



Report on the Administration of
Minors' Estates for the Year ending
31st July 1939 - 1939/40,

1944/45



BOMBAY

THE GOVERNMENT CENT

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1940

REPORT ON THE ADMINISTRATION OF MINORS' ESTATES.

PROVINCE OF BOMBAY.

Northern Division.

C. H. BRISTOW, Esquire, C.I.E., I.C.S.,
Commissioner, N. D.

Central Division.

D. MACLACHLAN, Esquire, I.C.S.,
Commissioner, C. D.

Southern Division.

J. A. MADAN, Esquire, C.S.I., C.I.E., I.C.S.,
Commissioner, S. D.

(1) NUMBER OF ESTATES UNDER MANAGEMENT.

Northern Division.—At the beginning of the year, there were two estates (one large and one small) under management. No new estate was taken under or released from management during the year under report. The year thus closed with two estates (one large and one small) under management.

Central Division.—In the last year's administration report information about the Bhaya and the Wazi Deshpande estates was incorporated as the former was under management practically for the whole year 1937-38. The Bhaya estate was handed over to the ward on July 9th, 1938 and only one estate therefore remained for management during the year under report. No new estate was taken during the year 1938-39.

Southern Division.—At the commencement of the year there were ten estates—one large in Bijapur, four small in Dharwar and five small in Belgaum. One of the small estates in Belgaum was restored to its ward on his attaining majority. No new estates were taken up for management during the year under report. The year thus closed with nine estates.

(2) INCOME.

Northern Division.—The total income of the estates amounted during the year to Rs. 21,038 as against Rs. 17,549 last year. The increase was mainly due to the encashment of cash certificates of Rs. 9,700 which became due on 12th September 1938.

Central Division.—The gross income of the estate amounted to Rs. 1,336 as against Rs. 1,413 of the previous year. The decrease is chiefly due to less income from tamarind fruits and lack of demand for cultivation of some of the land of the estate.

Southern Division.—The total gross income of the estates during the year amounted to Rs. 48,471 as against Rs. 39,146 in the preceding year. The increase is due to large receipts realised from the matured postal cash certificates in Dharwar.

Notwithstanding the release of one estate in Belgaum there has been an increase of about Rs. 600 which is attributable to the recovery of the decretal amount due to the Saptasagar Estate.

In Bijapur there has been a decrease of about Rs. 3,600. This is due to the fact that there were large realisations from matured securities during the previous year.

Dharwar recorded an increase of about Rs. 12,300 on account of matured postal cash certificates.

(3) EXPENDITURE.

Northern Division.—The total gross expenditure of the estates under management amounted to Rs. 34,007 as against Rs. 12,349 last year. The increase is chiefly due to (1) an advance of Rs. 10,000 from the Thori-Thambha estate to the Gamph estate, (2) the purchase of a house for Rs. 3,000 by the Thori-Thambha estate and (3) the purchase of five year postal cash certificates of the face value of Rs. 10,000 by the Thori Thambha estate for Rs. 8,813.

Central Division.—The gross expenditure amounted to Rs. 1,058 as against Rs. 1,922 in the previous year. The decrease is due to there being no substantial payment made to the creditors of the estate as there was no sufficient balance at the credit of the estate.

Southern Division.—The total gross expenditure of the estates during the year amounted to Rs. 59,964 as against Rs. 31,339 in the previous year. The increase is attributable to large investments in Government securities in the Dharwar district.

In Belgaum there was a decrease of Rs. 341 on account of the restoration of one estate.

Bijapur recorded an increase of Rs. 1,324 which is due to the increased expenditure on medical charges of the minor, legal proceedings and payment of municipal taxes.

In Dharwar there was an increase of Rs. 30,642 which is mainly due to the investment of funds in Government securities.

(4) COLLECTION OF ESTATES' DUES.

Northern Division.—Out of the total demand of Rs. 7,670 (inclusive of Rs. 171 on account of arrears), Rs. 7,559, were collected, leaving a balance of Rs. 111 (Rs. 4 on account of the year

under report and Rs. 107 on account of previous years). The arrears relate to the Thori Thambha estate.

Central Division.—The total demand on account of rents including the arrears was Rs. 1,092. Out of this Rs. 1,069 were collected leaving a balance of Rs. 23 uncollected at the end of the year. For the recovery of Rs. 23 out of past arrears a darkhast was filed against the debtor but it was recorded for want of bidders. A fresh attempt is however being made to recover the arrears.

Southern Division.—The total demand for recovery (including the arrears of Rs. 7,430) amounted to Rs. 14,821 as against Rs. 16,041 in the previous year. A sum of Rs. 7,688 inclusive of an over-collection of Rs. 5 was recovered during the year and Rs. 801 were written off. There was thus a balance of Rs. 6,337 outstanding for collection in the districts as shown below :—

District.	Arrears	
	Current.	Previous.
	Rs.	Rs.
Belgaum	529	2,543
Bijapur	1,814	899
Dharwar	73	479
	2,416	3,921
	} 6,337	

Out of the arrears of Rs. 3,072 in Belgaum, execution proceedings in assistance suits are pending for the recovery of Rs. 2,807 and Rs. 265 are involved in statutory suspensions.

The arrears in Bijapur are also very heavy and demand speedy action. Steps for their recovery are in progress and coercive measures are being adopted wherever necessary.

The progress of collection in Dharwar appears to be satisfactory. Out of the total demand of Rs. 2,402 only Rs. 552 is in arrears. Steps to recover the arrears are in progress.

(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 estate.

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

(6) COST OF MANAGEMENT.

Northern Division.—The total cost of management amounted to Rs. 870 or 4·1 per cent. of the gross income as against Rs. 1,152 or 6·6 per cent. for the previous year.

Central Division.—No amount was recovered during the year on account of cost of management as the estate funds were not adequate to meet them.

Southern Division.—The total cost of management for the year amounted to Rs. 2,464 or 5·08 per cent. of the gross income (Rs. 48,471) as against Rs. 3,903 or 10·0 per cent. in the preceding year. Large payments of audit fees and supervision charges in the previous year and large realisations from matured securities in the year under report in the Dharwar district account for the decrease. The percentage of cost in this district fell from 12·4 to 3·8.

In Belgaum there was a small decrease on account of the restoration of one estate and curtailment in the establishment.

The small increase of Rs. 3 in Bijapur calls for no remarks.

(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 estate.

(8) SPECIAL SCHEMES FOR MANAGEMENT.

Northern Division.—Both 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 framed or undertaken in any district.

(9) MAINTENANCE AND EDUCATION OF MINORS.

Northern Division.—The total gross expenditure under this head amounted to Rs. 5,219 as against Rs. 5,845 last year. The decrease is mainly due to the release of the Timbi estate from management.

There are four minors (all males). Two of them study in English High Schools and the other two, having given up studies, reside with their grand-mother whom they help in her domestic affairs.

Central Division.—A monthly allowance of Rs. 35 is sanctioned to the family but it could not be paid in full as the balance at the credit of the estate did not permit payment. The wards are in very straitened circumstances. The elder ward has passed the Matriculation Examination and is in search of Government service.

Southern Division.—Due provision was made for the maintenance and education of the minors and their dependants. The total expenditure on this account amounted to Rs. 5,298 as against Rs. 4,300 in the preceding year. The increase is mainly due to larger expenditure on the lodging and boarding of the Beleri ward in the mental hospital, Dharwar.

In Belgaum there was a decrease of Rs. 465 which is due to the release of one estate.

The small decrease of Rs. 74 in Bijapur calls for no remarks.

There are in all 11 minors—all male. Of these 7 are receiving education as detailed below :—

4 in English schools.

3 in Primary schools.

—
7
—

Three of the wards in Belgaum are above the school going age and one from Dharwar is mentally unsound.

(10) REPAYMENT OF DEBTS AND EXISTING LIABILITIES.

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

Central Division.—The total amount of debt payable by the estate at the beginning of the year was Rs. 6,929. No additional debt was incurred this year. Out of the total liabilities of Rs. 6,929, Rs. 200 were paid in satisfaction of principal and Rs. 200 in satisfaction of interest, leaving a balance of Rs. 6,729, at the close of the year.

Southern Division.—Out of the 9 estates in the division only two in Belgaum are indebted and the rest are free from liabilities. The total liabilities of the two indebted estates amounted to Rs. 21,081 at the beginning of the year. No fresh debts were incurred during the year under report. Claims to the extent of Rs. 200 were paid up from the current income, and the liabilities were reduced to Rs. 20,881 at the close of the year.

(11) LITIGATION.

Northern Division.—At the beginning of the year, there was one undecided suit pertaining to the Timbi estate which has been released from management. The year closed with one civil suit

for obtaining possession of a house rented to a tenant. This was filed by one of the two estates in the Ahmedabad district.

Central Division.—The two creditors, Messrs. Uttamchand Gafpat and Punamchand Motiram have obtained decrees against the ward and his uncle, Mr. Madhavrao. Mr. Madhavrao is not in a position to pay his share of the debt. The creditors have filed Dakhasts, but the Government Pleader has been asked to oppose them in order to avoid summary recovery. Another creditor Mr. Vallabhadras Shet of Yeola has been paid Rs. 200 during the year.

Southern Division.—There was only one suit pending at the commencement of the year in the Dharwar district. One new suit was instituted in that district. An appeal was filed in the High Court on behalf of the Nidgundi estate in the Bijapur district during the year under review. One suit was decided in Dharwar in favour of the estate. There were thus one suit from Dharwar and one appeal from Bijapur pending at the close of the year.

(12) GENERAL REMARKS.

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

Central Division.—The estate was a serious embarrassment to the Collector. With a view to get rid of this estate, Government were moved to authorise the Collector to apply to the District Judge to discharge him as guardian of the estate under section 40(2) of the Guardian and Wards Act. Government have accorded the requisite sanction and the District Judge has accordingly been requested to discharge the Collector of the guardianship. The decision of the District Judge is awaited.

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
Central and Southern Divisions

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

1	2	3	4	In		
				Capi		
Serial No.	Name of the District.	Name of the Estate.	Opening balance.	Money borrowed.	Loans advanced and deposits returned.	Securities matured and withdrawn.
1	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 ...	19,114 + 41,900 (invested)	.....	3,280	.....
2	Ahmedabad ...	Total for small estates Kherwa.	1,924	.....	.....	.....
		Grand Total ...	20,938 + 41,900 (invested)	.....	3,280	.....
	<i>Central Division.</i>					
1	Nasik ...	Wani Deshpande ...	229	.....	.....	.....
		Total ...	229	.....	.....	.....
	<i>Southern Division.</i>					
1	Bijapur ...	Nidgundi ...	7,813	.....	.....	.....
2-5	Belgaum ...	Small estates ...	1,890	.....	356	300
6-9	Dharwar ...		17,050	.....	.....	19,619
		Total for small estates.	18,940	.....	356	19,919
		Total for Southern Division.	26,753	.....	356	19,919

No. I.

management under the Guardians and Wards Act in the Northern, during the year 1938-39.

dated the 3rd December 1937.)

come.

tal.		Recurring.					
8	9	10	11	12	13	14	15
Sale proceeds of moveables and immoveables, etc.	Total.	Rent including house rent.	Interest on securities and loans, dividend, etc.	Cash allowances.	Miscellaneous.	Total.	Total gross income (8+14).
Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
16,312	19,592	900	.....	.....	299	499	20,091
912	912	.....	.....	.....	35	35	947
17,224	20,504	900	.....	.....	334	534	21,038
.....	.....	1,054	.....	267*	15	1,336	1,336
.....	.....	1,054	.....	267	15	1,336	1,336
.....	.....	1,913	9,979	.....	3,322	14,214	14,214
.....	656	3,925	639	.....	614	5,178	5,834
.....	19,619	1,862	6,511	.....	441	8,604	22,423
.....	20,275	5,777	7,150	.....	1,055	13,982	34,257
.....	20,275	7,690	17,129	.....	3,377	28,196	48,471

*The decrease in the cash allowance is due to the fact that the cash allowance from the Malwan Treasury was not received.

STATEMENT

Statement showing the financial position of the estates under
Central and Southern Division

(As per G.R., R.D., No. 7157/2)

1 Serial No.	2 Name of the District.	3 Name of the Estate.	Exp.			
			Capital.			
			16 Advances.	17 Investment in lands and houses.	18 Investment in securities.	19 Total.
			Rs.	Rs.	Rs.	Rs.
	ESTATES OTHER THAN TALUKDARI MANAGED UNDER THE GUARDIANS AND WARDS ACT.					
	<i>Northern Division.</i>					
1	Ahmedabad ...	Thori Thambha ...	10,000	3,000	9,563	22,563
2	Ahmedabad ...	Total for small estates—Kherwa.	.....	.....	.....	.....
		Total for Northern Division.	10,000	3,000	9,563	22,563
	<i>Central Division.</i>					
1	Nasik ...	Vani Deshpande ...	.....	.....	.....	.....
		Total ...	.....	.....	.....	.....
	<i>Southern Division.</i>					
1	Bijapur ...	Nidgunadi ...	.....	.....	7,000	7,000
2-5	Belgaum ...	Small estates ...	.....	900	1,600	2,500
6-9	Dharwar ...	Do. ...	.....	.....	34,520	34,520
		Total for small estates.	.....	900	36,120	37,020
		Total for Southern Division.	.....	900	43,420	44,320

No. I—contd.

management under the Guardians and Wards Act in the Northern,
during the year 1938-39.

dated the 3rd December 1937.)

diture.									
Unusual and miscellaneous expenditure.	Recurring.					Balance.		Total liabilities.	Percentage of cost of management on gross income.
	Maintenance and education of wards and others.	Provincial demand.	Government	Cost of management including audit fees and supervision charges.	Total.	Total gross expenditure (columns 19+20+24.)	Invested.			Uninvested.
20	21	22	23	24	25	26	27	28	29
Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
2,993	4,620	746	720	6,086	31,642	49,670	7,563	...	3.5
1,601	669	15	150	764	2,365	...	406	...	15.8
4,594	5,219	761	870	6,850	34,007	49,670	7,969	...	4.1
416	210	430	...	640	1,058	...	508	6,729	...†
418	210	430	...	640	1,058	...	508	6,729	...
2,148	1,800	962	888	3,710	12,858	2,07,627	9,163	...	6.2
1,098	762	658	467	1,924	5,522	14,030	2,302	20,551	8.3
2,458	2,656	526	1,069	4,271	41,584	1,66,300	3,869	...	3.8
3,691	3,438	1,181	1,576	6,195	47,106	2,00,330	6,091	20,551	4.6
5,730	5,238	2,143	2,464	9,905	69,934	4,07,957	15,260	20,881	5.08

* Nothing was recovered this year as the estate funds were inadequate.

† As no cost was recovered this year owing to financial embarrassment, this column is blank.

STATEMENT No. II.

Statement showing the landed property of the estates under management under the Guardians and Wards Act, in the Northern, Central and Southern Divisions during the year 1938-39.

(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.	
1	Ahmedabad	... Thori Thambha.	3,504	3,161	343	496	950	...	746	19,891	200	20,091	19,315	
2	Ahmedabad	... Total for small estates (Kherwa).	808	765	43	...	15	...	15	947	...	947	932	
		Grand Total...	4,312	3,926	386	496	265	...	761	20,838	200	21,038	20,277	

<i>Central Division.</i>														
1	Nasik	...	Wani Deshpande.	428*	415	13	370*	60	...	450	1,054	...	1,054	624
			Total ...	428	415	13	370	60	...	430	1,054	...	1,054	624
<i>Southern Division.</i>														
1	Bijapur	...	Nidgundi ...	248	248	...	181	22	664	867	318	1,695	1,913	1,046
2-5	Belgaum	...	Small estates.	977	894	83	445	108	102	655	3,629	13	3,642	2,987
6-9	Dharwar	...	Do. ..	362	362	...	548	40	...	588	1,633	171	1,804	1,216
			Total for small estates.	1,389	1,256	83	993	148	102	1,243	5,262	184	5,446	4,203
			Total, Southern Division.	1,587	1,504	83	1,174	170	766	2,110	5,680	1,779	7,359	5,240

* The increase in the area and assessment is due to the purchase of S. No. 104/5 of Shivare by the estate for the recovery of rent.

STATEMENT

Statement showing the efficiency of rent collections in the

Serial No.	Name of district	Name of estate	DEMANDS			COLLECTIONS	
			Current	Arrears	Total	On account of current year	On account of arrears
			4	5	6	7	8
	<i>Northern Division.</i>		Rs.	Rs.	Rs.	Rs.	Rs.
1	Ahmedabad	Thori Thambha	6,556	167	6,723	6,552	60
2	Ahmedabad	Total of small estates Kherwa.	943	4	947	943	4
		Total	7,499	171	7,670	7,495	64
	<i>Central Division.</i>						
1	Nasik	Wani Deshpande	1,069	23	1,092	1,069	...
		Total	1,069	23	1,092	1,069	...
	<i>Southern Division.</i>						
1	Bijapur	Nidgundi	1,946	2,680	4,626	133	1,751
2-5	Belgaum	Small estates	3,642	4,151	7,793	3,068	567
6-9	Dharwar	.	1,803	599	2,402	1,730	120
		Total for small estates.	5,445	4,750	10,195	4,788	967
		Total Southern Division.	7,331	7,430	14,821	4,290	2,768

No. II-A.

Estates under the Guardians and Wards Act during 1938-39.

Total	Amount written of	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.	
6,612	...	.....	111	111	4	107	...	...
947	...	.....	.....	...	.....	...	...	...
7,559	...	.....	111	111	4	107	...	...
1,069	...	.....	23	23	.....	23	...	...
1,069	...	.....	23	23	.....	23	...	...
1,913	...	.....	2,713	2,713	1,814	899	...	...
3,925	801	.....	3,073	3,073	529	2,543	5	...	
1,850	...	.....	552	552	73	479	...	...
5,775	801	.....	3,624	3,624	602	3,022	...	...
7,688	801	.....	6,337	6,337	2,416	3,921	5	...	

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
	<i>Central Division.</i>			Rs.	Rs.	Rs.
1	Nasik ...	Wani Deshpande ...	24th July 1924.	21,406	6,929	.....
		Total, Central Division.	.....	21,406	6,929	.....
	<i>Southern Division.</i>					
1	Bijapur ...	Nidgundi ...	28th June 1927.	17,144	.....	.....
2-5	Belgaum ...	} Total for small estates.	.....	28,100	21,081	.....
6-9	Dharwar ...					
		Total ...	.....	28,100	21,081	.....
		Total, Southern Division.	.....	45,244	21,081	.....

No. III.

debts in Court of Wards Estates during the year 1938-39.

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.		
.....	400	6,729	1954	
.....	400	6,729		
.....		
.....	200	20,881		
.....	200	20,881		
.....	200	20,881		