

Home (1917) Department.
Education
Ordinary SERIES.

G.O. No. 1551

DATED 8-12-17

INDEXED

[Despatch Abstract.]

Acquisition of land.-

Approving the _____ required for a play
ground for the Devasthanam high school, Tirupati, Chittoor
district and publishing a notification in the Fort St.
George Gazette.

PAPERS PUT UP WITH CURRENT No.

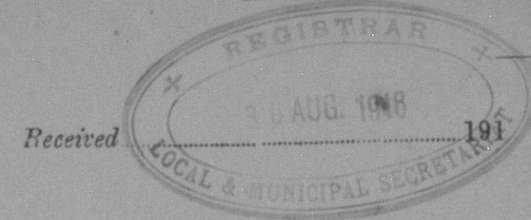
Papers of the department to which the current belongs.

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.).	Initials with date of (1) Referencer acknowledging returns of the paper concerned or (2) Despatcher to denote the return of the papers to the department concerned.

LOCAL & MUNICIPAL DEPARTMENT.



Received C No. 5158-M
Registered 30-8-16 1916

Subject.

Submitting draft declaration for the acquisition
of land for the formation of a Play Ground for the ---
Devastanam High School., at Tirupati.

ENCLOSURES

No.

Spare copies

No. 1694-P-5.

Station Chittoor, Dated the 26th August 1916.

From (Name) H.L. Braidwood, Esq., I.C.S.,

(Designation) Collector of Chittoor.

To The

Secretary to Government,

Local & Municipal Department,

M a d r a s.

Sir,

At the instance of Sri Mahant of Tirupati, I have

the honour to forward herewith, for approval and publication

in the Fort Saint George Gazette, a draft notification for

the acquisition of 4 acres and 62 cents of land whose ---

description is noted in the margin in Tirupati village,

Description.	Extent.
Wet Inam 3/0. A.1.	2.70
Wet Govt. 3/0. A.2.	0.18
Dry Inam. 3/0. A. 4.A	1.74.
	4.62

Chandragiri Taluk for the ---

formation of a Play Ground for

the Devastanam High School at Tirupati.

2. The Mahant of Tirupati has deposited in the ----

* This is a
private
school.

SND

29

Sub Treasury at Chandragiri the amount of money required for the payment of compensation.

3. The Divisional Officer, Chandragiri reports that the amount of compensation is estimated at Rs.1062-9-7 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.

I have the honor to be,

Sir,

Your most obedient servant,

Caranaray
for Collector.

V.C.28-8.

Exd. by *Dr*
29-8.

FORM OF DRAFT DECLARATION.

of K. L. A. Ag.

UNDER Section 6 of Act, 1894, His Excellency the Governor in Council hereby declares that the land mentioned in the following Schedule and measuring *acres* *4.621*, be the same a little more or less, is needed for a public purpose, to wit, for *the playground, sewerage, high school, fire station* the Sub Collector, Chandragiri 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 Sub Collector, Chandragiri and may be inspected at any time during office hours.

SCHEDULE.

District.	Taluk.	Village.	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.	Estimated Cost of the Land to be taken up and the authority sanctioning it.
					North.	East.	South.	West.	
Chittoor	Chandragiri	Vimpati	Wet Inam 3/0 A.1	C. Venkappan & Raghunatha sons.	310 A 4	T.S. 968	310 A 2	581 B.1	Ac. 2.70
			Wet Inam 3/0 A.2	do	310 A.1	T.S. 968	607.608	581 B.1	0-18
			Wet Inam 3/0 A.4.A.	do	T.S. 968 & 3/0 A.4.B	T.S. 968	310 A.1	310 A.3	1.74
									400-3-2
									4-62
									1062-9-7
									3
									3

Chittoor Collector's Office
dated 22.8.1916
W. H.

Tax Officer
For Collector

Home (Ed.) Depot.

[C. 3235]

End.

The Collector of Chittoor is
Requested to state

~~whether the owners of~~
the site in question have any,
and if so, what objections to
~~its acquisition;~~

Q What ~~the~~ difficulties stand
in the way of the authorities of
the school purchasing the site
by private negotiation ^{since it is} ~~the~~
~~stated that the Council presided~~ ~~the~~ ~~and~~
~~in a public hall~~

② whether a valid and clear title to the property cannot be secured otherwise than through the application of the Land Acquisition Act.

2. The Collector is also requested to furnish Govt. with a plan showing clearly the position of the site proposed to be acquired.

5m
13.9.6

$\frac{138.9}{138.9} \cdot 16$

CR
18-9-16

Reminders
to collect, Clinton
MS
10.11.16

2nd Reminders
MS
12.12.16

Other
Please note that
the file has to go
to D.D. on receipt of
ref. We have
to decide whether a
part should be paid
to enable the
app. to
1879

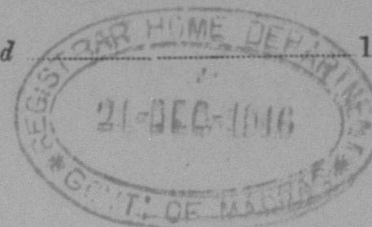
Recd & separated
MUS
19.9.8.

To
The Collector of Westmorland
(95 ENR)
Copy to the D.P.A. (No ENR)

Sol 4737
21.12.16.

H O M E DEPARTMENT.
(EDUCATIONAL.)

Received 191 . Registered 191 .



Subject.

Acquisition of Land for a play
ground to the Devasthanam Hindu High School at --
Tirupati.

ENCLOSURES
No. 750
Spare copies

No. 605 R.6.

Station Chittoor, Dated the 19th of December 1916

From (Name) H.L. Braidwood, Esquire, I.C.S.,
(Designation) Collector of Chittoor District.

To The Secretary to the Government of Madras,
Home Department.
(Educational), Madras.

Sir,

Maante

With reference to Government Memorandum Number 3235-1
dated the 16th September 1916, I have the honour to state
that the chief ground urged by the Sri Mahant of Tirupati
for not purchasing the land by private negotiation instead
of resorting to the Land Acquisition Act is that there is
some defect in the title of the person who has to alienate
the land to be acquired. The present occupier got it by --
way of permanent lease from the Head of the Mutt called --
Bugga Mutt to which the property in question originally --

belonged and it is doubtful whether the head of the Mutt had legal power to grant a permanent lease. A copy of the Mahant's Pleader's letter on this point is enclosed. (p7 mpa)

As the land is required for a public purpose the land may be acquired under the provisions of the Land Acquisition Act.

A plan showing clearly the position of the site proposed to be acquired as well as the track connecting it with the Trunk Road is enclosed.

I have the honour to be,

Sir,

Your most obedient servant,

Chandrasekhar
20 12 16

For Collector.

V.L. 20-12.

WV
20.12.16

RECEIVED
20 DEC 1916

Copy of letter from M.R.Ry. T.T. Viraraghavachariar, B.A., Pleader to the Mahant of Tirupati, to the Collector of Chittoor District. *Dated?*

With reference to the foot note of the Tahsildar of Chandragiri Reference Number 1563 Supr. of 1916, dated the 17th instant, regarding acquisition of site, for the play-ground to the Devasthanam Hindu High School, Tirupati, I have the honour to state that the Devasthanam was not advised to purchase the land by private negotiation in consequence of defect in title. The property originally belonged to a Head of a Mutt and it was alienated by him to the present occupier by way of permanent lease. Whether it was within the power of a Matadhipathi (Mahant) to grant permanent leases of properties belonging to Mutt is a matter ~~at~~ for serious doubt. It has been held in 27 Madras 465 vide page 472 that he has no power to grant a permanent lease. Vide also 19 Madras Law Journal page 208. His powers were considered in a case reported in 25 Madras Law Journal 393 and it was held that he ~~he~~ was neither an absolute owner not a tenant for life. Vide page 400. The Privy Council in 1916 Madras Law Times Volume 20 page 267 says that the whole assets are vested in him as the owner thereof in trust for the institution itself. Vide page 269. If so he cannot alienate. Vide 20 Madras Law Journal 969 where they say that an alienation of a House Site on a permanent lease is bad. Hence a clear title can be acquired only by acquisition. It is open for any succeeding Mahant (Matadhipathi) to question the permanent lease and to vacate it. If the permanent lease is held invalid my purchase will become invalid. It was to overcome the above defect in title by a purchase by private negotiation, that acquisition under the Land Acquisition Act is sought for. The land is required for the purpose of the school, a public charitable institution and I, therefore request that steps may kindly be taken to acquire it under Land Acquisition Act.

Further as the site in question have no proper and

Home (Education) Department.

C.No. 4737 Edn.

MEMORANDUM:

No. 4 3235-3 Eif

15-1-17

With reference to his letter

pp5-6 CF

No. 605/R.6, dated the 19th December 1916,

the attention of the Collector of Chittoor

pp7-8 CF

is drawn to the letter to him from the

Mahant's Pleader (submitted with the

above letter) in which is suggested the

acquisition of a further extent of land

shown in the plan submitted therewith

for purposes of a play ground for the

Devasthanam Hindu high school at Tirupati.

It is understood that the acquisition

of this additional land is really

necessary. If the school authorities

may desire it, the Collector is requested

to submit a revised notification for

publication under section 6 of the Land

Acquisition Act, 1894, including the

additional plot also.

S.N.P.
10-1-17.T.K.
11-1-17.A
12-1-17

To the Collr. of Chittoor

(with encls. pp. 8 & 9 c.f.)

2.
safe entrance to the play ground owing to the existence
of the toddy shop close by, a further extent as shown in -
the plan enclosed may be required so as to enable the open-
ing of a gate way ~~XXXXXX~~ facing the Chandragiri road. I
request that this extent also be included in the acqui-
sition. This site is held by the Mahant of Bugga Mutt, a -
Head of a Mutt and acquisition under the Land Acquisition
Act alone can make the title clear and valid for the reasons
given above.

For Collector.

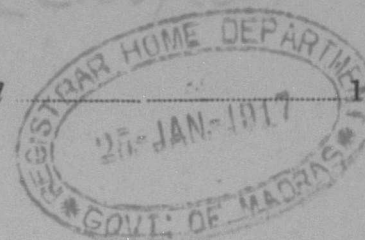
V.L. 20-12.

sf
m. 12

HOME (EDUCATIONAL) DEPARTMENT.

CN. 357 Eon C.I. -25

Received



191

Registered

25.1.1917.

Subject.

Acquisition of land for play ground to the Devasthanam

Hindu High School at Tirupati.

ENCLOSURES.

No. Two

No. 64.B.7.

Spare copies

Station Chittoor, Dated the 23rd January 1917From (Name) H.L. Braidwood, Esq., I.C.S.,(Designation) Collector of Chittoor.To The Secretary to the Government of Madras,
HOME (EDUCATIONAL) Department.

Sir,

With reference to Government Memorandum No. --

pionte

3235-3 dated the 15th January 1917, I have the honour to -

state that the additional land proposed to be acquired is

said to be needed only to provide an entrance to the Play

Ground. The Tahsildar of Chandragiri who inspected the

locality considers that there is no necessity to acquire

the additional site in as much as there is already a road

reaching the Play Ground which is only about a furlong along

the Railway

the Railway Goods-Shed Road. Besides there are number of trees
and huts occupied by enadies, a pond and a Choultry built by -

pariahs in the site. It is also reported that the cost of ---

filling up the pond in the proposed site would be prohibitive

and that the cost of acquisition would not be commensurate with

the benefit sought to be gained thereby. The Revenue Divisional

Officer agrees with the Tahsildar. I am therefore of opinion -

that the additional site proposed is unnecessary.

I have the honor to be,

Sir,

Your most obedient servant,

for Collector.

Exd. by:

[C.357Edn]

Home (Educ?) Dept.

Enot. No. 3235/16-5

9.2.17

With reference to his letter

MIL-266

No. 64. B.7., dated the 23rd

January 1917, the Collector of

Chittoor is ^{informed that the} ~~proposed~~

^{that} considers ~~whether~~ the play-

ground would ~~be~~ be

much improved if the

small part of the second

plot marked off in the plan

(returned herewith) by a

blue pencil line ^{could} also

be acquired. If the collector

sees no objection ~~appears~~

he is requested to

submit a revised notification

for publication under section 6

of the Land Acqn. Act, 1894,

including the additional

plot, ~~also~~ after consulting

the ^{2nd} school authorities

on the point.

SM 6.2.17

Al

9.2.17

To

The collector of Chittoor

(Enot only)

with ^{a plan} ~~plan~~ pg 66

Received with Enot in 2.17

9/21

DEPARTMENT.

Received



Registered

Subject.

Acquisition of Land.

Forwarding draft declaration for the
required for the Devasthanam
High School at Tirupati.

ENCLOSURES

No. Two

Spare copies

No. 424 R-7

Station Chittoor, Dated the 16th November - 1917

From (Name) A. Galletti Esquire., I.C.S.,

(Designation) Acting Collector of Chittoor

To The Secretary to the Government of Madras,
(Education) Department.
HOME Madras.

Sir,

Adverting to Government Memorandum No. 3235/16-5
dated 9-2-1917 regarding the acquisition of an additional
plot of land for the play ground to the Devasthanam High
School at Tirupati, I have the honour to submit a revised
draft declaration including the additional plot. The
school authorities wish to acquire the land and have deposited
the cost of the acquisition of this new plot in the sub -
Treasury at Chendragiri.

2. The owner who is the Mahant of the Bugga Mutt, ob-
jects to the acquisition. I enclose a translation of his
statement dated 26th October. Since he does not claim
that he is put to any special hardship by the acquisition,

t h

15
2.

the objection may be over-ruled.

I have the honour to be,

S i r,

Your most obedient servant,

J. S. S. S. S.

G.R. 22-11.

for Acting Collector.

RECEIVED
24 NOV 1917

22-11-17

11
16
Statement of Raghunath Dosjee Varu Sri Mahant of
Bugga Matam Tirupati dated 26-10-17 before the Revenue Ins-
pector.

I have already given a statement that it would be a
loss to me if I part with the land required for the Tirupati
Devasthanam school and that I am not willing to part with
the same. Now too I am not willing. The land is required for
my own use. I am therefore not willing to part with the land.

G.R. 24-11.

Hon. (son)

15-57

8th Dec

PAGES 17 TO —

SUBSTITUTE FOR DETACHED ENCLOSURE.

Home (son) DEPARTMENT.

G.O. No. 1557, dated 8th Dec. 1917.

FORWARDED TO THE Supr. Government Press

WITH The G.O. mentioned above.
G.O. No. —, dated — 1917.

DATE 10 12 1917

EXAMINER'S
DESPATCHER'S INITIALS

Al
107

Home (Eos) Dept.

Acquisition of a site for a playground for the Mahant high school, Tirupati.

[C. 3235] From the collector of Chittoor, No. 1694 P.5, dated the 26th August 1916.

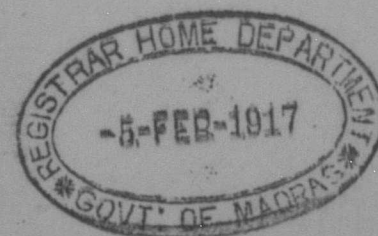
[Encl. No. 3235-1, dated the 16th Sept 1916]

[C. 4737] From the collr. of Chittoor, No. 605, P.6, dated the 19th Dec. 1916.

For Regr.

The collector of Chittoor recommends the acquisition of certain sites for a playground for the Mahant high school, Tirupati. It will be seen from the collector's letter on pp 5-6 CF. that there is a necessity for putting the Land Acquisition Act into operation. The cost of the land is estimated at Rs 1062-9-7 [P3CF.]

2. In the letter of the Mahant's pleader to the collector [P8CF.], refce. is made to a further extent than that originally contemplated on P3CF. The collector has not offered any remarks on this request; perhaps he considers it unnecessary and if it were required he would have amended the notification for acquisition.



3. Attention is solicited to Annexure to G.O. No. 47, dated the 15th January 1915 in which a sum of Rs 500 was sanctioned towards the provision of a playground for the Mahant high school, Firupati. This amount has already been placed at the disposal of the Mahant. Before sanctioning the acquisition of the land, the case may perhaps be sent to the D.P.I. u.o. for remarks, if any, which he may have to offer on the proposal.

SMP
28/12/16
JL
1.1.17.

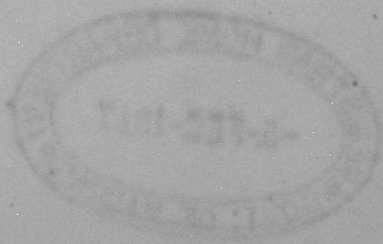
Will the D.P.I. kindly offer his remarks on the proposal ^{state} whether the two plots shown in the plan should be acquired?

AK
5.1.17

Sol no 3235-2
6.1.17.
P. 2m
7-17

J.P.D. no.
10339.1.17

I think the additional plot should be acquired. The only access to the other is by the railway foot's road which I presume would not necessarily be free. However, foot. is apparently not asked to incur any additional expense
8.1.17.



For Regr.

Home (Ed.) Dept.

Please see para 2 of the office note on p 1 ante and the D.P.T.'s u.o. note on the previous page. The D.P.T. considers that both the plots shown in the plan should be acquired. A draft memo to the collector of Chittor is subd. for approval.

SMD
15.1.17.
JL
11.1.17.
Ca
12.1.17.
15/17

p 10 C.f.

p 11 C.f. [C.357]

[Issued as Memo. No. 3235-3, d. the 15th Jan 1917]
From the collector of Chittor, No. 64, B.7,
dated the 23rd January 1917.

For Regr.

Please see the D.P.T.'s u.o. note on the previous page. As the collector considers the acquisition of the additional ~~plots as a different view from the~~ site unnecessary ~~and the~~ the case may be sent to the ~~collector's~~ u.o. for remarks, if any.

Educon

3235-4

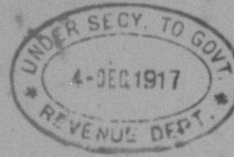
28.1.17

SMD
26.1.17.

JL
26.1.17.

Ca
26.1.17

DDP no.



p90f

Noted in ca
5.2.17

page 14 C.f.

Rev D 1768
Eda w.o. 3235 B-6
3.12.17.

NOTES.
10.28.17 5.2.17

Page 11

The Collector appears to be satisfied that the rail way road will be available for access. The ground would be much improved if the trunk part of the second floor which I have marked off in the plan by a blue pencil line could be acquired.

11.17.

For Repr.

Home (Econ) Dept.

A draft enot. in consonance with the R.P.F.'s suggestion above to the collector of Chittoor is subd.

SM
6.2.17
6.2.17

CA
9.2.17
9/2

[Enot. no. 3235/16-5 dt the 9-2-17].

[Cno 157103]. From the Collector of Chittoor, no. 424 R-78, 16.9.17

A draft order is submitted for approval. If approved, it may be forwarded to the Revenue Dept. for acceptance.

30.11.17

CA
1.12.17
Rev D

3/12/17

Revenue Dept

Zoms.

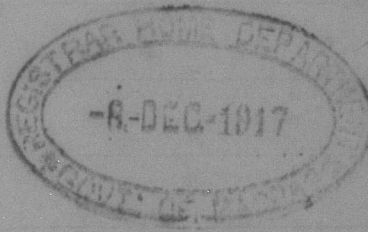
Submitted that the draft order may be accepted. Acquisition under the Act is proposed in order to secure a clear title - not collector's letter at p. 5 and folios marked in pencil at pages 7 and 8 c. 7.

2. The file may be returned to Home (Edn) no.

Rev. & Co 1768D/17-1
1804A/17
8.12.17

1903 Cll
6.12.17 6.12.17

Accepted in Rev
Home (Edn) no.



Issue
a
8/11

1/1/17

34/17
7/12

the draft order is submitted for approval. It may be forwarded to the Registrar General for approval. A draft order is submitted for approval. It may be forwarded to the Registrar General for approval.

Home (Edn) no. 1768D/17-1
1804A/17
8.12.17

[Cust no 2222/16-2-17]
[Cust no 2222/16-2-17]

A draft order is submitted for approval. It may be forwarded to the Registrar General for approval.

Acquisition of Land

23 Home (Son) DEPARTMENT.

Devasthanam high school, Sripati, Chittoor dist and publishing a
notification in the Fort St George Gazette.

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

READ ALSO:—

G. No. 3235/16, From the Collector of Chittoor, No. 1694.P.5, dated 26-8-1916

" 4737/16, " " - 20, " bos R. 6, " 19. 12. 1916.

357 Do 648.7 23.1 1917

" " 157 B. " " — do — 424 R. 7 " 16. 11. 17

ORDER.

No. 1557, dated 8. 12. 1917.

Mrs.

The Govt. Consider that the site required for a play ground)

by the authorities of the Devasthanam
high school at Tirupati, towards the
provision of which a grant has been
sanctioned in G.O. No. 47 & also the
15th January 1915, should be acquired
under the Land Acquisition Act, 1894.

2. The draft notification submitted by the Collector of Chittoor with his letter No. 424 R-72, 16. 11. 17 will be published in the Fort St George Gazette.

3. 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.

2. the 2nd (ato)
 ... Chittos
 ... (ato)
 Rev. Dep^t (ato)
 " St. P^r public

30.11.17 $\frac{a}{1.12.17}$ $\frac{a}{1.12.17}$ $\frac{a}{1.12.17}$

FORM OF DRAFT DECLARATION.

of Land Acquisition

Under Section 6, Act of 1894, His Excellency the Governor in Council hereby declares that the Land mentioned in the following Schedule and measuring more or less, be the same a little more or less, is needed for a public purpose, to wit, for to play ground sewage tank Hyd. Sewer Tank the Revenue Divisional Officer, Chittoo 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 Sub collector Chandragiri and may be inspected at any time during office hours.

SCHEDULE.

District	Taluk.	Village.	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.	Estimated Cost of the Land to be taken up and the authority sanctioning it.
					North.	East.	South.	West.		
Chittoor	Chandragiri	Timpaki	wet diam 310A-1	C. Venkatarana -na Aijer and Raghunatha Doss	310A-4	T.S. 968	310A-2	581B-1	2-70	621-0-0
			wet diam 310A-2	- do -	310A -	T.S. 968	607-608	581B-1	0-18	41-6-0
			Dry diam 310A-4A	- do -	T.S. 968 4310A 4-B	968	310A-1	310A-3	1-74	400-3-0
			Dry diam 968A	Raghunatha Doss	T.S. 968	T.S. 968	310A-4	Road to Railway Goods Shed	0-35	60-6-0
			Total				4-97	1122-15-0		
Chittoor Collector's Office Dated 16th November 1917					For acting collector.					
					Sd/ R. Ramachandra Rao Secy to Govt.					

When given for copying

When copied

When examined

When signed

191

READ AGAIN G.O. No.
191 .

DATE:

CURRENT NO.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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.