

190-21-11-07.

Educational (1908) Department.

ORDINARY MS.

G.O., No. 643

DATED 8.9.08.

Order - 8
page no.

(9)

[Despatch Abstract.]

Execution of deeds

Recording letter from the S.P.D.
furnishing ^{certain} particulars regarding the —
referred to Rule 53 of the Grant in Aid Code

BACK PAPERS.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date.	Original (=O.) or spare copy (=S. C.).	Remarks. (In this column such of the papers as have been removed —for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.

Papers of other departments.

Department.	Number.	Date.	Original (=O.) or spare copy (=S. C.).	Despatcher to note the return of the papers to the departments concerned.

Educational Dept.

^{Cur}
(1810)

✓

OM. N^o 1810-1 D 18-8-08

The D.P.I. is requested
to be good enough to state whether
the mortgage deed or deed of
acceptance referred to in Article 53(1)
of the Grant-in-aid Code is executed
on stamped paper and if so, who
bears the cost of the stamp. ~~He~~
is also requested to state
whether the original title deeds re-
lating to the property mortgaged are
deposited with him along with the
mortgage deed.

F.H.
17-8-08

RD
17-8-08

Chd
1888

sent 19-8-08
To the Director of Public
Instruction

Stock Form No. 135.
4,000-27-4-06.



EDUCATIONAL DEPARTMENT.

Received.....190 , Registered.....1905.

Subject.

Furnishing certain particulars regarding
the execution of the deeds referred to in Rule
53 of the Grant-in-Aid Code.

ENCLOSURES.

No.

Dis. No. 6079

Spare copies

Station Madras , Dated the 1st ~~August~~ ^{September} 1908.

From (Name) The Hon. Mr. A.G. Bourne, D.Sc., F.R.S., C.I.E.,

(Designation) Director of Public Instruction,

M A D R A S.

To the Secretary to the Government of Madras,
Educational Department

Sir,

With reference to Memorandum No. 1810-1, Edl.,
dated 18th August 1908, I have the honour to say that the
deeds referred to in Rule 53(ii) of the Grant-in-Aid Code
are executed on stamped paper, the cost of the stamp being
borne by the party that executes the deed.

2. The original title deeds relating to the property
mortgaged are deposited with me with the mortgage deed.

I have the honour to be,

Sir,

Your most obedient servant,

O. V. S. S. S.
for Director of Public Instruction.

V.R.

NOTES.

G.O.No.485, Public, dated 9-6-1908.

(C.No.3322), from the Collr. of Guntur, No.422, dated 2--9--1908.

Subject.

Building grants to Leper Asylums.

U.S.

In paragraph 2 of G.O.485, Public, dated 9th June 1908, the Government required that, prior to the disbursement of the building grants sanctioned for the Leper Asylums specified in that G.O., an agreement containing certain stipulations should be signed by "the representative of representatives of the Mission to Lepers in India and the East or other owners of the buildings of the different Asylums".

2. With reference to this deed of agreement, the Collector of Guntur enquires:--

(1) whether the deed should be on stamped paper and whether it should be registered free of cost;

(2) whether it should be signed by Mr. W.C. Bailey, the Superintendent of the Mission or by the Manager of the Asylum at the place.

3. As to the first enquiry, it appears that the deed should be written on stamped paper and registered as ordinary documents of the kind are. It does not seem to come under the proviso to Section 3 of the Indian Stamp Act, 1899, according to which

"no duty shall be chargeable in respect of any instrument executed by, or on behalf of, or in favour of, the Government in cases where, but for this exemption, the Government would be liable to pay the duty chargeable in respect of such instrument."

The Collector of Guntur may perhaps be told to take the advice of the Local Government Pleader in the matter.

4. As to the second enquiry as to who should sign the deed, it is submitted that the Collector may be told that the deed can be signed by the Manager of the Asylum at Bapatla if he is the accredited "representative" of the Mission.

5. The Collector further asks that he may be furnished with the present address of Mr. Bailey. The Collector may be furnished with the address given on page 2 of G.O.No.628, dated 3rd August 1908, viz, 38, North Bridge, Edinburgh.

K-K
14-8-08.
6. The Educational Department may be asked u.o. whether the agreements prescribed in the Grant-in-Aid Code are executed on stamped paper

C.S.S. and who now signs the agreements.
14-8-08.

A.G.
15-8-08.

Educational u.o.

Educational Department.

Please refer to D.P.I. if the information is not known. Documents executed under Appendices O and P of the Grant in Aid Code are of the nature of mortgage deeds and are presumably stamped. The Director presumably signs these documents: they do not come to Government. The original title deeds are deposited by the executants in the D.P.I's office. Please verify.

H.D.T.
15-8-08.

No information is available in this office.
The draft Memo. to the D.P.I. placed below

may issue. The D.P.I. seems also to sign the
 T.K. document - vide the last portion
 17-8-08. of Appendices O and P on pages 30
 and 33 of the Grant in Aid Code.

K.R.
 17-8-08.

I s s u e.

C.A.S.
 18-8-08.

(Memo. No.1810-1 Ed1.,d/18-8-08.)

From the D.P.I., No.6079, dated 1st Septr.1908.

The D.P.I. states that the deeds referred to in Rule 53(ii) of the Grant in Aid Code are executed on stamped paper, the cost of the stamp being borne by the party that executes the deed. He also states that the original title deeds relating to the property mortgaged are deposited with him with the mortgage deed.

2. The Public Department may, it is submitted, be informed accordingly, the Director's letter being recorded separately and a copy of it being sent to the Public Department.

T.K.
 5-9-08.

K.R.
 5-9-08.

Y e s.

C.A.S.
 5-9-08.

Public u.o.

A Copy of the Director's letter has been sent to the Pub. Dept. The draft placed below

is submitted for approval.

PM
7.9.08

Lee.

7

In pencil

Oct
7.9.08
Lee
PM

GOVERNMENT

INDIA

22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 6 5 4 3 2 1 190 .

C. No. 1960, From the D.O. I, No. 6079, dated 1-9-1908.

" " " "; ".....; "..... 190 .

99 " 99 " , " , " 190

No. 643, dated 8. 5. 1908.

Recorded.

$$\frac{181}{7-9.08}$$

Chas
7.9.81

$$\frac{20}{7.9.08}$$

8. $\frac{1403}{9.55}$

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

190.

READ AGAIN G.O., No. _____, DATED
 190.

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DUTY.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
 IN ORIGINAL.

N.B.—

A = Copy in full
 B = Not to be copied.
 P = Copy abstract only
 Q = Copy heading only.

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