



GOVERNMENT OF MAHARASHTRA
LAW AND JUDICIARY DEPARTMENT

**BOMBAY REGULATION XXIX OF 1827
THE DEKKHAN AND KHANDESH
(PUNA, AHMEDNAGAR
AND KHANDESH DISTRICTS).**

(As modified up to the 23rd April 2013)



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BOMBAY REGULATION XXIX OF 1827.¹

[1st August 1827]

Repealed in part, by Bom. Reg. 4 of 1828 ;

” ” ” ” Act 6 of 1842 ;
” ” ” ” 11 of 1846;
” ” ” ” 10 of 1867 ;
” ” ” ” 4 of 1868 ;
” ” ” ” 14 of 1869 ;
” ” ” ” 12 of 1876 ;
” ” ” ” 4 of 1894 ;

Supplemented, by Bom. Reg. I of 1831, as amended by Bom. Reg. 16 of 1831, s. 2.

Supplemented, by Act 19 of 1835.

Adapted and modified by the Adaptation of Indian Laws Order in Council.

Adapted and modified by the Adaptation of Laws Order, 1950.

Adapted and modified by the Maharashtra Adaptation of Laws (State and
Concurrent Subjects) Order, 1960.

A Regulation for bringing under the operation of the Regulations the Bombay
territories in the Dekkhan and Khandesh.

WHEREAS, subsequently to the conquest by the Company of the territories of the
late Peshwa, in the Dekkhan and Khandesh, and the acquisition from other
States by treaties and agreements of other territories within the said countries,
the Governments of all the said territories have, with the view of avoiding the
abrupt introduction of extensive change, been conducted, under the orders of the
Governor in Council constituting a system which was calculated gradually to
prepare the way for the introduction of the general rules of the ^{2*} *administration ;

And whereas, the Regulations for the administration of the Bombay territories
have in the meantime been revised and it has now been judged expedient to
bring the territories in the Dekkhan and Khandesh under the revised Regulations,
being the first ³twenty-six (26) Regulations of 1827, with certain modifications
the following rules have been enacted ^{4*} * * *

¹ As to the application of Bom. Reg. 29 of 1827 to the Southern Maratha Country (Dharwar District) see Bom. Reg. 7 of 1830 as amended by Act 16 of 1895. As to its application to certain other territory, see Bom. 3 of 1863, s.4, and Bom. 14 of 1866, s. 3 of s. 4 of the Code of Civil Procedure, 1908 (5 of 1908).

² The word “British” was omitted by the Adaptation of Laws Order, 1950.

³ Most of these Regulations have been repealed—see Chronological Tables of the Indian Statutes, The unrepealed portions of the others are printed on the preceding pages.

⁴ The words and figures “to have effected from the 1st September 1827” were repealed by the Repealing Act, 1876 (12 of 1876).

Regulations made applicable to Dekkhan and Khandesh. 2. *First.*—The first ¹twenty-six (26) Regulations of 1827 ^{2*} * * shall from the 1st September 1827, be in force and effect, except as specifically enacted to the contrary, throughout the Bombay territories in the Dekkhan and Khandesh, consisting of the zilas of Puna and Ahmadnagar, as described in Appendix-A to this Regulation ^{3*} * * * *

Second.—[*Fees*] *Rep. Act XII of 1876.*

Persons excluded from jurisdiction of Courts. 3. *First.*—With reference to the said zilas, ^{4*} * * * * suits against certain persons of rank, as hereinafter specified shall not come under the jurisdiction of the Civil Courts.

List to be furnished to Judge. *Second.*—A ⁵[list of the said persons of rank will be furnished by ⁶[the ⁷[State] Government] to the Judge, who will, on application, communicate the same to any person who, as plaintiff or defendant, may show that, his interest requires his being supplied with that information:

Agent to be appointed for trial of suits against them. 4. *First.*—An ⁸Agent of ⁶[the ⁷(State) Government] shall be specifically appointed for the purpose of receiving and trying and deciding all complaints of a Civil nature which would, under the ordinary rules, be cognizable by either of the Judges of Puna and Ahmadnagar against any of the persons ⁹contemplated in the preceding section ; he shall be furnished with a list of the ¹⁰said persons of rank and with instructions descriptive of the respective rules of procedure to be followed in the case of each such person, and he shall communicate to any individual making application so much of the above-mentioned information as such individual may show to be important to his own interest.

List and instructions to be furnished to him. *Second.*—The list above-mentioned shall comprise three (3) classes of persons of rank and the instructions above mentioned shall provide three (3) several modes of procedure, applicable respectively to each class of the said persons of rank.

List and instructions what to comprise and provide. 5. *First.*—Suits against the persons belonging to the first of the classes comprised in the Agent's list, being individuals of the very first distinction and influence under the Peshwa's Government on account of their birth, their political importance or the religious estimation in which they were held, shall be conducted and decided by the

¹ Most of these Regulations have been repealed—see Chronological Tables of the Indian Statutes. The unrepeled portions of the others are printed on the preceding pages.

² The words “with the exception of Regulation XVIII and of any enactments relating to stamps” were repealed by the Repealing and Amending Act, 1894 (4 of 1894).

³ The words and figures “and the said territories are hereby further brought under the operation of the Regulations according as they may apply, to be passed from and after the first September 1827, for the Government of the territories subordinate to the Presidency of Bombay” were repealed by the Repealing Act, 1876 (12 of 1876).

⁴ The words and figures “it is hereby enacted that, in modification of the rules contained in Reg. II-A, D. 1827, Sections XXI and XXXVII clause first” were repealed by Act 12 of 1876.

⁵ As to appeals from decisions passed by jagirdars included in this list, see Bom. Reg. 13 of 1830, s. 3
As to Courts having power to take cognizance of land suits in which persons included in this list are concerned as defendants, see Bom. Reg. 1 of 1831 and Bom. Reg. 16 of 1831.

⁶ The words “the Provincial Government” were substituted for the word “Government” by the Adaptation of Indian Laws Orders in Council.

⁷ This word was substituted for the word “Provincial” by the Adaptation of Laws Order, 1950.

⁸ As to transfer of suits to the Assistant Agent, see Act 19 fo 1935.

⁹ As to land suits in which such persons are concerned as defendants, see Bom. Reg. 1 of 1931, and Bom Reg. 16 of 1831, s.2.

¹⁰ Of Section 4 of the Code of Civil Procedure, 1908 (Act 5 of 1908).

Agent, reference being had in the most ample degree to the privileges of the defendant by former usage and custom enjoyed, and to other peculiar characteristics of the case conformable to like usage and custom ;

and no decree against any such defendant shall be enforced until the suit and all proceedings thereon shall have been referred to the ¹[²State] Government] to ³[which] also the plaintiff may appeal, ³[which], as a special superior Court for the adjustment of such suits, will pass such order thereon as ⁴[it] may deem just and equitable, an appeal to the ⁵[Supreme Court] being open to either party.

Decree not to be executed without reference to ¹[State] Government Appeal.

Second.— Suits against the persons belonging to the second of the classes comprised in the Agent's list, being individuals not equal in consideration to these above adverted to, but of high rank and importance under the Peshwa's Government, shall be conducted and tried by the Agents, reference being had in a great degree and in conformity to former usage and custom, to the rank of the defendant, his situation and privileges, under the Peshwa's Government, as affecting his creditor's means of compelling payment during that period, his present means of discharging the debt and other points material to the real equity of the plaintiff's claim and the defendant's liability.

Conduct of suit against second class persons.

An appeal against the Agent's decision to the superior Court of the ¹[²State] Government], as above constituted, shall be open to either party.

Appeal to ²[State] Government.

The petition of appeal shall be presented either to the Agent or ⁶[to the ²State] Government] within ninety (90) days (which period may be extended for good reasons) after the Agent's decision was passed ; the rules for trial and decision of such appeal shall be the same as those prescribed for the original trial of the suit and a final appeal to the ⁵[Supreme Court] shall be open to either party.

Limitation.

Third.—Suits against the persons belonging to the third of the classes comprised in the Agent's list, being individuals inferior in rank to those of the classes previously described, but still equitably entitled, on account of the privileges hitherto enjoyed by them, to a certain special degree of consideration shall be conducted and tried by the Agent, in like conformity to usage and custom, with some relaxation of the rules of the general Regulations and some portion of attention to the points above specified for regulating his decisions in suits against individuals of the two superior classes.

Conduct of suit against third class persons.

¹ The words "Provincial Government" were substituted for the words "Governor in Council" by the Adaptation of Indian Laws Order in Council.

² This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

³ The word "which" was substituted for the words "whom" and "who" by the Adaptation Indian Laws Order in Council.

⁴ The word "it" was substituted for the word "he" *ibid.*

⁵ These words were substituted for the words "King in Council" by the Adaptation of Laws Order, 1950.

⁶ The words "to the Provincial Government" were substituted for the words "to Government" by the Adaptation of Indian Laws Order in Council.

Appeal to Sadr Adalat. An appeal to the Sadr Diwani Adalat against the Agent's decision shall be open to either party.

Limitation. The petition of appeal shall be presented, either to the Agent or to the Sadr Diwani Adalat, within ninety (90) days (which period may be extended for good reasons) after the Agent's decision was passed ; the rules for trial and decision of such appeal shall be the same as those prescribed for the original trial of the suit; with which view the instructions of the Agent, with regard to the defendant, shall be communicated ¹[by the ²[State] Government] to the Sadr Diwani Adalat and a final appeal to the ³[Supreme Court] shall be open to either party ⁴* * * *

Exclusion of application to certain territories now in Gujarat. ⁵[6. Nothing in this Regulation shall as from the 1st day of May 1960 apply in relation to territories described in Appendix-A which are by Section 3 of the Bombay Re-organisation Act, 1960, comprised in the State of Gujarat.]

7. *[Pleaders ; jurisdiction; appeals; execution of decrees.] Rep. Act XIV of 1869.*

¹ The words by the "Provincial Government" were substituted for the words "by Government" by the Adaptation of Indian Laws Order in Council.

² This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

³ These words were substituted for the words "King in Council" by the Adaptation of Laws Order, 1950.

⁴ The words "under the rules contained in the General Regulations with reference to such appeals from the decrees of the Sadr Diwani Adalat" were repealed by the Repealing Act, 1876 (12 of 1876).

⁵ Section 6 was inserted by the Maharashtra Adaptation of Laws (State and Concurrent Subjects) Order, 1960.

APPENDIX-A¹.

(See Section 2, clause 1st.)

Territorial description of the Zilas in the Dekkhan and Khandesh, established under the Presidency of Bombay; formed of conquests from the Peshwa (Proclamation of occupation, 11th February, 1818), and cessions from Holkar (treaty 6th January, 1818), Sindia (treaty 6th February, 1820) and the Nizam (treaty 12th December, 1822).

ZILLA OF PUNA

The two (2) tarafs Haveli-Puna and Karyat-Maval.

The fifteen (15) following villages of the taraf Keru Bara, namely :—

- | | |
|-----------------|--------------------|
| (1) Sivra, | (9) Khetkavla, |
| (2) Kondhanpur, | (10) Kumbosi, |
| (3) Kalyan, | (11) Gavardari, |
| (4) Rahtavda, | (12) Gogalvad, |
| (5) Ombra, | (13) Kaumthadi, |
| (6) Arvi, | (14) Khed Sivapur, |
| (7) Divra, | (15) Kelvad. |
| (8) Kamsa, | |

The three (3) following villages of the taraf Musa Khora, namely :—

- | | |
|--------------|--------------|
| (1) Jamli, | (3) Sangrun. |
| (2) Sonapur, | |

The three (3) following villages of the taraf Muta Khora, namely :—

- | | |
|---------------|-----------|
| (1) Ambegaon, | (3) Ambi. |
| (2) Bhavli, | |

The two (2) following villages of the taraf Kanad Khora, namely :—

- | | |
|-------------|--------------|
| (1) Vinjer, | (2) Antroli. |
|-------------|--------------|

¹*The village of Aпти, taraf Hardus, Maval.*

The eighteen (18) tarafs Sandus, Patas, Panbal, Mahlunga, Ausiri, Khed, Chakan, Ghoda, Vada, Ambegaon, Junna, Votur, Ala, Bela, Markhoda, Kokatnet, Minner and Narayangaon.

The ten (10) following villages of the taraf Kudda, namely :—

- | | |
|----------------------|----------------------|
| (1) Ambi, | (6) Bhaugri, |
| (2) Khambori, | (7) Aldara, |
| (3) Baradi, | (8) Lingdi, |
| (4) Lavki, | (9) Ghasgaon, |
| (5) Nandur Kandumal, | (10) Pimpalgaon Jog. |

The three (3) tarafs Andar Maval, Nani Maval and Paud Khora.

¹ So much of Bom. Reg. 29 of 1827 as related to the villages of Jalihal, Tingni Bidri, Hongalhali, Karjol, Upadinni, Allassundeh and Boblad was repealed by Act 6 of 1842.

So much of this Appendix as declared the villages contained in the schedule to Act 11 of 1846 and the lands attached thereto (being parts of the paraganas of Nandurbar, Sultanpur and Kukarmunda, in the province of Khandesh), subject to the Regulations established for the administration of civil and criminal justice in the Province of Bombay, was repealed by that Act.

So much of this Regulation as related to the following villages in the Puna District, viz. :—

1. The Punt Suchoe's village of Aпти, Taraf Hardus-Maval,

2,3,4. The Punt Suchoe's village of Water, Bhambourdy and Gunund in part of the Tarafs of Nir Thadi and Sirval which lie north of the Nira river, was repealed by Act 4 of 1868.

The thirty-two (32) following villages of the taraf Paun Maval, namely :—

- | | |
|----------------------|-------------------|
| (1) Karunj, | (17) Shivner, |
| (2) Ambegaon, | (18) Bauver, |
| (3) Pusani, | (19) Thugaon, |
| (4) Chandkhed, | (20) Pardavdi, |
| (5) Kila, | (21) Mahagaon, |
| (6) Shevti, | (22) Kusgaon, |
| (7) Sindgaon, | (23) Yelsi, |
| (8) Pavla, | (24) Bebarvohol, |
| (9) Kurda, | (25) Riha, |
| (10) Siravli, | (26) Pauchana, |
| (11) Ghivandi Alvan, | (27) Bersi, |
| (12) Apti, | (18) Badavli, |
| (13) Kauter Khadak, | (29) Arra, |
| (14) Malavli, | (30) Ursi, |
| (15) Shivli, | (31) Gotavra, |
| (16) Aridiv, | (32) Adala Khurd. |

The three (3) tarafs Kari Pathar, Sasvad and Supa.

So much of the two (2) tarafs Nir Thadi and Sirval as lies north of the Nira river.¹

The six (6) tarafs Indapur, Baramati Mohol, Under tappa to the west of the Sina river Bhusa and Temburni.

The four (4) following villages of the tarafs Karkam, namely :—

- | | |
|---------------|-------------|
| (1) Gursali, | (3) Karola, |
| (2) Badalkot, | (4) Ujini. |

The two (2) following villages of the tarafs Kathi, namely :—

- | | |
|-------------|------------------|
| (1) Sorsti, | (2) Shankargaon. |
|-------------|------------------|

The three (3) tarafs Sholapur, Ahirvadi and Mandrup.

The five (5) following villages denominated the Sammot Phutgaon, namely :—

- | | |
|---------------|--------------|
| (1) Andal, | (4) Darphal, |
| (2) Muranchi, | (5) Mangrul. |
| (3) Nerkhed, | |

The seven (7) tarafs Indi, Tamba, Hippargi, Julvad-Kokatnur, Almel, Barud and Ukli.

The three (3) following villages of the tarafs Haveli Bijapur, namely :—

- | | |
|---------------|---------------|
| (1) Ukmanhal, | (3) Ahleabad. |
| (2) Kaulga, | |

The four (4) following villages of the tarafs Horti, namely :—

- | | |
|-----------------|----------------|
| (1) Ranjanhal, | (3) Tilihal, |
| (2) Minchanhal, | (4) Kyatilkir. |

The qasba of Sindgi.

¹ As to three of the villages in these tarafs, *see* the first footnote on p. 27, *supra*.

The six (6) following villages of the tarafs Henvad, namely :—

- | | |
|---------------------------------|----------------|
| 1 <i>Jalihal</i> , ¹ | 4 Arahalli, |
| 2 Ramtirat, | 5 Kaltavteghi, |
| 3 Yetinhal, | 6 Ghonasghi. |

The seven (7) following villages of the tarafs Anti, namely :—

- | | |
|--------------|-------------|
| 1 Aralhatti, | 5 Balgheri, |
| 2 Abihal, | 6 Sambarga, |
| 3 Tangarri, | 7 Bemanhl. |
| 4 Mangsula, | |

The two (2) following villages of tarafs Halsanghi, namely :—

- | | |
|-------------|------------|
| 1 Bhatgunk, | 2 Gotihal. |
|-------------|------------|

The six (6) following villages, namely :—

- | | |
|-------------------|--------------------------------------|
| 1 Avakor, | 4 <i>Tingni Bidri</i> , ¹ |
| 2 Hina Parsalghi, | 5 <i>Hongalhalli</i> , ¹ |
| 3 Surpal, | 6 <i>Karjol</i> . ¹ |

The two (2) tarafs Talikoti and Nalatvad.

The qasba of Bagevadi and the two (2) villages of Masbinal and Yerval.

The four (4) following villages in the tarafs Muhammadpur, namely :—

- | | |
|-------------|-----------------------------------|
| 1 Jaynapur, | 3 <i>Upaldinni</i> , ¹ |
| 2 Budeni, | 4 Gurodhal. |

The village of Bhaganagar, taraf Sednak.

The seven (7) following villages of the tarafs Chimalghi, namely :—

- | | |
|---------------|--------------|
| 1 Disalkop, | 5 Gharri, |
| 2 Mijarkop, | 6 Liklevadi, |
| 3 Murkatihal, | 7 Maundghi. |
| 4 Golsaighi, | |

ZILLA OF AHMEDNAGAR

(*Ahmednagar Collectorship*)

Barsi Panch Mahals.

The Peshwa's share of the pargana Doka.

The village of Vaghola in the Dharur pargana.

So much of the pargana Haveli-Parinda as lies west of the Sina river and the village of Sanori to the east of the said river.

The two (2) parganas of Jamkhed and Vanghi.

The Peshwa's share of Prant Karrevarit and that part of the Nizam's share which lies west of the Sina river.

The Peshwa's share of the Ashti pargana and the taraf Manur.

The two (2) tarafs Naga Haveli and Ranjangaon.

The Pargana Parner.

The nine (9) following villages in tarafs Belha, namely :—

- | | | |
|--------------|------------|--------------|
| 1 Davalgaon, | 4 Babra, | 7 Ukargaon, |
| 2 Orngaon, | 5 Kolgaon, | 8 Isapur, |
| 3 Karnjavan, | 6 Sidori, | 9 Andalgaon. |

The two (2) parganas of Kharda and Nevasa, except the village of Jalka.

The two (2) tarafs Ganji-Bhoyra and Vavrad.

The pargana Bargaon Nandur.

¹See the first foot note on p. 27 *supra*.

The Peshwa's share of the two (2) parganas Bijapur and Gandapur, together with the village of Takli.

The pargana Sangamner, together with the three (3) qasbas of Rahata, Puntamba and Whava.

The thirteen (13) parganas Dhandarpha¹, Kotul, Akola, Sinnar, Kumbhair, Patoda, Nasik, Trimbak, Vaghera, Vani, Dindori, Shevgaon and Chandor.

(Khandesh Collectorship)

The thirteen (13) parganas Laling, Songir, Ner, Amalner, Betavad, Dhangri, Garondol, Jalod, Chandshahar, Bhadgaon, Bhal, Utram and Masva.

The pargana Pachora which belongs to Sindia, but is Governed by the British.

The taraf Lohara-Haveli which belongs to Sindia, but is Governed by the British.

The taraf Sangvi, in the Lohara pargana.

The five (5) parganas Shendurnit, Chalisgaon, Rajdesh, Mahombarai and Manikpuri.

The eighteen (18) following villages of the Kana Pargana, namely :—

- | | |
|---------------|-------------------|
| 1. Rolter, | 10. Kanedi, |
| 2. Rohilla, | 11. Jalgaon, |
| 3. Porkri, | 12. Jamdi, |
| 4. Malligaon, | 13. Tunvana, |
| 5. Champaner, | 14. Palasgaon, |
| 6. Hingna, | 15. Malpur, |
| 7. Naydongri, | 16. Vetapur, |
| 8. Sahkegaon, | 17. Makrandarpur, |
| 9. Kadra, | 18. Narsinhapur. |

A The two (2) qasbas of Ranjangaon and Jategaon.

The twenty-four (24) parganas Galna, Chikhalvohol, Tokra, Jhodga, Lohoner, Vakhari, Sandas, Jaytepur, Pissol, Tilvad, Korali, Otur, Pala, Hatgad, Kanasi, Pimpla, Pimpalner, Dhaiva, Varsa, Bhamen, Navapur, ¹*Nandurbar, Sultanpur and Kukarmunda.*

The three (3) qasbas of Pankera, Umarpatta and Chaupala.

The principality of Akrani.

The pargana of Chopda which belongs to Sindia, but is Governed by the British.

The two (2) parganas of Thalner and Amba.

The qasba of Sindva.

The pargana of Yaval which belongs to Sindia, but is Governed by the British.

The two (2) parganas of Adavad and Savda.

The village of Changdev.

The pargana of Raver, including the taraf of Pal.

The four (4) parganas of Nasirabad, Jamner, Bodvad and Bornar.

¹See the first foot note on p. 27. *supra.*

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