Ordered to lie over.

To,

20731

Fort St. George, 22d December 1855.

No. 240

To,

G. S. Forbes Esqre

Acting Secretary to the

Board of Revenue.

689.

Bd No 3705

From the Ag Collector of Madras.

Sir,

I have the honor in reply to your letter of the 18th Instant, to state that it was deemed unnecessary for this Office to send in a Statement of the details of the cost price of Salt as the information has already been supplied in the Correspondence noted in the Margin, and the Government appear to have been satisfied that no change need be made at present in the Export price of Salt from this District.

To Board 30 Novr 1854
From Board 21st July 1856

Madras, 21st December 1855. } I Signed B. Cunliffe

Ag Collector.

689-690

Order thereon

Ordered to lie over.

No. 340

To G. S. Forbes Esqre

Acting Secretary to the

Board of Revenue

Fort St. George

691.

Bd No 3708

From the Collector of Chingleput

Sir,

With reference to yours.

Fort St. George, 22nd December 1835.

your letter of yesterday's I have the honor to inform you that no Salt has been shipped to Chittagong under the Board's Order of the 5th Novr. as there is no shipping in the District and no offers have been made by shipowners from the Presidency where alone they could be looked for.

Chingleput District,
Collector's Cutcherry,
Sydapet 21st December 1835.

/ Signed / C. I. Shubrick
Collector

Order thereon.

691-692

Ordered to lie over.

Resolved.

Fort St. George, 22nd December 1835.

Resolved that the following letters be Despatched.—

693.

Bd No. 3405

To the Secretary to Government

Official Memo:

The Secretary to the Board of Revenue has the honor to request that the Revenue Secretary to Government will be good enough to send the Invoice received with the Iron Presses lately arrived from America, inorder to enable the Board to have them cleared from the Sea Custom House it is wished to despatch them to the Provinces as early as possible, with the wooden presses and types now in Course of delivery by the Makers.—

Revenue Board Office,
Fort St. George,
22nd December 1835

/ Signed / G. I. Forbes
Ag. Secretary

694

Bd No. 3415

To the Civil and Sessions Judge at Cuddalore.

Sir,

The Board have been informed by Government that the substitution of Printing for Manuscript works in the business of the Civil and Subordinate Courts has engaged yours.

Referred to Committee of Correspondence 23rd December 1835.

Fort St. George, 22d December 1855.

your attention of late, Presses are now about to be established in nearly every Collectorate and the Board desire me to request that you will favor them with the result of your enquiries on the subject.

2 The Board wish to know to what extent the various Courts are likely to employ the Presses and what reductions they may fairly be required to make in their establishments to meet the charge of working the Presses.

Circular 13 Dec 1855

3 A Copy of the Boards Circular on the subject is appended for your information.

4 I am directed to request the favor of an early reply.

Revenue Board Office,
Fort St. George,
22d December 1855.

I Signed I G. S. Forbes
A. Secretary

695
Bd No 3147
To the Secretary to the Military Board & Mr General

To,
The Secretary to the
Military Board and
Mr General

Sir,

I am directed by the Board of Revenue to request that you will be so good as to cause the early delivery of the Theodolite Indented for on the 12th December 1855, as Captain Priestley's Survey operations Commences almost immediately

Revenue Board Office
Fort St. George
24th December 1855.

I Signed I G. S. Forbes
A. Secretary

Fort St. George, 22d December 1855.

Bd No 3049
From the Secretary to Government 11th December 1855
696. Read Extract communicating Sanction of the Government of India for an increase of Rupees 182-8-0 per Mensem to the Establishment of the Collector of Vizagapatam.—

696-697. Order thereon. Ordered to be recorded.

Read the undermentioned Statements

698
Bd No 2992
From the Acting Collector of Ganjam. Statement shewing the ordinary and Extraordinary Gross Collections for Fusly 1264 compared with those of Fusly 1263.

699
Bd No 2963
From the Acting Collector of Ganjam. Statement shewing the ordinary and Extraordinary Gross charges for Fusly 1264 compared with those of Fusly 1263.

698-700. Order on the 2 abovementioned Statements Ordered to be recorded.

Read the undermentioned Miscellaneous Statements.

701
Mr No 2483
From the Acting Collector of Masulipatam. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

702
Mr No 2492
From the Acting Collector of Guntoor. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

703
Mr No 2332
From the Collector of Nellore. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

704
Mr No 1895
From the Collector of Bellary. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

705
Mr No 2206.
From the Collector of Tanjore. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

706
Mr No 2522
From the Collector of Madura. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

707
Mr No 1825
From the Collector of Tinnevelly. Statement of Contingent charges incurred for the quarter ending 31st July 1855.

Ordered.

20736 Fort St. George, 22d. December 1855.

Order on the 7 abovementioned Statements. — Resolved that the necessary orders be passed. —

709. Received the undermentioned Miscellaneous letters and Statements. —

Mis. No. 2743 From the Collector of Cuddapah. Return of fines imposed and Stoppages made from the Pay of the Public Servants during the quarter ending 30th September 1855. —

710. After Mis. No. 2742 From the Collector of Cuddapah. Return of Public Servants suspended or dismissed from Employment during the quarter ending 30th Sept. 1855.

711 After Mis. No. 2741 From the Collector of North Arcot. Return of Persons charged with offences under regulation IX of 1822 for November 1855. —

712 After Mis. No. 2742 From the Collector of South Arcot. Return of Village Officers suspended or dismissed under Regulation VII of 1831 for the Months of October last.

713 After Mis. No. 2739 From the Collector of Bellary. Statement of Demand Collection and Balance of Revenue for the Months of November last. —

714. After Mis. No. 2740 From the Collector of Bellary. Average Bazar Prices of Grains for November last.

715. After Mis. No. 2738 From the Collector of Tanjore. Reporting upon the state of the District. —

716 After Mis. No. 2748 From the Collector of Trichinopoly. Reports upon the state of the season and the Cultivation of this District during the past fifteen days.

717 After Mis. No. 2737 From the Collector of Tinnevelly. Reporting on the condition of the District subsequent to the date of my last report. —

718 After Mis. No. 2747 From the Collector of Tanjore. — Account current of Salt for November 1855. Sicca Rupees 1265. —

719 After Mis. No. 2746 From the Collector of Madura. Return of Petitions referred by the Board and disposed of by the Collector for November 1855.

720 After Mis. No. 2745 From the Collector of Malabar. Return of Petitions referred by the Board and disposed of by the Collector for November 1855.

721 After Mis. No. 2744 From the Acting Collector of Madras. — Statement shewing the quantity of Salt in store available for exportation to Calcutta on the 15th December 1855. —

20737 Fort St. George 24th December 1855

Read the following Papers

No. 1192.

To J. D. Bourdillon Esqre. Secretary to the Government. Fort St. George

723

Bd. No. 3487.

From the Chief Secretary to Government. } Sir.

Home Department

The general interest which was attached to the reports upon the administration of the Punjab, and the good effect which the publication of them has produced, by conveying to the public in an accessible and readable form authentic and accurate information of the affairs of that Province, together with a sense of the value that must belong to a similar continuous record of the state and progress of every part of the British Indian Empire, have led the Government of India with the concurrence and approbation of the Honorable Court of Directors, to resolve, that each local Government and the Chief Authority of each Province administered under the direct control of the Government of India shall be required to prepare annually, on an uniform plan, and with a view to publication, a

compendious

compendious report shewing the results of the years' administration in each Department in such a manner as to present distinctly all facts of importance and likely to be interesting to general readers.—

2d. These reports, it is anticipated, while they will serve to place within the reach of all public authorities and persons interested in the administration of India a most convenient epitome of the events of each year, and a means of ready reference to decisions and discussions on points of importance in the various branches of Government, will also enable the Court of Directors without delay and in reasonable compass to set before the people of England a knowledge of what is really done in India, and will at the same time not be without value to the local Governments and Chief of Administration by stimulating their energies and quickening their care not to appear to be behind hand in the Course of public improvement.—

3d. To answer the purposes in view the reports must be as brief as possible consistently

consistently with perspicuity and with a due regard to the importance of recording the main features of every measure of general interest either commenced, advanced, or completed, and of explaining, were necessary, the principles upon which such measures are based. The first Punjab report, Consisting of more than 400 paragraphs, was drawn up for a special object and is too long to be taken as a model for the annual reports now in contemplation, which, if each were of nearly equal bulk, would be likely to repel many readers whom the interesting and instructive nature of their Contents might otherwise attract.—

4th. To obviate this it seems to the President in Council that each report ought not in any case to exceed fifty printed folio pages, and should generally be less. The reports should be so drawn up as to present a complete but concise view of the entire result of the years administration, the narrative being generally confined to

a

a Statement of important facts. and no points being treated in any detail but such as are of indisputable and immediate public interest. A list of documents, not the documents themselves, illustrative of positions in the text, should be subjoined as a guide to enquiry and an aid to the researches of those who may be disposed to go deeply into any portion of the subject. And in an Appendix should be placed statistical and other figured statements calculated to elucidate the report. care being taken that they contain none but really useful and necessary information and that such information is exhibited in the smallest compass.

5th The Reports should all be arranged in the same order under the following heads, or such of them as are applicable.

Judicial ..... Civil Justice.
Criminal Justice
Police.
Jails.—

Revenue

Revenue ..... Land.
Customs.
Excise.
Stamps.
Salt.
Opium.
Miscellaneous.

Education ..... English.
Vernacular.
Industrial.

Public Works ..... Roads and Bridges.
Railroads.
Canals and Irrigation.
Miscellaneous.

* Post Office.
* Electric Telegraph.

Marine ..... Sea going Vessels
Inland Navigation.
Ports. Harbours and Lights.

Financial ..... } Salaries. Establishments and Contingencies.
Ecclesiastical.
Political ..... } Occurrences in and relations with neighbouring Native States.—
Military.
Miscellaneous ... Population.
Emigration.
Agriculture.
Forests.
Mining.
Survey. Revenue. Topographical and Geological.—
Conservancy.
Vaccination.
Hospitals and Dispensaries.
and

*

Note— Inconnexion with the Electric Telegraph and the post office, only such facts need be noticed as seem to bear, whether favorably or unfavorably, on the general interests of the province. The detailed information connected with these departments will be furnished separately by the Superintendent of the Electric Telegraph, and the Director general of the Post Office.—

and any other subjects of public interest.—

6th The annual reports should commence with the Current official year and should be uniformly brought down to the 30th April.—

They should be submitted in manuscript to the Home Department of the Government of India not latter than the 30th July following: and when all the reports of each have been collected. they will be printed in Calcutta for general circulation and submission in that form to the Home Authorities.—

Fort William the—
21st September. 1855

/ Signed / C. Beadon
Secy. to the Government of India

No. 1497.

Extract from the Minutes of Consultation in the Public Department dated 24th November. 1855.

Read the following letter from the Secretary to the Government of India.

/ Here enter 21st September 1855. No. 1192 /

Ordered that copies of the above letter be transmitted to.—

The Court of Sudr and Foujdaree Udalut.—
The Inspector of Prisons.

The

The Board of Revenue.
The Commissioner Northern Circars.
The Director of Public Instruction.
The Chief Engineer. Department Public Works.—
The Consulting Engineer for Railways.
The Post Master General.
The Superintendent Electric Telegraph Department.
The Marine Board.
The Accountant General.
The Sub Treasurer.
The Military Auditor General.
The Civil Auditor and the Mint Master.—
The Lord Bishop of the Diocese.—
The Resident in Travancore and Cochin.
The Revenue and Military Departments of the Government Office.
The Medical Board.
The Protector of Emigrants, and to.
The Officers in charge of the Central Government Museum, and of the Government Observatory.

2. These different departments will prepare and submit to this Government Annually on or before the 15th June, a retrospective narrative of the progress and conduct of Public Affairs in

in their respective branches of administration during the preceding official year ending on 30th April. bearing in mind the instructions of the Supreme Government that the reports be as brief as is compatible with perspicuity while they must at the same time present distinctly all facts of importance and which are likely to be interesting to general readers.—

3 They will make such arrangements as may appear to them best suited for the attainment of the end in view when collecting the information on which their own report is to be founded, but remembering that as the general report of Government is to be limited to 50 printed folio pages— and is to be submitted to the Government of India not latter than 30th July following the close of the official year to which it has reference— the strictest punctuality and the utmost Conciseness are indispensably requisite in the submission of the departmental reports.—

/True Extract/
/Signed/ T. Pycroft
Chief Secretary.—

Ordered that the following circular be sent:—

To

72-73
B. of R. No. 3468.

Circular to all Collectors...

Circular.

I am directed by the Board of Revenue to forward for your information and guidance two printed Copies of an Extract from Minutes of Consultation dated 24th November 1855. and of the papers reffered to therein.—

2. To enable the Board to prepare an annual General Report on the Revenue of this Presidency they request you will forward each year, so as to reach their Office by the 20th May*, a brief report on the result of the revenue administration of your district, made up to the 30th April.—

*Note the Boards report must be furnished by the 15th June

3. You will observe that the Revenue branch is to be devided into 6 heads. Viz. 1. Land Revenue, 2. Customs, 3 Excise, 4. Stamps, 5. Salt and 6. Miscellaneous.

4 Your report will embrace a notice of Political occurrences should your District adjoin any foreign territory; it will also treat of such of the subjects enumerated as Miscellaneous in Mr. Secretary Beadon's letter, as may have any connection with your district. Hospitals and Dispensaries

Dispensaries need not be noticed.—

5. Your attention is particularly called to the remarks in the Extract Minutes Consultation regarding brevity and punctuality. The Board would be glad if you could limit your annual report to about four pages foolscap, and it will be desirable to append to it a short statement shewing under each head, 1 the Collections during the year reported on, 2 those of the previous year—and 3 the Comparison of increase or decrease. The same particulars might also be exhibited as regards the Cultivation under the general heads of Nunjah. Poonjah and Bagayet.—

6. The Board are conscious that your annual report cannot in all cases be restricted within the limits above referred to. but as the provincial reports are intended merely as helps to prepare a general report in this Office. it will in most cases suffice. if a passing glance is afforded of notable proceedings or measures connected with the years administration,

administration. reference being of course made in all cases to the orders under which the authorities acted.—

Revenue Board Office,
Fort St. George.
24th December 1855.

/Signed/ G. S. Forbes
Acting Secretary.—

74

B. No. 3474.

No. 1294.

From the Secretary to Government...

Extract from the Minutes of Consultation in the Revenue Department under date the 27th November 1855.

Read the following Extract from the Proceedings of the Board of Revenue.

/Here enter 29th October 1855. No. 2863./

In these Proceedings the Board of Revenue submit their sentiments on the resolution of Government communicated to them in Extract Minutes Consultation 9th October No. 1126. prohibiting the practice of adjourning sales of Revenue Farms and directing that Farms once put up to sale should be knocked down without adjournment.—

2. The Board anticipate difficulties and loss to Government if the discretionary power

Fort St. George 24th December 1855

power now exercised by the local officers in Conducting the sale of the larger Farms is suddenly withdrawn and the Contracts peremptorily knocked down to the highest bidder without reference to the suitableness of the offer. or to approval and confirmation by the Board. Combinations intended to defeat a fair competition they say are not uncommon and they refer to the espedients now available to neutralize their influence. such as by the adjournment of the sales by parcelling farms into smaller divisions or by refusing to sell below a fixed upset price. The Board add that not only is the Combination of purchasers to be guarded against but also intrigues in the Cutcheries and they express apprehension that if the discretionary authority is now withdrawn from the Collectors of accepting or refusing offers, the Sheristadars will hold themselves absolved from all responsibility even to advise the Collector

3 The Government cannot but think that the danger of combination thus set forth by the Board is somewhat overstated and they must observe that the change of system adopted to-

Fort Saint George 24th December 1855

to would not prevent the use of the most effectual of the safe guards against last mentioned by them. For their might still be a minimum upset price approved by the Board, which ought of course to be duly notified in the sale advertisement, and if that price were not obtained a reference might be made to the Board Again as to the parcelling of Farms, the order does not prohibit these being let by Talooks or even by smaller divisions, where that plan may be held likely to lead to competition As regards the confirmation of sales by the Board the Government believe that it is little more than merely nominal, and that it might be abandoned without ought loss or inconvenience

4 On the other hand it must not be forgotten that the checks against the Combinations of bidders and Sheristadars, operate also to check free competition Where it is known for a certainty that a sale will be bona fide and without reserve, parties will be encouraged to attend and to bid boldly, but if it is known that after the

Fort Saint George 24th December 1855

the bids are all made, the Collector may profess himself not satisfied with the highest offers and so quash the whole proceedings the most respectable class of competitors will not be found willing to attend - It must further be observed that this latter plan too offers facilities for intrigue and combination for if a party favoured by the Shenistadar is outbid that officer may be able by his advice to induce the Collector to quash the sale and hold another in some other place on some other method, and so give the defeated party another chance - That such resales are not always successful in obtaining higher offers is proved by the case on which the orders of the 9th October were founded -

5 Another means of enlarging competition not mentioned by the Board, occurs to the Government as likely to prove effectual, which is that of putting up the Farms not for a single year as now customary but for periods of five or seven years. The arrangements for managing the abkarry

Fort Saint George 24th December 1855

abkarry farm of a whole District involve much expense trouble and time the apparatus for distilling has generally to be provided, and engagements are required to be made with a multitude of sub-renters and Shopkeepers It may often be worth while to incur this expense and trouble for the sake of five years lease while they would not be at all compensated by one for a single year. The practice of annual sales gives in fact a great advantage to the actual renter over other competitors and it has been known that one man has held the farm of a District by successive annual rents for 20 years. -

6 With rents for terms of years, this advantage to actual renters will cease, and so also will the power of buying off rivals, which is now largely exercised. At present it is well known that auctions of Revenue Farms are attended by bidders who have no idea whatever of taking the Farm but who bid up to a certain point in order to get a bonus from the real bidder -

to

Fort Saint George 24th. December 1855

to with draw. With five years leases this also would cease not only would it be too expensive to pay down at once the bonus of five years, but the number of bonâ fide competitors being increased as it certainly would, the occasion for buying off these sham bidders would greatly disappear.

7 On the foregoing considerations the Government are still of opinion, that the out and out sale is by far the best and they think that the difficulties and inconveniences noticed by the Board will be obviated by fixing a minimum upset price, and giving the distinct announcement beforehand that lowes offers will not be accepted. This minimum should be a bonâ fide minimum Viz! the lowest price which will be taken and if this is done the Government do not anticipate that the sale will often fail or that the Revenue will lose by the change of system. The Right Honorable the Governor in Council is also of opinion that five years leases should be adopted

Fort Saint George 24th. December 1855

adopted in place of annual sales, this change he believes will tend greatly to raise the character of the renters by bringing in a new and more respectable class of bidders including Europeans and East Indians of respectability. Care will of course be taken that the new terms on which these rents are to be offered should be made known as publicly as posible a sufficient time before the sales for the coming Fusly This may best be done by a clear printed notification of this resolution of Government in anticipation of the particular notices to be issued of the sales in each district.—

8 The Board will be pleased to prepare and issue a circular order or orders giving effect to the views of Government as declared in this and in the former order

To

The President and Members
of the
Board of Revenue.

/True Extract/
/Signed/ I. D Bourdillon
Secretary to Government.—

775
Order thereon
Bd. No. 3469

Ordered that the following Notice & Circular be sent.——

——Notice——

Notice for Publication in the Fort Saint George Gazette

It is hereby notified for general information, under the instructions of Government that

Fort Saint George 24th December 1855

that when the Alkarry and other large farms in the Districts of this Presidency are hereafter sold they will be offered to public competition for terms of 5 and 7 years.—

2 Notices will be issued publishing the time and place of these intended sales the terms on which bids will be received and the minimum upset price.—

3 The sales will be brought to a close without any adjournment and the highest bid will be accepted on the spot if it does not fall below the upset price.—

Revenue Board Office
Fort Saint George
24 December 1855

/ Signed / G. S. Forbes
Acting Secretary

724-726
Bd. No. 23470
Circulars to all Collectors

Circular.

In paras 5 & 6 of the Board's Circular order dated 30th April 1855 the practice of adjourning sales of lands and of personal property until adequate bids were obtained was prohibited.—

2 I am now desired to forward for your information and guidance, copies of the Extracts from

E. In. C. 9 in Cs. 29 Oct. 1855 } from Minutes of Consultation noted in the margin
Pro to Government 29 Oct. 1855 } directing that the plan of adjourned sales in the
" 27th November
in Con. 24th December 1855 case of Revenue farms put up to auction be also
No. 3474

discontinued.—

3 You will therefore whenever practicable cause all public sales to be conducted in the presence of a European Officer and direct their being knocked down without any adjournment.—

4 But in order to defeat fraud and combinations you will in all cases fix a (minimum) upset price. In the case of large rents the upset price will require the Boards approval but in the smaller farms this will be left to your discretion. It will be sufficient hereafter to report for the Boards information the results of the sale of public farms. The highest bids may be at once formally accepted when offers are obtained in excess of or equal to the upset price.—

5. You will likewise put up in future the Government rents for five years, taking care that ample notice is given to the public of the particulars of all such sales where the rents are large

20756 Fort Saint George 24th December 1855

large a notice of the sale should appear in the Fort Saint George Gazette, in order to attract the attention of the new class of bidders referred to by Government.—

6 The Board will immediately insert an advertisment in the Gazette notifying the proposed change in the system of rents in anticipation of the particular notices to be issued by the Collectors at the proper time of the sales in each district.—

Notice dated 24th December 1855

Revenue Board Office
Fort Saint George.—
24th December 1855.—

/Signed/ G. L. Forbes
Acting Secretary

17.

P. C. No. 3615

No. 1564

From the Chief Secretary to Government — December 1855

Exctract from the Minutes of Consultation in the Public Department Dated

Read the following letter

To

T. Pycroft Esqre
Chief Secretary to
Government
Fort Saint George.—

Sir/

The Cashkeeper of this Office having represented to me by letter the difficulty which he

20757 Fort Saint George 24 December 1855

he experiences in keeping the accounts of the large Sales of Postage labels at his Treasury without the assistance of a writer for that purpose, and requesting that one should be attached to his Department. I addressed the superintendent of Stamps with a view to his recommending to higher authority the addition to my Establishment of a servant of that discription.

From Sept. to November 29th 1855.

Mr. Lushington replied that he had no authority to submit such an application and suggested that I should address the Government direct on the subject.—

I beg permission therefore to forward copy of my communication to the superintendent of stamps setting forth the need of the assistance applied for and to request that Government will be pleased to procure sanction for the entertainment of a Writer on 20 Rupees monthly for the preparation of the Postage Labels accounts and to assist generally in their Sale.

/Signed/ B Cunliffe
Acting Collector.

Madras
1st December 1855

20758

Fort Saint George 24th December 1855

To

B Lauchliffe Esqre

Acting Collector of

Madras

Honored Sir

I beg leave most respectfully to bring to your notice that Mr Stokes Esqre imposed upon me in addition to my regular duties as Cash Keeper the selling and keeping accounts of the sale of Postage Stamp Labels I readily undertook the task and applied twice for some remuneration for this additional and very troublesome work on inspection of those applications dated respectively noted in the margin you will perceive what are the details which it involves and the dangers to which it exposes me Concurring with me in the view that I took of the facts Mr Stokes addressed the Superintendent of stamps to Know if Postage Stamp Venders in other Collectorates obtained any remuneration but the superintendent wrote back in the negative

18th December 1854.
14th February 1855.

There is one important fact however which deserves your kind attention during Mr Stokes

20759

Fort Saint George 24th December 1855

Stokes incumbency Stamps were sold in wholesale from 5 Rupees worth and upwards without Cutting labels Whereas by a recent modification made on the 1st Ultimo I am obliged to sell these stamps by retail from 5 Rupees and upwards in whatever kind they may be severally required for example if a person wants 5 Rupees worth of stamps of all the different Kinds available it would be superfluous for me to say what extensive and particular details it will be necessary for me to keep, with a view to insure correctness in my accounts and to avoid all loss to Government and I further beg to bring to your particular notice that throughout the day I am engaged in handling Scissors in the sale of stamp labels and find no time to enter on my duties If I do not devote my private and leisure hours in bringing up the Cash Department work there will be great arrears in the business moreover I beg to observe that the sale of stamps in other Collectorates average at 4 to 500 Rupees per mensem having a Deputy and

Several

2076 to 2077

Fort Saint George 24th December 1855

several Gomastahs for the Cash keepers assistance whereas this Office being the only place for the sale of stamps for the use of the whole Presidency exceeds Rupees 4500 monthly having no assistance whatsoever.—

Under these circumstances I respectfully solicit that you will be pleased to grant me a temporary English Writer with security to assist me in the sale of stamps till sanction is procured from higher authorities for a permanent one

/Signed/ N. Ponnumbalum
Cash Keeper.

/True Copy/
/Signed/ B Cunliffe
Acting Collector

Madras
12th November 1855

To,

The Superintendent of Stamps.

Sir

I have the honor to forward for your favorable consideration Copy of a letter to my address from the Cash Keeper of this Office bringing to notice the increased labour devolving upon him consequent on the modification made from the 1st of October in the sale of Postage

2077.

Fort St George 24th December 1855.

Postage Labels, and applying for assistance in keeping his accounts until such time as sanction could be obtained for the addition of a writer to his Department.—

You are aware of the large sale of Postage Stamps (some 4,500 Rupees monthly) at this Treasury, and how difficult it must be to carry on the numerous details of this large sale without any Establishment for the purpose beyond what was assigned to the ordinary duties of cash receipts and disbursements.—

1. Cash keeper.
1. Head Shroff
1. Shroff.

I cannot afford him the aid he requests, and as I believe that his Statement of "handling Scissors throughout the day" to the impediment of his duties as Cash Keeper, is very little exaggerated. I hope that you will obtain the sanction of Government for my entertainment of a writer on 20 Rupees monthly to aid the Cash Keeper in preparing the Postage Lable accounts.—

27th November 1855.

/Signed/ B. Cunliffe.
Acting Collector.

/True Copy/
/Signed/ B. Cunliffe.—
Acting Collector

Referred

20772 Fort St. George 24th December 1855.

Order

Referred for the report of the Board of Revenue who will give their opinion whether looking to the nature and extent of the Cashkeepers duties in the Madras Cutcherry and the establishment attached to him - the additional writer applied for on account of the Postage Labels is really necessary.—

/ True Extract and Copies /

/ Signed / J. Pycroft

Chief Secretary.—

To The President and Members of the Board of Revenue

Bd No 3139 (27728)

Proceedings thereon The Board resolve to call upon Mr Cunliffe to state, what amount of money passes through the Cashkeepers hands during the month, and what Establishment is attached to this department.—

2. Mr Cunliffe will also be so good as to specify the number of separate accounts kept by the Cashkeeper in the Revenue department, and the number of sheets of which each consisted in the past year, as well as the total value of Stamp labels which has passed through his hands up to the present time.—

No

20773 Fort St. George 24th December 1855.

Bd No 3655

From the Secy to Government (729)

No 1354.

Extract from the Minutes of Consultation in the Revenue Department under date the 14th December 1855.—

The Right Honorable the Governor in Council proceeds to pass orders on the letter in this Department from the Honorable the Court of Directors dated 5th September 1855 No 14.

1. A copy of this Dispatch will be furnished to the Commissioner of the Northern Circars for communication to Mr J. D. Lushington, the Collector of Masulipatam and to Mr E. W. Bird the late Special Assistant in that District.

2. In para 5 the Honorable Court direct that if no means exist for trying cases of delinquency on the part of native Servants of Collectors Establishments in a more speedy and more satisfactory manner than under Regulations IX of 1822 and VII 1828 the subject should be considered in view to an act being framed for facilitating such investigations. The Government resolve to forward a copy of this para. to Mr Stokes at present employed

employed in revising the Revenue Laws of this Presidency, as conveying the sentiments of the Honorable Court on a part of the subject now under his enquiries.—

3. The Commissioner in the Northern Circars will require Mr. Lushington to furnish as far as may be practicable, the information applied for by the Honorable Court in para 7. respecting the number of cases decided by the Revenue Officers, the number of appeals made to the Civil Tribunals from those decisions, the number still pending, and the number of cases in which restitution was made to parties oppressed.—

4. The attention of the Collector will be drawn to the observations of the Honorable Court in para 9. respecting Ramanoja Row the late Head Sheristadar of Masulipatam and in paras 10 and 18 respecting Cazya Ramanah the Nail Sheristadar. As regards this latter person the Commissioner will after Communicating with

with Mr. Lushington suggest to Government the course proper to be followed under the sentiments expressed by the Honorable Court.—

5. The Government believe that Chuckra-pany Row is recently dead, and in this case they think that the approbation of his services contained in para. 11. should be communicated to his family.—

6. Mr. Porter has accepted an annuity and left the Country, but the Board of Revenue will take means to communicate to him the Honorable Court's observations in reply to his memorial.—

7. The Commissioner will furnish a copy of para. 14. of the Dispatch to the Collector of Rajahmundry and direct his particular attention to the observations of the Honorable Court, as to the large proportion of acquittals in that District in cases under Regulation IX of 1822.—

8. Mr. Lushington's attention will also be drawn to the hope expressed by the Honorable Court in para. 15. as to the future management of the District, a hope fully shared by the Government

20776 Fort St. George 24th December 1855.

Government under Mr. Lushington's able and vigilant administration.—

9. The Petition referred to in paras. 16 and 17 is that addressed by the parties named in the margin and to whom the Collector will communicate in a concise form the order passed on it by the Honorable Court. Mr. Lushington will be instructed to prepare and submit for record in the Government Office and for transmission to the Honorable Court a Statement such as that alluded to in para 17. of the Revenue Collections of the Masulipatam District under the various heads for the years cited by the Petitioners as a contrast to the Statements in their Petition; a printed copy of which will be furnished with these orders.—

Vootloor Venkatappah, Kankudla Lutchmenursaiah, Goordas Venkatarayadoo and Guddamanoogoo Lutchmiah, Tahseldars and others, 25 in number

/ A true Extract /

To
The Resident and Members
of the
Board of Revenue

/ Signed / S. D. Bourdillon
Secretary to Government

Bd. No. 2457.
Proceedings thereon.
729-730

The Board resolve to transmit to Mr. Porter late Collector of Masulipatam, Copy of para 12 of the Courts Dispatch with reference to his Memorial.—

20777 Fort St. George 24th December 1855.

No. 93

To
G. L. Foster Esqr.
Actg. Secretary to the Board of Revenue
Fort St. George.

731

Bd. No. 2880

From
The Collector of
Bellary—

Reports that the Cross breed sheep were disposed of by public auction for Rs. 133-12-0 and begs that sanction may be given for the past expenditure amounting to Rupees 68-14-7.

Sir—

I have the honor to acknowledge the receipt of the Board's Extract of Proceedings of the 22d ult. of August 1855 No. 2199 forwarding paras 7. 8 and 9 of Extract Minutes Consultation dated 2d idem, No. 928 and to state for the information of the Board, that in accordance with the instructions therein conveyed, the half bred Merino sheep which still remained on the 14th instant were sold by Public auction at my Cutcherry on that date, after due notice had previously been given throughout the Talooks to Shepherds and others of the intended sale, the number of sheep on hand on the date of my last report on the subject mentioned in the Extract Minutes of Consultation under reference was 138 as follows.

	Rams.	Ewes.	Total
Sheep	39	67	106
Lambs	16	16	32
	55	83	138
the produce since	"	3	3
Total	55	86	141
and the mortality	7	10	17
	48	76	124

like

Fort St George 24th Decr 1855.

the shepherds who attended accordingly to the proclamation, at once declared their unwillingness to purchase any of the sheep or even to take them gratis, stating that they were expensive animals to keep, in as much as they required to be fed on grain, and also that there was no pasture for them, owing to the badness of the season. The sheep were sold in lots of 5. At first butchers only appeared as purchasers but refused to sell them for slaughter. Subsequently some gentlemen and other persons bid for them and I am happy to say they have passed into the possession of those who will take an interest in them and if possible make the experiment succeed of rearing this breed of sheep and the following is an account of the sale.

Number of Lots	Ewes and ewe lambs	Rams and male lambs	Total	Amount	Average price of each
1	2	3	4	5	6
Twenty four -----	78	48	124	133 12 4	1 1 3

this amount will be collected and carried to Credit.

Fle

Fort St George 24th Decr 1855.

The following is an account of the total expenditure incurred on account of the sheep.

Items	Servants Wages	Feeding expense	Total	Deduct sum realized from sale of wool &c.	Balance Rupees
1	2	3	4	5	6
Expenses incurred in 2 years 8 months and 9 days from 23d August of July 1262 to the end of April in the July 1264 -----	195 11 4	278 10 8	475 6 4	31 13 6	443 8 6
Expenses incurred from the 1st of May to 14th September 1855 being 4 months & 14 days.	24 12 9	58 8 2	83 4 11	14 6 4	68 14 7
	221 8 1	337 2 10	558 10 11	46 3 10	512 7 1

Sanction being already granted for the balance of expenditure incurred upto the end of April last, Rupees 443-8-6. I request the Board will be good enough now to obtain the

Fort St George 24th Decr 1855

the sanction of Government for the amount expended on check from the beginning of May to the date of their sale 14th September Vizt. Pc 68-14-7-

It is to be much regretted that the experiment has been a failure which is not however owing to any want of Care for the shepherd was a man of experience and he was allowed to select one place after another in the District where he thought the climate or pasture would be more favorable, but the Bellary climate is to very dry and different from that part of the Mysore where the Breed has answered, that I think the failure must be attributed to the nature of the Climate-

Bellary Collr Office
1st October 1855

Signed C. Pelly
Collector

731-732
Order thereon- Ordered to lie over-

Sd

Fort St George 24th Decr 1855-

No 101

To-
G. L. Forbes Esqr
Acting Secretary to the
Board of Revenue
Fort St George

733

Bo No 2920
From the Collr of Cuddapah

Sir-

With reference to your letter of the 6th Instant I have the honor to inform you that Canarese is not spoken in this District and the types in the Character of that language are not required-

Cuddapah Collrs office
8th October 1855-

733-734
Order thereon.

Signed R. Murray
Collector

Ordered to be recorded.

Sd

No 97
G. L. Forbes Esq
Acting Secretary to the
Court of Wards
Fort St George

735

Bo No 3117
From the Collr of Bellary

Sir.

I have the honor to acknowledge the receipt of your Circular No 2617 together with the 6 Forms which accompanied it calling upon the

20782

Fort St. George 24th December 1855.

The Several Collectors for the immediate submission of Reports on the Managements of the Minors' Estates which lie in their respective Collectorates and beg to state for the information of the Court that there are no Wards in this Collectorate to which the Requisition in question refers.

Bellary Collr's Office
28th October 1855 — } /Signed/ C. Pelly Collector

(735/736)

Order thereon — Ordered to lie over —

(737)

No. 208

To G. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue

Sir.

Adverting to the 4th Instt. from the Proceedings of the Board of Revenue dated 23d Instant calling upon me for a full report in the Case of the Petitioner Parthasaradi, I have the honor to state that the Sum of Rs. 22-5-4 which the Petitioner prays may be refunded was not included in any of the demands particularized in his first Petition of the 23d July 1852.

On

Rec'd 31st Oct 1855

Rec'd 3161
From the Collr of Madura

20783

Fort St. George 24th December 1855

2

On referring to the records it appears that there was a balance of Rupees 134 from 1847 to 1842 both inclusive at Rs. A. P. 22-5-4 a year, outstanding against C. G. 4-6-23 7/8 of land being the remaining part of grant No. 583, and that the demand Rupees 22-5-4 for 1852, was collected on the 22d January 1853, and duly carried to account; when the Petitioner having complained of his non liability to the charge, an enquiry was made thro' the Mainty on this Establishment and on the receipt of his report dated 21st March 1853 to the effect that the above land was washed away by the Sea, Mr. Stokes ordered the postponement of the Collection of the remaining balance and at the same time that no change be made in the Accounts pending the Survey of Tondiarpett. —

The Board will perceive from the Endorsement given on the Petition of the 2d July 1853 that the prayer of the Petitioner for the refund

3

† See Petition 25th February 1853 in which objection to the charge was first taken. —

Fort St. George 24th December 1855

refund of the money collected was not complied with by Mr. Stokes as it could not be ascertained by the Enquiry made after 8 Months subsequent to the close of the Fusly $\frac{1261}{1851/52}$ that the land had not been in the Petitioners occupation during that period. —

4 The Enclosures of the Board's Proceedings under reply are herewith returned. —

Madras ... }
30th October 1855 } /signed/ B. Saunliffe
Acting Collector

737-738

Bd. No. 3462

Proceedings thereon — From the above letter it appears that Petitioner V. Partha-
-saradiah was liable for a balance
A D nd Fusly of Rupees 134 from 1847 to /52/ both in-
-clusive / outstanding on C, 4-6-236 3/8 Sq. feet
the remaining portion of Grant No. 583.-

2 The demand, Rupees 22-5-4 for 1852 the last of the series was collected from him after the issue of a Warrant of distress on the 22d January 1853 and carried to account. —

Petitioner

Fort St. George 24th December 1855

Petitioner on the 25th Febru-
3 -ary 1853 for the first time objected to the demand asserting that the piece of land formed no part of the pro-
-perty in his possession and that the Bill was not made out in his name. Petitioner had in a previous address dated 23d July 1852 objected to various demands against him but this particular balance is not preferred to in that Petition. —

On his objecting in
4 Fusly 1253 or 7/2 months after the close of the Fusly to this demand enquiry was made thro the Ministry of the Establishment who reported on the 21st March 1853 that the land had been washed away by the Sea, Mr. Stokes thereon ordered the post-pone-
-ment of the Collection of the balance for the 4 years 1847 to 1851 but directed that no change should be made in the accounts pending the Survey of Tondi-
-arpettah and declined to recommend

the

Fort St. George 24th December 1855

the refund of the sum collected for 1852 on the ground that it was not easy to determine whether the land was or not in Petitioners occupation. —

5 It is against this de-
=cision that Petitioner has appealed to the Board. —

6 The case is one of some difficulty - for if Petitioners possession of the land has been fully proved his liability for the demand cannot be questioned but in this case there would be no ground for the post-
=ponement of the collection of the arrears of the four preceding years. The land being now shewn to be washed away. No further demand can of course accrue on it, but every years delay will only enhance the difficulty of ascertaining and proving Petitioners liability for the arrears still uncollected. —

7 The Board think therefore that an early Settlement of the case is desirable both as regards Govern-
=ment and the Petitioner and they request the

Fort St. George 24th December 1855

the Acting Collector to enquire into the matter with this view and propose what he may then consider as equitable adjustment of the question. —

8 The first point for his enquiry will of course be the lia-
=bility of Petitioner as the holder of the land notwithstanding the fact of neither grant nor Bills being in his name and if this is established it will only remain to ascertain as nearly as may be, when the land was submerged by the sea a circumstance which Petitioner was bound to have brought forward in bar of the demand at the time of its occurrence if he really held the land The non recovery of the demand for so many years should also be explained. —

Read again Statement —
from the Collector of Masulipatam —
dated 31st October and entered in Miscel-
=laneous Consultation 14th November 1855.
Estimate of charges proposed to be incurred on account of Additional Establishment for Fasly 1265. —

Ordered

20788 Fort St. George 24th December 1855

Ordered that the following letter be sent. –

739

To

The Sheristadar Collector of Masulipatam

Bd. No. 3429

To The Acting Collector of Masulipatam

Sir

Dated 31st October in Cons 14th Nov. 1855

In the Estimate of charges proposed to be incurred on account of Additional Establishment in your district in Fusly 1265 it is observed that a sum of Rupees 8,104 has been included for charges for manufactured and Swamp Salt. I am directed to inform you that the amount has been excluded by the Board from the Estimate and to request that it may be entered in the Estimate of Extra charges proposed to be incurred for that year with the necessary explanation. –

Revenue Board Office
Fort St. George –
24th December 1855

/ Signed / G. S. Forbes
Acting Secretary

Read

20789 Fort St. George 24th December 1855

Read the following Papers

No. 288

748

Bd. No. 3267

From the Collector of South Arcot

To

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

Sir

I have the honor to acknowledge the receipt of your circular from your office No. 2417 dated 19th September last regarding the submission of Reports on the Management of Estates under the Court of Wards. –

2 I beg to state that there are at present no Estates under such management in this District and no reports are therefore due from me. –

South Arcot
Collector's Cutcherry
Cuddalore
6th November 1855

/ Signed / A. Hall
Collector

Order

20790 Fort St. George 24th December 1855

740 741.

Order thereon — Ordered to be recorded

No. 145

742

To

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George

Bd. No. 3406

From the Collector of Malabar } Sir

In acknowledging receipt of an Extract from the Proceedings of the Board of Revenue under date the 12th Instant No. 3018 I have the honor to state that for the present 500 Copies of the Govern: ment Edition of Regulations IV V. and XI are required in my office. —

Calicut 16th November 1855 } /Signed/ T. Clarke

Collector

Proceedings

20791 Fort St. George 24th December 1855

Bd. No. 3437

Proceedings thereon

742-743.

Intns 1st Octr 1855

Under the general sanction conveyed in Para 2 of Extract Minutes Consultation 6th September 1855 the Board authorize the disbursement of Rupees 130-9-4 the charge for Litho= =graphing the purport of Regulation XI of 1816 &ca and request the Collector of Malabar to enter the sum in his Statement of Extra charges pend= =ing these proceedings. —

2 The work will be issued to the Village officers at the cost price annas 2-1 per Copy and the expense of the edition will thus be ultimately reimbursed. —

3 The 500 Copies of Regulations IV. V and XI of 1816 now applied for will be furnished at an early date. —

No. 365

744.

To

G. S. Forbes
Acting Secretary to the
Board of Revenue
Fort St. George

Bd. No. 3343

From the Collector of Sea Customs Madras } Sir

I have the honor to forward an application from Messrs Cowmiade Martin & Co. for

Dated 8 Novr 1855

Fort St. George 24th December 1855

for some Long cloth. The cloth has been cut up and made into clothing and the application is for Drawback on the Long cloth. The indulgence is solicited - founded upon the precedent which prevails to grant Drawback on cloth on re-exportation - Imported from England Dyed in the piece, in India and re-exported as Blue cloth. -

2. There is I apprehend no analogy between the two the one is a manufactured Article and the other not and the characteristics - between one and the other forms, one of the most distinctive differences in the Custom Acts in all countries The identity of an article imported unmanufactured cannot be traced when manufactured, wood would be liable to Drawback, but not when made into a Cabinet. So when woollens were entitled to be imported free - at Madras, made up Clothes, - Coats, waistcoats, &c. &c. &c. paid duty. -

H.H.B.

The

Fort St. George 24th December 1855

3. The party will not be satisfied unless a decision is given by authority and I thought it better to consent to a reference at once which saves time and correspondence passing the goods upon deposit, the Exporter to abide the decision of the Board of Revenue which I now solicit.

Sea Custom House
Madras 16th November 1855

Signed W.E. Underwood
Collector Sea Customs

No. 1

To
The Collector of Sea Customs
Madras

Sir

We beg to request you will obtain the sanction of Government to grant us Drawback on 4 cases of long Cloth imported from the United Kingdom in September 1854 Per "Euphrosyne" as per Enclosed duty Bill No. 324 and reshipped on the 12th October last Per "Mondelli" to Monte Video

made.

made up into Shirts.

Under Act VII of 1844 Draw-back is allowed on goods reshipped within two years from the date of Importation Had not these cloths been converted into wearing apparel our application would have been at once passed by your Department the only question for consideration is whether Government will refuse Draw back on Goods imported within the continent of India and reshipped in a fabricated state, It seems to us that our claim is so far supported by the present practice of your office allowing Drawback on English Long cloth made up into Blue cloth for Exportation that we may feel assured our application will not be refused.

Import duty is strictly due but on Articles actually taken in for consumption Allowing Drawback on goods reshipped no matter in what state would in no way

way interfere with the legitimate Revenue of the state but rather increase the prosperity of the country, as in the present instance where these 200 Pieces of cloth of 1600 Rupees value have given to the poor Native labourers and handicrafts Rupees 1200 as coolly hire for making up the Shirts.

Madras - - -
8th November 1855

Signed J. Commaide Martin & Co.

Bd. No. 3451.

Proceedings thereon.

The Board agree with Mr Underwood that Drawback cannot be allowed for duty collected on Pieces of cloth when those pieces have been cut up and made into clothing thus entirely altering their appearance and losing their distinctive marks and stamps.

744745.

To J. S. Forbes Esqr
Acting Secretary to the
Board of Revenue
Fort St. George

No. 216

746

Bd. No. 3456

From the Collector of Madura - -

Sir

With reference to the order of

Bd Proceedings 24th Sept 1855

of Government dated the 18th September last No 1055 I have the honor to state that the late Zemindar of Eracha kanaikum died at the commencement of Fusly 1263 and that the Renter in whose hands the Board is aware that the Estate was left, had since paid the Government Paishcush and given Security for the Balance of Rent The amount of the former is Rs 2,061—15—8 and of the latter 34-61-15-8 The difference due up to the end of Fusly 1264 is therefore 2800, The Renter however produced 6 receipts from the late Renter for sums advanced amounting in the aggregate to 2,582—10—10 as noted in the

	Amount		
1	7,646—5—6—6	The Parithabee	17th January 1853
2	800	"	18th Do
3	12	"	9th Mausee Dt 18th Febry 1853
4	206	2 "	8th Chitteray Prematheatcha 10th April 1853
5	15	"	9th Vaisy Dt 20th May 1853
6	903	3 4	17 "aunee Dt 20th June 1853
	9582—10—10	of which	
	Deduct		
	7,000 as paid for rent for 5 Fuslies from Fusly 1258 up to 62 at Rupees 1400 per annum		
	2,582—10—10.	Balance	

the margen and their genuineness is established not only by the signature of the late Zemendar but also by counterparts of all, but one No 6 found among her Papers, Taking all circumstances into consideration I would recommend admission of the claim although the payment in advance does not I think legally bear the demand for Paishcush as it becomes due on the part of a successor by Escheat.

The Renter Chockalinga Pillay died on the 10th Instant and is succeeded in his property including the Rent by his son Senanarrain Pillay to whom the remission if allowed will be made.

Madura 19th November 1855

/Signed/ R. D. Parker
Collector

Bd No 3434

Proceedings thereon.

The Board are not prepared to recognize any advances of money said to have been made to the deceased Zemendar

(746-747)

20798 Fort St George 24th December 1855

Zemindar as releasing the renter from the sum which he is now bound to pay annually to Government while he is permitted to hold the Estate under them for the remaining period of his lease

748

B. No. 2515

From the Collector of South Arcot

Read letter forwarding an Indent in Duplicate for Stationery Vn required for the use of the Survey Establishment Employed in this District.

748 749

B. No. 3440

Order thereon. Ordered that a copy of the foregoing letter be communicated for the information of the Superintendent of Stationery and that the Indent as received with it be transmitted to him when passed by the Military Board

20799 Fort St George 24th December 1855.

No. 142

To.
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue.

760

B. No. 3481
From the Collector of Coimbatore

Sir,

I beg to forward for the Board's consideration and orders Copies of Letters from and to Captain D. Hamilton Acting Superintendent of Anamalli forests dated 27th October and 14th November 1855 respectively

Coimbatore
Collectors Office
Ootacamund
24th November 1855

Signed/ E. B. Thomas.
Collector.

Encl.

To E. B. Thomas Esqre
Collector of Coimbatore

Sir,

I wish most strongly to bring to your notice the advisableness of planting Teak in this Forest. I know the argument it is

Fort St. George 24th December 1855.

is why have Teak plantations in a forest difficult of access when they are being made on the Malabar Coast from which the Timber can be conveyed with the greatest facility but I hold that the Annamally Teak Tree grows so straight & free from Knots and to such gigantic proportions more over the Timber is altogether of superior quality that it will always be able to Compete with any that can be brought in the market It may be said that the Teak Plants it self So that there will always be a sufficient supply for future generations It is true that numbers of seedlings spring up every year but the annual fires destroy nine tenths of them and injure the remainder to such an extent that not one in fifty is of any value all this would be avoided by planting there is excellent ground for that purpose close to the Ship and the Cost of clearing and preparing the ground would be very trifling Twenty four numbers at 4 Rupees each a month for a couple of years would be all I should require with the exception of an Assistant Overseer. The

Fort St. George 24th December 1855.

The appointment formerly held by Mr. F Harrington has never been filled up his pay was 50 Rupees per mensem with this sum I should be able to procure a really trustworthy servant who besides attending to the plantations would assist Mr. Overseer Reid during the working season who has more work than he can well get through now that I have adopted the Plan of employing axemen independent of Contractors which has answered so Completely this season.

I have omitted to mention that there are numerous saplings in the forest which with a little careful pruning and giving them space to grow in would become valuable timber whereas if left to themselves will grow up into stunted misshapen trees; with the Establishment I now propose they also could be attended to.

You are no doubt aware that there is but a very small amount avai-

lable

available, timber left in the Government portion of the Forest we are now cutting in that rented from the Colungode Kumbidy.-

Annamallay Hills
27th October 1852.-

Signed/ D. Hamilton Captain
Acting Superintendent Annamalay Forest.

True Copy/
Signed/ E. B. Thomas.
Collector.

No. 2.

To E. B. Thomas Esqre
Collector Coimbatore.

Sir.

In reply to your letter of the 9th Instant, I have the honor to inform you that the time for Collecting the teak seeds and clearing the ground is during the dry months so as to commence planting with the first rain sit is therefore advisable that the Establishment applied for in my letter of the 27th Ultimo should be granted as early as possible in order that the ground may be ex prepared for planting before the next monsoon sets in.-

Annamallay Hills
14th November 1855.-

Signed/ D. Hamilton Capt.
Acting Supt. Annamally Forest

True Copy/
Signed/ E. B. Thomas
Collector.

To The Secretary to
Government.
Rev. Department.

Sir.

750-751.
Bd. No. 3466
To the Secy. to
Government.

In Cons 24th Dec. 1855.

I am directed by the Board of Revenue to submit for the consideration of the Right Honorable the Governor in Council, a letter from the Collector of Coimbatore dated 24th November forwarding Copies of two letters addressed to him by Captain Hamilton the Officer in charge of the Annamallai Forests.-

2. The object of Captain Hamilton's letters is to obtain the sanction of Government for a Monthly expenditure of 96 Rupees, to enable him to form plantations of teak in a part of the Forest which he states to be well adapted for the purpose and to tend and prune the self sown seedling trees which spring up in numbers every year but are liable to be destroyed by fire or to grow up useless from the want of proper pruning.-

3. He also proposes that the salary of Rupees 50 allotted for the appointment formerly held by Mr. Harrington

Fort St. George 24th September 1855

Harrington should be applied to secure the Service of an Assistant overseer to take charge of the parties to be employed in planting.-

4. Mr. Thomas in forwarding Captain Hamilton's proposal has given no opinion regarding the expediency of adopting it; the Board are however of opinion that in every Forest under Conservancy and yielding a Revenue to Government a certain sum should be devoted to the formation of plantations of teak and other valuable trees to replace in due course those now removed and prevent the exhaustion of the Forest and in this case as the expenditure proposed is moderate in amount and only a small portion of the profit derived by Government from the existing trees and the season for collecting Seed near at hand, I am directed to solicit the permission of Government for putting the scheme into execution during the approaching season.-

As it appears necessary that the labourers employed to plant should work under proper oversight the Board would

Fort St. George 24th December 1855

would also recommend that Captain Hamilton should be authorized to retain an Assistant overseer on the Salary formerly sanctioned for Mr. Harrington, a properly qualified person willing to undertake such duty in the Forests can scarcely the Board think be engaged for less than 50 Rupees a Month.-

Revenue Board Office - - -
Fort St. George - -
24th December 1855.

(Signed) G. I. Forbes
Acting Secretary.

No. 227.

To G. I. Forbes Esqre
Acting Secretary to the Board of Revenue
Fort St. George.

752

Bd. No. 3426
From the Actg. Collr. of Madras
1st Novr. 1855.

Sir,

As directed in the Board's Circular No. 2900 I have the honor to forward a sealed sample of the salt which we shall supply from Ennore for Export.-

Madras, - - - - -
24th November 1855.

(Signed) B. Cunliffe
Acting Collector.

To G. I. Forbes Esqre
Acting Secretary to the Bd. of Revenue
Fort St. George.

753

Bd. No. 3536
From the Collr. of Chingleput.

Sir,

With reference to Para 4 of the Board's-

20806 Fort St. George 24th December 1855.

Board's Proceedings of the 1st Instant,

I have the honor to forward a bottle containing a Sample of Salt available for Export at Covelong in this District, which I trust will be approved. I should be glad to know if the Calcutta Board have any Suggestions to make in regard to the particular points on which they may desire to improve its quality.—

Chingleput District—
Coll.rs Cutcherry Sydapet—
29th November 1855.—

(Signed) H. I. Shubrick
Collector

Bd. No. 3444.

Proceedings thereon.

753-754.

Resolved that the foregoing letters, with the Samples which accompanied them be Submitted to Government with reference to Para 4 of Extract Minutes Consultation dated 24th October 1855.—

CB.

20807 Fort St. George 24th December 1855

No. 247

To

G. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue
Fort St. George

755

Bd. No. 3527

From the Collector of South Arcot.

Submits a report on the Lands formerly given on easy rent to one Ram Row who died 32 years ago, and recommends that the revised rates of Peishcush should be declared applicable to those lands and the parties now in possession required to take out Puttahs for their respective holders.

Sir,

I have the honor to submit the following for the Consideration and orders of the Board.

2. I find that under the authority of the Board of Revenue conveyed to the Collector of this District by their Secretary's letter dated 26th June 1817, thirty Cawnies of Nunjy Land situated in the Village of Murdore in the Trecoloor Talook were granted on a fixed rent of 1 Pagoda per Cawney to Ram Row of Allyoor, and that he was also permitted to hold and enjoy the hamlet of Anamcantapooram in the same Talook upon an easy rent of Rupees 52-8-0

dated 4th Jany 1820

3. A Cowle of which I beg to forward, a Copy was given to Ram Row for the 30 Cawnies of Land in Murdoor, but nothing more than an

Fort St. George 24th December 1855

an order of the Collector was issued to Sanction his passession of the hamlet of Anamuntapooram upon an easy rentail-

To Bd dated 31st March 1817
From Bd dated 26th June 1817
From Dr 29th July 1819
To Dr 12th August 1819
From Dr 18th Octr 1819

4 I beg to refer to the correspondence on this subject noted in the margin, by which it appears that altho' the lands in question were nominally assigned to Rama Row in Consideration of his having expended a considerable sum of Money in Constructing a Choultry and a Tank as well as of his having brought a quantity of waste land under Cultivation, yet, that a condition was attached to the grant, which was, that the Choultry was to be maintained and provided for-

5. Rama Row died in 1822 or 1823 when the Grant was renewed in the name of his adopted Son Nursinga Row, since which time there have been continual disputes regarding the occupation of the Lands in question-

6. It would appear from Paras of Mr Hyde's letter to the Board dated 31st March 1817 that there was only about

Fort St. George 24th December 1855

about 30 Cawnies of arable Land in the hamlet of Anamuntapooram, whereas there are in reality 151 Cawnies assessed by Mr Cunliffe at Rupees 581-3-9- out of which only about 40 have been as yet brought under cultivation- The Assessment on the whole at the revised rates, would be

As As P
450 - 15 - 11-

7 Nursinga Row stands in my accounts as the nominal holder of the Grant but he has actual possession of only a small portion of the lands, stated to be one quarter of the whole- The remainder is divided among six Bramins who claim a right to their respective holders as having been made over to them in gift by Nursinga Row himself in 1819-

8. In the year 1813 a decree was passed by the Assistant Judge of Cuddalore and confirmed on appeal by the Civil Judge at Chingleput in favor of one of these Bramins who sued for the recovery of his portion of Land, but the Judges of the Sadr

* Kistnamah Chary

Fort St. George 24 December 1855.

Sudr Adawlut, when a special appeal was preferred, distinctly declared it to be their opinion that the land having been granted for a specific charitable object, was inalienable.

9. The Extract from the Proceedings of that Court containing the expression of this opinion is herewith submitted, as well as Copy of the final decision of the Zillah Judge in review of his former Judgement by which he confirms his first decree and rules that the original Defendant "Nursinga Row" (the adopted son of the grantee) is nevertheless liable under the Cowle for the whole Assessment of the Lands altho a portion of them is enjoyed by others.

* To be returned

10. Owing to the disputes among the parties, it has become very difficult to realize even the amount of easy rent payable for the land in question and there is always a balance outstanding at the close of each Fusly which every body declines to discharge on the 1st Instant there was D. 9 a due for Fusly 1263, and Rupees 99-12-6 for Fusly 1264

Nursinga Row

Fort St. George 26th December 1855

11. Nursinga Row has admitted before me without hesitation that the Choultrum has ceased to exist for the last 20 years, and that nothing whatever has ever been contributed by any of the parties for charitable purposes.

12. From the enquiries I have made I find that this is really the case and that the only thing that now remains of the Choultry is an open Mantapum adopted for persons to sit under, and worth about 100 Rupees. It therefore appears to me that agreeably to the Board's Circular order dated 20th August 1829. the Grant has become null and void.

13. I would not recommend that the occupancy of the land should be interferred with, but I beg to suggest that the revised rates of Teerwah which now obtain in the Hooloo Talooks should be declared applicable to the whole Lands and that the parties in actual possession of it should be required to take out Pattahs for their respective holdings for the

Fort St. George 24th December 1855

the Current Fusly.

South Arcot - - -
Collector's Cutcherry -
Cuddalore - - -
28th November 1855

/Signed/ A. Hall
Collector

No. 1

Review of Judgement
in appeal Suit No. 32 of 1843

The Civil Judge in accordance with the Extract from the Proceedings of the Sudder Udalut dated the 20th January 1854 proceeds to take into Consideration the points to which his attention has been thus called by the higher Court.

The points alluded to are as follows:

Para 6 "It is acknowledged by the parties that the land claimed in the Suit formed a portion of a grant made by the Government to the father of the original Plaintiff for the Support of a certain charity - The decree of the Assistant Judge states that the terms on which the grant was made by the Government were that the Village of Amoomuntapooram and

Fort St. George 24th December 1855

and 30 Cawnies of land belonging to the Village of Muardoor were to be held by Ram Row and his heirs, so long as they should continue to support the charity on account of which the grant was made, such being the terms, it appears to the Court clear that the grant was conditional and not absolute, and that it conferred on Ram Row and his heirs on power to alienate the lands by sale or otherwise."

7. "This point not having been noticed in the Appeal Decree the Court require the Civil Judge to give it due consideration, and with reference to the question of whether or not under Regulation IX of 1831 lands granted for Charitable purposes can be diverted to any other object, to pass a fresh Decree in the Appeal.

8. "Another point must also be noticed - The Grant of Government is said to be dated in 1820 whereas the deed on which the action is founded is dated in 1819. If this be true it would appear that the appellant made a transfer of land to which

Fort St. George 24th December 1855

which he himself at the time possessed no title.
"The Court are unable to decide on the validity of the
"objection thus offered to the transfer said to have
"been made by the Appellant as they have no means
"of comparing the documents. It is however a
"point which should be considered by the Civil
"Judge and his opinion upon it fully set forth
"in his Judgement."

In reference to Para 6 the Civil Judge finds on a reperusal of the Cowle that there exists no cause to alter or amend the Decree already passed. The Cowle sets forth that the land was granted in consequence of the Defendants father Ram Row having erected a charity Choultry and some houses for Brahmins besides building certain Shops, for the due preservation of all of which the lands entered in the Cowle were clearly granted.

In regard to Para 8 the Civil Judge would observe the Cowle is headed

Cowle

Fort St. George 24th December 1855

"Cowle granted by Mr. Charles
"Hyde Collector of the Southern Division
"of Arcot under the Authority of the Board
"of Revenue dated 26th June 1817 and
"29th July 1819. to Ram Row of Atteyoor
"in the Tricollore Talook."

"The Board of Revenue having
"been pleased in consideration of Ram
"Rows having been at a considerable expense
"in building a stone Tank and erecting a Charitable
"Choultry and some houses for Bramins besides
"building shops to confer on him thirty Cawnies of
"land situated in the Village of Mardoor
"in the Tricollore Talook on a Teerwah of one
"Pagoda per Cawney."

"Be it therefore known that
"the aforesaid thirty Cawnies of land situated in
"the Village of Mardoor have been granted to Ram
"Row of Atteyore in perpetuity upon condition
"that he and his heirs pay to the
"Circar annually a rent of one hundred and five
Rupees

"Rupees and that he and his heirs shall enjoy the
"aforesaid land as long as they continue to pay the
"Quit Rent regularly providing for at the same
"time for the expenses of the Chrubby-

"Given under my hand at Cuddalore
"this fourth of January one thousand eight
"hundred and Twenty. 1820."

/Signed/ C. Hyde
Collector

The former Decree is therefore confirmed. the land given in gift to the Plaintiff a Brahmin was an act in furtherance of the cause that led to the Cowle being granted and in no way such as would do away with the wishes of the Government when they gave the Cowle to the father of the Defendant the deeds of Gift are burdened with an Annual payment of Rupees 6—9—0 and Pagoda 3 3/4 being the portion of the Circar assessment due on the lands in question and for

for which the original Defendant by the Cowle is rendered liable.

Given under my hand and the Seal of the Court at Chingleput this 20th day of October A. D. 1845.

/Signed/ W. Morehead
Civil Judge

This Decree is signed and sealed on the 21st October 1845 from which date the time of Appeal extends to 21st January 1846.

No private adjustment of a Decree shall be allowed or deemed valid unless the terms of such adjustment shall have been previously and reciprocally declared by all the parties interested therein and made a record of the Court with their unanimous consent.

/Signed/ W. Morehead
Civil Judge

/True Copy/
/Signed/ A. Hall
Collector

No. 2

20818 Fort St. George 24th December 1855

No. 2

(Seal)

Cowle Granted by Mr. Charles Hyde Collector of the Southern Division of Arcot under the Authority of the Board of Revenue dated 20th June 1817 and 29th July 1819 to Ram Row of Alleyon in the Trecullore Talook.

The Board of Revenue having been pleased in Consideration of Ram Rows having been at a considerable expense in building of stone Tank and erecting a Charitable Choultry and some Houses for Bramins besides building shops to confer on him thirty Cawnies of Land situated in the Village of Murdon in the Trecullore Talook on a Teerwah of one Pagoda per Cawney.

Be it therefore known that the aforesaid Thirty Cawnies of Land situated in the Village of Murdore have been granted to Ram Row of Alleyore in perpetuity upon condition that he and his Heirs pay to the Circar Annually a rent of one hundred rs

and

20819 Fort St. George 24th December 1855

and five Rupees and that he and his heirs shall enjoy the aforesaid Land as long as they continue to pay the Quit Rent regularly providing at the same time for the expenses of the Choultry.

Given under my hand at Cuddalore this fourth of January One thousand Eight hundred and twenty 1820.

/Signed C. Hyde.
Collector.

Filed this 18th December 1841.

Signed C. Kay.
Assistant Judge

/True Copy/

/Signed W. Morehead
Civil Judge.

/True Copy/

Signed A. Hall.
Collector.

755-756.

Bd. No. 3460
Proceedings thereon
Instructing the Collector to notify to the holders of land in the Village of Anamuntapoorum hitherto held on Cowle by Alleyor Ram Row that hereafter the current Fusly assessment will be charged in that Village at the revised rates established

In this letter Mr. Hall brings to notice that 30 Cawnies of Nunjah land in Murdon were granted to one Ram Row of Alleyor on a Cowle in 1817 at an assessment of 1 Pagoda per Cawney and that the same party was further allowed to hold the village of Anamuntapoorum at an easy rent of

established for the Hooloos & Talooks and expressing their reluctance to disturb the Cowle on which Nunjah land in Murdoor was granted to the same individual.

Fort St. George 24th December 1855

of 15 Pagodas or Rupees 52-8- per Annum. This indulgence was granted in consideration of Ram Row having been at expense in constructing a stone tank and Choultry clearing lands of Jungle and building some shops and houses for Brahmins. But Mr. Hall points out that the Cowle contained a stipulation that the Choultry should be maintained which in his opinion has not been done. He therefore recommends that the Cowle should be annulled, and the parties who now hold the lands be called upon to take puttahs and pay assessment for them at ~~the modified~~ rates lately sanctioned for the District. In support of this recommendation Mr. Hall mentions that the lands have led to disputes and litigation and that the present light assessment is collected with delay and difficulty.

2. With respect to the Village or hamlet of Anamuntapoorum the Board sanction Mr. Halls proposal authority was given to the Collector in their Secretary's letter of 26th June 1817 to rent this Village to Atteyoor Ram Row at an easy rent of 15 Pagodas per Annum but Cowle was given to show as in the case of the other 30 Cawnies of land that this was intended as a permanent arrangement or a grant in perpetuity, and the land is now found to be far more extensive (151 instead of

Fort St. George 24th December 1855

d/31st March & 7th April 17.
To Collector 26th June 1817.

30 Cawnies) than was reported to the Board by Mr. Collector Hyde when they authorized him to base out the Village on terms which he represented to give a fair assessment. There is nothing also in the present state of the charities founded by Atteyoor Ram Row to call for indulgence, Mr. Hall is therefore instructed to notify that after the Current Fusly assessment will be charged in the Village of Anamantapoorum at the revised rates established for the Hooloos talooks. Possession will not be disturbed and puttahs will be tendered to the present occupants who whether they accept the puttahs or not will be held responsible for the teerwah due to Government on the land which they cultivate.

3. As regards the 30 Cawnies of Nunjah land in Murdoor the Board are always reluctant to disturb a Cowle formally given without very urgent reasons and they do not consider that such exist in this case. The Cowle was certainly given with a stipulation to keep up a Choultry but a portion of the building a stone Muntapum,

where

Fort St. George 24th December 1855

where people can sit or put up remains, and there is reason to believe that the Chaultry was never otherwise than small and insignificant. In fact the Cowle was really given as a reward for services already rendered to Government in building a stone tank forming a Village and bringing waste lands under cultivation and the 30 Cawnies of land specially assigned to Rain Row on Cawle were retained by him from the waste, nor is their assessment of 1 Pagoda per Cawney unreasonably low. For these reasons and as the regular cultivation of

See Mr. Hyde's letter of 31st March in 7th April 1817.

Fort St. George 24th December 1855

these lands was one object in view the Board feeling unwilling to disturb the Cowle and they remark with reference to Para 9 of Mr. Hall's letter that there is nothing in the Cowle which prevents the teerwah of 1 Pagoda per Cawney being collected from the parties who hold the lands

20824

Fort St. George 24th December 1855.

land. The assessment payable to Government always accompanies the land on which it is due and this point is distinctly noticed in the review of Judgment passed by the civil Judge in the Appeal suit — No. 32 of 1843. The land and its produce and the property of the parties — holding it are therefore — responsible.

Orgl. paper Enc. to F. S. Arcot 28 Nov. in Con. 27 Dec. 1855.

GW No

20825

Fort St. George 24th December 1855

To

G. S. Forbes Esqre.
Acting Secretary to the
Board of Revenue
Fort St. George

757.

Bd. No. 3508.
From the Collr. of Chingleput
Declares the claims of Puttaby by Ranier to the Goodenelvoy Shrotriem inadmissible

Sir

Para 1 In obedience to the orders conveyed in the Boards Proceedings of the 19th April last, I have instituted a strict personal enquiry into the relationship of B. Puttaby Ranier to Veerasawmier the last holder of the Goodenelvoy Shrotriem Preparatory to this measure I requested the Collector of North Arcot to cause further search to be made into his records for any papers bearing on the Subject, Sensible that such old documents would be more likely to afford a satisfactory insight into the matter than any oral investigation which might now be held. This further search brought to light a report dated 9th September 1829, with a Mahazurnamah submitted by the Tahsildar of Suttevadoo to the Collector of North Arcot recommending that in consequence of the demise of

Veerasawmier

Fort St. George 21th December 1855

Veerasawmier the Shrotriem of Goodiewoy and the Monegarship of the Village held by him might be registered in the name of his adopted son Puttaby Ramier The latter part of the recommendation was acceded to in the Collectors Takeed of the 1st October 1829 but as regards the Shrotriem no notice of it was taken at the time and the Subsequent order of 1833 already forwarded to the Board issued by Mr Roberts directing the attachment of the Shrotriem till the proper heir came forward shews that none had appeared up to that time.—

2 The Tahsildars report and Mahazurnamah having therefore been considered inconclusive of the question and the Petitioner having then failed to advance his claims I am not inclined to attach any weight to the witnesses now cited by him to establish it the more so that only three of them Depose to having been present at the adoption the

Fort St. George 21th December 1855

the others averring that they obtained their information from hearsay of which three one was only 10 years old at the time another declared on a previous occasion that Puttaby Ramier was the own son of Veerasawmier and all three were residents of other Villages and but distantly related and imperfectly acquainted with the Shrotriemdars family and who moreover only happened to be accidentally present on the occasion but had not been specially invited, circumstances which not only cast Suspecion upon but totally destroy the value of their testimony.—

3. As a further reason for negativing his claims I would Consider the fact of his having withheld describing himself as the adopted Son till after the receipt of the records from North Arcot, and his witnesses having all but two failed to designate him as such till after they had been explicitly questioned on the point, the two exceptions having given their evidence after the receipt of the records from North Arcot and when they were acquainted with their tenor and the

Course

Fort St. George 21th December 1855

Course the enquiry was taking. It may also be added that his Cousin who applied for the Shrotriem and was refused it, denies his regular adoption and admits him only to have been taken as a foster Son by the widows of Veerasawmy Iyer after her husbands decease but not under instructions he had given to her.—

4. Taking all these circumstances into Consideration the non recognition of the adoption by the Collector at the time the long interval of 22 years before the claim was now put in the unsatisfactory reasons assigned for the delay and the suspicious nature of the oral evidence with which it is supported I am of opinion that the claim is one that does not call for the favorable interference of Government but should at once be rejected as unwarrantably brought forward and based upon evidence which cannot be considered trustworthy.—

Chingleput District Collectorate
Sydapet 29th November 1855 } /Signed/ C. J. Shubrick
Collector

To

Fort St. George 21th December 1855

Ordered that the following letter be sent in reply.

To The Collector of
Chingleput

(757-708)
Bd. No 3230
To the Coll. of Chingleput
Sir.
Inlcons 21 Dec/55

I am directed to acknowledge your letter of the 29th ultimo; reporting on the claim advanced by B. Puttaby Ramier to Succeed to the Shrotriem of Goodenelvoy.—

2 The Board observe that your predecessor Mr. Sinclett in his letter of Inlcons 18th Dec/54 16th October 1854 advocated the claim of this person "as the direct descendant of the Eldest Son of the Common ancestor Venkiah" This would make him the Son of Veerasawmier the last holder of the Shrotriem and Son of the Original Grantee but now it appears that he only claims to be the adopted Son of Veerasawmier and you advance reasons for supposing that he was never regularly adopted.—

3. The question still however remains what is his relationship by birth to the Shrotriemdars family and in connection with this

Fort St. George 21th December 1855

this subject they wish to be informed whether the genealogical table attached to Mr. Smolletts letter is proved by trustworthy evidence to be correct especially as relates to the parentage of B Venkiah, who has also preferred a claim to the Shrotriem. The depositions taken by you and any papers which you obtain and elucidate these points shall be sent for the Boards information.

4. The Board wish you also to state who is the Cousin of B. Puttaby Ranier to whom you refer in Para 3 of your letter as denying his adoption and on what occasion that person was refused the Shrotriem.

Revenue Board Office
Fort St. George
21th December 1855

/signed/ G. S. Forbes
Acting Secretary

Return

Bd S. 2635

Return of during the Month

759

Name	Sentence and Date
Narsapa	itted / ited / hosition / eagur / ion. — Suspended for 2 Months 14th October 1855
Luckoomagowdaiew	tray — Suspended for Sise months 22d October 1855
Ramayah	se / y bag / ne / ohen / f it / ner. — Suspended for 3 Months 13th October 1855

Collectors be

The

Fort St. George 21th December 1855

Read again return from the Collector of Canara dated 30th November in consultation 11th December 1855 of the Village officers.—

759-760.
Bd. No. 3136
Proceedings thereon.—

The Board observe that the punishment awarded in case No. 1 in the foregoing Statement appears inadequate to the Offence Committed by the individual unless there were some extenuating circumstances to warrant such leniency.—

Read the following letter

To

Fort St. George 21th December 1855

No. 780

To. G. S. Forbes Esqre.
Acting Secretary to the
Board of Revenue
Fort St. George

761.
Bd. No. 3572
From the Collr. of North Arcot } Para 1

Sir.

Adverting to your letter of the 1st ultimo No. 2936 forwarding for verification an Extract from the Memo prepared by Mr. Bayley on the Subject of the native land measures, I have the honor to state for the information of the Board of Revenue that the

20834

Fort St. George 24th December 1855

the particulars recorded in the above extract are found to be accurate.

In the Dealastery Zemindary the length of the Rod is as supposed, 72 Native feet.

2.

With reference to the concluding observation regarding the Coongoondy Polliem I have given in the margin the quantity of seed required to sow a Cawny of irrigated and unirrigated land in that Polliem.

Dry 7½ Madras measures of 120 Rs weight each
Wet 36 Ds

North Arcot Collrs cutcherry
Chittoor 5th December 1855. } Signed C. Whittingham Collector

761-762

Order thereon. Ordered to lie over.

Fo.

20835

Fort St. George 24th December 1855.

No 155

To
G. S. Forbes Esqr
Acting Secretary to the
Board of Revenue
Fort St. George

Sir

763.

Bd No 3598
From the Collector of Malabar.

Adverting to your letter of the 28th Ultimo informing me that as some time is likely to elapse before the weighing Machine is ready I will in the meantime make use of those supplied from Bombay for the receipt and issue of Salt. I have the honor to intimate that an Indian Maund of Salt as given in Act VI of 1844 is said to be equivalent to 3200 Tolas, whereas the Panah measure now in use (which is the same as that received from Bombay) is found actually to hold 4000 Tolas of Salt. There is consequently a difference of about 25 per cent between the two measures, and I would solicit the instructions of the Board whether in the present calamitous state of the season and the high prices which prevail for grain it would not be unadvisable to add to the burthen of the poor by charging them a higher price for this necessary of life.

By

exams

Fort St. George 24th December 1855.

2 By a modification sent by me to Bombay on the 23rd. October last the Merchants have also been informed that all such salt as may be required for this District up to the 31st. of this Month, will be received by the parrah measure received from Bombay.

3 Under these circumstances and until the present scarcity is somewhat alleviated it seems to me desirable that no change be made either in the mode of receiving or issuing Salt at present.

4 I have written to the manager of the Beypoor Iron works to let me know if he can supply me with one or two dozen sets of Scales with weights within a Month or Six weeks time, and at what charge. On the receipt of his reply I will do myself the honor of addressing you again.

Calicut
5th December 1855

[Signed] T Clarke
Collector

Bd. No. 3459
Proceedings thereon.
763-764.

The Board observe that the adoption of the weight instead of the measure has been postponed in other Districts and as they sanction postponement of the change in Malabar also pending further orders.

Read

Fort St. George 24th December 1855

11th No. 3538
From the Coll.r of North Arcot
765

Read Statement shewing the Quantity of Salt confiscated in the Northern Division of Arcot.

765-766
Bd. No. 3454.
Proceedings thereon.

Under the circumstances represented in the foregoing Statement the Board of Revenue authorize the confiscation of the smuggled Salt alluded to and direct that the sale proceeds be disposed of according to the Regulation.

Read again letter from the Coll.r of Sea Customs dated 16th and endered in consultation 29th November 1855.

No. 185

To
G. S. Forbes Esqre.
Acting Secretary to the
Board of Revenue
Fort St. George

767.
Bd. No. 3617
From the Collector of Tanjore

Sir

I have the honor to reply to your letter of the 29th Ultimo.

The Petitioner exported from Tranquebar in September last 597 bags of rice and paid a duty of Rupees 76-1-5 taking a port clearance for Colombo having subsequently learnt that grain bore a higher price in Madras than in ceylon, he determined to import at the former place and now claims

Fort St. George 24th December 1855.

claims a refund of duty I am aware of no circumstance that should invalidate this claim.

The two original documents forwarded with your letter are returned.

Tanjore, Combaconam
10th December 1855. } (Signed) H. Forbes
Collector.

Bd. No. 3443.

Proceedings thereon

767-68

Resolved that the foregoing letters with the enclosure which accompanies the first be submitted for the orders of the Right Honble the Governor in Council.

2

From the above correspondence it will be seen that one Sayabiran Shipped at Tranquebar in the Dhoney Dyralatchmy &c No. 940 in the Month of September last 597 bags of Rice for export to Ceylon and paid the regulated duty, but subsequently landed the Grain at Madras The Petitioner states that this occurred in consequence of the Vessel being unable from contrary winds to make the Port of destination, but the Collector of Tanjore is of opinion that the Petitioner having heard that Rice was selling at a higher price at Madras than Ceylon was induced to import at the former place: As however there appear to be

Fort St. George 26th December 1855.

be no circumstances in the case such as to invalidate Petitioners claim, the Board recommend that Sanction be granted for the refund by the Collector of Tanjore of the duty collected on the Rice amounting to Rupees 70-15-

Read the following Papers.

No. 236.

To
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

769

Bd. No. 3597.

From the Collector of Madras
In Duplicate } and Indent on the Principal Commissary of Ordnance for the supply of twelve Mamooties for the use of the Madras and Ennore Salt Cotaurs and request that you will be pleased to procure the necessary sanction for the same.

Sir.

I have the honor to forward herewith

Madras
11th December 1855 }
770
Order thereon }

(Signed) B. Cunliffe
Acting Collector.

Ordered to be recorded.

No. 239

To
G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue
Fort St. George.

Sir

771

Bd. No. 3613

From Major J. Maitland
Superintendent Gun Carr. Manufactory } The Model of the Machine for

20840 Fort St. George 24th December 1855.

24th. Novembr. 1855 for cutting square and Oblong Mortise holes by Circular movement, returned with your letter No. 3097 is herewith forwarded the same having been put in proper order.

With regard to this Model I have to state that it is the full size, but it will never answer any practical purpose and it may be considered in the light of a curiosity. The cost of making it is Rupees 11. 15. 8.

A full Sized Oil Press was made here for Cunniah Chetty Esqre. and the cost of it was Rupees 278. 12. 6.

Gun Carriage Manufactory
Madras 13th December 1855

(Signed) Major J. Maitland.
Superintendent Gun
Carriage Manufactory.

Ordered that the following letter be sent in reply.

To.

The Superintendent Gun Carriage Manufactory.

77 772

B. No. 3464.

To the Superintendent Gun Carriage Manufactory

Sir

I am directed by the Board of Revenue to acknowledge the receipt of the Model for cutting Mortise holes furnished from your Office on the 13th Instant.

In Cons. 24th Decr 1855.

The Model was tried on receipt and Worked very well so far as the Circular plate was concerned but on the Square cutter reaching the wood it broke at once in the same place as on the former occasion.

3 The Board are therefore under the necessity of returning the Machine for repair.

Revenue Board Office
Fort Saint George
24th December 1855.

(Signed) G. S. Forbes.
Acting Secretary

20841 Fort St. George 24th December 1855.

No. 256

To

G. S. Forbes Esqre
Acting Secretary to the
Board of Revenue.
Fort St. George

77

B. No. 3073.

From the Collector of South Arcot

Sir

With reference to the Proceedings of Government received with Extract from the Proceedings of the Board of Revenue dated 11th Instant No. 3257 I have the honor to suggest that the Villages of Trupapoloor and Coorovady therein alluded to may be resumed from the 12th of July last.

2 If the resumption is to take place at the present time it would involve a rather difficult adjustment of accounts for the broken period of the Fusly. which would be obviated if I was allowed to treat the Villages as resumed from the beginning of the Fusly.

3 If the Board see no objection to such an arrangement being made under the orders contained in the Proceedings of the Supreme Government I beg to solicit that I may be favored with their Sanction

at.

20842 Fort St. George 24th December 1855.

at an early date.

4 As the Pension is payable from the date of resumption it would be necessary for me to disburse it retrospectively if the Board authorize the resumption of the villages as now proposed.

South Arcot
Collectors Cutcherry
Cuddalore
14th December 1955.

/Signed/ A. Hall.
Collector.

Bd No 3435.

(773-774)

Proceedings thereon The Board approve Mr Halls proposal to date the resumption of the Villages of Trupapoloor and Caroovady from the commencement of the Fusly; on the understanding that this arrangement can entail no difficulties regarding the collection of kists from the Ryots the letter is silent on this point but the Board infer that no kists have been as yet paid to the Shotrimedar On learning those particulars the Board will request the sanction of Government for disbursing the pension in arrears from the 1st July.

20843 Fort St. George 24th December 1855

No 186

To

C. S. Forbes Esqr
Acting Secretary to the
Board of Revenue
Fort St. George

175

Bd No 3691

From the Collector of North Arcot.

Sir I have the honor to forward a statement, together with three Notices prepared in the form which accompanied the Boards Circular, dated 30th April last, shewing the lands attached and proposed to be sold for arrears of Revenue due from certain Ryots of Sholinghar Taluk and to request that the Board of Revenue will sanction the sale of their lands, on satisfaction of the arrears. The 20th January 1856 is the day fixed for the sale.

North Arcot
Collectors Cutcherry
Chittoor 18th December
1855

/Signed/ C. Whittingham
Collector

Statement

20813

Fort St. George

24th December 1855

Statement shewing the Putcut lands of certain Ryots attached for Arrears of Revenue in North Arcot District Fusly 1265

Nos. of Talooks	Nos. and Names of Villages	Names of defaulters	Amount of Revenue due Fusly	Amount	Interest	Amount of Batta due for serving notices	Total	Attached for arrears of Revenue Items	Putcut Extent	Putcut Teerwah	Estimated Value	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	
				Rs A P	Rs A P	Rs A P	Rs A P		C. A P	Rs A P	Rs A P	
	26 Pudeyumbaukum	Ally Saib	1264	38 12 "	2 12 2			Nunjah	3 5 4	34 2 1	41 12 "	
		Bahoodeen Saib	Dº	7 " 9	" 6 9			Dº	" 3 8	8 3 3	7 8 "	
		Cundum										
		Vencatachelum	Dº	3 1 1	" 3 "			Dº	" 6 4	2 4 9	3 8 "	
				48 13 10	3 5 11							
	22 Angelum	Mooloowandy	Dº	18 5 9	1 3 9							
	2 Sandy Mellow	Nº 1 Acaracanny Reddy	Dº	16 7 8	" 15 11							
	"	15 Dº	Dº	4 7 "	" 6 6							
				20 14 8	1 6 5							
				88 2 3	6 " 1							

20813

Fort St. George 24th December 1855

No. 2

Advertisement.

1 It is hereby notified that the undermentioned lands have been attached in Satisfaction of arrears of land Revenue due by the holder and that unless those arrears and further arrears up to the day of Sale with interest Charges of management and other charges lawfully incurred, shall be previously paid the said lands will be sold by public Auction at the Village of Paudynellore in the Taloob of Sholinghur on the 24th day of January next. The Sale will commence at 10 O'clock and the lands will be knocked down to the highest bidder without reserve. —

2 The amount payable on the lands for the Current Fusly, exclusive of the arrear is— Rs. 10 A. 15 P. 0 as shown in detail in the Statement at foot.

3 Purchasers will be required to deposit 15 per Cent of the purchase money at the time of sale, and where the remainder of the Purchase money shall not be paid within 30 days from the day of sale the said money so deposited shall be liable to forfeiture. —

4 When such deposit shall not be made, nor the remaining purchase money paid up the lands shall be resold at the expense and risk of the first purchaser. —

5 Purchasers having made the necessary deposit shall be placed in immediate possession but parties deeming themselves aggrieved by the Sale shall be at liberty to appeal to the Collector within thirty days from the day of Sale, and the purchase shall be conditional on the final order on such appeal.

Statement of the lands to be sold

Defaulther's Name	Description of the lands				Fields								
	Taloob	Village	Whether Nunjah Punjah &c.	No.	Name	Extract		Assessment			Amount exclusive of arrears payable for Current Fusly		
1	2	3	4	5	6	7			8			9	
						Rs	A P	Rs	A	P	Rs	A	P
A Kara Cawny Reddy	Sholinghur	Paudy Nellore	Nunjah	154	Chairy Cottah	"	11 12	7	"	10	7	"	10
				212	Attepuddum	"	4 8	2	3	"	2	3	"
						1	" 4	9	3	10	9	3	10
D° Puttah No. 18	D°	D°	D°	213	Attevattum	"	3 8	1	11	2	1	11	2
						1	13 12	10	15	"	10	15	"

/Signed/ C. Withinghame
Collector

/True Copy/

/Signed/ G. S. Forbes
Ag. Secretary

20844 Fort St. George 24th December 1855

Bd. No. 3461

Proceedings thereon

775 776

The Board of Revenue authorize the Sale for arrears of Revenue of the lands of A Kharacumny Reddy and direct the publication in their Office of the Advertisement forwarded by the Collector, the date of Sale being altered to Thursday the 24th January 1856. Mr. Whittingham will be pleased to make a corresponding correction in the advertisement published in the District.—

The sums entered in the Column headed "amount exclusive of Arrears" payable for the Current Fusly are in excess of the actual assessment of the lands of Mootta Reddy and alisaib. The Collector's attention is called to the Boards Circular order dated 29th Ult. October 1855, from which he will perceive that this Column should only shew the liability of the purchaser which cannot extend to arrears dating previous to the Commencement of the Fusly. The Advertisements are returned for Correction.—

To

20845 Fort St. George 24th December 1855

No. 376

To G. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue
Fort St. George

777

Bd. No. 3714

From the Ag Collector of Tinnevelly

Requesting for reasons within mentioned sanction of the Board of Revenue to carry out the same measures of relief accorded in their Proc: dated 22d February 1847 and 6th February 1854 as regards land cultivated subsequent to the receipt of the Board's sanction now solicited.—

Sir

I The Board are already aware from the Periodical Reports on the condition of this District of the unfavorable character of the Season from a considerable failure in the North East monsoon and I have now the honor to bring to their notice that pressing applications have been made to me for some relaxation of the ordinary rules of Assessment, which have been formerly allowed in Seasons as unfavorable as the present one

A Statement exhibiting the total extent of cultivation in Nunjah and Poonjah up to the end of November compared with Fusly 1264 is herewith forwarded From this the Board will observe that there is a decrease in Nunjah and Poonjah in round numbers of Said Cottahs 11,990 and Chains 8000 respectively or about 14 and 6 per Cent decrease on the total cultivation, Wet and Dry of last year — though

Fort St. George 24th December 1855.

Brenmadasam
Sharenmadavy
Nellianchalum
Vedoogramum
Three yggontum
and
Panchamab

3 Though the Cultivation under the Tambraporny Channels in the 6 Talooks noted in the Margin, appears at present promising yet I cannot but fear that a large portion of the standing crops in the three Talooks last mentioned, which are situated at a distance from the source of the Tambraporny, and are Consequently last supplied, is likely to fail forwant of water.—

4 Drought and short produce, accompanied by a Considerable deficiency in the yield where the crops came to maturity occurred to a great extent, in the Corr Season of this Fusly.—

5 The water now in the Tanks, dependant on minor rivers is quite insufficient to bring the crops raised under them to maturity, and the same Applies to the Cultivation that has been made on a limited scale under the Tanks dependant solely on rain for their supply of water.—

The dry crops are generally promising

Fort St. George 24th December 1855

promising at present but if rain does not fall soon they will also suffer.—

The Ryots are already much distressed from the unpropitious seasons of the two last Fusleis, and paddy has been largely exported to Travancore, where great drought has occurred. My own private letters from Travancore fully Confirm this.—

From Bd. 22d Fe: January 1847.—
Fd. 16th February 1854.—

8 The prices of paddy and all other sorts of grain are much higher now, than they were up to 30th November last year, and there is at the time I now write no seeming prospect of rain.— The present season follows on two disastrous years, and I earnestly request the sanction of the Board of Revenue to carry out the same measures of relief accorded in their Proceedings noted in the Margin remitting 3/4ths of the Nunjah and one half of the Poonjah assessment as regards land Cultivated, subsequent to the receipt of the Board's sanction now solicited.—

10 I also beg to recommend that the Ryots may be allowed to raise vegetables, free in the Beds of Tanks for this year only.—

Immediately 18th December 1855

Signed J. Silver
Ag Collector Statement

20818

Scott Sir George

Statement Shewing the Cultivation up to the end of November of Fusly 1268 as compared with that of Fusly 1264 in the District of Tinnevelly. —

Kunjah

Name of the Talook	Fusly 1264	Fusly 1265	Increase	Decrease
	Seed Cottahs	Sa. C.	Sa. C	Sa. C
Nelliambalum	12,382	11,672	"	710
Vadoogrammum	6,510	5,316	"	1194
Senceausy	9,687	6,275	"	3412
Sauttoor	1,365	1,291	"	74
Streevygoontum	10,490	7,586	"	2,904
Ottapedaram	916	1,071	155	-
Punchamakl	2,697	2,605	"	92
Streevilly poattoor	5,603	4,072	"	1,531
Sunkerrinarcovil	2,877	2,608	"	269
Sharemmadary	11,649	11,313	"	336
Braemmadasem	10,482	9,730	"	752
Nangoonary	4,639	4,507	"	132
Vullyoor	4,164	3,468	"	696
Total	83,461	71,514	155	12,102
		Nett Decrease		11,947

Tinnevelly 18th December 1855.

14th December 1855

No. 1

Baganjet

Fusly 1264	Fusly 1265	Increase	Decrease
Sa. C.	Sa. C	Sa. C	Sa. C
172	177	5	"
14	14	"	"
472	411	"	61
388	361	"	27
229	220	"	9
291	350	59	"
950	955	5	"
273	218	"	55
1,941	1860	"	81
7	8	1	"
119	110	"	9
136	110	"	26
1161	1111	"	50
6,153	5,895	70	328
			258.

Poonjah

Fusly 1264	Fusly 1265	Increase	Decrease
Chains	Chains	Chains	Chains
3914	3845	"	69
2793	2404	"	389
7190	7048	"	142
23,405	23208	"	197
5,341	4194	"	1,147
19915	20,770	855	"
6142	5042	"	1,100
23,835	20092	"	3,743
16,883	14,387	"	2496
790	827	37	"
3042	3104	62	"
4,780	4530	"	250
6526	7072	546	"
121,536	116,572	1500	9,333
			8,033.

E. E. Sd/ [Signed] J. Silver
Ag Collector

20849

Fort St. George, 24th December 1853.

Bd. No. 3456

Proceedings thereon

(M.T.)

In accordance with the Acting Collector's recommendation, the Board of Revenue authorize him to carry out the same measures of relief as were sanctioned in their Proceedings of the 22d February 1847 & 6th February 1854.

No. 232

To

G. S. Forbes Esqre

Acting Secretary to the

Board of Revenue

Fort St. George

779

Bd. No. 3702

From the Collector of Nellore

Sir

I have the honor to forward for publication in the Board's Office the accompanying 2 Advertisements together with copy of Memorandum of the 12th Instant, received from the Acting Sub Collector for the sale of land for arrears of revenue and beg to solicit sanction for

Fort St. George, 24th December 1853.

20850

for the sales.

Nellore District,
Collector's Office. Ramnoor
19th December 1853.

(Signed) J. B. Elton
Collector

Enclosure No. 1
No. 106

Memorandum.

The Acting Sub Collector has the honor to forward two advertisements for the sale of lands at Carlapad and Chinacondlagoontah in the Talook of Dawagoodoor.

In the advertisement of Carlapad, the amount of arrears due by the defaulters in the order they stand in the advertisement is Rupees 3-3-5 and Rupees 1-2-1 and that of Chinacondlagoontah is Rupees 2-15-0

Ramnapatam
Sub Collector's Office,
12th December 1853.

(Signed) James Innes Minchin
Ag. Sub Collector

(True Copy)
(Signed) J. B. Elton
Collector

Advertisement

20831

From Sir George 21th December 1853.

Enclosure No 2

Advertisement.

1 It is hereby notified that the undermentioned lands have been attached in satisfaction of arrears of Land Revenue due by the holder, and that unless those arrears and further arrears up to the day of sale with interest, charges of management and other charges lawfully incurred shall be previously paid the said lands will be sold by auction at the Village of Parlapadoo in the Taloob of Dawagudoor on the 30th day of January next. The sale will commence at 7 O.Clock in the morning and the lands will be knocked down to the highest bidder without reserve.

2 The amount payable on the lands for the current Fusly exclusive of the arrears is Rupees 5-11-10 as shewn in detail in the Statement at foot.

3 Purchasers will be required to deposit 15 percent of the purchase money at the time of Sale; and where the remainder of the purchase money shall not be paid within thirty days from the day of sale, the money so deposited shall be liable to forfeiture.

4. When such deposit shall not be made, nor the remaining purchase money paid up the lands shall be re-sold at the risk and expence of the 1st purchaser.

5 Purchase having made the necessary deposit shall be placed in immediate possession, but parties deeming themselves aggrieved by the Sale, shall be at liberty to appeal to the Collector within 30 days from day of Sale, and the purchase shall be conditional on the finial order on such appeal.

Statement of the lands to be Sold.

Defaulters Names	Description of lands				Fields	Extent			Assessment			Amount exclusive of arrears payable for Current Fusly
	Taloob	Village	Watherdun or Wet &c	No	Names	Quarters						
1	2	3	4	5	6	7			8			9
G. Nursiah	Dawagudoor	Parlapadoo	Garden	185	Toova Thotta	u	2	5	1	15	0	
			Dry	101	Rayadicheu	u	13	8	2	10	2	
									4	9	8	4 u 6
T Pauliah	Do	Do	Do	165	Toova Cheuu	u	10	u	1	15	2	1 11 4
												5 11 10

Ramanpatam Sub Collector's Office,
12th December 1853.

/Signed/ James Innes Minchin
A.J. Sub Collector

/True Copy/
/Signed/ G.S. Forbes.
A.J. Secretary

Advertisement.

20832

Fort St George 24th December 1853.

Enclosure No. 3.

Advertisement

1 It is hereby notified that the undermentioned lands have been attached in satisfaction of arrears of land Revenue due by the holders and that unless those arrears and further arrears up to the day of sale with interest charges of management and other charges lawfully incurred, shall be previously paid the said land will be sold by public auction at the Village of Chinacondagoonta in the Taloob of Davagoodoor on the 30th day of January next. The sale will commence at 7 O'Clock in the Morning and the lands will be knocked down to the highest bidder without reserve.

2 The amount payable on the lands for the Current Fusly exclusive of the arrear is Rupees 4-8-10. as shewn in detail in the Statement at foot.

3 Purchasers will be required to deposit 15 percent of the Purchase money at the time of sale and where the remainder of the purchase money shall not be paid within 30 days from the day of sale, the money so deposited shall be liable to forfeiture.

4 When such deposit shall not be made, nor the remainning purchase money paid up the land shall be re-sold at the risk and expence of the first purchaser.

5 Purchasers having made the necessary deposit shall be placed in immediate possession but parties deeming themselves aggrieved by the sale shall be at liberty to appeal to the Collector within thirty days from the day of sale and the Purchase shall be conditional on the finial order on such appeal.

Statements of the lands to be Sold.

Defaulters Name	Description of Lands				Fields	Extent	Assessment	Amount exclusive of arrears payable for Current Fusly
	Taloob	Village	Whether dry or Wet &c&c	No	Name			
1	2	3	4	5	6	7	8	9
						Coortoo 16 16 16	Rs A P	
K. Coliah	Davagoodoor	Chinacondagoontah	Dry	109	Polemaracheem	1 3 4	5 3 4	4 8 10

Ramapatam Sub Collector's Office, 12th December 1853.

/ Signed / James. James. Hinchin
A/ Sub Collector

/ True Copy /

/ Signed / G.S. Forbes
A/ Secretary
Proceedings

20853 Fort St. George 24th December 1853.

B.d No. 3138

Proceedings thereon.

779-782

The Board of Revenue authorize the sale for arrears of Revenue of the lands alluded to in the foregoing letter and direct the publication in their Office of the advertisements forwarded the Collector Wednesday the 30th January 1856 being fixed for the day of sale.

781.

B.d No. 3710

From the Supdt. Gun Carriage Manufactory.

No. 923.

Memorandum.

The Superintendent Gun Carriage Manufactory has the honor to state that a Receipt for the article noted in the Margin was granted by the Sub Secretary Board of Revenue on the 13th Instant, but no receipt having been given for the Model of an Improved Oil Press sent from this Department on the 20th Ultimo he requests that he may be favoured with the same.

Gun Carriage Manufactory
Madras 21st December 1853.

(Signed) J. Maitland, Major
Supt. Gun Carriage Manufactory

Attaching for Collr. Chingleput and a Story from Collr. by Circular Memo. of Govt.

B.d No. 3433

Order thereon

784-785

Received from the Superintendent of the Gun Carriage Manufactory a model of an Improved Oil Press sent by him on the 20th November 1853.

O Rustom

20854 Fort St. George 24th December 1853.

To

J. S. Forbes Esqr.
Acting Secretary to the
Board of Revenue
Fort St. George

783.

B.d No. 3729.

From Government Pleader

Sir,

I have the honor of returning all the papers connected with the Ramanad Zemindary: and proceed to state my opinion at large.

I have in my previous letter disposed of the claim of the alleged adopted son, and pointed out what I conceived the proper Course for the Collector to pursue in event of the Zemindaree's death.

2. I now proceed to consider the cases of the other claimants specified in the Collector's letter of the 27th of September instant.

Moottoochella Taven / No. 2 /

3. This persons claim I consider worthless He claims in a two fold Capacity 1st on account of his sister having married an adopted son of a former Zemindar 2d. because his brother has also been adopted By a girls marriage or a boys adoption the party becomes estranged from his

his or her natural family and transmits no title to his natural family or those claiming through them to the property of the family into which such party has been married or adopted.

4. Sevasamy Tavern (No. 3). This persons claim I have before had submitted to me and for the reasons set forth in the Collectors letter to the Board of Revenue dated 12th January 1854. I am of opinion that he can make no title. He is I believe still trying to prove his right to the Zemindary in a Suit with the present holder. The Sudr has refused to allow the Government to become a party to such Suit: but the proceedings should be carefully watched by the Government Pleader in the Civil Court and all steps reported to the Collector from time to time. Sevasamy's claim will probably be disposed of in this Suit and even should he obtain a decree in his favor (which I cannot anticipated) The Government is not

prejudiced

prejudiced by such decision since it is no party to the Suit and its application to be represented was refused on the express ground that the Government has no interest in the matter at present.

5. I cannot agree with the soundness of this ruling; but the steps taken on behalf of Government will save its rights whatever decision may be come to in the present Suit.

6. Putta by Ramasamy Tavern (No. 4) This party by proclaiming his illegitimacy into all grounds from under him.

7. Periasamy Tavern (No. 6) Independently of all the other substantial objections to this partys claim stated in para 9 of the Collectors Letter of 27th September 1855. the fact that he was beyond the legal age and had children at the time of his adoption must bar his title.

8. There remain Villa Tavern (No. 1) and satos Karasoo Nauckiar No. 5.

9. These parties claim through ancestors previous to the issue of the

Fort St. George 24th December 1855.

the Sunnad Istimrar. It is stated in para 10 of the Collector's letter that the Privy Council Decree in Original Suit No. 13 of the Provincial Court of Southern Division decided that this document is the foundation of right to this Zemindary.

10. I have in vain tried to obtain a copy of this Decree: if the Privy Council really decided this point, it at once puts an end to all claims derived from persons antecedent to the Sunnad, and I observe in para 2 of Note to Revenue Circular Order Page 278 it is broadly stated that the decision passed by his late Majesty in Council in the cases of Collahan and the Ranee of Ramnad limit grants of the nature of Jaghires and Zemindaries to the grantee and his or her heirs to the exclusion entirely of others descended from a common ancestor who by the Hindoo or Mahomaden or Common Law would otherwise have had either unequal or a preferable right thereto.

11. I need hardly point out how necessary

Fort Saint George 24 December 1855.

necessary it is to procure Copies of these Decrees if they lay down any such doctrine and the passage referred to is so express that I must presume it fairly represents the tenour of the Decrees.

12. Certainly the Decree of the Sudder Adalut O. S. No. 3 of 1819 lays down no such doctrine but if any thing the contrary. Its terms are as follows: "The Court are of opinion that the late Ranee Mungalasara Nauchceyar was legally competent to adopt the appellant Moottoo Vizia Raghonda Satoopatty that she did adopt him and that by such adoption she destroyed the presumptive right of inheritance which would appear to have been possessed by Sevagamy Natchiar at the time when the succession to the Zemindaree of Ramnad was determined by the Government in favor of her aunt the late Ranee Mungalaswara Natchear aforesaid in 1795."

13. Had the Sudder been of opinion that the Sunnad was the foundation of the estate they would it appears to me have held that Sevagamy Natchear the daughter of a

a former Zemindar was barred by that
creation whereas they held that the act of
adoption cut off her otherwise presumptive
right to succeed to the Zemindary and thus
make me more anxious to see the Privy Council
Decrees alluded to. There was no necessity
for the Privy Council going beyond the Decree
of the Sudder If they were satisfied of the
adoption that was sufficient to bar any
claim of Sevagamy Natcheyar and I cannot
understand why they should have gone further.-

14 If the Decrees of the Privy Council
have not decided this important point it is
evident that the whole question of succession
though a common ancestor previous to the
Summud is still open.-

15 The words of the Summud are "you
are hereby authorized and empowered to hold
in perpetuity to your heirs successors and
assigns" This leads to a consideration of the
question who are heirs.-

16 Can Sathoo Scarasoo Natchear
succeed? she claims 1st because her father
entermarried with Sevagamy Natchear - This
can

can give her no right 2d because she
traces her descent up to a common ancestor
17 According to Hindoo Law those
who succeed to the property of a deceased
land holder must be either Sapindas (those
who offer the funeral cake) or failing them
Samoodaccas (those who offer the ob-
lation of water) The first class only extend
seven degrees - The second 14 -
18 Reckoning up from the present
Zemindaree to the common ancestor and
down again to the 1st claimant I find
there are 28 decents so that she is too
remote to hold under any circumstances
without taking into account the improba-
bility of her being able to prove her pe-
digree and the fact that claiming through
a line of daughters they must have become
by their successive marriages repeatedly
estranged from the family stock.-
There remains Vellee Saven (19)
19 This claimant whom I observe the Collector
considers the most worthless is evidently
much nearer than Sathoo Saroosoo Natchear
he being only 6 Degrees removed from the
present

Fort St. George 21th December 1855

present holder.

2d This party it appears from the Collectors letter para 4 has petitioned the Sudder and the Board of Revenue held proceedings of the 1st May 1851 with both of which I request to be furnished. His claim appears to me as at present advised worthless, but I wish to see all I can on the subject before expressing a decided opinion. From para 11 of the Collectors letter of the 12th January 1854 in several former descents caste husbands of deceased widows appear to have been passed over in favor of daughters whence I infer that this estate can never pass to a Zemindaree's husband and those claiming through him but I should like to be furnished with any further procurable information on this point.

Madras 22 December 1855 } /Signed/ J. B. Norton
Government Pleader

Fort St. George 21th December 1855

P. S.

Since writing the above I have obtained Copies of Decrees referred to in page 278 of Revenue Board Circular Orders. That spoken of as Kullecon Colah Khans case is really the case of Syed ally and others. The Privy Council Decree simply affirms the Supreme Courts Decree and as far as I can learn it went off upon a technical point as to the right of appeal. It is reported in Knapps Privy Council cases in a note I have no means of, except to the record of the Supreme Court, but the Company's Solicitor could probably give information as to whether that case really decided that parties claiming through a common ancestor have no title to a Jaghire founded subsequent to the death of such ancestor. If that proposition be Law cadit quæstio the claims of Nos 4 and 5 fall to the ground. The Decree of the Privy Council in the Ramnad case simply confirms the Decree of the Sudder Court. I have already remarked on that Decree I have however inspected the Record in the Sudr

Fort St. George 24th December 1855

Court from which it appears that the Provincial Court by its original Decree 13th December 1813 found in favour of the Plaintiff firstly because the Defendant had failed to prove both the fact and legality of his adoption secondly because they were clearly of opinion that the creation of the Zemindary was a measure of political expediency and operated as no forfeiture of the Plaintiffs right to succession: against this the Defendant appealed The Sudder by its proceedings of 6th April 1815 remanded the suit to the court below to take fresh evidence and to pass judgment denovo unless it should see fit to Confirm its former decision The Provincial Court took the further evidence and Confirmed its former decision on the 30th August 1815. On appeal, the Sudder 16th October 1816 reversed the Provincial Courts decree they found that Mungalaswara has a power of adoption and that she in fact and legally exercised that power and they certainly healed the Plaintiff as having a presumptive right to succeed to the Zemindary: not as the heir

Fort St. George 24th December 1855

heir of her deposed father but as nearest heir to Mungalaswara: from which presumptive right the adoption cut her off.

The words of the Decree on this point are as follows.

"The first question for Consideration "is the right of Rance Seevagamy Nachiar, as "the Daughter of the late Poligar Mootooramalinga Vijia Ragooniatha Satoopaty and on this "point the proceedings of the Government "under date the 3d July 1795 appeared to "the Court to be conclusive "the Poligar above named the Government "declare their intentions to determine the "succession to the Zemindarie and they "determine it in favor of Rance Mungalaswara "Nachyar without touching upon the question "of the expectations of the child Seevagamy "Nachyars expectations however it is added "which may reasonably be entertained from "the little probability of her ever to pregnancy "this act of Government as it appears to the "Court bears all pretensions on the part of the "Rance Seevagamy Nachyar to succeed to the

20865 Fort St. George 21th December 1855

"the Zemindary as the Daughter of the late "Poligar - Her right was recognized merely "as she appeared to be the presumptive "heir of the Ranee Mungalaswara Nachyar "and a Contingency by which her presumptive "Succession would be destroyed was alluded "to as not likely to occur - It is therefore "only on her relationship to the late Ranee "that Sevaginga Nachyar can found any "claim to succeed to the Zemindary."—

"In determining the Succession in favor "of Rance Mungalaiswara Nachyar the Govern: "ment espressed no intention of limiting the "inheritance. no Special restrictions were "imposed on the further disposal of the Zemin: "dary, and the right of Succession was left "liable to be affected by any act within "her power to perform under the provisions "of the Hindoo Law. The rights conferred "by this act of the Government were confirmed "by the deed of permanent Settlement granted "to her in the year 1803."—

/Signed/ John Bruce Norton
Government
Pleader

20866 Fort St. George 24th December 1855.

Ordered that the following letter be sent.

183-184

To, The Honorable Company's Solicitor

B. P. 3465.
To the Honorable Company's Solicitor
183-184

Sir,

I am directed by the Board of Revenue to request that you will be good enough to ascertain from the Records of the Supreme Court the particulars of the Judgment of the Court in the case of Syed Alie and others affirmed by the Privy Council. It is stated in a note to Para 278 C. O. of the Board of Revenue that this Decree limits grants of the nature of Zemindaris as to the direct descendants of the grantee as and his, or her heirs to the exclusion of others descended from a common ancestor, as it is of importance that the Board should be accurately informed of the tenor of the decree of the Supreme Court in this case I am to request that you will favor them with their information at your earliest convenience.—

Revenue Board Office
Fort St. George
24th December

/Signed/ G. L. Forbes
Acting Secretary

To

20867 Fort St. George, 24th December 1855.

No. 1230.

Memorandum—

For I. D. Sim Esqre.
Sub Secretary Revenue Board

(7)

Bd. No. 3715.

From the Dy. Qr. Mr. General of the Army —

In returning the enclosed two Indents passed by the Military Board, the Quarter Master General of the army has the honor to inform the Sub Secretary to the Revenue Board that the sanction for the supply of Instruments rests with the Military Board, and that it is not requisite the Indents should pass thro' this Department.—

Quarter Master Generals Office,
Fort St. George,
22d December 1855.

/Signed/ A. Howlett
Dy. Asst. Qr. Mr. General
of the Army.

Encr. No. 2.

No. 3290. Duplicate

Indent on the Quarter Master General for the undermentioned article

Name of the article.	Number indented for	For what purpose required	Admitted
with stands complete			
Theodilite ~~six inches~~ 5 inch	1	For the use of Captain Priestley's Survey Establishment	Military Board 24th December 1855. By Order /Sig.d/ Jas. Saunders Lt. Col. & Sec.

Revenue Bd. Office
Fort St. George,
12th December 1855.

/Signed/ I. D. Sim
Sub Secretary.

20868 Fort St. George, 24th December 1855.

Ordered that the following letter be sent in reply

(7)

Bd. No. 3463.

To Dy. Qr. Master General of the Army —

To Quarter Master General of the Army

With reference to Capt. Howlett's Memorandum of the 22d Instant to the address of the Sub Secretary of this Office, I am directed by the Board of Revenue to inform you that the Indent for a six inch Theodolite therein alluded to has been passed by the Military Board, it is addressed to the Quarter Master General, no Theodolite of this size being in store in the Ordnance Department. The Board request that the Quarter Master General will be good enough to direct that the Theodolite may be forwarded to their Office as early as may be convenient for use in the South Arcot survey Establishment now recommencing operations.—

Revenue Board Office,
Fort St. George, 24th Dec. 1855.

/Signed/ G. S. Forbes
Asst. Secretary.

Resolved that the following letter be despatched

(7)

Bd. No. 3445.

To the Secretary to Government —

To The Secretary to Government

Sir,

I am directed by the Board of Revenue to submit herewith the Broken Set of their Proceedings for the month of November 1855 for transmission to the Honorable the Court of Directors.—

Revenue Board Office
Fort St. George.
24th December 1855.

/Signed/ G. S. Forbes
Acting Secretary
Comparative

1855, ~~1~~ Fusly 1265.-

Extra Sources current & Arrears.				Total Land and Extra Sources current.			
Fusly 1264	Fusly 1265	Increase	Decrease	Fusly 1264	Fusly 1265	Increase	Decrease
14	15	16	17	18	19	20	21
Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs
				48,371	80,698	32,327	"
27,390	71,278	43880	"	81,327	103,674	22347	"
57,999	54,359	"	3,640	124,799	160,822	36,023	"
95438	109,147	13,709	"	5,622	107,833	51,606	"
26390	33,273	6,883	"	27,253	52,055	24,802	"
21,287	42,402	21,115	"	136,249	198,701	62,452	"
55,877	76,993	21,116	"	89,664	111,357	21,693	"
32,113	36,226	4,113	"	130,443	160,450	30,007	"
72610	71522	"	1083	21,620	14256	"	7364
13,677	12,154	"	1523	168481	163436	"	1045
65,385	64,988	"	447	221084	465360	244276	"
34,917	39,222	4305	"	185789	320814	135025	"
75,699	142,547	66848	"	443947	1106677	662730	"
128725	217,076	88351	"	20619	65,332	44713	"
9,732	16,507	6775	"	213730	457721	243991	"
128,212	140,633	12421	"	163325	548,704	385379	"
101,814	134943	33129	"	34,069	66522	32,453	"
21,721	18,980	"	2741	45,964	120332	74368	"
20550	34,842	14,292	"	161201	364295	203094	"
60,474	88,266	27792	"	78,201	187333	109,132	"
75,119	126,075	50956	"	233,662	336792	103,130	"
22548	32,6339	100871	"	149,091	186136	37,045	"
149,091	186,136	37045	"	2833116	5381300	2556593	8409
1499738	2043858	553559	9439			2548184	"
		544120		1299139	1746372	447233	"
1239350	1697954	458604	"	1533977	3634928	2100951	
260388	345904	85516	"				

/Signed/ G. S. Forbes
Ag. Sec.

20870 Fort St. George, 24th December 1855.

General Comparative Abstract of the Collections in the various items.

	Fusly 1264	Fusly 1265	Increase	Decrease
	Rs.	Rs.	Rs.	Rs.
Land Revenue	13,33,378	33,37,442	20,04064	"
Extra Sources				
Abkarry	41,2139	443,169	31,030	"
Sundry small Farms &c.	42,820	57,052	14232	"
Salt	637,822	9,84,279	332,457	"
Sea Customs	203268	270919	67,651	"
Moturpha	53,898	88,520	34,622	"
Stamps	107,989	157,105	49,116	"
Sayer	27,802	42814	15012	"
Total Extra Sources	14,99738	2043858	5,44,120	"
Grand Total	28,33116	53,81300	25,48184	"
Particulars				
Collections to the end of August	180,7847	4263,442	24555595	"
Do. in September 1855	10,25269	1117,858	92589	"
Total	28,33116	53,81300	25,48,184	"

Revenue Bd. Office
Fort St. George;
24th December 1855.

(Signed) G. L. Forbes
Acting Secretary

Remarks.

20871 Fort St. George, 24th December 1855.

Encl. No. 1

Remarks on the fluctuations in the Revenue for the Month of September 1855.

Land Revenue Arrears.

The Increase in the Collections of arrears of Land Revenue in the several Districts, is chiefly owing to the balance at the beginning of the fusly being greater than in the previous year and to the termination of the fusly having been altered from 11th July to 30th June.—

Season Report

There was rain during this month in all the districts except Tanjore, heavy falls were experienced in Trichinopoly, South Arcot, and Salem. The cultivation under channels &c. were progressing, and the dry crops were in a thriving condition Cumboo and Raggy were harvested in North Arcot Prices were rising in Rajahmundry, Vizagapatam, Masulipatam, Guntoor, and Kurnool, in the remaining Districts there was no change in the price of grain. In Masulipatam the freshes in the Kistna were much below the average height in Madura there was a fresh

in

20872 Fort St. George, 24th December 1855.

in the river Vigby. Some of the Tanks in Kurnool. North Arcot and Salem received a supply of water for periods varying — from 15 days to 3 Months.—

L. Burton.

Statement

B.S. No 3452.

Statement showing the State of the Season in the undermentioned Districts for the 1st and Latter half of November and the 1st half of December 1855.

Fort St. George, 24th December 1855.

District	Rain fall	State of the crops and the Season	Weather Remarks
&c &c	&c	&c	&c
date			
20873 Coimbatore 12 inches 19/100 December 1855	Partial falls	First half of November 1855. The crops though not of favourable it is expected will be saved Latter half of November 1855.	Prices in better Sight or Low rising falling or stationary Prices high Prices high
2025 Madura. Less 4.5 inches 11.5 Oct. 1855.	No rain —	Here is promise of a good harvest of Cholum and other dry Crops. The wet cultivated partly is excellent but the cultivation has been hindered by the failure of timely rain. Crops are of a fair average and the ground left unsown.	Prices have fallen considerably Prices are high. A slight fall in the prices of the principal grains.
2026 Tinnevelly 1.5 inches 15	Do. —		
2027. Coimbatore 5.5 inches 13.5 Oct. 1855.	Do. —	The first and crops have reached and the later crops generally well, some of the dry Crops are reaped, and the same crop is thriving	

20874 Fort St. George, 24th December 1855

District and date	Rain fall	State of the crops and the Cultivation operations	Prices whether high or Low, rising, falling or stationary	Further Remarks
No. 2691 Bellary 11 in Cons 19 Dec. 1855.	No rain.	The season continues favorable generally but the maganny Crops of Cholum have been poor.	Prices stationary	
2737 Tinnevelly 15 in Cons 22 Dec. 1855.	Partial falls.	The cultivation under Tanks, Channels &c is promising, but the dry Crops it is feared will suffer.	Prices high	
2684 North Arcot 4 in Cons 18 Dec. 1855.	No rain	Indigo, Horse gram &c & Neerary are being sown, but some other dry Crops are drooping, Wet Crops have been affected, — but the Kar Crop in some places has been harvested.	Do.	
		First half of December 1855.		
2709 South Arcot 17 in Cons 20 Oct. 1855.	No rain since the 7th	The standing Crops have been benefitted and Indigo has been extensively sown.	Prices have fallen	
2710 Chingleput 15 in Cons 20 Oct. 1855.	No rain	No change in the state of the Crops.	Prices the same	
2727 North Arcot 18 in Cons 21 Oct. 1855.	Do. ———	Raggy, Indigo &c, have been sown & the Crops which were withering have revived.	Prices stationary	
2728 Canara 13 in Cons 21 Oct. 1855.	Do. ———	The second Rice crop has suffered, but the Garden Crops are tolerably good.	Prices high.	
2738 Tanjore 18 in Cons 22 Oct. 1855.	Partial falls	There is no fear of a very extensive failure of the Crops. ———	Prices have fallen	
2748 Trichinopoly 17 in Cons 22 Oct. 1855.	Seasonable falls on the 1st 2d & 3d but none since.	Cultivation both wet and dry is progressing favorable.	Prices fluctuating.	
2757 Coimbatore 17 in Cons 24 Oct. 1855.	Slight falls	Not stated.	Prices high	
2749 Salem 20 in Cons 24 Oct. 1855.	Do.	The dry crops are thriving.	Prices rising	
2750 Vellore 21 in Cons 24 Oct. 1855.	Between 6 & 7 inches of rain has fallen.	The wet and dry Crops are in a favorable state.	Prices have slightly risen	

Note A Circular has been issued requesting Collectors to be more punctual in the transmission of these reports.

Revenue Board Office
Fort St. George,
24th December 1855.

(Signed) G. S. Forbes.
Acting Secretary

Circular

20875 Fort St. George 24th December 1855.

Bd. No. 3447.
Circular to all Collectors including Madras Commissioner Copy to Northern Circar

Circular
Sir

Much unnecessary delay and irregularity having occurred in the transmission of the season Reports called for in the Board's Circular Order dated 17th August 1855, I am directed by the Board of Revenue to request that you will submit your Reports in the condition of your district punctually at the close of the fortnight.

Revenue Board Office
Fort St. George,
24th December 1855.

(Signed) G. S. Forbes
Acting Collector

790

Official Memorandum

791.

Bd. No. 3441
Official Memorandum
To the Canarese Translator
to Government

With reference to Extract Minutes Consultation dated 30th July 1855 the Acting Secretary to the Board of Revenue has the honor to request the Canarese Translator to Government to favor the Board

20876 Fort St. George 24th December 1855.

No. 3507 — 3508 — 3540 — 3638 — 3639 — 3640 — 3665 of 1855.
1 Encl. 1 Encl.
Colls. Order on Petition Nos.
241 & 242 of Dc.

Revenue Bd. Office
Fort St. George.
24th December 1855

Board with Abstract translations of the Petitions and Collectors' Orders noted in the margin.

(Signed) G. S. Forbes
Acting Secretary

792

To, The Agent at Kurnool
and Collector of North Arcot.

Bd. No. 3453.
To the Agent at Kurnool & Collr. of North Arcot

Sir,

I am directed by the Board of Revenue to request that you expedite the despatch of your reply to their Circular of 26th October 1854, enquiring what portions of the Nuttupilla Revenue may be classed as Quit rent or Government rent.

Revenue Board Office
Fort St. George,
24th December 1855.

(Signed) G. S. Forbes
Acting Secretary

793.

To, The Collector of North Arcot.

Bd. No. 3450
To the Collr. of North arcot

Sir,

I am directed by the Board of

20877. Fort St. George, 24th December 1855.

of Revenue to request that you will expedite the despatch of your reply to their Proceedings of 12th March 1855. forwarding Extract Minutes Consultation of the 12th December 1854. respecting the congoody Enams.

Revenue Board Office
Fort St. George,
24th December 1855.

/Signed/ G. S. Forbes
Acting Secretary

794
Bd. No. 3455.

To the Collector of Madura.

To, The Collector of Madura.

To the Collector of Madura.

Sir,

I am directed by the Board of Revenue that you will return, as early as practicable, the Statement of actual Charges incurred on account of additional Establishment sent to you for correction under date the 11th October 1855.

Revenue Board Office
Fort St. George,
24th December 1855.

/Signed/ G. S. Forbes
Acting Secretary

To

20878 Fort St. George, 24th December 1855.

795.
Bd. No. 3449.

To, The Collector of Coimbatore.

To the Collector of Coimbatore.

Sir,

I am directed by the Board of Revenue to request that you will expedite the despatch of your reply to their Proceedings of 25th September 1844. enquiring what petty tribute should be required from those Jungle tribes who have been relieved from taxation.

Revenue Board Office
Fort St. George,
24th December 1855.

/Signed/ G. S. Forbes
Acting Secretary

796.
Ent. No. 3597.

From the Acting Collector of Madras.

Read Indent on the Principal Commissary of Ordnance for Monnaies for the use of the Europe Salt Cotaurs.

Ordered that the Original Indent be passed and forwarded to the Secretary to the Military Board.

Order thereon.

797.

798.
Mo. No. 2627.

From the Superintendent of Stamps.

Read bill of

20879 Fort St. George, 24th December 1855.

of Contingent charges incurred for the Month of November last.

798-799. Order thereon Resolved that the necessary Orders be passed.

Received the undermentioned Miscellaneous letters and Statements—

800 Mis. No. 2770 From the Acting Collector of Canara — Comparative Statement of the Collections of Fusslies 1263 and 1264.

801 Mis. No. 2769. From the Acting Collector of Canara — Comparative Statement of the Charges of Fusslies 1263 and 1264.

802 Mis. No. 2773 From the Collector of Sea Customs Madras — List of letters received from the Board of Revenue and remaining unanswered up to the 30th September 1855.

803 Mis. No. 2760. From the Acting Collector of Ganjam — Statement of Demand Collection and Balance of Revenue for November 1855.

804 Mis. No. 2761. From the Acting Collector of Ganjam — Average Bazar Prices of Grain for October 1855.

From

20880 Fort St. George, 24th December 1855.

805 Mis. No. 2752. From the Collector of Salem — Average Bazar Prices of Grain for November 1855.

806 Mis. No. 2753. From the Collector of Tanjore — Average Bazar Prices of Grain for November 1855.

807 Mis. No. 2768. From the Collector of Nellore — Reporting that no Persons were tried or in confinement under Regulation IX of 1822 during the month of November 1855, and that no final decission has been passed up to end of that month in the cases of the Persons charged with Offences

808 Mis. No. 2762. From the Collector of Coimbatore — Average Bazar Prices of Grain for October 1855.

809 Mis. No. 2764. From the Acting Collector of Ganjam — Statement showing the quantity of Salt in store available for exportation to Calcutta on the 10th December 1855.

810 Mis. No. 2755. From the Coll. of Rajahmundry — Statement showing the quantity of Salt in store available for exportation

20881 Fort St. George, 24th December 1855.

exportation to Calcutta on the 15th December 1855.

811
M. No. 2763.
From the Collector of Masulipatam. } Statement shewing the quantity of Salt in stores available for exportation to Calcutta on the 10th December 1855.

812
M. No. 2772
From the Collector of South Arcot. } Statement shewing the quantity of Salt in store available for exportation to Calcutta on the 30th of November 1855.

813
M. No. 2768
From the Acting Collector of Canara. } Statement of the value of Gold and Silver Bullion and specie Exported by Sea for the month of November last.

814
M. No. 2765
From the Acting Collector of Canara. } Statement of the value of Gold and Silver Bullion and specie Imported by sea for the month of November last.

815
M. No. 2750
From the Collector of Nellore. } Reporting upon the

Fort St. George, 24th December 1855.

the state and season of the District.

816
M. No. 2758.
From the Agent at Kurnool. } Rain report for November

ber 1855.

817
From the Collector of Salem. } Reporting upon the state and season of the District.

818
M. No. 2751
From the Collector of Coimbatore. } Reporting upon the and season of the District.

819
M. No. 2754
From the Collector of Tanjore. } Register of the state of the River Cavery at the anicut for the month of November

/54/1855.

820
M. No. 2759.
From the Acting Collr. of Canara. } Informing that the return of Offences and confinement under

20883. Fort St. George, 24th December 1855.

824

Ms N. 2756

From the Collector of Nellore, Return of Village Officers suspended and dismissed under Regulation VII of 1831 for the Month of November last.

822

Ms N. 2771.

From the Acting Collector of Madras, Account Current of Salt for November 1855. Fusly 1265.

I have the honor &c

Fort St. George 24th December 1855

Compd

C. Burton