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ANNOTATED EDITION
OF THE
LAND REVENUE CODE

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CONTAINING
BOMBAY ACT V OF 1879
AND THE
RULES PASSED THEREUNDER
WITH
Government Orders and High Court Decisions.

REVISED AND ENLARGED.

BY
H. V. SATHE,
*Personal Assistant to the Survey Commissioner and Director of Land
Records and Agriculture, Bombay.*

SECOND EDITION.

June 1894.

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PREFACE TO THE FIRST EDITION.

Some seven years ago, a compilation containing the Bombay Land Revenue Code and the Rules thereunder, with the orders of Government interpreting the same passed up to that date was published by me and my then Colleague Mr. Dhondo Gopal Mjumdar of Sangli. To our great satisfaction the compilation found such favor with the public that the number of copies printed was soon exhausted. With a view to avoid such a contingency and, at the same time, to add to the usefulness of the book, I took upon myself to compile all the important rulings and orders of Government passed since the passing of the Code, by inserting them in their proper places and printing the whole in the form of a handy compilation. Permission of Government to publish these orders and rulings was necessary, and I obtained the same through the kindness of W. M. Eletcher, Esquire, late Acting Survey and Settlement Commissioner.

I have accordingly compiled all the important orders of Government passed up to date, and have arranged them in chronological order, under the several Sections to which they refer in the body of the compilation; those that were passed before the passing of the Code being given as footnotes. Thus I have spared no pains to make the compilation as complete as possible; and I trust that it will, in its present form, meet the requirements of the general public—especially that class which is mostly concerned with land holding, collection of revenue, and general revenue administration of the Presidency.

I must acknowledge with thanks the assistance rendered to me in re-arranging the compilation by Mr. R. S. Barve, Head Clerk to the Collector of Thana, Mr. Sabaji Raghunath Tirodkar, clerk in the Commissioner C. D's office, and Mr. D. K. Nagarkar in the Survey Commissioner's office. My thanks are also due to Messrs. K. L. Gadre and B. W. Gokhale, clerks in the offices of the Superintendents of Survey who have helped me in a great measure to correct the proof-sheets and re-arrange the compilation. To Mr. G. B. Keskar I am indebted for acting as my amanuensis.

My thanks are due to Mr. Dhondo Gopal of Sangli for having expressed his concurrence to my compiling the book independently of him. Although Mr. Dhondo Gopal was unable to take part in this compilation owing to his absence in Sangli, his Marathi version of it has been of great assistance to me.

In conclusion I sincerely trust that the present compilation will meet with the same approval of the public as the former one did. Should any errors come to light, I will feel thankful to be made aware of them.

Poona, }
31st December 1892. }

H. V. SATHE.

PREFACE TO THE SECOND EDITION.

The rapid sale of the first Edition has clearly established the usefulness and popularity with which this compilation has been received by Government and the public. As regards its usefulness it may be mentioned that it has been recognized by Government as one of the text-books for the Departmental Examinations of Junior Civilians in Survey matters. In presenting this Edition I beg to state that I have used my best endeavours to make it as complete as possible by adding all the recent Resolutions and Decisions, and for facility of reference have appended a copious Alphabetical Index, which will, I trust, add considerably to its value. The several orders and decisions given under different Sections have been duly classified, while those coming under the same head, or referring to one and the same subject have, for convenience' sake, been given in their chronological order, with a brief note at the commencement printed in bold type, bearing on the subject-matter. I hope that the present Edition will meet with the approval of the officers connected with the revenue administration of the Presidency, as well as the general public. My best thanks are due to Mr. K. L. Gadre, Head Clerk to the Superintendent Deccan Revenue Survey, for re-arranging the work for the press and to Mr. G. N. Abhyankar, Pleader, for assisting Mr. Gadre in preparing the Index.

POONA, }
30th June 1894. }

H. V. SATHE.

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LIST OF ABBREVIATIONS.

App.	Appendix
B. G. G.	Bombay Government Gazette.
Bo. or Bom.	Bombay.
C. D.	...	...	...	Central Division.
Chap.	...	...	...	Chapter.
Cl.	...	...	...	Clause.
f.	...	...	...	Footnote.
F. D.	...	...	...	Financial Department.
G. D.	...	...	...	General Department.
G. N.	...	...	...	Government Notification.
G. of I.	...	...	...	Government of India.
G. of I. L.	...	...	...	Government of India Letter.
G. R.	...	...	...	Government Resolution.
I. L. R.	...	...	...	Indian Law Report.
J. D.	...	...	...	Judicial Department.
M. W.	...	...	...	Military Works.
n.	...	...	...	Notes, i. e. Government orders.
N. D.	...	...	...	Northern Division.
No.	...	...	...	Number.
P. D.	...	...	...	Political Department.
P. W. D.	...	...	...	Public Works Department.
R.	...	...	...	Rule.
Sch.	...	...	...	Schedule.
S. D.	...	...	...	Southern Division.
Sec. or S.	...	...	...	Section.
Vol.	...	...	...	Volume.
Vs.	...	...	...	Versus.

APPENDICES TO THE RULES UNDER THE CODE.

APPENDIX A.

(Referred to in Rule 5.)

Form of Annual Statement showing the results of inquiries made as to the
sufficiency of the Security furnished by Revenue Officers in the District of
for the year ending the of 18 .

Consecutive No.	Names and designations of Officers required to give Security.	Amount of Security given	Nature of Security given.	Names of Sureties, if any, and dates of their Bonds.	Names of new Sureties, if any, substituted for former ones who have died or withdrawn or whose fitness is considered doubtful.	Amount of Security, if any, for which each Surety is liable on account of other Officers, whether in the same or in any other Department.	Opinion of Head of Office as to sufficiency of present Security.
1	2	3	4	5	6	7	8

APPENDIX B.

(Referred to in Rule 11.)

Forms of Sanads for revenue-free grants of land for Religious or Charitable purposes.

FORM No. 1.

To,

A. B.

WHEREAS Government has been pleased to grant to you, A. B., the below-mentioned piece of land situated in the village of _____ in the _____ taluka of the _____ district, for the purpose of* _____ revenue-free (namely)—
All that piece of land bounded on the North by _____, on the

* The purpose and the extent of the public interest in it should be clearly set forth, as, for instance, " building a dharamshala for the free and unrestricted use of all classes of the community."

South by _____, on the East by _____, and on the West by _____, and measuring from North to South _____ and from East to West _____, comprising _____ square _____ in superficial area, and numbered No. _____ in the _____:

It is hereby declared that the said land shall be continued for ever free of all claim on the part of Government for rent or land revenue to whoever shall from time to time be the lawful holder or manager of the said _____, on the condition that neither the said land nor any building erected thereupon shall at any time, without the express consent of Government, be diverted either temporarily or permanently to any other than the aforesaid purpose, and that no change or modification shall be made of the object for which the said

is founded, and that in the event of any such unauthorized diversion, change, or modification being made, it shall be lawful for Government, on causing six months, previous notice in writing to be given to the said holder or manager, to take either of the two following courses (namely), either—

(1) to require that the said land be vacated and delivered up to Government free of all claims or incumbrances of any person whatsoever, or

(2) to impose thenceforward such annual rent for the occupation of the said land until the same is vacated and delivered over to Government as to Government shall seem fit, which said rent shall be recoverable under the law at the time in force for recovering an arrear of land revenue.

This grant is made subject to the reservation of the right of the Secretary of State for India in Council to all mines and mineral products and of full liberty of access for the purpose of working and searching for the same, with all reasonable conveniences.

This sanad is executed on behalf of the Secretary of State for India in Council by order of His Excellency the Governor in Council of Bombay, by the Collector of _____, this _____ day of _____ 18 _____.



(Signed)

Collector.

FORM No. II.

To,

A. B.

WHEREAS, in consideration of your having built (or undertaken to build, as the case may be,) a temple, with a dharmshala annexed thereto, for the use of the Hindu community (or otherwise as the case may be) on

the piece of land hereinafter mentioned, which is your property (or which has been granted to you by Government for this purpose, *as the case may be,*) Government have been pleased, at your request, to exempt the said piece of land from liability to rent or land revenue.

It is hereby declared that so long as the said piece of land continues to be devoted to the purpose aforesaid, it shall be continued free of all claim on the part of Government for rent or land revenue to whoever shall from time to time be the lawful holder or manager of the said temple and its appurtenances (*or otherwise as the case may be.*)

The piece of land hereir referred to is situated in the village .of _____ in the _____ taluka of _____ district, and is bounded on the North by _____, on the South by _____, on the East by _____, and on the West by _____, and comprises about _____ square _____ in superficial area, be the same more or less, and is numbered No. _____ in the _____

* This grant is made subject to the reservation of the right of the Secretary of State for India in Council to all mines and mineral products: and of full liberty of access for the purpose of working and searching for the same with all reasonable conveniences

This sanad is executed on behalf of the Secretary of State for India in Council by order of His Excellency the Governor in Council of Bom-
bay, by the Collector of _____ this _____ day of _____ 18 _____.



(Signed)

Collector.

APPENDIX C.

(Referred to in Rule 27.)

Form of Agreement for exchange to be executed by villagers removing to a new village-site.

AGREEMENT† executed the _____ day of _____ 18 _____ by A. B. _____ resident of _____ in the _____ Taluka of _____ the _____ District.

* This clause is to be inserted only when the land is being granted under the sanad.

† The proper stamp-duty for this agreement is four annas. (*See Act I of 1879, Schedule I, Article 5 (b)*).

WHEREAS Government have been pleased to sanction a change being made in the position of the site of the village of _____ in the Registration Sub-District of _____ of the _____ District, and in pursuance of such sanction the following plot of ground has been allotted to me in the new site in exchange for the ground held by me in the old site, namely, the piece of land bounded as follows, that is to say, on the North by _____, on the South by _____, on the East by _____, on the West by _____, measuring _____ in length from North to South, and _____ in width from East to West, and comprising about _____ square _____ in superficial area and numbered No. _____ in the _____ :

I do hereby agree, in consideration of the allotment to me of the new piece of land aforesaid, as follows (namely):—

(1) That all my right, title and interest in any land whatsoever, situate within the old site of the said village, shall be deemed to be, and is hereby, surrendered to Government, together with the trees standing thereon, and all rights over or other benefits arising out of, or enjoyed by me, in respect of the said land ;

(2)* That I shall hold the piece of land aforesaid in the new site from the date of this agreement on the same terms and with the same rights and subject to the same liabilities as would apply to my tenure of the ground held by me in the old site, if I continued to be the holder thereof."

In witness whereof I have hereto set my hand the day and year aforesaid.
Written by _____

(Signed) A. B

Signed and delivered by _____ in our presence

*(1.) As objection is made to clause (2) of the agreement in Appendix C under Rule 27 subsidiary to the Land Revenue Code that clause may be omitted, but by this alteration of the form of agreement Government does not abandon any right of buying land revenue which it may possess under the Land Revenue Code or otherwise. (G. R. No. 9021, dated 6th November 1885.)

(2.) This clause has been substituted under G. R. No. 10096, dated 16th December 1885, and G. N. No. 676, dated 27th January 1886, published in the B. G. G. Part I, page 81, 1886, for the clause which ran as follows :—

That I shall hold the piece of land aforesaid in the new site from the date of this agreement as the occupant of the same, free of land revenue for such period as Government may be pleased to continue such exemption, but subject nevertheless to the payment of land revenue of such amount, if any, as may hereafter at any time, or from time to time, be lawfully imposed under the orders of Government thereupon.

APPENDIX D.

(Referred to in Rules 32 and 75.)

Form of agreement to be passed by persons intending to become registered occupants.

AGREEMENT.*

To

The Mamlatdar (or Mahalkri) of
 I, A. B., inhabitant of _____ in the
 Taluka of the _____ District, hereby accept, on behalf of
 myself and of my co-occupants, present and future, the occupancy of the
 land comprised in Survey No _____ (or of the building-sites
 hereinbelow described, or otherwise as the case may be,) in the village of
 _____ in the _____ Taluka of the
 District, and I pray that my name be entered in the Government records
 as the registered occupant of the said land.

† The said occupancy has been granted to me subject to the provisions of the Bombay Land Revenue Code, 1879, and of the rules in force thereunder, in perpetuity (or for the period of, as the case may be,) from the _____ day of _____ 18 ; ‡ and I undertake to pay the land revenue from time to time lawfully due in respect of the

* This agreement is exempt from court fee under section 35 of Act VII of 1870 and G. N. No. 7019, dated 18th September 1889, published in the B. G. G. Part I, page 808, 1889. It is also exempt from stamp duty under section 8 of Act I of 1879 and G. of I. N. No. 5855, dated 22nd November 1889, published in the B. G. G. Part I, page 1008, 1889.

† When an occupancy is to be granted gratis on the condition that the occupant should not transfer it in any way to another person the following clause should be substituted for this in the agreement to be taken from him:—

“The said occupancy has been granted to me in perpetuity from the day of _____ 18, subject to the condition to which, in consideration of Government having granted to me the occupancy without payment of any price therefor, I hereby assent, namely, that I may not at any time lease, mortgage, sell, or otherwise encumber the said occupancy without the previous sanction in writing of the Collector, and subject also to the provisions of the Bombay Land Revenue Code, 1879 and of the rules in force thereunder; and I undertake to pay the land revenue from time to time lawfully due in respect of the said occupancy.” (G. R. No. 6210, dated 22nd August 1883.)

‡ When an occupancy is sold for a fixed period free of land revenue, the agreement should end here, and the second endorsement may be omitted.

said occupancy (or I undertake, whenever Government shall see fit to discontinue the exemption of the said land from payment of land revenue, to pay such revenue as may be lawfully imposed, under the orders of Government, thereupon, (or otherwise as the case may be).

Dated the _____ day of _____ 18 _____ at _____
Written by _____

(Signed) *A. B.*

We declare that *A. B.*, who has signed this agreement, is, to our personal knowledge, the person he represents himself to be, and that he has affixed his signature hereto in our presence.

(Signed) *C. D.*
E. F.

* We declare that to the best of our knowledge and from the best information we have been able, after careful inquiry, to obtain, the person who has passed this agreement is a fit person to be accepted by Government as responsible for the punctual payment of the land revenue from time to time due on the above land.

(Signed) *G. H. Patel,*
J. J., Village Accountant.

APPENDIX E.

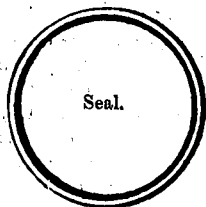
(Referred to in Rule 34.)

Form of written permission to occupy land to be given by a Mamlatdar or Mahalkari under Section 60.

Permission is hereby given to *A. B.*, inhabitant of _____ District to
in the _____ Taluka of the _____
occupy _____ Survey No. _____ (or the building-
site hereinbelow described, or otherwise as the case may be,) in the village of _____
in the _____ Taluka of the _____

District.

Dated the _____ day of _____ 18 _____ at _____



(Signed)

Mamlatdar (or Mahalkari).

* This endorsement is to be required only when the agreement is given under Rule 32. It is not to be required in the case of agreement executed under rule 75. (G. R. No. 3842. dated 19th May 1883.)

APPENDIX F.

(Referred to in Rule 57.)

Form of Register of Alienations.

Register of Alienated Villages and Lands in the District kept under Section 53 of the Bombay Land Revenue Code (Bombay Act V of 1879).

Serial Number.	Number of Village.	Number of the present Aliance.	(1) Class of Alienation.	Number.	Date, month and year.	Name and Office of the Officer signing it.	(2) Particulars of the Sanad.			Duration of tenure, i. e., whether continuing permanently or hereditarily for more lives than one, or for life only, or what period.	Particulars of the villages or lands alienated.	(5) Land Revenue payable to Govt.			REMARKS.					
							Name of the Holder.	Names of the Taluka and District in which it is entered.	(3) Number of Form of the Sanad annexed to the Register.			Entire village.	If part only of the village, the Survey No.	Area.		Survey assessment.	(4) Amount of old <i>judds</i> or <i>salams</i> .	Additional Quit-rent, if any, payable under the Sanad.	Total.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21
									Taluka.											
									Taluka.											

NOTES:—

(1) This column should show whether the sanad is for a political or other saranjam, or a personal inam or a devasthan, or a watan inam or a district officer's watan, or a village servant's watan, and in the latter case whether the watan is (a) useful to the village community, or (b) useful to Government. If the alienation does not come under any of these classes, it should be appropriately described.

(2) In those cases in which no sanad has been granted, the number and date of the decision confirming or continuing the alienation should be written across columns 5—10.

(3) To avoid the necessity of copying out a sanad *in extenso* in each entry, a sample form of every kind of sanad registered should be annexed under the Collector's signature to the Register, and

numbered, and the number of the form should be entered in column 10 of each entry.

- (4) If the amount of *judi* actually paid has been less than the maximum amount fixed by the Inam Commission or otherwise, the former amount should be entered in column 16, and the latter, with an explanatory note, in column 21.
- (5) When column 16—18 are inapplicable, the amount of land revenue payable should be shown in column 19 only.

APPENDIX G.

(Referred to in Rule 74.)

Form of Notice of Relinquishment.*

No. (1.) † Absolute Relinquishment.

To

The Mamlatdar (or Mahalkari) of

I, *A. B.*, inhabitant of _____ in the _____ taluka of the _____ district, the registered occupant of Survey No. _____ the building-site hereinbelow described (*or otherwise as the case may be*), in the village of _____ in the _____ taluka of the _____ district, hereby give notice, under section 74 of the Bombay Land Revenue Code, 1879, that it is my intention to relinquish absolutely the occupancy of the said Survey No. _____ (*or building-site, &c.,*) at the end of the current year.

Dated this _____ day of _____ 18 _____ at _____

Written by _____

(Signed) *A. B.*

We declare that *A. B.*, who has signed this notice, is, to our personal knowledge, the person he represents himself to be, and that he has affixed his signature hereto in our presence.

(Signed) *E. F.*
G. H.

No. (2.) Relinquishment in favour of some other person.

To

The Mamlatdar (or Mahalkari) of _____

I, *A. B.*, inhabitant of _____ in the _____ taluka of the _____ district, the registered occupant of Survey No. _____ (*or of the building-site hereinbelow described, or otherwise as the case may be,*) in the village of _____ in the _____ taluka of the _____ district, hereby

* The Court-fee payable on these notices has been remitted. (G. of L. N. No. 3421, dated 28th December 1876, published in the B. G. G. Part I, page 1230, 1876.)

† These notices must be given before the 31st March, or such other date as Government prescribe, under section 74, for each district.

give notice, under section 74 of the Bombay Land Revenue Code, 1879, that I have relinquished the occupancy of the said Survey No. (or building-site, &c.) in favour of *C. D.*, inhabitant of in the taluka of the district; and I request that the necessary mutation of names be made in the records.

Dated this day of 18, at
Written by

(Signed) *A. B.*

We declare that *A. B.*, who has signed this notice, is, to our personal knowledge, the person he represents himself to be, and that he has affixed his signature hereto in our presence.

(Signed) *E. F.*
G. H.

APPENDIX H.

(Referred to in Rule 87.)

Notice to a Defaulter.

To

A. B., residing at

You are hereby required to take notice that the sum of Rs. a. p. due by you on the as the (* instalment of) land revenue on (Sub-No. of) Survey No. (or otherwise as the case may, be) in the village of in the taluka of in the district, has not been paid, and that, unless it is paid within ten days from the date of this notice, together with the sum of annas, being the fee chargeable for this notice, compulsory proceedings will be taken according to law for the recovery of the whole of the revenue still due by you for the current year on the said land.

Dated the day of 18 .
(Signed)

Mamlatdar (or Mahalkari).

APPENDIX I.

(Referred to in footnotes to Rules 19 and 31.)

Form of lease to be granted to an occupant who takes up land on special terms under No. 19 of the Land Revenue Code Rules.

This is to certify that, with the previous sanction of the Commissioner (in Sind, or as the case may be)

of has been granted the occupancy of survey No. in the village of in the Taluka of the District for a term of

* "First" or "second," as the case may be.

years from the day of 18
 subject to the payment of land revenue as follows (viz) :—
 (a) for the first years, A. D. 18 to
 18 , nil ;
 (b) for the next years, A. D. 18 to
 18 , a reduced assessment of Rs. ;

The reason for the grant of the said occupancy on the favourable terms aforesaid is that the lessee has undertaken, at his own expense within a period of from the day of 18 , to carry out to the satisfaction of , the following work, whereby the cultivation of the said survey No. will be improved (or rendered feasible, or otherwise, as the case may be), viz:—

(Here describe as accurately as possible the work to be executed.)

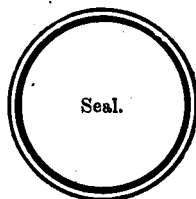
The conditions on which this lease is granted are :—

(1) That the lessee shall completely execute the work aforesaid to the satisfaction of the said within the period above-mentioned ;

(2) that he shall keep the said work when executed in good order and repairs to the satisfaction of the said until the expiry of this lease ;

(3) that if the lessee shall fail to perform either of the aforesaid conditions he shall be liable, notwithstanding anything hereinbefore written, to pay the full assessment of the land comprised in this lease amounting to Rs. , for the year during which such failure shall take place and for every subsequent year of the term of this lease ;

(4) that the lessee shall be entitled, on the expiry of this lease, to retain the occupancy of the land herein comprised, subject to the payment of the full assessment from time to time fixed thereupon under the law and rules in force in this behalf, on his executing an agreement in the form prescribed for persons who intend to become registered occupants. This lease is executed on behalf of the Secretary of State for India in Council, by order of the Government of Bombay in Council, by the Collector of and under his seal of office, this day of 18 .



(Signed)

Collector.

* * The words between these two asterisks may, whenever the Collector thinks it expedient, be omitted.

This lease is granted subject to the payment of an annual ground rent of Rs. _____ being at the rate of Rs. _____ per *and subject to the further condition that the lessee shall within two years from the date hereof (or within such further period, if any, as the Collector shall deem fit to grant) erect on the said site one or more buildings of a permanent description and construction.*

* * The words between two asterisks must be omitted whenever the preceding condition to which they refer is omitted.

The occupancy of the said building-site is both transferable and heritable and will be continued by the British Government for the aforesaid term of ninety-nine years to whomsoever shall from time to time be the lawful holder thereof, subject only to the payment annually of the above ground rent according to the provisions of the Land Revenue Code, 1879, or of any other law for the time being in force for regulating the payment of land revenue, *and to the liability to forfeiture of the said occupancy and of all rights and interests connected therewith in case of failure so to pay the said ground rent or in case of a breach of the condition hereinbefore contained as to the erection of a building or buildings on the said site.*

This lease is executed on behalf of the Secretary of State for India in Council by order of the Governor in Council of Bombay by and under the hand and seal of the Collector of _____ this _____ day of _____ 18 .



(Signed)

Collector.

* This note can be added, under clause 4 of No. 25 of the Land Revenue Code Rules, at any time that lessee with the Collector's consent, makes the lump payment. (G. R. No. 9316, dated 18th December 1883.)

Note.*—With the consent of the Collector, a lump payment of Rs. _____ has on this the _____ day of _____ 18 _____ been made by _____ the holder of this lease, into the Government Treasury at _____ in satisfaction of the ground rent due under this lease up to the date of expiry of the term thereof on the _____ day of _____ 18 .

(Signed)

Treasury Officer.

Note.—The above form has been sanctioned under G. R. No. 7898, dated 25th October 1883.

APPENDIX L.

(Referred to in footnote to Rule 31.)

Register of leases executed under rule 31 of the rules framed under the Land Revenue Code for 18 , Taluka .

SERIAL NUMBER.	Name of lessee and place of residence.	Name of village in which the land or ground is situate.	Survey number or Gaothan register's No as the case may be.	Acres and Gunthas or area in square feet.	Amount of occupancy price if any.	Amount of the annual ground-rent.	Period for which the occupancy is disposed of and the particular date on which the term expires.	Remarks.
1	2	3	4	5	6	7	8	9

NOTE.—An index similar to that prescribed for Taluka Form No. 31 should be prefixed to this Register when the number of occupancies is large.

When a lease is entered in this Register an extract of the entry should be furnished by the Mamlatdar under his signature to the Village Officers concerned. The Village Officers should arrange extracts in one file and keep them in their current papers. (G. R. No. 8959, dated 6th December 1883.)

APPENDIX M.

(Referred to in Rule 42.)

(1) FORM OF PROCLAMATION AND WRITTEN NOTICE OF SALE OF ATTACHED PROPERTY.

(Under Section 165 of Bombay Act V of 1879.)

Whereas the property of _____ hereinunder specified has been attached on account of the Government assessment Rs. _____ due by the said _____ ; and whereas it is necessary to recover the said amount by sale of the said property, together with all lawful charges and expenses resulting from the said attachment and sale :

Notice is hereby given that on the _____ day of _____ 18 , at _____ o'clock A. M. _____ A, B,

the Mamlatdar of (or other person appointed) will, at in Taluka in this District, sell by auction to the highest bidder and without reserve, the right, title and interest of the said in the property hereinunder specified, and every power of disposing of the same or any of them or of the profits arising therefrom which the said may now consistently with the law exercise for his own benefit.

Moveable Property.

1	2	3	4	5	6
Lot No.	Number and description of articles.	Where attached.	Where now placed.	When to be viewed.	Whether the sale is subject to confirmation or not.

Immoveable Property.

2	2	3	4	5	6	7	8	9
Lot No.	Description of Lot, including local situation, supposed or estimated rent or annual value, and, if leased, for how long, on what terms, and to whom.	Survey number, Municipal number and other fiscal designation.	Government Revenue, including any Local Cess, any other known fiscal charge resting on the Lot.	Present occupant.	(Here enter any other particulars the Collector may see fit.)			

N. B.—No guarantee is given of the title of the said or of the validity of any of the rights, charges or interest claimed by third parties.

(Signed)

Collector.

(2) FORM OF PROCLAMATION AND WRITTEN NOTICE OF
SALE OF RIGHT OF OCCUPANCY OF UNOCCUPIED LAND.

Notice is hereby given that the right of occupancy of the under-mentioned unoccupied land, situate in the village of _____ in the _____ Mahal and the _____ Taluka of the _____ District, will be put up to public auction at _____ on _____ day the _____ day of _____ 18 _____, at or after _____ o'clock A. (OR P.) M.

The written (or printed) conditions of sale signed by _____ may be seen on application, during office hours, on any office day before the day of the auction, to the Mahalkari (or Mamlatdar) of _____ or, at the time of the auction, to the officer who conducts the same, and intending bidders are warned that they should ascertain the said conditions before bidding.

Description of the land.

(Here give a full description of the land, viz. the Survey Number or Numbers, if it has been surveyed, if not, its boundaries; the class of land, i. e., whether it is dry-crop land, garden land, or a building site, &c., the area of the land, adding 'be the same more or less'; the assessment, if any, at present payable for the land, and the term for which that assessment has been fixed.)

Dated the _____ day }
of _____ 18 _____ } (Signed)

Collector (or other competent officer.)

APPENDIX N.

(Referred to in footnote to the heading of Rules
under section 214.)

In exercise of the power conferred by section 40 (d) of the Khoti Settlement Act, 1880, the Governor in Council is pleased to make the following rules to determine the extent to which rules or orders made under section 214 of the Bombay Land Revenue Code, 1879, shall be applicable to villages to which the said Khoti Settlement Act extends (namely):—

1. No rule or order which shall be hereafter made under section 214 of the Bombay Land Revenue Code, 1879, shall be applicable to the said villages, unless it is expressly directed in such rule or order, or in some subsequent rule or order, that it shall be applicable thereto.
2. Of the rules and orders at present in force under section 214 of the Bombay Land Revenue Code, 1879, Nos. 7 to 34, both inclusive, 36, 37,

43, 46 Paragraph 2, 50, 53, 57, 58 to 72, both inclusive, 74 to 82, both inclusive, 84 to 86, both inclusive, 87 paragraph 2, 88, 99 proviso 1, and 111, clause 2, sub clause (c), and clause 3, sub clause (b) shall not be applicable to the said villages.

3. The rest of the said rules and orders shall be applicable to the said villages, subject, as regards those of them which are hereinbelow in this rule mentioned, to the modifications hereinbelow respectively specified, viz :—

No. of rule or order.	Modification.
2	After the word "Code" insert "and Japtidars (i. e. stipendiaries appointed by the Collector to manage attached villages)."
35	For the words "the produce of trees belonging to Government" substitute, "where the produce of trees belongs to Government, it."
45	For "Village Officers" read "Village Accountant or Japtidar where there is one, and of the Band Karkun where there is no village Accountant or Japtidar."
46 Para I.	Omit the words "of section 46, or" and for the last two words substitute "section."
56	For the words "under rule 66" substitute "by the Collector."
102	<p>(1) For the words "Village Officers" substitute "Village Accountants and Japtidars"; and</p> <p>(2) For the words "November or December and the Village Accountant" substitute "January or February. Villages in which there is no Village Accountant or Japtidar shall be divided by the Collector into groups, and the Band Karkun shall examine all the Boundary marks in every Village comprised in one such group every year in rotation. The examining officer"; and</p> <p>(3) For the words "Village Accountant," in Para 2, substitute "examining officer."</p>
104	For "Village officers" substitute "Village Accountant or Japtidar, if there be one."
111	<p>(1) In clause I (c) for the words "the grass or any other produce of land" substitute "any produce," and</p> <p>(2) In clause I (d) omit the words "from land," and</p> <p>(3) In clause 4 for the words "Village officer" substitute "Police Patel, Village Accountant or Japtidar," and</p> <p>(4) In clause 5 for the words "Village Officer" substitute "Village Accountant or Japtidar."</p>

Persons who have any remarks or suggestions to make should communicate them in writing to the Chief Secretary to Government Revenue Department within one month from the date of this notification. (G. N. No. 6794, dated 11th September 1889, published in the B. G. G. Part I, page 779, 1889.)

APPENDIX O.

(Referred to in footnote to Rule 47.)

Rules regarding alluvion and diluvion, owing to changes in the course of the river Indus, or other waters, in the province of Sind.

1. Any land, separate from the main banks of the river, or sea-shore by a channel which contains water throughout its length during the whole year, is to be considered an island.

2. Islands newly thrown up by the river or sea are the property of Government.

3. All new land not separated from the main land by a channel containing water throughout its length during the whole year, is to be considered as the property of the owner of the old land to which it is annexed, subject to Government assessment in the cases provided for in the rules below.

4. These rules hold good only in cases of lands newly thrown up by the river in such a manner as to make it impossible to identify them with any lands which may have previously existed on the same spot, and been since swept away. If the river, by a sudden change in its course cut off a portion of an estate without gradual encroachment, so as merely to separate such portion of land from the rest of the estate to which it previously belonged, without destroying the identity or preventing the recognition of the land so cut off, then the land, on being clearly and unmistakably identified, will continue to be held on the same tenure as before its separation.

5. But no weight should be allowed to the pretended recognition of lands which have been so entirely swept away at some previous period, that they disappeared during the whole of a season, and which, on the river again changing its course, are supposed to re-appear merely because in situation or composition they somewhat resemble those previously swept away. These would come under Rules 2 and 3.

6. Where lands bordering on the river are leased out by Government it is to be the rule that whenever $\frac{1}{8}$ th of the land, or a portion of the land yielding $\frac{1}{8}$ th of the rental, may be swept away, the lessee can claim a resettlement of the estate. On the other hand, the Government can assert no claim to assess any increment

According to the rule in the N. W. Provinces, para 210.

to lands so leased, unless it amount in extent or produce to more than $\frac{1}{8}$ th of the estate leased.

7. This rule should be observed even though no provision for such a contingency may have been made in the original lease.

8. When a revision of settlement takes place under these rules on the plea of diluvion, if the total assets of the whole estate settled be found to be from any cause as large as, or larger than, they were computed to be at the time of settlement, the claim for reduction in the lease will be disallowed. If they be less a proportionate deduction will be allowed, the assessment being calculated on the whole existing assets, in the same manner as when the settlement was originally made.

Rule para: 262 of
Directions for Revenue
Officers, N. W. Pro-
vinces, No. 211.

9. And when Government claim an increase of assessment, on account of increment above $\frac{1}{8}$ th, the lessee may, at his option, either have the whole estate resettled, or come under a new engagement, for the sum which may be demandable upon the newly accrued portion alone.

10. Remissions of assessment granted on account of diluvion in fixed leases, are to be reported to the Commissioner: and likewise increase of assessment on account of alluvion.

11. Holders of lands in jaghir, or on other rent-free tenure, are to be left in possession of all lands attached to their estates under Rule 3, provided the increment do not exceed, by more than 10 per cent., the land which they held at the date of the latest confirmatory grant issued by competent authority.

12. If the increment exceed 10 per cent., all lands, beyond those previously held under sanction of competent authority, will be liable to assesment, but remain the property of the holder of the original rent-free estate.

13. In cases, however, where a certain fixed quantity of land has been granted rent-free, and not a village *mukan* or estate, then the holder can have no claim on any increment to his original lands.

14. If any claim being preferred by Government to assess lands newly attached to rent-free estates it be proved that more or an equal amount of land has, since the date of the last confirmatory grant to the rent-free holder, been lost by diluvion from the same estate, then the claim to assess shall be disallowed.

15. This plea is in no case to hold good, with reference to lands which had been swept away before the conquest of Sind.

16. If a rent-free estate be entirely carried away the holder will have no claim to a new grant, nor in the event of new lands being subsequently formed by the river again receding will the rent-free estate be re-

vived. The new lands will be an increment to the estate to which they are attached under Rule 3.

17. Where villages or estates have been granted subject to payment of a quit-rent, Government will not claim to assess any increment until it reaches 10 per cent. ; when it exceeds 10 per cent. the whole of the increment will be liable to the ordinary assessment.

18. The same rules which would apply to alienations, or leases

Example.

A holds a Jaghir $\frac{1}{4}$ of the Government revenue of the village of Syudpur producing 10,000 Rs. per annum.

(a) Case. Land producing Rs. 500 per annum is swept away. A will receive only $\frac{1}{4}$ of the remaining Rs. 9,500.

(b) Case. A similar amount of land is added. A will then receive $\frac{1}{4}$ of Rs. 10,500.

(c) Case. Land yielding a revenue of Rs. 2,000 is swept away. A will receive only $\frac{1}{4}$ of Rs. 8,000.

(d) Case. Land yielding Rs. 2,000 is added. A has still a right to only $\frac{1}{4}$ of Rs. 10,000-

(e) Case. The village in 1848, when the grant was confirmed to A, yielded Rs. 15,000 Government Revenue, though latterly, the value has been only Rs. 10,000. In the case if land yielding Rs. 2,000 be added, A will receive a fourth of the additional Rs. 2,000 as well as of the Rs. 10,000.

of the whole Government share, shall be applicable where only a fractional portion of such share has been alienated, the addition or deduction, as the case may be, being proportioned to the extent to which the rights of Govern-

ment may in each instance have been alienated.

19. Claims founded on grants by competent authority, specifying particularly the alienation of alluvial land formed by increment must be decided specially on consideration of the terms of the grant.

20. If cases should arise in the Civil Courts involving questions of alluvion and diluvion the litigants should be called upon to prove, if possible, the local usage ; and by that, if the practice be clear and free from doubt, the Court should decide all cases relating to alluvial land between the parties where estates may be liable to such usage. Where this proof fails, the Court should decide in the spirit of the above rules.



APPENDIX P.

(Referred to in footnote to Rule 68.)

Under No. 68 of the Rules framed by Government under Section 214 of the Land Revenue Code, Bombay Act V of 1879, His Excellency the Governor in Council is pleased to direct that the amount of fine leviable under the said rule on any lands within the undermentioned limits shall be fixed by Collectors in their discretion at rates not exceeding those named in columns below:—

District.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.	
1	2	3	4	5	6	
PRESIDENCY PROPER.						
Khandesh.	Jalgaon.....	1 Jalgaon	Within the limits of the Municipality	1,000	} G. N. No. 6360, dated 30th August 1883, published in the B. G. G. Part I, page 628, 1883.	
	Jalgaon.....	1 Jalgaon	Within a radius of one mile from the Railway Station excepting the limits of the Municipality	500		
	Bhusaval.	1 Bhusaval	} Within the limits of the Bhusaval Municipality and within a radius of one mile from the Bhusaval Railway Station			
		2 Satara				
	3 Kandari					
	4 Khadki					
Poona.	Poona.....	Poona City	The whole of the City.	} 1,000	} G. N. No. 942, dated 4th February 1891, published in the B. G. G. Part I, page 100.	
	Haveli.....	1 Mali	} The whole of the village limits			
		2 Mungert				
		3 Bhamburda				
4 Parvati						
	5 Chorpuadi.....					
	6 Wanowari.....					
	7 Mundwa.....					
	8 Bapori.....					
	Maval.....	1 Khandala	} The whole of the village limits			
		2 Lonauli				
		3 Tungarli.....				

istrict.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.
1	2	3	4	5	6
Poona ...	Maval	4 Bhushi.....	The whole of the village limits.....	1,000	G. N. No. 1532, dated 25th 7th April 1891, published in the B. G. G. Part I,
		5 Walwan.....	Do.	1,000	
Sholapur.	Sholapur.....	1 Sholapur	Within the Municipal limits or within a radius of one mile from the Ry. Station in any direction.....	1,000	G. N. No. 2400, dated 7th April 1891, published in the B. G. G. Part I,
	Barsi	1 Barsi.....	Within Municipal limits	.	
	Barsi	1 Barsi.....	Within a radius of one mile outside the Municipal limits		
	Sholapur.....	1 Hotgi	Within a radius of one mile from the Railway Station	500	
	Madha.....	1 Kurduwadi....	Do. do.		
Ahmednagar.	Ahmednagar.....	1 The City of Ahmednagar ...	Within a quarter of a mile from the City, Railway Station, or Cantonment of Ahmednagar	500	G. N. No. 6360, dated 30th August 1883, published in the B. G. G. Part I, page 628, 1883.
		2 Railway Station of Ahmednagar.....			
		3 Cantonment of Ahmednagar ...			

District.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.	
1	2	3	4	5	6	
Dharwar.	Dharwar	1 Dharwar.....	Lands within survey limits of each village.....	5,000	G. N. No. 2752, dated 18th April 1893, published in the B. G. G. Part I, page 369, 1893.	
		2 Hosiellapur ...				
		3 Kamlapur				
4 Malapur						
5 Gulganjikop ...						
6 Saidapur						
7 Saptapur						
8 Narayanpur ...						
9 Bagtalav						
10 Dodunaikop.....						
11 Lakmanhalli.						
Dharwar.	Gadag	Gadag Bettigeri...	Beyond the above limits and within a radius of one mile from the Gadag Railway Station..	500	G. N. No. 6583, dated 1st October 1898, published in the B. G. G. Part I, page 786, 1898.	
	Dharwar.	Hubli ...	1 Keshvapaur ...	Lands within survey limits of each village.....	5000	G. R. No. 2752 dated 18th April 1893, published in the B. G. G. Part I, page 369, 1893.
			2 Nag-hetzi-kop			
			3 Madi Naikankatti			
			4 Marian Timnagar			
			5 Bommapur ...			
			6 Yellapur			
			7 Ayodhya			
			8 Krishnapur ...			
			9 Narayanpur ...			

District.	Taluka.	City, town or village.	Lands to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.		
1	2	3	4	5	6		
Belgaum	Belgaum	Belgaum Town.	Within Municipal limits.	5,000	G. N. No. 2752, dated 18th April 1893, published in the B. G. G. Part I, page 369, 1893.		
		Belgaum Cantonment.	Within Cantonment-Limits.	5,000			
	Wai	1. Lonand	Lands within a radius of half a mile from the Lonand Railway Station.	200		G. N. No. 8916, dated 26th November 1889, published in the B. G. G. Part I, page 1006, 1889.	
		Koregaon	1. Wathar				Do from Wathar Railway Station.
			2. Satara Road.				Do Satara Ry. St.
			3. Koregaon				Do Koregaon Ry. St.
			4. Rahimatpur.				Do Rahimatpur Ry. St.
	5. Tasgaon	Do Tasgaon Ry. St.					
	Karad	1. Masur	Do Masur Ry. St.				
		2. Karad	Do Karad Ry. St.				
3. Shenoli		Do Shenoli Ry. St.					
Valva	1. Takari	Do Takari Ry. St.					
Tasgaon	1. Asta Road	Do Asta Road Railway Station.					

District.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.
1	2	3	4	5	6
Ahmedabad.	Daskrohi..	1 Ahmedabad—City and Camp.	Lands situated within 3 miles of the Ahmedabad Railway Station.	Ra. 1,000	
		2 Changispur.			
		3 Shaekhpur—Khanpur.			
		4 Waduj.			
		5 Usmanpur.			
		6 Dariapur—Kasipur.			
		7 Asarwa.			
		8 Rakhial.			
		9 Rajper Hirpur			
		10 Khokkra—Mehmadabad.			
		11 Bagfardoa.			
		12 Sundhal—Khamodral.			
		13 Paldi.			
		14 Kochrab.			
15 Chhadawad.					
Ahmedabad.	Dhandhuka.	16 Kali.	Lands situated within 2 miles of the Sabharmatti Railway Station.	}	
		17 Ranip.			
		18 Acher.			
		19 Motera.			
Ahmedabad.	Virangaon..	Dhandhuka town.	Lands situated within one mile of the Kacheri.	}	
		Virangaon town.			
Ahmedabad.	Sanand.	Virangaon town.	Lands situated within 2 miles of the Virangaon Railway Station.	}	
		Sanand town			
Ahmedabad.	Parantij.	Sanand town	Lands situated within one mile of the Dispensary at Sanand.	}	500
		Parantij town.			
Kaira.	Nadiad.	1 Piplug.	Radius of 2 miles from the Railway Station at Nadiad.	}	
		2 Dumral.			
		3 Kumlo.			
		4 Nadiad.			
Kaira.	Anand.	1 Gamdi.	Radius of 2 miles from the Ry. St. at Anand.	}	500
		2 Anand.			
		3 Umreth.			

G. N. No. 631, dated 25th January 1883, published in the B. G. G. Part I, page 85, 1883.

District.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.	
1	2	3	4	5	6	
Broach.	Broach.	1 Broach.	Lands within the Survey limits of each village.	Rs. 1,000		
		2 Kāsuk.				
		3 Majampur.				
		4 Kalmivaga.				
		5 Ali.				
		6 Dungri.				
		7 Vejalpore.				
	Chorasi.	Chorasi.	1 Surat	Lands within the limits of the city...		1,000
			2 Athva			
			3 Kathodra			
			4 Umarwada			
			5 Ajna	Lands situated within half a mile of the City of Surat.		
			6 Navagam			
			7 Tunki.....			
8 Majura						
Surat.	Balsar.....	1 Balsar	Lands within the Municipal Limits.	500		
		2 Bhagadavada .				
		3 Pardi-Sandpor				
	Balsar.....	Balsar.....	4 Mogravadi		Lands within half a mile of the Municipal limits of Balsar.	
			5 Nanakvada ...			
			6 Abrama			
			7 Lilapoor			

G. N. No. 631, dated 25th January 1883, published in the B. G. G. Part I, page 85, 1883.

District.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.
1	2	3	4	5	6
Surat ...	Jalalpur.	1 Jalalpur Vijalpur	Lands within a radius of half a mile from the Naosari Ry. St. Lands within a radius of $\frac{1}{4}$ mile from the Amalsad Railway Station.	Rs.	G. N. No. 5460, dated 4th July 1892, published in the B. G. G. Part I, page 600, 1892.
		2 Amalsad Sari-bujrag		500	
Thana ...	Salsette.	1 Thana	Lands within the Survey limits of each village	1000	G. N. No. 631, dated 25th January 1883, published in the B. G. G. Part I, Page 85, 1883.
		2 Chendni			
		3 Pach Pakhadde			
		4 Majiwade ...			
		5 Kalwe			
		6 Mahul			
		7 Turumbhe ...			
		8 Shahabaj.....			
		9 Bandra			
		10 Danda			
		11 Andheri			
		12 Amboli			
		13 Vesava			
14 Mhad					
15 Darowli					
16 Erangal					
17 Akseh					
18 Marve					
19 Malaone.....					
20 Manori					
21 Gorai					
22 Utan					
23 Dongri.....					
24 Boraoli					

District.	Taluka,	City, town or village.	Lands to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.
1	2	3	4	5	6
Thana.	Kalyan. ...	Kalyan ...	Lands within the Survey limits of each village	1,000	Rs. } G. N. No. 631, dated 25th January 1883, published in the B. G. G. Part I, page 85, 1883.
	Bhiwndi {	1 Bhiwndi ... 2 Nizampur ...			
	Panwel ...	Panvel ...			
	Mahim ... {	1 Pamtembi ... 2 Kare Kuran ... 3 Kelve... ..	Do.	500	
PROVINCE OF SIND.					
Shikarpur.	Sukkar ...	Town of Sukkar.	Within the limits of the Municipality.	500	G. N. No. 5352, dated 25th July 1893, published in the B. G. G. Part I, page 660, 1893.
Hyderabad.	Taluka Hyderabad.	Station Gidu Bandar. {	Gidu Bandar Sari ...	Within a radius of one mile from the Railway Station.	1,000
		Station Hyderabad. {	Hyderabad Nareja ... Gujo ...	Within the limits of the Hyderabad Municipality.	
		Station Tando Nawals. {	Ghangro ... Ghangra ... Hyderabad ... Narejani ... Chacha Dhetha ...	Within a radius of one mile from the Railway Station.	
		Station Tando Jam. {	Hotki ... Rahuki ...	Do.		500
G. N. No. 4290, dated 15th May 1894, published in the B. G. G. Part I, page 438, 1894.					

District.	Taluka.	City, town or village.	Limits to which the Notification applies.	Amount of fine leviable per acre.	Govt. authority.	
1	2	3	4	5	6	
Hydrabad.	Taluka Tando Alahyar.	Station Landhi Khesano	{ Daro Kubi..... Gujo Bhanoki	Within a radius of one mile from the Railway Station.	Rs. 500	G. N. No. 4290, dated 15th May 1894, published in the B. G. G. Part I, page 438, 1894.
		Station Tando Alahyar	{ Tando Alahyar Nahuki Amri Daro Sahto.....		Do.		500
		Taluka Mirpur Khas.	Mirpur Khas Station	{ Mirpur Khas... Pawharki Rahu Khatti.....	Do.		500

APPENDIX Q.

(Referred to in Order No. (1) under Rule 3.)

Form of security bond to be taken from treasurers or other officers of Government entrusted with the charge of public Money.*

KNOW all men by these presents that

* (1.) This is an amended form sanctioned under G. R. No. 3378, F. D., dated 9th December 1885.

(2.) It is not necessary or possible that all security bonds to be executed in future shall be drawn up in the exact form which is here prescribed. (G. R. No. 3739, dated 2nd October 1882.)

(3.) The above form is to be made in cases in which Government paper is deposited under section 23 of the Land Revenue Code. In other cases the form prescribed in Schedule B of the Bombay Land Revenue Code should be used. (G. R. No. 7522, dated 26th October 1882.)

(4.) It should be left optional with Subordinate Revenue Officers who are entrusted with the charge of money either to deposit Government promissory notes or to execute a bond in the form in Schedule B of the Code. (G. R. No. 3031, dated 17th August 1883.)

(Principal) of (1st surety)
 (2nd surety), of are held and firmly bound
 unto the Secretary of State for India in Council in the sum of Rs.
 to be paid to the said Secretary of State in Council, his
 successors or assigns, or his or their certain attorney or attorneys for which
 payment, well and truly to be made, we bind ourselves, our heirs, execu-
 tors, administrators, and representatives jointly, and every two of us bind
 ourselves, our heirs, executors, administrators, and representatives joint-
 ly, and each of us binds himself, his heirs, executors, administrators and
 representatives severally, firmly by these presents, sealed with our seals,
 dated this day of 18, and each of
 us the said doth hereby for himself, his heirs, executors,
 administrators, and representatives, covenant with the said Secretary of
 State in Council, his successors and assigns, that if any suit shall be
 brought touching the subject matter of this obligation or the condition
 hereunder written in any court, subject to the High Court of Judicature
 at other than the said High Court in its Ordinary Ori-
 ginal Jurisdiction, the same shall and may at the instance of the said Se-
 cretary of State in Council, be removed into, tried and determined by the
 said High Court, in its Extraordinary Original Jurisdiction.

WHEREAS the above bounden was on the
 day of 18 appointed to and now holds and
 exercises the office of Treasurer at ; AND WHEREAS, by
 virtue of such office, the said has, amongst other duties,
 the care, charge, and oversight of and responsibility for the safe and
 proper storing and keeping in the places appointed for the custody thereof
 respectively, of all money, specie, bullion, coin, jewels, Government cur-
 rency notes, stamps, and Government securities of whatever description,
 gold, silver, copper, lead, goods, stores, chattels or effects stored and used
 at, received into or despatched from the Treasury of or
 paid, deposited or brought into the said Treasury by any person or persons
 whomsoever and for any purpose or purposes whatsoever ; AND WHEREAS
 the said as such Treasurer as aforesaid is so responsible
 that all such moneys, specie, bullion, coin, jewels, Government currency
 notes, stamps, and Government securities of whatsoever description, gold,
 silver, copper, lead, goods, stores, chattels, or effects (hereinafter together
 only called "the said property") are and is of full measure and good quality
 when received into the said treasury and until he has duly accounted
 therefor and for every part thereof in manner hereinafter referred to ;
 AND WHEREAS the said is bound, whenever called upon
 so to do, to show to his superior officers that the said property and every
 part thereof save so much thereof as he has duly accounted for is at all
 times intact in the places aforesaid and is also bound to attend for the pur-
 pose of discharging his duties aforesaid at such times and places as his
 superior officers may appoint ; AND WHEREAS the said is fur-
 ther bound to keep true and faithful accounts of the said property and of

his dealings under written orders of his superior officers therewith respectively in the form and manner that may from time to time be prescribed under the authority of Government, and also to prepare and submit such returns and such accounts as he may from time to time be called upon to do; AND WHEREAS the bulk of the said property remains as well in the care, charge and custody of the Treasury Officer for the time being at

as of the said but as between himself and the said Secretary of State for India in Council he the said is alone responsible and answerable therefor and for every part thereof; AND WHEREAS the responsibility of the said.

for the said property and every part thereof does not cease until the same has been duly used under the written orders aforesaid and accounted for or been duly despatched from the said Treasury and delivered over to and a full and complete discharge therefor obtained from such persons and places as the district officer of or other the person exercising his functions for the time being under the sanction of the Government of may direct; AND WHEREAS the said

in consideration of his said appointment has delivered to and deposited with and endorsed over to as such district officer as aforesaid Government securities to the extent of Rs.

of which the numbers, amounts and other particulars are set forth and specified in the Schedule hereunder written for the purpose of in part securing and indemnifying the said Secretary of State in Council, his successors and assigns, against all loss and damage which he or they might or may in any way suffer by reason of the said property or any part or parts thereof being in any way consumed, wasted, embezzled, stolen, mispent, lost, misapplied or otherwise dishonestly, negligently, or by or through oversight or violence made away or parted with by himself the said or any person acting for him in his said office during his absence or otherwise or by any subtreasurers, servants, clerks, sircars, cash-keepers, poddars, coolies or other persons, nominated or accepted by or serving under him the said or by any other

person or persons whomsoever, whether in the service of Government or otherwise; and whereas the said (principal) and the said (1st surety) and (2nd surety) as his the said sureties in that behalf have entered into the

above bond in the penal sum of conditioned for the due performance by him the said of the duties of the said office

aforesaid and of other the duties appertaining thereto or which may lawfully be required of him and the indemnity of the said Secretary of State in Council and his servants against loss from or by reason of the acts or defaults of the said and of all and every the persons and

person aforesaid: Now the condition of the above written bond is such that if the said has whilst he has held the said office of

Treasurer as aforesaid always duly performed and fulfilled the said duties of the said office and other the duties aforesaid and if he the said shall, whilst he shall hold the said office, always duly

perform and fulfil all and every the duties thereof aforesaid, and further if the said and do and shall indemnify and save harmless the said Secretary of State in Council, his successors and assigns, the Government of and all and every the person or persons who from time to time has or have held or shall hold or exercise the said office of district officer while the said has held or shall hold and enjoy the said office of Treasurer as aforesaid of and from all and every loss and damage, which, during the time the said has held, executed and enjoyed the said office, has happened or been sustained, or shall or may at any times or time hereafter during the time that he the said or his agent or agents, nominee or nominees, shall hold or exercise or act in the said office happen to or be sustained by the said Secretary of State in Council, his successors or assigns, the Government of or the said district officer, for the time being, by, from or through the means of the neglect, failure, misconduct, disobedience, omission or insolvency of the said or his said agent or agents, nominee or nominees, or of any of the subtreasurers, servants, clerks, sircars, cash-keepers, poddars, coolies or other persons nominated, accepted by or serving under him the said or his said agent or agents, nominee or nominees, or by, from or through the consuming, wasting, embezzling, stealing, misspending, losing, misapplying or otherwise dishonestly or negligently, or through oversight or violence, making away or parting with the said property or any part or parts thereof, by any person or persons whomsoever, whilst he or the said has acted or shall continue to act in the said office of Treasurer as aforesaid, then this obligation to be void and of no effect, otherwise the same shall be and remain in full force and virtue : Provided always and it is hereby agreed and declared that neither of them the said and shall be at liberty to terminate their Suretyship except upon giving to the District officer for the time being of the Government of six calendar month's notice in writing of his or their intention so to do and their joint and several liability under this bond shall continue in respect of all omissions and defaults on the part of the said until the expiration of the said period of six months : Provided always and it is hereby declared and agreed by the said and when the said Secretary of State in Council, that the Government Promissory Notes for Rs. so deposited as aforesaid respectively or such other Government security or securities to the same amount as the district officer for the time being of the Government of may consent from time to time to accept and receive and shall accordingly receive in lieu or exchange for the same and the interest thereof respectively shall be and remain with the said District Officer for the time being or the Government of as and for part and additional security to the said Secretary of State in Council, his successors and assigns, for the purposes aforesaid with full power to the said Secretary of State in Council, his successors or assigns, or his or their officers and servants, duly authorised in that behalf, from

time to time as occasion shall require, to sell and dispose of the said Government securities or a sufficient portion thereof with the interest thereon and to apply the proceeds thereof in and towards the indemnity as aforesaid of the said Secretary of State in Council, his successors and assigns, as the case may require, but nevertheless the interest of the said Government securities may in the meantime be paid over as the same shall be realised by the said district officer for the time being or the Government of _____ if they shall think fit to the said

: Provided further and it is hereby expressly agreed and declared between and by the said _____ and _____ the Secretary of State in Council that it shall be lawful for the said _____ with the consent of the said district officer or of other the person exercising his functions for the time being under the sanction of the Government of _____ first had and obtained to change and substitute for the said deposit of Government Promissory Notes for Rupees _____ or any part thereof or for any substituted notes from time to time other notes of the same or other loans of the same or greater value without in any way affecting the obligation of the said bond or the liability of the said _____ and _____ as such securities as aforesaid. The Schedule above referred to

And it is hereby lastly agreed and declared by and between the said [*Principal*] and the said [*one surety*] and [*other sureties*] as his the said [*Principal's*] sureties and the said Secretary of State that on the vacation by the said [*Principal*] of his said office of _____ the above mentioned Government promissory notes for Rs. _____

or any notes that may be substituted therefor as aforesaid shall not be at once returned to him but shall be and remain with the said [*the authority with whom the notes are deposited*] for the term of six months as security against any loss that may have been incurred by the Secretary of State owing to the neglect or default of the said [*Principal*] or any other person or persons as aforesaid and which may not have been discovered until after the vacation of his appointment by the said [*Principal*]; *Provided always* that the return at any time of the said Government promissory notes shall not be deemed to affect the right of the said Secretary of State to take proceedings upon the said bond against the said [*Principal*] and [*Sureties*] in case any breach of the conditions of the said bond shall be discovered after the return of the said Government promissory notes.

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