



Report

on the

Administration of Minors' Estates by Revenue Officers under the Guardians and Wards Act, 1890, in the Province of Bombay

For the Year ending 31st July 1938

BOMBAY

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REPORT ON THE ADMINISTRATION OF MINORS' ESTATES

PROVINCE OF BOMBAY

Northern Division.

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Central Division.

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Southern Division.

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(1) NUMBER OF ESTATES UNDER MANAGEMENT.

Northern Division.—At the beginning of the year, there were three estates (one large and two small). One small estate in the Broach and Panch Mahals District has been released from the Collector's control by the District Judge, Broach, on the 15th June 1938. The year thus closed with two estates (one large and one small) under management.

Central Division.—At the beginning of the year there were three estates (one large and two small) under management. One small estate (the Savda estate in East Khandesh District) was released from management as per order of the District Judge dated March 17th, 1938. The other estate (Bhaya) was handed over to the ward on July 9th, 1938. At the close of the year only one estate remained. As the Bhaya estate was under the management for practically the whole year information about it has been incorporated in the report.

Southern Division.—The year opened with 12 estates. One estate in Belgaum was handed over to the Nazir, District Court, Belgaum, under the orders of the District Judge and another in Dharwar was restored to its owner who attained majority. No new estates were taken up for management during the year under report. The year thus closed with ten estates.

(2) INCOME.

Northern Division.—The total income of the estates amounted during the year to Rs. 17,549 as against Rs. 15,468 during the last year. The increase is due to the full payment of the instalment of the loan advanced to Sardar Shermiya of Dholka from the Thori-Thambha estate in the Ahmedabad District.

Central Division.—The gross income of the estates amounted to Rs. 3,09,592 as against Rs. 70,678 in the previous year. The increase is chiefly due to the sum of Rs. 2,14,500 received by the Bhaya estate on account of Government securities which matured during the year.

Southern Division.—The total gross income of the estates during the year amounted to Rs. 39,146 as against Rs. 29,479 in the previous year. The increase is mainly attributable to Rs. 10,000 realised from the matured securities (Rs. 6,000 in Bijapur and Rs. 4,000 in Dharwar).

The decrease of Rs. 1,537 in Belgaum is attributed mainly to the transfer of the Kamodini estate to the Nazir, District Court, Belgaum, and also to the grant of statutory suspensions to the tenants of three estates.

In Dharwar the increase of Rs. 7,317 is due to the realisations from matured Postal Cash Certificates of the face value of Rs. 4,000 and also to Rs. 1,302 received as refund of the Income-tax.

(3) EXPENDITURE.

Northern Division.—The total gross expenditure of the estates under management amounted to Rs. 12,349 as against Rs. 13,521 during the preceding year. The decrease being small calls for no remarks.

Central Division.—The gross expenditure amounted to Rs. 3,23,927 as against Rs. 96,424 in the previous year. The increase in expenditure is chiefly due to the sum of Rs. 2,38,900 being reinvested in purchasing securities for the Bhaya estate.

Southern Division.—The total gross expenditure of the estates for the year amounted to Rs. 31,339 as against Rs. 16,598 in the preceding year. The increase is mainly due to the investment of surplus funds to the extent of Rs. 17,000 (Rs. 10,000 in Bijapur, Rs. 2,000 in Belgaum and Rs. 5,000 in Dharwar). After deducting this item of capital and non-recurring nature the expenditure amounted to Rs. 14,339 as against Rs. 16,598 in the previous year. The decrease is mainly due to the release of two estates—one in Belgaum and the other in Dharwar.

In Bijapur the expenditure (excluding the investment of Rs. 10,000) amounted to Rs. 4,534 as against Rs. 6,656 in the previous year. The decrease is mainly due to the fact that in the previous year some lands were purchased and the town planning contributions were paid.

The small increase in Belgaum is due to the inclusion of investments under this head as per revised form of statement.

The increase of Rs. 6,471 in Dharwar is attributed to the investment of Rs. 5,057 by the Belari estate and also to the payment of supervision charges pertaining to the past three years.

(4) COLLECTION OF ESTATES' DUES.

Northern Division.—Out of the total demand of Rs. 11,232 (inclusive of Rs. 1,548 on account of arrears) Rs. 8,539 were collected, leaving a balance of Rs. 2,693 (Rs. 1,179 on account of the year under report and Rs. 1,514 on account of past years). The arrears relate chiefly to the Timbi estate in the Broach and Panch Mahals District which has been released from management since 15th June 1938.

Central Division.—The total demand on account of rents including the arrears of Rs. 10,714 was Rs. 18,573. Out of this Rs. 6,947 were collected leaving a balance of Rs. 11,626 not collected at the end of the year. The arrears at the end of the year were Rs. 9,663 due to the Bhaya estate.

Southern Division.—The total demand was Rs. 16,041 which included Rs. 7,653 on account of arrears. Out of this, a sum of Rs. 7,822 was collected during the year leaving Rs. 8,219 as arrears at the end of the year. The details of the arrears are given below :—

District.	Arrears.	
	Current.	Previous.
Belgaum 	1,464	3,257
Bijapur 	1,857	823
Dharwar 	174	644
	3,495	4,724
	} 8,219	

Out of the arrears of Rs. 4,721 in Belgaum, execution proceedings are pending before the Mamlatdars in respect of Rs. 3,523, statutory suspensions have been ordered by the Collector to the extent of Rs. 476 and an amount of Rs. 712 has been ordered to be written off by the Commissioner.

The Collectors of Dharwar and Bijapur report that the usual steps are in progress to recover the arrears.

(5) GOVERNMENT REVENUE, CESSSES AND RATES.

Northern Division.—All Government dues ordered to be recovered were paid in full.

Central Division.—All Government dues were paid in full by the estates.

Southern Division.—All Government dues and cesses, etc., for the year have been paid in full.

(6) COST OF MANAGEMENT.

Northern Division.—The total cost of management amounted to Rs. 1,152 or 6·6 per cent. of the gross income as against Rs. 1,167 or 7·5 per cent. in the previous year.

Central Division.—The total cost of management amounted to Rs. 7,537 or 2·43 per cent. of the gross income as against Rs. 5,645 or 7·9 per cent. in the preceding year.

Southern Division.—The total cost of management amounted to Rs. 3,903 or 10·0 per cent. of the gross income (Rs. 39,146) as against Rs. 2,544 or 8·6 per cent. in the previous year. The increase is mainly due to the inclusion of audit fees and supervision charges under this head according to the revised form.

(7) ADVANCES TO CULTIVATORS.

Northern Division.—No advances were made to cultivators out of the funds of any managed estate.

Central Division.—No advances were made to cultivators out of the estate funds.

Southern Division.—No advances were made to cultivators out of the funds of any managed estates.

(8) SPECIAL SCHEME FOR MANAGEMENT.

Northern Division.—All the estates were managed departmentally and no special scheme was necessary for their management.

Central Division.—No special scheme for management was framed or undertaken.

Southern Division.—No special scheme for the management of the estates was undertaken in any district.

(9) MAINTENANCE AND EDUCATION OF MINORS.

Northern Division.—The total expenditure under this head amounted to Rs. 5,845 as against Rs. 5,702 in the previous year. The increase of Rs. 143 is too small to call for remarks.

There were five minors (all males) at the beginning of the year. One of them having attained majority on 14th January 1938, his estate (viz. Timbi) in the Broach and Panch Mahals District has been released from the Collector's guardianship in pursuance of the District Judge, Broach and Panch Mahals' letter No. 678, dated 5th May 1938. Out of the remaining four, two are studying in English schools while the two others who were studying last year have given up their schooling.

Central Division.—All reasonable demands for the maintenance and education of the minors and their dependents continued to be met as far as funds permitted. The total expenditure incurred on this account amounted to Rs. 17,351. The Bhaya ward having failed in the Matriculation examination left school and then received training in accounts and in piece-goods business and trade customs. He also attended the Laxmi Cotton Mill Offices.

Southern Division.—Reasonable provision for the maintenance and education of the minors and their dependents was made. The total expenditure under this head amounted to Rs. 4,300 as against Rs. 6,357 in the previous year. The decrease is due to reduction in the number of estates under management.

The ward of the Beleri estate in Dharwar is mentally unsound and a sum of Rs. 1,335 was spent on his lodging and boarding in the Mental Hospital, Dharwar.

There are in all 12 minors—all male. Of these 8 are receiving education as detailed below :—

- 4 in English schools.
- 4 in Primary schools.

8

Three wards in the Belgaum District are above the school-going age.

(10) REPAYMENT OF DEBTS AND EXISTING LIABILITIES.

Northern Division.—All the estates are free from debts and statement III is, therefore, blank.

Central Division.—None of the estates is free from debt. The total amount payable by the estates at the beginning of the year was Rs. 14,612 and an additional debt of Rs. 244 was incurred. Out of the total liabilities of Rs. 14,856 claims to the extent of Rs. 5,765 were cleared off leaving a balance of Rs. 9,091 which is due to the estates as shown below :—

Estate.	Amount.
	Rs.
(i) Bhaya	2,162
(ii) Wani Deshpande	6,929
	<hr/>
	9,091
	<hr/>

The debts of the Bhaya estate are deposits of the relatives of the ward and can be paid at any time.

Southern Division.—Out of the ten estates only two in Belgaum are indebted to the extent of Rs. 21,081 and the rest are free from debt liabilities. No amount was repaid by the two indebted estates during the year for want of funds.

(11) LITIGATION.

Northern Division.—At the beginning of the year, there was only one suit (viz. the one filed in the year 1933-34 on behalf of the Timbi estate in the Broach and Panch Mahals District) which was undecided. No new suit was filed during the year under report and the year thus closed with only one undecided suit pertaining to the Timbi estate which has been released from the Collector's guardianship.

Central Division—Deshpande Estate.—Mr. Uttamchand Ganpat, one of the creditors, secured an attachment on the estate funds. A sum of Rs. 719 was therefore paid to him through the Court in partial payment of his debt. He has also attached the sum of Rs. 229 lying at the credit of the estate, but the Sub-Government Pleader has been asked to defend the Darkhast and the decision of the Court is awaited. Another creditor Punamchand Motiram obtained a decree against the estate and the ward's uncle. The ward's uncle was asked to pay half the amount falling to his share but did not do so. The Government Pleader has been asked to defend the Darkhast and to avoid summary recovery of the dues from the funds of the estate. Rs. 200 have been paid to Sukenkar estate out of the loan of Rs. 750.

Bhaya Estate.—This estate was free from civil litigation during the year.

Southern Division.—Three suits in Belgaum and one appeal in Bijapur were pending at the beginning of the year. No new suits or appeals were instituted during the year. All the three suits in Belgaum were decided against the ward. The appeal in Bijapur has been decided against the minor and the question of filing an appeal in the High Court is under consideration.

(12) GENERAL REMARKS.

Northern Division.—The administration of the estates through the local officers continued to be satisfactory.

Central Division.—The Bhaya estate was managed through Mr. V. B. Naik, a retired Deputy Collector, and the administration through the local officers continued to be satisfactory. The estate was made over to the ward on July 9th, 1938, as the minor Shrikisan attained his majority on that day. The Deshpande estate is not well off, and the Collector is considering whether it is worth being retained under management.

Southern Division.—The administration of estates through the local officers continued to be satisfactory.

STATEMENTS Nos. I, II, IIA AND III.

STATEMENT

Statement showing the financial position of the estates under
District during the

(As per G.R., R.D., No. 7175/33)

1	Serial No.	Name of the District.	Name of the Estate.	Opening balance.	In		
					Capi		
					Money borrowed.	Loans advanced and deposits returned.	Securities matured and withdrawn.
2	3	4	5	6	7		
ESTATES OTHER THAN TALUKDARI MANAGED UNDER THE GUARDIANS AND WARDS ACT.				Rs.	Rs.	Rs.	Rs.
<i>Northern Division.</i>							
1	Ahmedabad	Thori Thambha	14,890 + 41,900 (Invested)	.....	7,190	.....
2	Ahmedabad	} Total for small estates.	25,700	.....	.. ..	.....
3	Broach and Pauch Mahals.						
Grand Total				40,095 + 41,800 (Invested)	.....	7,190	.....
<i>Central Division.</i>							
1	Sholapur	Bhaya	17,951	.....	17,372	2,14,500	
2	Nasik	Vani Deshpande	736	.....	.....	.....
Total				18,687	.....	17,372	2,14,500
<i>Southern Division.</i>							
1	Bijapur	Nidgundi	4,541	.....	.....	6,000	
2-8	Bolgaum	} Total for small estates.	14,535	.....	224	4,000	
7-10	Dharwar						
Total for Southern Division.				19,076	.....	224	10,000

No. I.

management under the Guardians and Wards Act in the Ahmedabad year 1937-38.

dated the 3rd December 1937).

Sale proceeds of moveable and immovables, etc.		Recurring					
8	Total.	Rent including house rent.	Interest on securities and loans, dividend etc.	Cash allowance.	Miscellaneous.	Total.	Total gross income (9 + 14).
Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
6,579	14,779	225	.....	.....	11	236	15,015
1,268	1,368	416	769	.....	81	1,356	2,534
7,847	16,047	641	769	.....	92	1,509	17,549
138	2,32,005	5,456	55,044	.....	15,674	76,174	3,08,179
.....	.....	1,074	.....	273	67	1,413	1,413
138	2,39,006	6,530	55,044	272	15,741	77,587	3,09,593
.....	6,000	1,389	7,533	.....	2,885	11,806	17,806
2	4,235	6,404	8,772	.....	1,039	17,114	21,310
2	10,325	7,702	16,305	.....	4,823	28,920	39,146

STATEMENT

Statement showing the financial position of the estates under
District during the

(As per G.R., R.D., No. 7157/33)

Serial No.	Name of the District.	Name of the Estate.	Expen			
			Capital.			
			Advances.	Investment in land and houses.	Investment in securities.	Total.
1	2	3	16	17	18	19
			Rs.	Rs.	Rs.	Rs.
ESTATES OTHER THAN TALUKDARI MANAGED UNDER THE GUARDIANS AND WARDS ACT.						
<i>Northern Division.</i>						
1	Ahmedabad ...	Thori Thamoha ...	.....	.....	.....	.....
2	Ahmedabad ...	} Total for small estates.	.....	.....	.....	.....
3	Broach and Panch Mahals.		.....	.....	.....	.....
		Grand total ...	.....	.....	.....	.....
<i>Central Division.</i>						
1	Sholapur ...	Bhaya ...	6,787	.....	2,38,900	2,45,687
2	Nasik ...	Vani Deshpande ...	.....	.....	.....	.....
		Total ...	6,787	.....	2,38,900	2,45,687
<i>Southern Division.</i>						
1	Bijapur ...	Nindgundi ...	7	.....	10,000	10,007
2-6	Belgaum ...	} Total for small estate.	.....	.....	7,094	7,094
7-10	Dharwar ...		.....	.....	.....	.....
		Total for Southern Division.	7	.....	17,094	17,054

No. I—contd.

management under the Guardians and Wards Act in the Ahmedabad year 1937-38.

dated the 3rd December 1937).

ditare.									
20	Recurring.					Balances.		28	29
	21	22	23	24	25	26	27		
Unusual and miscellaneous expenditure.	Maintenance and education of wards and others.	Provincial demand, Government	Cost of management including audit fee and supervision charges.	Total.	Total gross expenditure (columns 19+20+24).	Invested.	Uninvested.	Total liabilities.	Percentage of cost of management on gross income.
Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
8,843	4,726	747	975	6,448	10,291	41,900	19,114	...	5.9
105	1,119	467	276	1,862	2,057	21,300	4,882	...	10.8
4,031	5,845	1,214	1,251	8,310	12,348	63,900	23,906	...	6.6
61,813	17,001	142	7,262	24,505	3,22,005	11,17,800	4,125	2,162	2.38
570	350	427	175	952	1,922	...	220	6,029	12.30
52,783	17,351	569	7,537	25,457	3,23,927	11,17,800	4,354	9,091	2.43
1,058	1,931	370	1,165	3,469	14,534	2,00,627	7,813	...	6.5
3,327	2,366	1,220	2,738	6,354	16,805	1,05,422	19,070	21,061	19.8
4,382	4,300	1,650	3,903	9,853	31,330	3,96,059	26,883	21,061	10.0

STATEMENT No. II.

Statement showing the landed property of the estates under management under the Guardians and Wards Act, in the Ahmedabad District during the year 1937-38.

(As per G.R., R.D., No. 7175/33, dated 3rd December 1937.)

Serial No.	Name of the district	Name of the estate	Total area of the estates	Cultivated area	Uncultivated area	Provincial Government-demand				Income			Net income (Column 13 minus 10)	Remarks.
						Assessment	Cesses	Other demands	Total	Due from agricultural land.	Due from house rent etc.	Total		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
			Acres.	Acres.	Acres.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	
	<i>Estates other than Talukdari managed under the Guardians and Wards Act.</i>													
1	Ahmedabad	Thori Thambha.	8,594	8,161	313	497	950	...	747	14,700	295	15,015	14,268	
2	Ahmedabad	Total for small estates (Kheswa).	906	863	43	423	41	9	467	8,493	4	3,426	8,050	
3	Broach and Panch Mahals.	Total for small estates (Tembi).												
		Grand Total...	4,410	4,021	386	920	991	9	1,214	16,212	229	16,441	17,227	

		<i>Central Division.</i>													
1	Sholapur	...	Bhaya	...	247	247	...	122	20	...	142	1,007	4,412	5,419	5,277
2	Nasik	...	Wani Deshpande.	...	425	378	47	317	50	...	427	1,014	...	1,014	587
			Total	...	672	625	47	439	50	...	569	2,021	4,412	6,433	5,864
		<i>Southern Division.</i>													
1	Bijapur	...	Nidgundi	...	243	248	...	161	21	171	9/4	137	1,251	1,380	1,014
2-6	Belgaum	...	Total for 5 in a l l estates.	}	1,446	1,363	83	687	1:3	110	1,250	6,195	199	6,394	5,114
7-10	Bharwar	...													
			Total, Southern Division.		1,694	1,611	83	1,169	205	281	1,654	6,333	1,450	7,783	6,128

STATEMENT

Statement showing the efficiency of rent collections

Serial No.	Name of district	Name of estate	DEMANDS			COLLECTIONS	
			Current	Arrears	Total	On account of current year	On account of arrears
1	2	3	4	5	6	7	8
	Central Division.		Rs.	Rs.	Rs.	Rs.	Rs.
1	Sholapur ...	Dhayya ...	6,446	10,647	17,093	4,463	984
2	Nasik ...	Wani Deshpande ...	1,413	67	1,480	1,413	67
		Total ...	7,859	10,714	18,573	5,876	1,051
	Southern Division.						
1	Bijapur ...	Nidgundi ...	1,994	2,074	4,068	137	1,251
2-6	Belgaum ...	} Total for small estates.	6,394	5,570	11,973	4,756	1,678
7-10	Dharwar ...						
		Total, Southern Division.	8,358	7,653	16,041	4,833	2,929

No. IIA.

in Estates under Government management 1937-38.

Total	Amount written off	BALANCE			DETAILS OF BALANCE		Over collections	Collected in advance	Remarks
		Converted into bonds or decrees	Others	Total	Current year	Previous years			
9	10	11	12	13	14	15	16	17	18
Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	
5,467	...	8,735	2,901	11,626	1,963	9,663	...	...
1,480	23	23	.....	...	...	...
6,947	...	8,735	2,924	11,649	1,963	9,663	..	...
1,388	3,680	2,680	1,657	823	...	...
6,434	5,539	5,539	1,638	3,901	...	...
7,822	8,219	8,219	3,495	4,724	...	...

STATEMENT

Statement showing the progress made in liquidation of

Serial No.	Name of district	Name of estate	Date on which management was assumed	Debts due on assumption of charge	Balance of debt at the beginning of the year	Additional debt incurred during the year
1	2	3	4	5	6	7
				Rs.	Rs.	Rs.
	<i>Central Division.</i>					
1	Sholapur ...	Bhayya ...	.....	37,319	6,007	101
3	Nasik ...	Wani Deshpande ...	.....	21,466	7,705	148
		Total. Central Division.	.....	58,725	14,612	244
	<i>Southern Division.</i>					
1	Bijapur ...	Nidgundi ...	26th June 1927.	17,144	.....	.....
2-6	Belgaum ...	} Total for small estates.	.....	28,100	21,781	.....
7-10	Dharwar ...					
		Total. Southern Division.	.....	45,244	21,081	.....

No. III.

debts in Court of Wards Estates during the year 1937-38.

DEBTS SETTLED DURING THE CURRENT YEAR					Balance	Date by which it was expected on assumption of management that the estate would be clear of debt	Remarks
By incurring fresh debts	By sale of property	Rejected by Court of Wards or Civil Court	Remitted by the creditors	From current income			
8	9	10	11	12	13	14	15
Rs.	Rs.	Rs.	Rs.	Rs.	Rs.		
.....	4,846	2,162		
.....	919	6,929		
.....	5,765	9,091		
.....		
.....	21,081		
.....	21,081		