

[JPH (1946) Department.

018 SERIES.

G.O. No. 1748 Edm

Dated 10th September 1946.

[Despatch Abstract.]

Land Acquisition. The National High School (Girls), Triplicane - Site for construction of school buildings and hostel and for playground and rectification under section 4(1) Published.

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

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

(Under the management of The National Education Society, Registered)

GOVERNING BODY

Rao Bahadur
 T. S. Tirumurthi
 Capt. C. R. Pattabhiraman
 Dr. Rama Iyengar
 S. Venkatesa Iyengar
 S. V. Ganapathi Iyengar
 K. Ramiah Chetty
 N. K. Thirumalachari
 (Secretary & Correspondent)
 M. S. Sivasubramanian
 Headmistress
 K. R. Rangalam

N. K. Thirumala Bahadur K. R. Ramanujam

Headmistress K. R. Rangalam

The Secretary
To The Government of Madras, (Education),
Fort St., George, Madras.

Sir,

Re: Acquisition of R.S.No.870/2 Ice House Road, Triplicane, for construction of School building, hostel for girls and providing playgrounds for The National High School (Girls), Triplicane.

In the above matter by G.O.No.MS.630 Edn. dated 21--3-1946 the Government were pleased to sanction the inclusion in the list of approved works of the scheme for the acquisition of a site R.S.No.870/2 Ice House Road, Triplicane, for constructing a school house, a hostel and for providing playgrounds at an estimate of Rs.62,000/- being the acquisition cost of the site.

On the same day a sum of Rs.31,000/- being the half the estimated cost was deposited with the Collector of Madras to enable him to initiate Land Acquisition Proceedings.

We understand that the Collector of Madras has submitted to the Government draft of the notification to be published under the Land Acquisition Act.

The property in question is owned by ~~Six~~ Sri Parthasarathi Swami Koil Devasthanam. After the temples in the city of Madras were included within the jurisdiction of the H.R.E. Board, by our letter dated 25th June 1946 the President, H.R.E. Board was informed about our intended acquisition of the property belonging to the temple.

In answer to a letter received from then President H.R.E. Board dated 26-7-46 a true copy of the G.O.MS. 630 dated 21-3-46 was forwarded to him for his information on the 15th August 46.

On the 7th August 46 our President Rao Bahadur Dr. T.S.Tirumurti also wrote to the President, H.R.E. Board all the matters contained in the above paragraphs and soliciting his help in the direction of early acquisition of the site for our school purpose.

We now come to understand that presumably as the notification has not yet been published by the Government the President, H.R.E. Board has authorised the Trustees of the Parthasarathy Swami Koil Devasathanam the sale of the above property by public auction to the highest bidder.

It is needless for us to state that such a step will be highly prejudicial to the interests of the institution and will complicate the Land Acquisition Proceedings and will embarrass us in every possible way.

In the circumstances we request that the Government may be pleased to direct the stay of all further proceedings in the matter by the President H.R.E. Board, by issuing forthwith appropriate orders in this behalf.

We beg to thank you in advance for your timely intervention.

We beg to remain,

Sir,

Your most obedient servant,

N.K. Thirumalachari

(Rao Sahib N.K.Thirumalachari)
Founder-Secretary & Correspondent
The National High School (Girls), Triplicane.

From
M. Karamatullah Esq., I.C.S.,
Collector of Madras,
M a d r a s.

To
The Secretary to Government,
Education & Public Health Department,
Madras.

Rc. 2168/46-C1 dated 2-9-'46.

Sir,

LAND ACQUISITION - The National High School (Girls) - Triplicane - Site for construction of school, house, hostel and playground - Mylapore village - 870/2 part - 4(1) Notification - submitted.

Ref: Government Memorandum No. 39064-B-1-5 Education dated 14-3-'46.



1. Rao Sahib N.K. Tirumalachari, the Founder Secretary and correspondent of the school has deposited Rs. 31,000/- being the half of the approximate cost of acquisition. It is held in Revenue Deposit in the Madras Taluk Treasury.

2. The area applied for is about C2-Gds.7-Sq.Ft.1625. The Founder Secretary has agreed to the conditions set forth in the annexure.

3. I submit for approval and publication draft notification under Section 4(1) of the Land Acquisition Act.

4. There are some structures in the area applied for by the management of the school. The total cost of acquisition will be worked out and the balance after deducting Rs. 31,000/- already deposited by the management will be recovered. To make the purpose a public one, the Government may be pleased to contribute one anna towards the cost of acquisition.

Ends:Three.

CRB/3-9.

N. Raghavany
3946
FOR COLLECTOR OF MADRAS.
3/9/46.

Land Acquisition Act I of 1894 as amended by Act XXXVIII of 1923.

WHEREAS it appears to His Excellency the Governor of Madras that the land specified in the schedule below is needed for a public purpose, to wit for the construction of the National High School for Girls', Triplicane, Hostel and Playground.

notice to that effect is hereby given to all whom it may concern in accordance with the provision of section 4(1) of the Land Acquisition Act I of 1894 as amended by the Land Acquisition Amendment Act XXXVIII of 1923; and His Excellency the Governor of Madras hereby authorises the Personal Assistant to the Collector of Madras, his staff and workmen to exercise the powers conferred by Section 4(2) of the Act. Under Section 3(c) of the same act His Excellency the Governor of Madras appoints the said Personal Assistant to the Collector of Madras to perform the functions of Collector under Section 5-4 of the Act.

SCHEDULE

District MADRAS
Taluk Madras South
Village Mylapore.

WELLAGE: G. Dry R.S. No. 870/2 part belonging to Sri Parthasarathy Devasthanam, Triplicane represented by the trustees for the time being Rao Sahab V.N. Lakshmi Narasimhachari and C.R. Jagannatha Pillai.

Lessee: Chokkalinga Gramany. *

	C	Gds	Sq. Ft.
Approximate extent to be taken up	2	7	1625

Whether waste or arable Tope Land.

R. R. S. No. 870/2 part

for COLL. for CT
379/ub. 1 WAS.

*Occupants & Tenants.

Building No. I. (1). Manikkam Chettiar (2). Parthasarathy Chettiar.

Building No. 2. (1). Sivaprakasa Mudaliar (2). Bakthavatsalu Nayudu, (3). Chinnamm,
(4). ~~Devaswami~~ Naicker (5). Radhakrishna Mudaliar, (6). Ponnuswami
Mudaliar (7). Venkatrama Naidu and (8) Panchaksharam Pandithar.

" " 3. Muhammad Ishaq.

Hut Owners. (1). Ponniammal (2). Gundu, 3. Munuswami Naidu, 4. Kista Pillai, 5. Thanika-
chala Naicker (6). Sundaram.

CONDITIONS.

1. The land shall be used as 'Playground' ^{construction of school} and for no other purpose.
2. The ^{house and hotel for the} ~~land~~ shall be built out within a period of three years from the date of the grant.
3. No part of the land shall be built upon without the previous permission of the Collector of the District ^{other than for the purpose set forth} and if the Collector refuses to remove the building when so directed the Government or any Officer empowered by them in this behalf shall have power to remove the building and to realise the cost of such removal by the sale of materials.
4. The market value of the land shall be collected if at any time it is found that the grantee derives a substantial income from the grant.
5. The Government may resume the land wholly or in part, with any buildings thereon, if in their opinion, the land is required for a public purpose or for conducting mining operations. In the event of such resumption, the compensation payable for the land and trees shall be the amount paid for them by the alienee at the time of the acquisition, including the 15% solatium, or the value at the time of resumption together with 15% thereof, whichever may be less. If there are buildings on the land, the Government shall pay compensation for them in accordance with the provisions of condition (6).
6. In the event of the resumption of the land under condition (5) the compensation payable for the buildings and other improvements shall be the amount paid for them by the alienee at the time of acquisition including the 15% solatium or their value at the time of resumption by the Government together with 15% thereof whichever may be less together with the initial cost or the value at the time of resumption whichever may be less, of any buildings erected and other improvements effected on the land by the alienee in accordance with the terms of the alienation, plus 15% of such cost or value.
7. In the event of the infringement of any of the conditions of alienation, or in the event of the voluntary relinquishment of the land by the alienee, the Government may resume the land if it is required for a public purpose or if the Government consider that it should be returned to the original owner. If the Government decide not to exercise this power and inform the alienee accordingly, the latter may dispose of the land in any manner he likes, subject to his repaying to the Government, the amount of any grant made by them towards the cost of the land and of the buildings or other improvements. In the event of the resumption of the land under this condition, the compensation payable to the alienee shall be the value of the land at the time of acquisition (less the 15% awarded for compulsory acquisition) or its value at the time of resumption whichever may be less, together with the value of the buildings and other improvements, at the time of resumption. If there are buildings on the land which the Government do not require, the alienee shall remove them at his cost. In the event of the grantees refusing to remove the buildings the Government may remove them and realise the cost of the removal by the sale of the materials.
8. Full land revenue shall be levied if at any time any net income is derived from the land, or if any of the conditions of alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement. The decision of the Collector of Madras on the question whether a net income is derived from the land or not shall be final.

Special Conditions.

1. The amount of any grant made by the Government towards the cost of the land and of the buildings or other improvements shall be deducted from the compensation payable under conditions (5), (6) and (7).
2. The school shall be open to members of all castes and communities.

*The North Hill High School (S.S.) ... N.K. Thirumalaiah
Inspector 20. 1. 48 ... Lower Secondary and*

No. of Depositor

Land Acquisition - The National High School (Girls), Triplicane. site for construction of school buildings + hostel + for playground. Notification under Section 4(1) - Published

Read

G.O. no 630 Edu dated 21.3.46

From the Collector of Madras Re. 268/46-C-1 dated 2.9.46

Order no 1748 of Edu of 10.9.46

Admitted 10/9/46

The appended notification under section 4(1) of the Land Acquisition Act for the acquisition of a site for the construction of a school building hostel & for providing a playground for the National High School for girls, Triplicane will be published in the F.S.G. Gazette.

2. A contribution of one anna is sanctioned from Provincial funds towards the cost of acquisition.

Deergha 10/9

18/9 5.9.46

5/9/46

5946 5.9.46

The collector of Madras

- DTG

.. AG

.. S.G. P for publication in the F.S.G.

For H.R.E. Board Correspondent, the National High School (Girls) Triplicane

Appendix

(Here enter explanation on page)

note. The draft order may be sent

to Revenue uo for acceptance after issue of
the draft memo to the PDB HRE Board attached.

5-9-46 PM 5/9/46
S.R.K.
523

Rev need not see, I think.

S.R.K.
5/9/46

No term. let it go to Rev. ai.

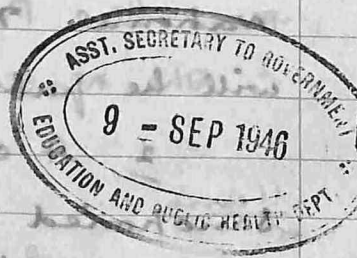
S.P.W.

Revenue (a.i.)

To us
The draft order overlay may be accepted
and the file returned to E&PH.

S.M.
6/9/46
6/8/46
E&PH

Issue to
2/9/46



E & PH NO.
51034-B1/46-2 EGM
5/9/46

Rev u.o 2197H/46
6-9-46

52359
S.M.

13

(15)

ESPH (B1)

Land Acquisition - The National High School
(Girls), Triplicane - Acquisition of do. no
870/2. part belonging to Sri Parthasarathy
Devasthanam Triplicane

Read memo 630 ESM 21-8-46

From the Founder Secretary & Correspondent
The National High School (Girls) Triplicane
8/9/46

Memo. No. 51034-B1/46-1 EGM 5/9/46

In this letter read above. the
Correspondent of the National High School
(Girls), Triplicane, has brought to the
notice of Govt that the President,
HRE Board, has authorised the Trustees
of the Parthasarathy Swami Kail Devasthanam

Prakasa
5/9/46

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14

to sell
the sale of the property R.S. no 870/2- part in
De House Road Triplicane by public auction to
the highest bidder in spite of his representation
that it is proposed to be acquired for use as
a site for the construction of school building,
hostel and as a play ground for the school. The
President is informed that the collector of
Madras has submitted the necessary preliminary
notification under sec 4(i) of the Land Acquisition
Act and it will be published shortly in the F.S.C.R.
In the meantime he is requested to instruct
the trustees of the Devasthanam not to take steps
for the disposal of the property by public auction
as already permitted as it will complicate the land
acquisition proceedings.

USK
5.9.46

PM
5/9/46

SUN
5.9.46

SS
See

copy to the Collector
the National High
School for girls
Triplicane
To the D.C. H.R.E
Board
Madras