

78-10-1-00
Educational (1907) Department.

ORDINARY PRINTED.

G.O., No. 149

DATED 18.3.7

15

[Despatch Abstract.]

Government Training School for Mistresses, Coimbatore

Recording papers on the
subject of a suit regarding the building occupied by the

BACK PAPERS.

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

FURTHER PAPERS.

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

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1907.

Enclosures

Spare copies

G.O., No. 149, 18th March 1907.

Government Training School for Mistresses, Coimbatore.

Recording letter from the Collector of Coimbatore reporting that the suit regarding the building occupied by the — has been decided in favour of Government.

2

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1907.

Enclosures

Spare copies

G.O., No. 149, 18th March 1907.

Government Training School for Mistresses, Coimbatore.

Recording letter from the Collector of Coimbatore reporting that the suit regarding the building occupied by the — has been decided in favour of Government.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following papers :—

I

G.O., No. 646, Educational, dated 3rd October 1906.

II

Letter—from R. H. SHIPLEY, Esq., I.C.S., Collector of Coimbatore.
 To—the Secretary to Government, Educational Department.
 Dated—the 25th February 1907.
 No.—R.O.C. No. 23 (a)/Confdl.

With reference to G.O., (Confidential) No. 646, dated 3rd October last, requesting me to institute a suit under section 539 of the Code of Civil Procedure for the settlement of a scheme for dealing with the property * therein referred to for the purpose of charity *cy prés* towards the object of the original trust, I have the honour to state that a suit was filed in the District Court, Coimbatore, and disposed of in favour of Government. Copies of the decree and judgment are submitted for perusal.

ENCLOSURES.

(1)

IN THE COURT OF THE DISTRICT JUDGE, COIMBATORE.

Friday, the Twenty-first day of December One thousand nine hundred and six.

PRESENT :

LIONEL VIBERT, Esq., I.C.S., Acting District Judge.
 Original Suit No. 44 of 1906.

between

THE SECRETARY OF STATE FOR INDIA IN COUNCIL BY THE } Plaintiff.
 COLLECTOR OF COIMBATORE

and

(1) A. T. THIRUVENGADASWAMI MUDALIYAR
 (2) T. RAMASWAMI AIYANGAR
 (3) T. S. BALAKRISHNA AIYAR
 (4) C. M. PADMANABHA CHARIYAR
 (5) GIRIA CHETTIYAR } Defendants.

This suit coming on for final hearing to-day in the presence of Mr. C. V. Narasiah, counsel for the plaintiff, and the defendants Nos. 1 to 3 and 5 appearing in person and of Mr. K. Padmanabha Rao, pleader for the fourth defendant, the Court delivered the following :—

Judgment.—This is a friendly suit brought by the Secretary of State in Council against M.R.Ry. A. T. Thiruvengadaswami Mudaliyar, T. Ramaswami Aiyangar, T. S. Balakrishna Aiyar, C. M. Padmanabha Chariyar, and Giria Chettiyar, and relates to a proposed transfer to these gentlemen as trustees for the public under certain conditions of the premises formerly constructed by public subscription for the Coimbatore Caste Girls' school. That institution has now been transferred to a new building erected by Government and the premises are available for public use for the purposes of charity or for any purpose which may be found to be sufficiently

in accordance with the original charitable purpose. There is in the town a public institution known as the Students' Literary Association registered under Act XXI of 1860 and in possession of a valuable library, and it is in fact not merely open to students but is more in the nature of a library club; however it is not open unconditionally to the public. The proposal is to transfer this institution to the Old Caste Girls' school premises vesting the property in the present defendants as trustees.

2. Notices of this suit have been published and affixed in the Courts and the revenue villages of the Coimbatore Municipality and the public have had full knowledge of these proposals and the present suit. I am satisfied that the defendants are proper and adequate representatives of the public of Coimbatore and at the hearing on this date no one has appeared to offer any objection to the scheme or to claim to be joined as a defendant. I therefore direct that M.R.Ry. A. T. Thiruvengadaswami Mudaliyar, T. Ramaswami Aiyangar, T. S. Balakrishna Aiyar, C. M. Padmanabha Chariyar and Giria Chettiyar be appointed trustees under the Act for the public of Coimbatore, and that the building erected formerly by the public of Coimbatore for the Caste Girls' school be vested in them as such trustees and applied to the use of the Students' Literary Association and be handed over to that body to use so long as it exists and on its undertaking to keep the building in proper repair, to locate its library in such building, to throw open free to the public such library between the hours of 12 and 4 on all days of the week including Sundays and that on the breach of the above conditions it be the duty of the trustees to resume the property and seek the direction of the Court as to its future management.

3. It is further directed that the trustees do make their own rules for the conduct of their business and their guidance and that as vacancies occur they shall be filled up by the surviving trustees within thirty days, such appointment to be approved by the Court, and in default to be made by the Court as may appear proper to it. The trustees will further now enter on the property and their duties after notice to the authorities in charge and the plaintiff. There will be no order as to cost plaintiff's counsel's fee Rs. 100 (one hundred).

(2)

IN THE COURT OF THE DISTRICT JUDGE OF COIMBATORE.

Friday, the Twenty-first day of December One thousand nine hundred and six.

PRESENT :

LIONEL VIBERT, Esq., I.C.S., Acting District Judge.

Original Suit No. 44 of 1906.

between

THE SECRETARY OF STATE FOR INDIA IN COUNCIL BY THE } Plaintiff.
 COLLECTOR OF COIMBATORE

and

(1) A. T. THIRUVENGADASWAMI MUDALIYAR, land-owner, Chairman, Coimbatore Municipality
 (2) T. RAMASWAMI AIYANGAR, retired Subordinate Judge
 (3) T. S. BALAKRISHNA AIYAR, High Court Vakil,
 (4) C. M. PADMANABHA CHARIYAR, High Court Vakil
 (5) GIRIA CHETTIYAR, merchant, all residing at Coimbatore } Defendants.

This is a suit relating to a transfer to the defendants as trustees on behalf of the caste citizens of Coimbatore the premises formerly constructed by public subscriptions for the Coimbatore Caste Girls' school and described hereunder. This suit coming on for final hearing this day in the presence of Mr. C. V. Narasiah, counsel for the plaintiff, and the defendants Nos. 1 to 3 and 5 appearing in person and of Mr. K. Padmanabha Rao, pleader for the fourth defendant. It is ordered as follows :—That M.R.Ry. A. T. Thiruvengadaswami Mudaliyar, T. Ramaswami Aiyangar, T. S. Balakrishna Aiyar, C. M. Padmanabha Chariyar, and Giria Chettiyar, the defendants, be appointed trustees under the Act for the public of Coimbatore, that the building described hereunder be vested in them as such trustees and applied to the use of the Students' Literary Association and be handed over to that body (Students' Literary Association) to use so long as it exists and on its undertaking (1) to keep the building in proper repair, (2) to locate its library in such building, (3) to throw open free to the public such library between the hours of 12 and 4 on all days of the week including Sundays; and that on the breach of the above conditions it be the duty of the trustees to resume the property and seek the direction of the Court as to its future management. It is further ordered and directed that the trustees do make their own rules for the conduct of their business and their guidance and that as

No. 149, EDUCATIONAL, 18TH MARCH 1907.

vacancies occur they shall be filled up by the surviving trustees within thirty days, such appointment to be approved by the Court, and in default to be made by the Court as may appear proper to it. This Court doth further order that the trustees do now enter on the property and their duties after notice to the authorities in charge and the plaintiff; and that each parties do bear their own costs as shown below:—

Plaintiff's cost Rs. 118-8-0 Defendant's costs Nil.

Schedule of property.

The Caste Girls' school building, bounded on the east by the Government Training school for teachers, on the west by the Tahsildar's Cutcherry, on the north by the Rajamahal street, on the south by the Othachekkar's street. The length of the building from east to west on the Rajamahal road side is 67½ feet, from north to south 145 feet.

Given under my hand and the seal of the Court this 21st day of December 1906.

LIONEL VIBERT,
Ag. District Judge.

Order—No. 149, Educational, dated 18th March 1907.

Recorded.

(True Extract.)

H. D. TAYLOR,
Ag. Secretary to Government.

To the Director of Public Instruction.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 149, EDUCATIONAL,
DATED 18TH MARCH 1907.

[SUBJECT.—*Report of the result of a suit regarding the building occupied by the Government Training School for Mistresses—Coimbatore.*]

G.O., No. 646, dated 3rd October 1906.

From the Collector of Coimbatore, dated 25th February 1907, No. 23-A.

Please see the notes and orders with G.O., No. 646, Educational, dated 3rd October 1906. In that order the Collector was requested to institute a suit under section 539 of the Code of Civil Procedure for the settlement of a scheme for dealing with the property for the purpose of charity *cy-près* towards the object of the original trust.

2. The Collector reports in his current letter, dated 25th February 1907, that the suit filed in the District Court, Coimbatore, has been disposed of in favour of Government and submits copies of the judgment and the decree in the case.

3. A draft order is placed below.

K. RANGASWAMI AIYANGAR—14-3-07.

C. A. SOUTER—15-3-07.

Issue.

H. D. TAYLOR—16-3-07.

[G.O., No. 149, Educational, dated 18th March 1907.]

(E.)
7,900-6-9-06.

EDUCATIONAL DEPARTMENT.

CURRENT FILE.

CONTENTS.

[P. T. O. FOR PUT UP PAPERS.

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.

Stock Form No. 135
8-50-17-6-05.

EDUCATIONAL DEPARTMENT.

Received *102/01* 190 , Registered *2-3-1907*

Subject.

Reporting the result of O.S.No.44 of 06 on the
file of the District Court, Coimbatore, regarding the --
building recently occupied by the Government Training
School for Mistresses and submitting for perusal copies
of decree and judgment. *2P*

ENCLOSURES.

No. Two.

Spare copies

R.O.CNo. 23(a)/Confidential of 07.

Station Coimbatore, Dated the 25th February 1907

DESPATCHED

1-MAR 1907

From (Name) R. H. Shipley, Esquire., I.C.S.,

(Designation) Collector of Coimbatore.

To The Secretary to the Government of Madras,
Educational Department.
Fort St. George.

Sir,

With reference to Government Order (Confidential) ✓

H. No.646, dated 3rd October last, requesting me to insti-
tute a suit under section 539 of the Code of Civil Pro-
cedure for the settlement of a scheme for dealing with the
building recently occupied by the Train- property therein referred to
ing School for Mistresses, Coimbatore. for the purpose of charity
cy pres towards the object of the original trust, I have
the honour to state that a suit was filed in the District
Court, Coimbatore, and disposed of in favour of Government.
Copies of the decree and Judgment are submitted for peru-
sal.

I have the honour to be,
Sir,
Your most obedient servant,

R. H. Shipley
for Collector.

1003
2/3

28/2



In the Court of the District Judge Coimbatore.
Present: Lionel Gilbert Esquire J.C.S., Acting District Judge.
Friday the 21st day of December 1906.
Original Suit No. 44 of 1906.

Between The Secretary of State for India in
Council by the Collector of Coimbatore — } Plaintiff.
And: 1. A. I. Thiruvengadasamy Mudaliar
2. T. Ramasami Iyengar (3) T. S. Balakrishna Iyer.
4. C. M. Padmanabhaachariar & G. V. Chettiar } Defs.

This suit coming on for final hearing today
in the presence of Mr. C. V. Narasiah, Counsel for
the plaintiff and the defendants Nos 1 to 3 and 5
appearing in person and of Mr. H. Padmanabha
Rao Reader for the 4th Defendant the Court
delivered the following judgment: This is a
friendly suit brought by the Secretary of State
in Council against Mr. A. I. Thiruvengadasami
Mudaliar, T. Ramasami Iyengar, T. S. Balakrishna
Iyer, C. M. Padmanabhaachariar and G. V. Chettiar
and relates to a proposed transfer to these
gentlemen as trustees for the public under
certain conditions of the premises formerly
constituted by public subscription for the
180. 1st Sheet Corrections
When the said indentments

No-8423

Mr. M. M. M.

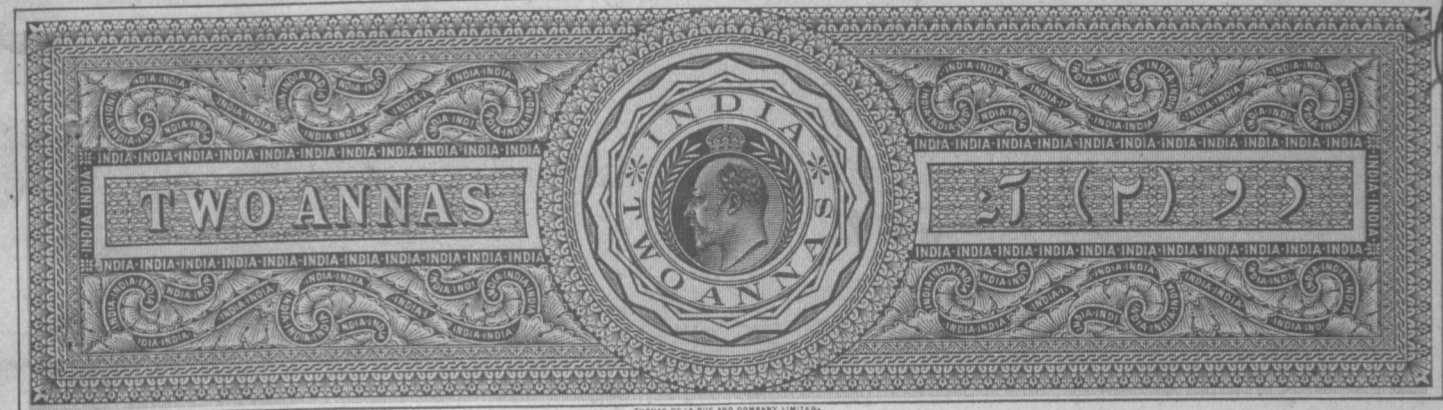
7-2-07

R. R. R. R. R.
Vendor, D. M. C.
Coimbatore

FOR COPIES ONLY

3

48



Coimbatore Caste Girls' School. That -
institution has now been transferred to -
a new building erected by Government
and the premises are available for public
use for the purposes of charity or for any
purpose which may be found to be sufficiently
in accordance with the original charitable -
purposes. There is in the town a public institution
known as the Students' Literary Association
registered under XXI of 1880 and in possession
of a valuable library and it is in fact not merely
open to students but is more in the nature of
a Library Club. However it is not open un-
-Conditionally to the public. The proposal is
to transfer this institution to the old Caste
Girls' School premises vesting the property
in the present defendants as Trustees - 2-2 Notices
of this suit have been published and affixed
in the Courts and the revenue villages of the
Coimbatore Municipality and the public -
have had full knowledge of these proposals
and the present suit. I am satisfied that
the Defendants are proper and adequate -

171. 2nd sheet Corrections
Dohabdomipatti Indulmentwris

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84



No. 8422

Mr. B. S. M.

7-2-07

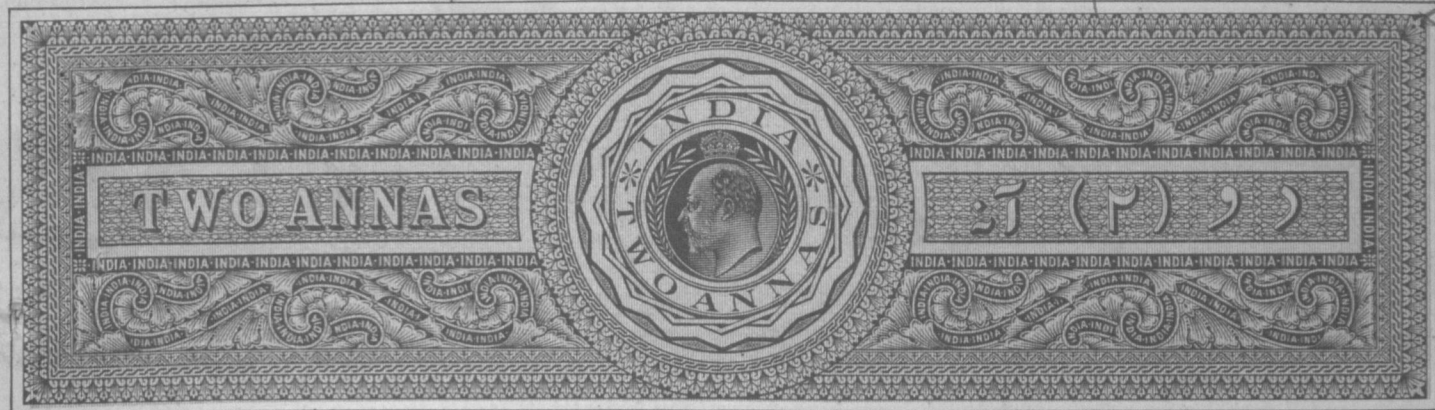
K. K. Annamalai
Kendrasan C.
Coimbatore



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4

5-84



representatives of the public of Coimbatore
and at the hearing on this date no
one has appeared to offer any objection
to the scheme or to claim to be joined as a
defendant. I therefore direct that Mr. B. S. M.
Annamalai, Mr. K. K. Annamalai, Mr. S. Ramasamy Iyer
and Mr. S. Balakrishna Iyer, P. M. Radmanabhaiah
and Mr. C. V. Chettiar, be appointed trustees
under the Act for the public of Coimbatore.
and that the building erected ^{formerly by} ~~for~~ the
by the public of Coimbatore for the Caste Girls
School be vested in them as such trustees
and applied to the use of the Students Literary
Association and be handed over to that body
to use so long as it exists and on it under-
-taking, ~~to~~ ^{to} keep the building in proper repair,
to locate its Library in such building. To
throw open free to the public such Library
between the hours of 12 and four on all
days of the week, including Sundays;
and that on the breach of the above condi-
-tions it be the duty of the trustees to resume
the property and seek the direction of the
184.3rd about Corrections 2
do the same in accordance with the

9/07

84

No. 8421

Am 3mm

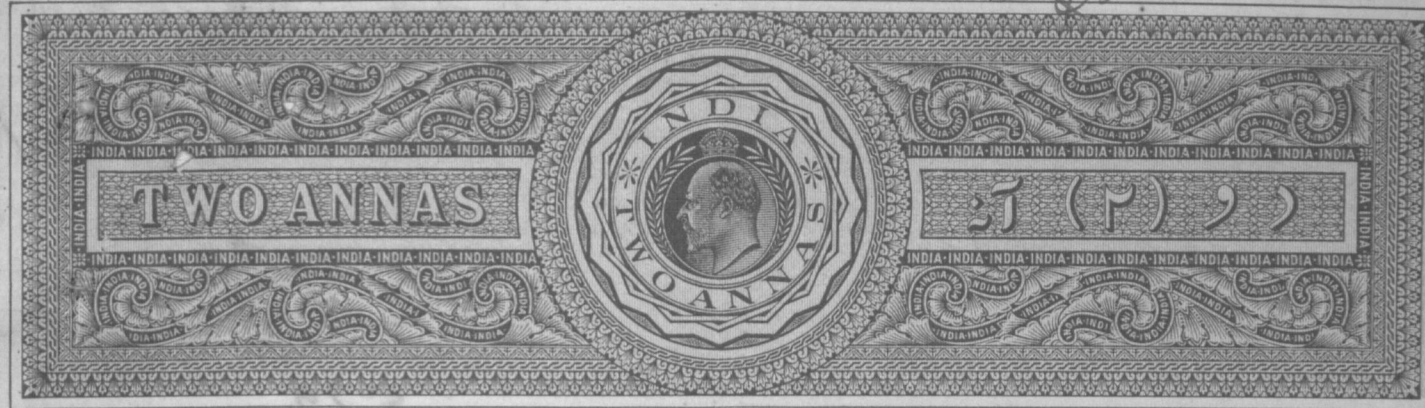
7-2-07

2. Ramaswami
Vendor S.M.C.
Crimbature

535



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Court as to its future management — 3. It is further directed that the Trustees do make their own rules for the Conduct of their business and their guidance and that as vacancies occur they shall be filled up by the surviving Trustees within 30 days, such appointment to be approved by the Court, and in default to be made by the Court as may appear proper to it. The Trustees will further now enter on the property and their duties after notice to the authorities in charge and the Plaintiff. There will be no order as to Costs Plaintiff's Counsel's fee Rs 100- one hundred
[Sd/ L. V. (Sd/ Lionel Herbert
[Sd/ H. B. Ag: District Judge.

S. Narayanaswamy

Examin
13.2.907



S. Ramaswami

117. 4. Sheet Corrections ..
Bheekampai Indulment ..
12/07

No-8007

no improvement in

23-1-07

K. Ramaswami
Vendraman C.
Crimbature

522

117

P. V. Narasiah Counsel

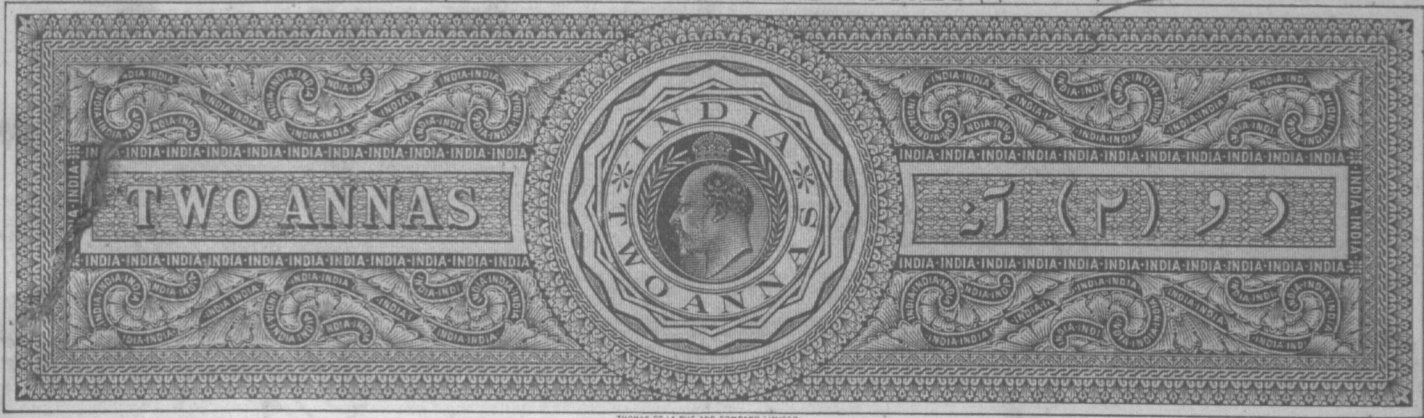
D. Court Coimbatore.

O.S. 44/06

Copy of judgment.

DISTRICT & SESSIONS COURT, COIMBATORE.	
Application for	21-1-07
Stamp papers	7-12-1907
Stamp	7-12-1907
Copy to	16-2-1907
Copy delivered	16-2-1907
Superintendent.	

FOR COPIES ONLY



In the Court of the District Judge of Coimbatore.
Present: Lionel Robert Esquire J. P. S. Esq. District Judge.

Friday the 21st day of December 1906.

Original Suit No. 44 of 1906.

Between: The Secretary of State for India in Council by the Collector of Coimbatore — Plaintiff.
And: (1) A. J. Thiruvengadasami Mudaliar, land owner
Chaviman Coimbatore Municipality (2) J. Ramasamy
Ingapur, retired Subordinate Judge (3) J. S. Balakrishna
Ingur High Court Cakil (4) C. M. Radmanabha Rao High
Court Cakil (5) G. V. Chettiar merchant all residing
at Coimbatore. — Defendants.

This is a suit relating to a transfer to the Defendants as trustees on behalf of the Caste Citizens of Coimbatore the premises formerly constructed by public subscriptions for the Coimbatore Caste Girls School and described hereunder — This suit coming on for final hearing this day in the presence of Mr. P. V. Narasiah Counsel for the Plaintiff and the Defendants Nos. 1 to 3 and 5 appearing in person and of Mr. R. Radmanabha Rao pleader for the 4th Defendant. It is ordered as follows: —
That Mr. A. J. Thiruvengadasami Mudaliar —

183. 1st Sheet Corrections

Chaviman Coimbatore

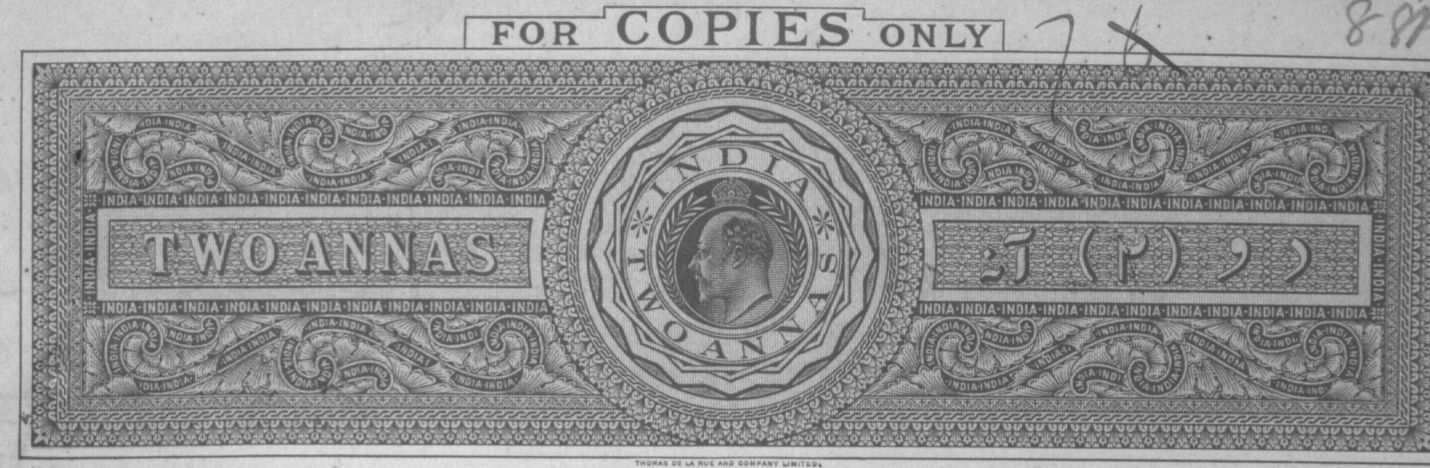
13-9-07

No-8383

mmmmmm

7-2-07

K. Ramasami
Kendras. M. C.
Chimbatore



I. Ramasamy Iyengar, I. B. Balakrishna Iyer. C. M.
Padmanabhachariar, and B. V. Chettiar - the
defendants - be appointed trustees under the
Act for the public of Chimbatore that the
building described hereunder be ^{vested} in them
as such trustees and applied to the use of
the Student Literary Association and he handed
over to that body (Student Literary Association)
to use so long as it exists and on its undertaking
(1) to keep the building in proper repair (2) to
locate its library in such building (3) to throw
open free to the public such library between
the hours of 12 and four on all days of the
week including Sundays. and that on the
breach of the above conditions it be the duty
of the trustees to resume the property and
seek the direction of the Court as to its future
management. It is further ordered and
directed that the Trustees do make their own
rules for the conduct of their business -
and their guidance and that as vacancies
occur they shall be filled up by the surviving
Trustees within thirty days such appointment
18 1/2. 2nd sheet Corrections
Chimbatore District Court 9/2/07

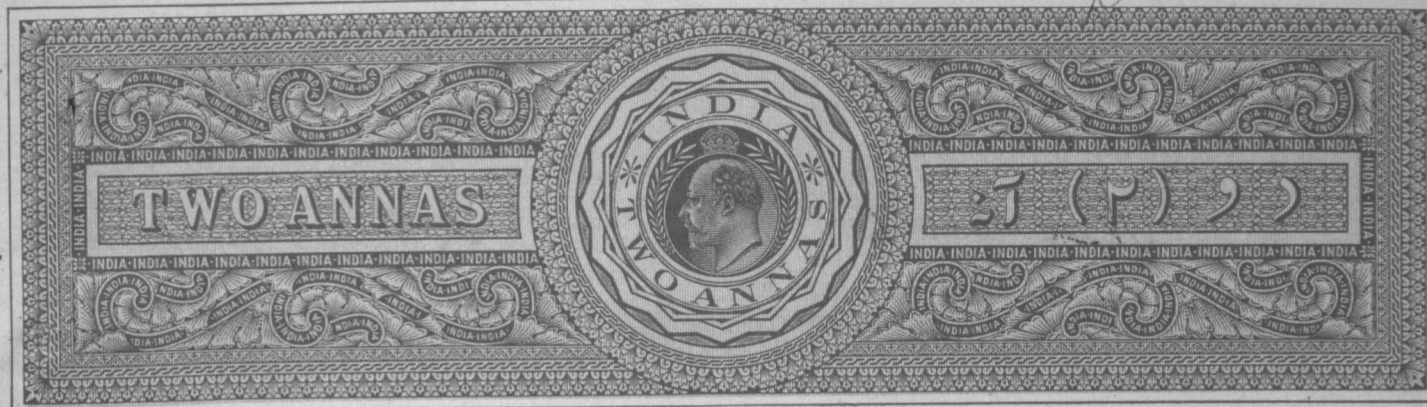


No-8426

Mr. Asman

7-2-07

Ahmadammil
Vendras C.
Cimbatore



to be approved by the Court, and in default
to be made by the Court as may appear proper
to it; This Court doth further order that the
Trustees do ^{now} enter on the property and
their duties after notice to the authorities in
charge and the plaintiff: and that each parties
do bear their own Costs as shown below:—

Plaintiff's Costs Rs 118-8-0. Defendant's Costs ^{Rs} 118-8-0.

Schedule of property.

The Caste ~~Govt~~ ^{Govt} Civil's school building, bounded
on the east by the Government Training school
for teachers, on the ^{west} ~~west~~ ^{by} the Sahisildar's
Cutchery, on the north by the Rajah Mahal
Street, on the south by the Othachekkari street.
The length of the building from east to west
on the Rajamahal road side is 67½ feet, from
north to south 145 feet — Given under my hand
and the seal of the Court. This 21st day of December 06.

[Sd/ Lionel Robert. Ctg: District Judge.

[Sd/ J. V. [Sd/ K. S. The seal of the Court of Combatore.]



161. 3rd sheet Corrections
Adeakomif in Indecimentation

93/07

No. 8425

7-2-07
K. Ramaswami
Mendur S. C.
Criminators



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9

1088



The seal of the District Court of Coimbatore

S. Narayanaswamy
Exam
13-2-07

(TRUE COPY)

J. Ramaswami



The parties should apply as soon as possible for the return of the records which they may wish to preserve, the records will be liable to be destroyed after the expiration of three years from this date, according to the nature of exhibit, under the rules for the destruction of records.

8. 4th sheet Corrections
Okeakompa Indemnifications

9/2/07

No 8424

Mr B. S. S. S.
7-2-07
Shamshur Rahman
5-22-06
Henderson, M. C.
Cimbatore
P. V. Narasiah Counsel
536
4

D. Court Cimbatore.
O. S. 44/06.
Copy of Decree

DISTRICT & SESSIONS COURT, COIMBATORE.	
Application made	21-6-907
Stamp papers called for	5412-2907
Stamp papers deposited	7-10-07
Copy ready	14-2-07
Copy delivered	15-2-07
Superintendent.	



[E. 2.]
1,000-10-11-05

10
18/2/07

DEPARTMENT.

14

C. No. *5162* From the Collector of *Coimbatore* No. *234*, dated *25-2-1907*

SUBJECT.

Report of the *comptroller* regarding the building occupied by the *Govt. primary school* for *mistresses* - *Coimbatore*.

Please see the notes & orders with *Go. No. 646 Educational*, dated *3rd October 1906*. In that order the Collector was requested to institute a suit under *Sec. 539 of the Code of Civil Procedure* for the *Settlement of a Scheme* for dealing with the property for the purpose of *Charity Cy-pris* towards the object of the original trust.

2. The Collector reports in his *Current letter* dated *25th February 1907* that the suit filed in the *D. Court, Coimbatore*, has been disposed of in favour of *Govt.* and *submitted* copies of the *judgment* and the *decree* in the case.

3. *Enclosures* is placed below -

1200.
Too long
Ab

1200
3-07

Lee
15-3-07
11-3-07

(Sons 149 27 187 27 17)

118

” ” ” ” ” ” 190

C. No. 576 Col From the Collr of Land No. 23 (a) dated 25.2.1907

” ” , ” ” , ” ” , ” ” 190

Pl

No. 149, dated 1873/1 1907

Recorded

Sp
18/3/07

14-3-07

Chs
15.07 $\frac{1}{163.7}$

S. P. 9

First copy sent to Press.

Returned for signature.

Despatched in print.

NEWSPRINT COPIES
REQUIRED. } Order complete 30
Letter only
Order complete with Letter.

READ AGAIN G.O., No.
190

646

DATED

3-10-06

1 additional

CURRENT No.

576

A

128
Note 1/R

Proof please
87
19/3

ENCLOSURES TO G. No.

A

ORDER OF GOVERNMENT

A

LETTER TO GOVERNMENT

STATEMENT WITH DITTO

PAPERS NOT FILED IN, BEING MEANT FOR DISPATCH
IN ORIGINAL.

N.B.—

A = Print in full.

B = Not to be printed.

P = Print abstract only.

Q = Print heading only.