

Government of Madras.

HOME DEPARTMENT

(EDUCATION)

G.O. No. 1402, 20th December 1916

INDEXED

Acquisition of land

Considering that the sites required by the authorities of the Coles Ackerman Memorial high school, Nellore, should be acquired under the Land Acquisition Act, sanctioning a grant of Rs. 5,000 towards the acquisition and directing the publication in the *Fort St. George Gazette* of a notification for the purpose.

Government of Madras.

HOME DEPARTMENT

(EDUCATION)

G.O. No. 1402, 20th December 1916.

N.P.

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Considering that the sites required by the authorities of the Coles Ackerman Memorial high school, Nellore, should be acquired under the Land Acquisition Act, sanctioning a grant of Rs. 5,000 towards the acquisition and directing the publication in the *Fort St. George Gazette* of a notification for the purpose.

GOVERNMENT OF MADRAS

HOME DEPARTMENT
(Education)

READ—the following papers:—

I

Letter—from M.R.Ry. Diwan Bahadur R. RAMACHANDRA RAO Avargal, B.A.,
Collector of Nellore.*To*—the Secretary to Government, Revenue Department.*Dated*—the 18th August 1916.*No.*—Ref. 417 Pet./Cor.

At the instance of the Principal, Coles Ackerman Memorial high school, Nellore, I have the honour to forward herewith, for approval and publication in the *Fort St. George Gazette*, a draft notification for the acquisition of 13.14 acres of land in survey fields Nos. 1576/805, 1576/804, 1576/803, 1576/809 and 1576/810 of Nellore village, Nellore taluk, for the extension of the Coles Ackerman Memorial high school. The Principal says that funds are available, and has agreed in his letter dated 14th August 1916 to the following conditions:—

(a) In case the lands are hereafter required for a Government purpose, they should be surrendered on refund of the amount paid; (b) that no buildings should be erected on the site without the Government sanction till the above question is settled; and (c) that no additional compensation should be claimed for any improvements effected.

2. This site was once proposed for the District Court house, but the site committee has now selected another site. It is, however, clear that this site is required either for the school or the District Court house. It may take time to pass orders about the location of the District Court. Meanwhile the price of land in the neighbourhood is going up by leaps and bounds. And the earlier the land is acquired the better. The interests of Government are sufficiently safeguarded by the conditions agreed to.

3. The Divisional Officer, Nellore, reports that the amount of compensation is estimated at Rs. 10,510 which includes the 15 per cent allowance for compulsory acquisition. The owners are willing to part with their lands. The Divisional Officer's estimate is fair and may be accepted.

II

Letter—from the Hon'ble Mr. J. H. STONE, M.A., F.R.H.S., C.I.E., Director of
Public Instruction.*To*—the Secretary to Government, Home (Education) Department.*Dated*—Madras, the 5th September 1916.*No.*—R.C. 7411.

In submitting herewith the application for aid towards the cost of acquiring a site for the Coles Ackerman Memorial high school, Nellore, I have the honour to state that it is proposed to acquire the site measuring 14 acres in extent—vide the enclosed plan. The correspondent states that the Collector has promised to acquire the site for the school for Rs. 10,510 and that the management has Rs. 6,000 to meet this expenditure. He therefore requests that the balance of Rs. 4,510 may be sanctioned as Government grant. It would appear that there is another proposal to acquire this site for the location of the District Court. But the correspondent thinks that another site will be selected for the District Court in case this site is acquired

for the school—vide his enclosed note. As I do not consider that all the 14 acres are urgently required for the school, I have the honour to recommend that the school authorities may be permitted to acquire such portion of the site as they can now without prejudice to the question of grant which will only be recommended for such amount of land as the department is convinced is necessary for schools' purposes.

ENCLOSURE

Note by the Correspondent, Coles Ackerman Memorial high school, Nellore.

With reference to the desire of Government to locate the new court house on this site, I have to explain that as soon as it was known that this site was needed for the school the site committee composed of heads of departments concerned selected another site.

On the 10th instant this committee met, having requested me to attend, which I did. I was asked to state definitely whether or not the first site selected was needed for the school. I replied that was needed very urgently. So they proceeded in my presence to draw up resolutions recommending the second site.

The matter has to be decided finally by the High Court, but having had a private interview with the Hon'ble Sir William Ayling, I believe that the merits of the case will be carefully weighed, and that the school will be given an opportunity to take the site it so much needs. If the grant asked for is given at an early date, I believe it will be the means of securing the site for the school.

L. C. SMITH.

III

Letter—from the Hon'ble Diwan Bahadur P. RAJAGOPALA ACHARIYAR Avargal,
C.I.E., Secretary to Government, Home (Judicial) Department.*To*—the Hon'ble the Chief Justice of the High Court.*Dated*—Ootacamund, the 8th September 1916.*No.*—2402 B/1 Judicial.

I am directed to forward a copy of a letter from the Collector of Nellore, Ref. No. 417-Pet./Cor., dated the 18th August 1916, proposing the acquisition of a plot of ground in the Nellore village for the extension of the Coles Ackerman Memorial high school, Nellore, and to request that the Honourable the Judges will be so good as to state whether the site proposed for acquisition is likely to be required for the District Court house, and whether they have any objection to its acquisition for the school on the conditions mentioned by the Collector.

IV

Letter—from C. G. MACKAY, Esq., I.C.S., Registrar, High Court.*To*—the Secretary to Government, Home (Judicial) Department.*Dated*—Madras, the 3rd October 1916.*No.*—R.O.C./741/14.

With reference to your letter Home (Judicial) No. 2402 B-1, dated the 8th September 1916, regarding the acquisition of a plot of land for the Coles Ackerman Memorial high school, Nellore, I am directed to state that the Honourable the Judges have no objection to the acquisition on the conditions proposed. A new site has been selected for the proposed District Court house.

V

Official Memorandum No. 3240-1, Home (Education), dated
the 21st October 1916.

With reference to his letter R.C. No. 7411, dated the 5th September 1916, the Director of Public Instruction is requested to report the exact extent of land that he considers sufficient for the requirements of the Coles Ackerman Memorial high school, Nellore.

(By Order)

C. RAMANUJA ACHARIYAR,
Registrar.

To the Director of Public Instruction

VI

Official Memorandum No. 3240-2, Home (Education), dated the 21st October 1916.

With reference to his letter Ref. No. 417-Pet./Cor., dated the 18th August 1916, the Collector of Nellore is informed that it has been ascertained that the Honourable the Judges have no objection to the acquisition of the proposed site for the Coles Ackerman Memorial high school, Nellore, on the conditions mentioned.

2. As it is reported that the owners are willing to part with their lands, the Collector is requested to explain clearly the necessity for the application of the Land Acquisition Act for the acquisition of the site for the school and to furnish Government with a plan showing clearly the position of the site which it is proposed to acquire.

3. The Collector's attention is also drawn to Memorandum No. 1642-C/2, Judicial, dated the 23rd June 1916. The buildings referred to therein should also be shown in the plan and it should be clearly stated whether, and if so how, the proposal to alienate those buildings affects the proposal to acquire land referred to in paragraph 1 supra.

(By Order)

C. RAMANUJA ACHARIYAR,
Registrar.

To the Collector of Nellore.

VII

Letter—from M.R.Ry. Diwan Bahadur R. RAMACHANDRA RAO AVARGAL, B.A.,
Collector of Nellore.

To—the Secretary to Government, Home (Education) Department.

Dated—the 2nd November 1916.

No.—Ref. 417 Pet./Cor.

In advertance to Government Memorandum No. 3240-2, dated 21st October 1916, I have the honour to state as follows:—

2. Of the five numbers the acquisition of which has been proposed, three (S.F. Nos. 1691, 1692 and 1693) are unenfranchised dharmadayam inams and inasmuch as the inamdars cannot alienate them by private contract, acquisition is imperative. Further, acquisition creates an indefeasible right. For these reasons and having in view the eventuality of the land being required for public purposes, I think it advisable to have recourse to the Land Acquisition Act.

3. A sketch plan showing the positions of the site proposed for acquisition, the Coles Ackerman school and the buildings referred to in Government Memorandum No. 1642-C-2, Judicial, dated the 23rd June 1916, is enclosed.

4. It will be seen from the sketch that the site of the old police lines which was applied for by the Rev. Mr. L. C. Smith lies between the present school compound and the site for acquisition. It will rather be inconvenient to the school authorities if they are to have S.F. Nos. 1691, etc., without the police lines; but these will not be available for the school until fresh quarters are built for the Town Police as already reported by me in the letter read in the Government Order quoted in paragraph 3. But to justify the present acquisition I would point out that the extra land now applied for will be required for the school even at the inconvenience of the police lines remaining as they are. On the other hand, if any of lands now referred to is required for the Police department it can be taken back from the high school. An early acquisition means considerable saving of money; the price of the land in the locality goes up rapidly.

5. The old jail lines are not situated like the police lines. Nevertheless, the Principal wanted some unoccupied sheds in the lines for temporary occupation and these have been given to him on a year's lease in consultation with the Inspector-General of Police. These quarters are intended for technical classes. If it be eventually decided to alienate the old jail lines, and if the high school is prepared to purchase them, they may be then alienated; or else the class buildings may be built on the land now acquired. But this issue has not much reference to the present acquisition and may be dealt with on merits when the matter necessitates disposal.

VIII

Letter—from the Hon'ble Mr. J. H. STONE, M.A., F.R.H.S., C.I.E., Director of
Public Instruction.

To—the Secretary to Government, Home (Education) Department.

Dated—Madras, the 28th November 1916.

No.—R.C. 7411.

With reference to your Memorandum No. 3240-1, dated 21st October 1916, requesting me to report the exact extent of land required for the Coles Ackerman Memorial high school, Nellore, I have the honour to submit herewith a copy of the letter, dated 15th November 1916, of the correspondent with the sketch referred to herein and to recommend that in the circumstances stated all the four sites numbered 1692, 1693, 1691 and 1697 may be acquired and that a grant of Rs. 5,000 may also be sanctioned for the purpose.

ENCLOSURE

Letter—from the Correspondent, Coles Ackerman Memorial high school, Nellore.

To—the Director of Public Instruction.

Dated—the 15th November 1916.

With reference to your No. 7411, dated 6th November 1916, and in continuation of my letter to the Inspector of Schools, II Circle, Guntur, in which I enclosed a sketch copied from the survey map of Nellore, I have the honour to state that survey Nos. 1692 and 1693, marked in red on enclosed sketch and containing approximately $4\frac{1}{2}$ to 5 acres, are *most urgently needed* for additional play-ground, as will appear from the fact that we have at present but 5 acres with six buildings and a small school garden, and we have 800 boys on our rolls.

Survey Nos. 1693, 1692, 1691 and 1697 all belong to the same tract. It is on the latter two of these that we propose to locate an agricultural department of our school. No. 1691 is urgently wanted by vakils for residences, as the new court is to be located near this site. So I shall have to take the whole tract of 14 acres immediately or our future plans will be thwarted. The "old police lines," the "old jail sheds" and the court are to become available for our school when the new court is completed, and when money is available to build new lines for the police. This will give the school this whole block, with the exception of the site of the jail, and it would make a most admirable plant for our purpose.

The valuation given me by the Collector when I made application for grant was made three years ago, but now another valuation has been made, and it reaches almost Rs. 1,000 per acre. I believe the whole site, Nos. 1692, 1693, 1691 and 1697, together with the 15 per cent additional for compulsory acquisition, comes to Rs. 12,550.

Our plans for the agricultural department are not fully developed, as it is only recently that we have had a reasonably good prospect of getting the land, but we have long desired to provide facilities for teaching boys to become productive, as well as to read a book. The court and jail sheds would provide admirable quarters for shops of various kinds, and the land described would give us agricultural facilities. We shall expect these to be under the Secondary School Leaving Certificate scheme, and they will be open to all classes of students, but would be compulsory for Christian boys assisted in their schooling by the Mission. An agricultural graduate and teacher is to be brought out from America, and I have a practical knowledge of agriculture. I request, therefore, that the Government grant us Rs. 5,000 towards purchasing the whole site immediately. It will have to be acquired by Government. If this whole site is secured, our whole school with its various industrial departments will be in one block; otherwise we shall have to go some distance for sites for shops and field and our work will be scattered. The whole case is considered, therefore, to be urgent.

If, however, it be found to be impossible to grant the Rs. 5,000 for the purchase of Nos. 1691, 1692, 1693 and 1697 immediately, then I request that a half grant be given for the immediate purchase of 1692 and 1693 for the addition to the play ground.

Order—No. 1402, Home (Education), dated the 20th December 1916.

The Government consider that the sites required by the authorities of the Coles Ackerman Memorial high school, Nellore, and referred to in the Collector's letters read above, should be acquired under the Land Acquisition Act, 1894, and they are pleased to sanction a grant not exceeding Rs. 5,000, or one-half of the actual cost, whichever may be less, towards the cost of acquiring the sites.

2. The draft notification for the acquisition, submitted by the Collector with his first letter read above, will be published in the *Fort St. George Gazette*.

3. The Collector of Nellore will be requested to call upon the authorities of the school to deposit in the treasury the sum of Rs. 5,510, or such larger amount as may be found necessary on actual determination of the award.

4. After acquisition the property should be conveyed to the authorities of the school by a formal deed of conveyance to be drawn up in consultation with the Government Solicitor.

(True Extract)

P. RAJAGOPALA ACHARIYAR,
Secretary to Government.

To the Collector of Nellore.
" Director of Public Instruction.
" Accountant-General.
" Revenue Department.
" Home (Judicial) Department.
" Superintendent, Government Press.
Editors' Table (Order only).

NOTIFICATION.

Under section 6 of the Land Acquisition Act, 1894, the Governor in Council hereby declares that the land mentioned in the following schedule and measuring acres 13.14, be the same a little more or less, is needed for a public purpose, to wit, for the Coles Ackerman Memorial high school, Nellore; and, under sections 3 and 7 of the same Act, the Headquarters Deputy Collector, Nellore, is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said land.

2. A plan of the land is kept in the office of the Headquarters Deputy Collector, Nellore, and may be inspected at any time during office hours.

SCHEDULE.

Description of land, wet or dry, inam or poramboke, with survey or paimash number.	Name of owner or occupier.	Boundaries of the land required to be taken up.	Extent to be taken up.
<i>Nellore district, Nellore taluk, Nellore village.</i>			
Unenfranchised dhar-madayam inam 0.56; old survey No. 1693, resurvey No. 1576/805.	Enjoying service inamdars (1) Muhammad Khasim, (2) Muhammad Sheriff, (3) Munshi Muhammad Sheriff alias Sahib John, (4) Muhammad Nizam Sheriff alias Nanne John, (5) Muhammad Abjan Sheriff and (6) Muhammad Isaf Sheriff.	North, old S. No. 1694; east, old S. No. 1696; south, No. 1692 and west, No. 1665.	0.56
Do. old survey No. 1692; resurvey No. 1576/804.	Do.	North, No. 1693; east, No. 1696; south, Nos. 1691 and 1665 and west, No. 1665.	3.42
Do. old survey No. 1691; resurvey No. 1576/803.	Choultry trustee Vanamamala Sadagopachariu of Madras.	North, No. 1692; east, Nos. 1696 and 1687; south, Nos. 1689 and 1690; west, No. 1665.	5.29
Old survey No. 1697-A Government wet; resurvey No. 1576/809.	Pattadar Ravinuthala Narasimha; enjoyer, Sriranganayakaswami.	North, No. 1698; east, No. 1689; south, No. 1697 B and west, No. 1696.	2.34
No. 1697 B; resurvey No. 1576/810 en-franchised inam wet	Pattadar Ravinuthala Ramayya; enjoyer, Sriranganayakula-swamivaru.	North, No. 1697 A; east and south, No. 1687 and west, No. 1696.	1.53
Total ..			13.14

NOTES CONNECTED WITH G.O. No. 1402, HOME (EDUCATION), DATED 20TH DECEMBER 1916

[SUBJECT.—Acquisition of land for the Coles Ackerman Memorial High school, Nellore.]

I

From the Collector of Nellore, Ref. No. 417 Pet./Cor., dated 18th August 1916.

HOME (EDUCATION) DEPARTMENT.

The general principles that govern the application of the Land Acquisition Act to obtain lands for private educational institutions are embodied in G.O. No. 599, Educational, dated the 27th June 1913. In the case under reference no reason is given for putting into operation the Land Acquisition Act on behalf of the Coles Memorial high school.

2. The remarks of Judicial (B) section may, it is submitted, be obtained in the first instance as to whether the site is likely to be required for the District Court and as to whether that section has any objection to the acquisition on the conditions mentioned by the Collector.

S.N.P.—31-8-16.

T.K.—31-8-16.

C. RAMANUJA ACHARIYAR—3-9-16.

HOME (JUDICIAL) DEPARTMENT.

The High Court may be consulted on the point referred to in paragraph 2 of the Educational Department note above. Draft submitted.

A.K.K.—7-9-16.

P.R.R.—7-9-16.

E. A. HARVEY—8-9-16.

HOME (EDUCATION) DEPARTMENT.

[Letter to the High Court, No. 2402 B-1, dated 8th September 1916—II.]

III

From the Director of Public Instruction, R.C. No. 7411, dated the 5th September 1916.

The question of this site was referred by the Collector of Nellore to this department and the file is now with Judicial (B) department who have issued a reference to the High Court on this subject.

2. Reference is also solicited to the file relating to the acquisition of the Police lines for this school.

3. It is submitted this may lie over till replies are received to the above two references.

S.N.P.—21-9-16.

T.K.—21-9-16.

C.R.—23-9-16.

IV

From the High Court, R.C. No. 741/14, dated 3rd October 1916.

The High Court has no objection to the acquisition of the site for the Coles Ackerman Memorial school, as a new site has been selected for the District Court house. The file may be returned to Home (Education) with this information.

A.K.K.—6-10-16.

P.R.R.—7-10-16.

E. A. HARVEY—9-10-16.

A draft official memorandum to the Director of Public Instruction and a draft official memorandum to the Collector of Nellore are submitted for approval.

S.N.P.—18-10-16.

T.K.—20-10-16.

C. RAMANUJA ACHARIYAR—21-10-16.

[Issued as Memorandum Nos. 3240/1 and 3240/2, dated the 21st October 1916—
V and VI.]

Demi-official—from T. E. MOIR, Esq., I.C.S., Private Secretary to His Excellency the Governor.

To—the Hon'ble Diwan Bahadur P. RAJAGOPALA ACHARIYAR Avargal, C.I.E., Secretary to Government, Home Department.

Dated—Madras, the 29th October 1916.

I am to ask you kindly to let me know how the question of the extension of the premises of the Coles Ackerman Memorial School, Nellore, now stands.

HOME (EDUCATION) DEPARTMENT.

The case may, it is submitted, be remitted to the Private Secretary to His Excellency the Governor for information.

S.N.P.—30-10-16.

T.K.—30-10-16.

C.R.—30-10-16.

Note of Private Secretary to His Excellency the Governor on C. No. 1642-C, Judicial.

I am to ask Secretary to be so good as to send this file again u.o. to Mr. Stone. The position as regards building grants has changed since the question came before him.

(By Order)

T. E. MOIR—18-11-16.

Director of Public Instruction u.o.

P. RAJAGOPALA ACHARIYAR—18-11-16.

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION.

Mr. Smith has schemes for industrial and agricultural work in connection with his school. These would need a good deal of space. Now that the restrictions on building grants have been relaxed I suggest that the grant may be promised (Rs. 4,000 or so as estimated) and the land acquired under the Act. When this has been done it will, I suppose, have to be conveyed to the Mission by a deed of conveyance. It may be so conveyed piecemeal as Mr. Smith is able to make use of it, or, if he can use it all at once, in one piece.

J. H. STONE—20-11-16.

HOME (EDUCATION) DEPARTMENT.

VII

From the Collector of Nellore, Ref. No. 417 Pet./Cor., dated 2nd November 1916.

VIII

From the Director of Public Instruction, R.C. No. 7411, dated 28th November 1916.

The Collector of Nellore recommends, the acquisition under the Land Acquisition Act, of the five numbers mentioned in the draft notification submitted by him.

2. The Director of Public Instruction also recommends the acquisition of the above sites and a grant of Rs. 5,000 towards the estimated cost of Rs. 10,509 (according to the Collector) or of Rs. 12,550 (according to the correspondent).

3. The Collector and the Director of Public Instruction both consider that the acquisition for the school of either the Police lines or the Jail lines or both, which is separately under consideration in Judicial (C) section, need not stand in the way of the present acquisition. A draft order sanctioning a grant of Rs. 5,000 and issuing a notification for the acquisition of the sites under the Land Acquisition Act is submitted for approval. The draft may be sent to Revenue for acceptance.

S.N.P.—4-12-16.

T.K.—4-12-16.

C. RAMANUJA ACHARIYAR—5-12-16.

P. RAJAGOPALA ACHARIYAR—5-12-16.

REVENUE DEPARTMENT.

The draft may, it is submitted, be accepted in this department. For precedent please see G.Os. No. 946, Educational, dated 7th September 1916, No. 918, Educational, dated 28th August 1916, and No. 771, Educational, dated 13th July 1916.

R.V.—13-12-16.

V. A. ANANTARAMA AYYAR—15-12-16.

Accepted in Revenue.

J. P. BEDFORD—16-12-16.

HOME (EDUCATION) DEPARTMENT.

Draft may issue.

Yes.

C.R.—18-12-16.

P.R.—20-12-16.

[G.O. No. 1402, Home (Education), dated the 20th December 1916.]

Section II-10 (a)-12-H5.

Considering ~~that~~ the
~~requirements are also being met by~~
the sites required by the authorities
of the Helen Ackerman Memorial High
School, Nelson, ^{(should be acquired under the Land Acq. Act,}
sanctioning a grant of ~~Rs 5000~~ ^{directing}
Rs 5000 towards the acquisition, and ~~publishing~~
^{the publication} in the Fort St George Gazette of the notification for the ~~the~~ purpose.

READ AGAIN G.O. No....., dated..... 191 .

” ” ” ” ” 191

READ ALSO:—

C. No. 3084, From the Letter of Nellore, Ref., No. 417/Pet/Cor, dated The 18th Aug 1916.
 3240 Dir. of Pub. Instr., R.C. No 7411, dated the 5th Sep 1916.
 Letter to the High Court, No. 2402 B-1 Just., dated the 8th Sept 1916.
 " " 2689 B Just. " High Court, ROC, 741/14, dated the 3rd Octr 1916.
 memo. No. 3240-1, dated the 21st October 1916.
 3240-2, Do Do
 4041 Collector of Nellore, Ref. No. 417/Pet/Cor, dated the 2nd Novr. 1916.
 " " 4409 " Dir. of Pub. Instr., " 7411, " the 28th Novr 1916.

ORDER.

No. 1402, dated The 20th Dec 1916.

Press

The Govt. consider that the sites required by the authorities of the late Ackerman Memorial high school, Nellore, ~~was proposed~~ ^(and referred to) in the collector's letter read above, should be acquired under the Land Acquisition Act, ¹⁸⁹⁴ and they are pleased to sanction a grant ~~of~~ not exceeding Rs 5000, or one-half of the actual cost, whichever may be less, towards the cost of acquiring them sites.

2. The draft notification for the acquisition, of the land submitted by the collector ~~of~~

(with his first letter read above)
Notice will be published in
the Fort St. George Gazette.

3. The collector of Nellore
will be requested to call upon
the authorities of the school
to deposit in the Treasury
the sum of Rs 5,510, or such
larger amount as may be
found necessary, on actual
determination of the award.

4. After acquisition the
property should be conveyed
to the authorities of the
school by a formal deed
of conveyance to be drawn
up in consultation with
the Govt. Solicitor.

SM 4.12.16
IL 4.12.16
A 5.12.16

To
The Collector of Nellore (with sketch)
The D.P. (with sketch) ✓
The Acct. Genl. ✓
The Home Secy. ✓
The Rec. Dept ✓
The Supdt, Govt. Genl. ✓
(with notes)

E.T. (order only) p 3 CF

Notification

GOVERNMENT OF MADRAS
HOME DEPARTMENT
(Education).

READ—the following papers:—

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Collector of Nellore.
To—the Secretary to Government, Revenue Department.
Dated—the 18th August 1916.
No.—Ref. 417 Pet./Cor.

At the instance of the Principal, Coles Ackerman Memorial High school, Nellore,
I have the honour to forward herewith, for approval and publication in the Fort St.
George Gazette, a draft notification for the acquisition of 13.14 acres of land in
survey fields Nos. 1576/805, 1576/804, 1576/803, 1576/809 and 1576/810 of Nellore
village, Nellore taluk, for the extension of the Coles Ackerman Memorial High school.
The Principal says that funds are available, and has agreed in his letter dated 14th
August 1916 to the following conditions:—

(a) In case the lands are hereafter required for a Government purpose, they
should be surrendered on refund of the amount paid; (b) that no buildings should be
erected on the site without the Government sanction till the above question is settled;
and (c) that no additional compensation should be claimed for any improvements
effected.

2. This site was once proposed for the District Court house, but the site com-
mittee has now selected another site. It is, however, clear that this site is required
either for the school or the District Court house. It may take time to pass orders
about the location of the District Court. Meanwhile the price of land in the neigh-
bourhood is going up by leaps and bounds. And the earlier the land is acquired
the better. The interests of Government are sufficiently safe/guarded by the condi-
tions agreed to.

3. The Divisional Officer, Nellore, reports that the amount of compensation is
estimated at Rs. 10,510 which includes the 15 per cent allowance for compulsory
acquisition. The owners are willing to part with their lands. The Divisional
Officer's estimate is fair and may be accepted.

II
Letter—from the Hon'ble Mr. J. H. STONE, M.A., F.R.H.S., C.I.E., Director of
Public Instruction.
To—the Secretary to Government, Home (Education) Department.
Dated—Madras, the 5th September 1916.
No.—R.C. 7411.

In submitting herewith the application for aid towards the cost of acquiring a
site for the Coles Ackerman Memorial High school, Nellore, I have the honour to
state that it is proposed to acquire the site measuring 14 acres in extent—vide the
enclosed plan. The correspondent states that the Collector has promised to acquire
the site for the school for Rs. 10,510 and that the management has Rs. 6,000 to meet
this expenditure. He therefore requests that the balance of Rs. 4,510 may be
sanctioned as Government grant. It would appear that there is another proposal to
acquire this site for the location of the District Court. But the correspondent thinks
that another site will be selected for the District Court in case this site is acquired
for the school—vide his enclosed note. As I do not consider that all the 14 acres are
urgently required for the school, I have the honour to recommend that the school
authorities may be permitted to acquire such portion of the site as they can now
without prejudice to the question of grant which will only be recommended for such
amount of land as the department is convinced is necessary for school's purposes.

For approval

SM 3.1.17.

IL 3.1.17

GOVERNMENT OF MADRAS
HOME DEPARTMENT
(Education)

No. 1402, HOME (EDUCATION), 20TH DECEMBER 1916

3

ENCLOSURE

Note by the Correspondent, Coles Ackerman Memorial High School, Nellore.

With reference to the desire of Government to locate the new court house on this site, I have to explain that as soon as it was known that this site was needed for the school the site Committee, composed of heads of departments concerned selected another site.

On the 10th instant this committee met, having requested me to attend, which I did. I was asked to state definitely whether or not the first site selected was needed for the school. I replied that was needed very urgently. So they proceeded in my presence to draw up resolutions recommending the second site.

The matter has to be decided finally by the High Court, but having had a private interview with the Hon'ble Sir William Ayling, I believe that the merits of the case will be carefully weighed, and that the school will be given an opportunity to take the site if so much needs. If the grant asked for is given at an early date, I believe it will be the means of securing the site for the school.

III

Letter—from the Hon'ble Diwan Bahadur P. RAJAGOPALA ACHARIYAR Avargal, C.I.E., Secretary to Government, Home (Judicial) Department.

To—the Hon'ble the Chief Justice of the High Court.

Dated—Ootacamund, the 8th September 1916.

No.—2402 B/1.

I am directed to forward a copy of a letter from the Collector of Nellore, Ref. No. 417-Pet./Cor., dated the 18th August 1916, proposing the acquisition of a plot of ground in the Nellore village for the extension of the Coles Ackerman Memorial High school, Nellore, and to request that the Honourable the Judges will be so good as to state whether the site proposed for acquisition is likely to be required for the District Court house, and whether they have any objection to its acquisition for the school on the conditions mentioned by the Collector.

IV

Letter—from C. G. MACKAY, Esq., I.C.S., Registrar, High Court.

To—the Secretary to Government, Home (Judicial) Department.

Dated—Madras, the 3rd October 1916.

No.—R.O.C./741/14.

With reference to your letter Home (Judicial) No. 2402 B-1, dated the 8th September 1916, regarding the acquisition of a plot of land for the Coles Ackerman Memorial High school, Nellore, I am directed to state that the Honourable the Judges have no objection to the acquisition on the conditions proposed. A new site has been selected for the proposed District Court house.

Official Memorandum No. 3240-1, Home (Education), dated the 21st October 1916.

With reference to his letter R.C. No. 741, dated the 5th September 1916, the Director of Public Instruction is requested to report the exact extent of land that he considers sufficient for the requirements of the Coles Ackerman Memorial High school, Nellore.

(By Order)

C. RAMANUJA ACHARIYAR,
Registrar.

To the Director of Public Instruction.

VI

Official Memorandum No. 3240-2, Home (Education), dated the 21st October 1916.

With reference to his letter Ref. No. 417-Pet./Cor., dated the 18th August 1916, the Collector of Nellore is informed that it has been ascertained that the Honourable the Judges have no objection to the acquisition of the proposed site for the Coles Ackerman Memorial High school, Nellore, on the conditions mentioned.

2. As it is reported that the owners are willing to part with their lands, the Collector is requested to explain clearly the necessity for the application of the Land Acquisition Act for the acquisition of the site for the school and to furnish Government with a plan showing clearly the position of the site which it is proposed to acquire.

3. The Collector's attention is also drawn to Memorandum No. 1642-C/2, Judicial, dated the 23rd June 1916. The buildings referred to therein should also be shown in the plan and it should be clearly stated whether, and if so how, the proposal to alienate those buildings affects the proposal to acquire land referred to in paragraph 1 supra.

(By Order)

C. RAMANUJA ACHARIYAR,
Registrar.

To the Collector of Nellore.

Head—the following papers—

Letter—from M.R.R. Diwan Bahadur P. RAJAGOPALA ACHARIYAR, C.I.E., Secretary to Government, Home (Judicial) Department.

Dated—the 18th August 1916.

No.—2402 B/1.

At the instance of the Principal, Coles Ackerman Memorial High School, Nellore, I have the honour to forward herewith, for approval and sanction, a draft notification for the acquisition of 18-14 acres of land in Nellore village Nos. 1876/805, 1876/806, 1876/807, 1876/808, 1876/809 and 1876/810 of Nellore village, Nellore, for the extension of the Coles Ackerman Memorial High school. The Principal says that lands are available, and has agreed in his letter dated 11th August 1916 to the following conditions—

(a) In case the lands are reserved for a Government purpose, they should be surrendered on refund of the amount paid; (b) that no buildings should be erected on the site without the Government sanction; (c) that no additional compensation should be claimed for any improvements effected.

3. This site was once proposed for the District Court house, but the site committee has now selected another site. It is however, when the site is acquired either for the school or the District Court house, it may take time to pass orders about the location of the District Court. Meanwhile the plot of land in the neighbourhood is going up by leaps and bounds. And the school is in need of the plot. The interests of Government are sufficiently safeguarded by the conditions agreed to.

4. The Divisional Officer, Nellore, reports that the amount of compensation estimated at Rs. 10,510 which includes the 45 per cent interest for acquisition. The owners are willing to part with their lands. The Divisional Officer's estimate is fair and may be accepted.

Letter—from the Hon'ble Sir J. H. GOSWAMI, K.C., Secretary to Government, Home (Judicial) Department.

Dated—Madras, the 5th September 1916.

No.—R.O.C. 741.

In submitting herewith the application for acquisition of land for the Coles Ackerman Memorial High school, Nellore, I have the honour to state that it is proposed to acquire the site measuring 18-14 acres, and the enclosed plan. The corresponding states that the Collector has agreed to acquire the site for the school for Rs. 10,510 and that the management of Rs. 5,000 to meet this expenditure. He therefore requests that the balance of Rs. 5,510 may be sanctioned as Government grant. It would appear that there is no objection to acquiring this site for the location of the District Court. But the corresponding states that another site will be selected for the District Court in case this site is required for the school. As I do not consider that all the 18-14 acres are urgently required for the school, I have the honour to recommend that the site should be permitted to acquire such portion of the site as may be required without prejudice to the question of grant which will only be decided when the amount of land as the Government is required is necessary.

10
1
No. 1402, Home (Education), 20th December 1916

4

No. 1402, Home (Education), 20th December 1916

VII

Letter—from M.R.Ry. Diwan Bahadur R. RAMACHANDRA RAO Avargal B.A.,
Collector of Nellore.

To—the Secretary to Government, Home (Education) Department.

Dated—the 2nd November 1916.

No.—Ref. 417 Pet./Cor.

In advertance to Government Memorandum No. 3240-2, dated 21st October 1916, I have the honour to state as follows:

2. Of the five numbers the acquisition of which has been proposed, three (S.F. Nos. 1691, 1692 and 1693) are unenfranchised dharmadayam inams and inasmuch as the inamdars cannot alienate them by private contract, acquisition is imperative. Further, acquisition creates an indefeasible right. For these reasons and having in view the eventuality of the land being required for public purposes, I think it advisable to have recourse to the Land Acquisition Act.

3. A sketch plan showing the positions of the site proposed for acquisition, the Coles/Ackerman school and the buildings referred to in Government Memorandum No. 1692-C-2, Judicial, dated the 23rd June 1916, is enclosed.

4. It will be seen from the sketch that the site of the old police lines which was applied for by the Rev. Mr. L. C. Smith lies between the present school compound and the site for acquisition. It will rather be inconvenient to the school authorities if they are to have S.F. Nos. 1691, etc., without the police lines; but these will not be available for the school until fresh quarters are built for the Town Police as already reported by me in the letter read in the Government Order quoted in paragraph 3. But to justify the present acquisition I would point out that the extra land now applied for will be required for the school even at the inconvenience of the police lines remaining as they are. On the other hand, if any of lands now referred to is required for the Police department it can be taken back from the High school. An early acquisition means considerable saving of money; the price of the land in the locality goes up rapidly.

5. The old jail lines are not situated like the police lines. Nevertheless, the Principal wanted some unoccupied sheds in the lines for temporary occupation and these have been given to him on a year's lease in consultation with the Inspector-General of Police. These quarters are intended for technical classes. If it be eventually decided to alienate the old jail lines, and if the High school is prepared to purchase them, they may be then alienated; or else the class buildings may be built on the land now acquired. But this issue has not much reference to the present acquisition and may be dealt with on merits when the matter necessitates disposal.

VIII

Letter—from the Hon'ble Mr. J. H. STONE, M.A., F.R.H.S., C.I.E., Director of Public Instruction.

To—the Secretary to Government, Home (Education) Department.

Dated—Madras, the 28th November 1916.

No.—R.C. 7411.

With reference to your Memorandum No. 3240-1, dated 21st October 1916, requesting me to report the exact extent of land required for the Coles/Ackerman Memorial High school, Nellore, I have the honour to submit herewith a copy of the letter, dated 15th November 1916, of the correspondent with the sketch referred to therein and to recommend that in the circumstances stated all the four sites numbered 1692, 1693/1691 and 1697 may be acquired and that a grant of Rs. 5,000 may also be sanctioned for the purpose.

ENCLOSURE.

Letter—from the Correspondent, Coles/Ackerman Memorial High school, Nellore.

To—the Director of Public Instruction.

Dated—the 15th November 1916.

With reference to your No. 7411, dated 6th November 1916, and in continuation of my letter to the Inspector of Schools, II Circle, Guntur, in which I enclosed a sketch copied from the survey map of Nellore, I have the honour to state that survey Nos. 1692 and 1693, marked

in red on enclosed sketch and containing approximately $4\frac{1}{2}$ to 5 acres, are *most urgently needed* for additional play-ground, as will appear from the fact that we have at present but 5 acres with six buildings and a small school garden, and we have 800 boys on our rolls.

Survey Nos. 1693, 1692, 1691 and 1697 all belong to the same tract. It is on the latter two of these that we propose to locate an agricultural department of our school. No. 1691 is urgently wanted by vakils for residences, as the new court is to be located near this site. So I shall have to take the whole tract of 14 acres immediately or our future plans will be thwarted. The "old police lines," the "old jail sheds" and the court are to become available for our school when the new court is completed, and when money is available to build new lines for the police. This will give the school this whole block, with the exception of the site of the jail, and it would make a most admirable plant for our purpose.

The valuation given me by the Collector when I made application for grant was made three years ago, but now another valuation has been made, and it reaches almost Rs. 1,000 per acre. I believe the whole site, Nos. 1692, 1693, 1691 and 1697, together with the 15 per cent additional for compulsory acquisition, comes to Rs. 12,550.

Our plans for the agricultural department are not fully developed, as it is only recently that we have had a reasonably good prospect of getting the land, but we have long desired to provide facilities for teaching boys to become productive, as well as to read a book. The court and jail sheds would provide admirable quarters for shops of various kinds, and the land described would give us agricultural facilities. We shall expect these to be under the Secondary School Leaving Certificate scheme, and they will be open to all classes of students, but would be compulsory for Christian boys assisted in their schooling by the Mission. An agricultural graduate and teacher is to be brought out from America, and I have a practical knowledge of agriculture. I request, therefore, that the Government grant us Rs. 5,000 towards purchasing the whole site immediately. It will have to be acquired by Government. If this whole site is secured, our whole school with its various industrial departments will be in one block; otherwise we shall have to go some distance for sites for shops and field and our work will be scattered. The whole case is, considered, therefore, to be urgent.

If, however, it be found to be impossible to grant the Rs. 5,000 for the purchase of Nos. 1691, 1692, 1693 and 1697 immediately, then I request that a half grant be given for the immediate purchase of 1692 and 1693 for the addition to the play ground.

Order—No. 1402, Home (Education), dated the 20th December 1916.

The Government consider that the sites required by the authorities of the Coles, Ackerman Memorial High school, Nellore, and referred to in the Collector's letters read above, should be acquired under the Land Acquisition Act, 1894, and they are pleased to sanction a grant not exceeding Rs. 5,000, or one-half of the actual cost, whichever may be less, towards the cost of acquiring the sites.

2. The draft notification for the acquisition, submitted by the Collector with his first letter read above, will be published in the *Fort St. George Gazette*.

3. The Collector of Nellore will be requested to call upon the authorities of the school to deposit in the treasury the sum of Rs. 5,510, or such larger amount as may be found necessary on actual determination of the award.

4. After acquisition the property should be conveyed to the authorities of the school by a formal deed of conveyance to be drawn up in consultation with the Government Solicitor.

(True Extract)

P. RAJAGOPALA ACHARIYAR,
Secretary to Government.

To the Collector of Nellore.
" Director of Public Instruction.
" Accountant-General.
" Revenue Department.
" Superintendent, Government Press.
Editors' Table (Order only).

[Notification.]

Home (Judicial) Department G.O. No. 1402, 20th December 1916 Acquisition of land

Considering that the sites required by the authorities of the Coles, Ackerman Memorial High school, Nellore, should be acquired under the Land Acquisition Act, sanctioning a grant of Rs. 5,000 towards the acquisition and directing the publication in the *Fort St. George Gazette* of a notification for the purpose.

NOTIFICATION.

Under section 6 of the Land Acquisition Act, 1894, the Governor in Council hereby declares that the land mentioned in the following schedule and measuring acres 13.14, be the same a little more or less, is needed for a public purpose, to wit, for the Coles/Ackerman Memorial High school, Nellore; and, under sections 3 and 7 of the same Act the Headquarters Deputy Collector, Nellore, is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said land.

2. A plan of the (and is kept in the office of the Headquarters Deputy Collector, Nellore, and may be inspected at any time during office hours.

SCHEDULE.

Description of land, wet or dry, inam or poramboke, with survey or paimash number.	Name of owner or occupier.	Boundaries of the land required to be taken up.	Extent to be taken up.
<i>Nellore district, Nellore taluk, Nellore village.</i>			
Unenfranchised dhar- madayam inam 0-56; old survey No. 1693, resurvey No. 1576/ 805.	Enjoying service inamdars (1) Muhammad Khasim, (2) Muhammad Sheriff, (3) Munshi Muhammad Sheriff alias Sahib Johu, (4) Muhammad Nizam Sheriff alias Nanne John, (5) Muhammad Abjan Sheriff and (6) Muhammad Isaf Sheriff.	North, old S. No. 1694; east, old S. No. 1696; south, No. 1692 and west, No. 1665.	Ac. 0-56
Do. old survey No. 1692; resurvey No. 1576/804.	Do.	North, No. 1693; east, No. 1696; south, Nos. 1692 and 1665 and west, 1665.	3-42
Do. old survey No. 1691; resurvey No. 1576/803.	Choultry trustee Vanamamala Sadagopachariu of Madras.	North, No. 1692; east, Nos. 1696 and 1687; south, Nos. 1689 and 1690; west No. 1665.	5-29
Old survey No. 1697-A Government wet; resurvey No. 1576/ 809.	Pattadar Ravinuthala Nara- simha; enjoyer, Sriranga- nayakaswami.	North, No. 1698; east, No. 1689; south, No. 1697 B and west, No. 1696.	2-34
No. 1697 B; resurvey No. 1578/810 en- franchised inam wet.	Pattadar Ravinuthala Ramayya; enjoyer, Sriranganayakula- swamivaru.	North, No. 1697 A; east and south, No. 1687 and west, No. 1696.	1-53
Total ..			13-14

[SUBJECT.—*Acquisition of land for the Coles Ackerman Memorial High School, Nellore.*]

The general principles that govern the application of the Land Acquisition Act to obtain lands for private educational institutions are embodied in G.O. No. 599, Educational, dated the 27th June 1913. In the case under reference no reason is given for putting into operation the Land Acquisition Act on behalf of the Coles Memorial High School.

S.N.P.—31-8-16.

T.K.—31-8-16.

C. RAMANUJA ACHARYA—3-9-16.

HOME (JUDICIAL) DEPARTMENT.

The High Court may be consulted on the point referred to in paragraph 2 of the Educational Department note above. Draft submitted.

А.К.К.—7-9-16.

P.K.R.—7-9-16.

E. A. HARVEY—8-9-16.

HOME (EDUCATION) DEPARTMENT.

[Letter to the High Court, No. 2402 B-1, dated 8th September 1916—JL.]

*From the Director of Public Instruction, R.C. No. 7411,
dated the 5th September 1916.*

The question of this site was referred by the Collector of Nellore to this department and the file is now with Judicial (B) department who have issued a reference to the High Court on this subject.

2. Reference is also solicited to the linked file below on a site for this school.

3. It is submitted this may lie over till replies are received to the above two references.

S N.P.—21-9-16.

T.K.—21-9-16.

C.R.--23-9-16.

For approval

3.1.17

Feb 2017

2 NOTES TO G.O. No. 1402, HOME (EDUCATION), 20TH DECEMBER 1916

IV

From the High Court, R.C. No. 741/14, dated 3rd October 1916.

The High Court has no objection to the acquisition of the site for the Coles Ackerman Memorial school, as a new site has been selected for the District Court house. The file may be returned to Home (Education) with this information.

A.K.K.—6-10-16.

P.R.R.—7-10-16.

E. A. HARVEY—9-10-16.

A draft official memorandum to the Director of Public Instruction and a draft official memorandum to the Collector of Nellore are submitted for approval *as ordered* *in person*.

S.N.P.—18-10-16.

T.K.—20-10-16.

C. RAMANUJA AHARYA—21-10-16.

[Issued as Memorandum Nos. 3240/1 and 3240/2, dated the 21st October 1916—
V and VI.]

Demi-official—from T. E. MOIR, Esq., I.C.S., Private Secretary to His Excellency the Governor.

To—the Hon'ble Diwan Bahadur P. RAJAGOPALA ACHARIYAR Avargal, C.I.E., Secretary to Government, Home (Judicial) Department.

Dated—Madras, the 29th October 1916.

I am to ask you kindly to let me know how the question of the extension of the premises of the Coles Ackerman Memorial School, Nellore, now stands.

HOME (EDUCATION) DEPARTMENT.

The case may, it is submitted, be remitted to the Private Secretary to His Excellency the Governor ~~and~~ for information.

S.N.P.—30-10-16.

T.K.—30-10-16.

C.R.—30-10-16. *C.No*

to jute
Note of Private Secretary to His Excellency the Governor on 1642 C, Judicial.

I am to ask Secretary to be so good as to send this file again u.o. to Mr. Stone. The position as regards building grants has changed since the question came before him.

(By *mda*)

T. E. MOIR—18-11-16.

P. RAJAGOPALA ACHARIYAR—18-11-16.

Director of Public Instruction u.o.

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION.

Mr. Smith has schemes for industrial and agricultural work in connection with his school. These would need a good deal of space. Now that the restrictions on building grants have been relaxed I suggest that the grant may be promised (Rs. 4,000 or so as estimated) and the land acquired under the Act. When this has been done it will, I suppose, have to be conveyed to the Mission by a deed of conveyance. It may be so conveyed piecemeal as Mr. Smith is able to make use of it, or, if he can use it all at once, in one piece.

J. H. STONE—20-11-16. *X*

HOME (EDUCATION) DEPARTMENT.

VII

up
From the Collector of Nellore, Ref. No. 417 Pet./Cor., dated 2nd November 1916.

VIII

From the Director of Public Instruction, R.C. No. 7411, dated 28th November 1916. *X*

5/
The Collector of Nellore recommends the acquisition under the Land Acquisition Act, of the five numbers mentioned in the draft notification submitted by him.

15
NOTES TO G.O. No. 1402, HOME (EDUCATION), 20TH DECEMBER 1916 3

2. The Director of Public Instruction also recommends the acquisition of the above sites and a grant of Rs. 5,000 towards the estimated cost of Rs. 10,509 (according to the Collector) or of Rs. 12,550 (according to the correspondent).

3. The Collector and the Director of Public Instruction both consider that the acquisition for the school of either the Police lines or the Jail lines or both, which is separately under consideration in Judicial (C) section, need not stand in the way of the present acquisition. A draft order sanctioning a grant of Rs. 5,000 and issuing a notification for the acquisition of the sites under the Land Acquisition Act is submitted for approval. The draft may be sent to Revenue ~~p.o.~~ for acceptance.

7 S.N.P.—4-12-16.

7 T.K.—4-12-16.

C. RAMANUJA ACHARYA—5-12-16.

P. RAJAGOPALA ACHARIYAR—5-12-16.

REVENUE DEPARTMENT.

The draft may, if it is submitted, be accepted in this department. For precedent please see G.Os. No. 946, Educational, dated 7th September 1916, No. 918, Educational, dated 28th August 1916, and No. 771, Educational, dated 13th July 1916.

7 R.V.—13-12-16.

V. A. ANANTARAMA AYYAR—15-12-16.

Accepted in Revenue.

J. P. BEDFORD—15-12-16. 6

HOME (EDUCATION) DEPARTMENT.

Draft may issue.

C.R.—18-12-16.

Yes.

P.R.—20-12-16. X

[G.O. No. 1402, Home (Education), dated 20th December 1916.]

ORDINARY.

PRESS SLIP.

PREFERENCE

URGENT (a)

DEPARTMENT.

Current No., dated.....191 ..

G.O. No. 1602, dated 20th Dec 1916.

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Brief subject Acquisition of land

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21.12.16
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SPECIAL INSTRUCTIONS.

Free

*There is a notice for publication in the next issue of the
Madras Gazette.*

S.M.
21.12.16

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