Secst II-27—30,004—4-11-46.

Education and Public Health **(194 7) Department.**

Ms. **SERIES.**

G.O. NO. 2408 Edn.,

Dated 8-11-1947.

20

[Despatch Abstract.]

Land Acquisition-Cuddalore-Site for extension for the St. Ann's Girls High School, Cuddalore-Notification under Section 4(1)-Published.

Further Papers.

o.	No.	Department.	Date.	G.O.	No.
	1976	Edn	10.7.50.		

* * * * * * * * * * * * *

செப்பனிடுபவர் பெயர்
[illegible] 11/99
செப்பனிடுவ தற்காக எடுத்துக்
கொள்ளப்பட்ட நாள் ~~5/2k~~
செப்பனிட்டு முடித்த நாள் 6/2k

சரிபார்க்கும்
மு.நி.பா.எ.
கையொப்பம்
6.9.2000

ஆராய்ச்சி
உதவியாளர்
கையொப்பம்.

* * * * * * * * * * * * * * * * * * * *

B1

2

SECRETARY, EDN. AND P. H. DEPT.
23 DEC 1946
GOVERNMENT OF MADRAS

To The Honourable Minister for Education,
Fort St. George, Madras.
~~THE COLLECTOR OF SOUTH ARCOT,~~
~~CUDDALORE.~~

The humble petition of Rao Saheb A. Subbaroya Chettiar, Shrotriemdar and Banker, residing at Linga Reddipalayam, Panruti, respectfully showeth:

Honoured Sir,

2

I understand that at the instance of St. Ann's School authorities, preliminary enquiry has been started for the acquisition of my banglow No.13-A situate in Pugh's Road, Cuddalore.

2. I was a ward of the District Court of South Arcot and I was declared a Major in January of 1940 having completed my age of 21 then. As I expressed a desire to have a banglow in Cuddalore so that after attaining Majority I may reside in the headquarters and be in touch with all prominent officials and do also business my then guardian moved the District Court of South Arcot for purchase of this Banglow. The then District Judge Mr. P. Rajagopalan, I.C.S., was pleased to sanction the purchase. After purchase a compound x wall was constructed and repairs were done to the building. But owing to the outbreak of the War and in view of the scare in coastal towns, I could not move to this Banglow. Added to this, as many banglows on the beach side which were originally occupied by Officials came to be occupied by the Military and as a number of new offices came into existence, the demand for accommodation became pressing xxxx and several officials pressed me to let the building for their use for the time being, and hence my occupation had to be post-poned. At present the Treasury Deputy Collector is staying there and I have told him that he ought not to recommend any other tenant after him and that I am going to positively occupy it.

P

3. I have also arranged with a contractor to build an out-house, a garage and lay a tennis court for which I have prepared the plan and submitted it to the Municipality for sanction. As my banglow is not available, I am obliged to stay in my Vakil's house or in the house of my caste-men. I am obliged to 3 stay in ~~my~~ this fashion for at least 15 days in the month. The Banglow was not purchased as an investment for my money. It was for my personal use and occupation.

4. The St. Ann's School authorities approached me for a sale and I said I am not going to sell the same. Before that the South Arcot Co-operative Central Bank through its President, Sri. K. Sitharama Reddiar also the President of the District Board, South Arcot, approached me with a very tempting offer; saying that it was urgently needed for a public purpose of first rate importance, viz. Co-operative Banking business; but I explained to him that with a view to have a Bangalow in the head-quarters for my occupation and business purposes I have purchased the same, and there was no question of parting with the same, and thereupon the matter was dropped.

5. I beg to submit that the St. Ann's High School is under the control and jurisdiction of the Pondicherry mission. The said diocese owns vast sites in this town which are superfluous for their purposes. The following are in their possession:-

(1) St. Ann's High School Compound (2½ acres).

(2) Sacred Heart Training School (2 acres).

(3) Sacred Heart Elementary School (2 acres).

(4) Agnes Seminary (5 acres).

(5) Income-Tax Office Buildings and adjacent buildings (5 acres).

(6) Bishop's Banglow (rented out, 2 acres).

(7) Church Compound (3½ acres), (East of the Church full of cocoanut trees).

(8) St. Joseph's High School (More than 30 acres with all the newly acquired sites in the northern and eastern directions).

(9) St. Mary's Home (5 acres).

(4) 12/7

All the aforesaid sites and buildings are more or less contiguous and in the heart of the town. In most of them only cocoanut trees and rain trees are reared and it is indeed very regrettable that it should be so when the crying need of the town is for more sites for buildings. 4

6. The mission authorities go on getting possession of lands and buildings year after year by acquisition proceedings for the past ten years. I may point out that in one instance their prayer was rejected as not bonafide. Three years back, the St. Ann's High School authorities approached the then District Collector to get the pathway leading to the school from Pugh's Road acquired. The District Collector after personal inspection rejected the petition as not bonafide. I may add that the aforesaid pathway is next to my compound and is running parallel to it.

No necessity available

7. The School has got enough open space on the northern side which is full of cocoanut trees. On the south the school authorities have recently purchased a portion of a very big site from Mr. Paul Pushpanathan. If more space is found necessary, they can purchase more of land from the same gentleman. Opposite to the the school too, there is a big open space and some old buildings and sites. In the St. Ann's High School compound, there is a High School, a Convent, a hostel, a chapel and also a grave-yard. Either the primary sections of the school or the convent or the hostel may be shifted to other buildings which are nearby and which are in their possession and rented out by them.

8. I beg to state that I am submitting this petition to you, Sir, because I apprehend that justice will not be done to me since the concerned land-acquisition clerk, the Revenue Divisional Officer are Catholics and the Huzur Sherishtadar is also a Christian.

9. I humbly beg to submit that the Bunglow No.13-A, has been purchased for my personal occupation and business purposes and

5

131

andtherefore it is neither just nor equitable that I should be deprived of the only residential premises that I am now having in the Headquarters.

10. I therefore pray that the acquisition proceedings, if any, have been started might be dropped once for all.

I beg to remain,
Honoured Sir,
Your most obedient servant,
A. Subbayachy

19/12/1946.

COLLECTOR'S OFFICE
7 - JAN 7
SOUTH ARCOT

V. E.

Endorsement 78958 R/46-1. Dated 31/12/46 E.A.N.(RD)

Referred to the Collector of South Arcot for very early remarks. He is requested to report the stage at which the acquisition proceedings stand at present.

31/12/46

(By order)

S. Sm.

Assistant Secretary to Govt.
31/12/46

To

The Collector of South Arcot

132

42760 (1)
2400
18760
16800

Enc. to Roc. Bu. 15216.46
1.4.47

Secy to Govt

Thro' Board of Rev.

E(2)

16A

Roc. B. 4-14216-46 d/- 1-4-47.

From
S.R. Kaiwar Esq., I.C.S.,
Collector of South Arcot.

To
The Secretary to Government,
(Edn. & P.H.) Department, Madras

Thro' the Secretary to the Board of Revenue,
Land Revenue & Irrigation, Chepauk, Madras.

ASSISTANT SECRETARY TO GOVERNMENT
EDUCATION AND
26945
8 MAR 1947

B
5

6

Sir,

Land Acquisition - Cuddalore and town - T.S. 439/2 - Extension of St. Ann's Girls' High School - proposals.

The Correspondent of the St. Ann's Girls' High School, Pudupalayam, Cuddalore N.T. has applied for the acquisition of T.S. 439/2 of Manjakuppam village measuring c. 42760 sq. ft. to provide additional accommodation to the school. The additional accommodation required is for extension of the existing school building and for play ground. The site applied for is contiguous to the present school compound and it contains a building - used for residential purposes.

2. The owner of the site and of the building is one Rao Sahib Subbaraya Chettiar, a resident of Lingareddipalayam near Panruti. He objects to the acquisition stating that the site is required for his own use as a town residence and also as ~~gk~~ a place of business. The site together with the building, was purchased in 1939 during the minority of the present owner, by his guardian Pappal alias Gnanambal ammal. Ever since the purchase, the owner has not occupied it and it is occupied only by tenants.

3. He has also alleged that the Roman Catholic Mission authorities who are running the school, own vast extents of building sites in the town and that in most of the sites, only rain trees and cocoanut trees are grown. A copy of the list furnished by the Correspondent of the school, in respect of the buildings owned by the Mission with details as to the extent covered by each is enclosed. It is stated that with the exception of two buildings which have been let out, one for use as Income-tax Office and other for Dt. Educational Officer's residence, all the other buildings are used for specific purposes under different managers as shown in the list and that it is not possible to merge one with the other. The Revenue Divisional Officer reports that none of the sites referred to, is contiguous to the school compound and suitable for use as playground.

4. Sri P.T. Srinivasan, Proprietor and Editor of "Desabhimani" and owner of the site adjacent to the one now proposed for acquisition is another objector to the acquisition. His complaint is that if the site is acquired, the school authorities would put up high compound walls and that his dwelling house would be denied the sea-breeze from the east; but this cannot be helped.

5. As against the above objections there is agitation by one section of the public (which includes among others, three M.L.As.) in favour of acquisition of the site for the school and they have sent petitions requesting me to proceed with the acquisition.

6. The present strength of the school is a little over 600 and I understand that according to the rules prescribed by the Educational Department, the school has to provide play ground space of 6 acres - at the rate of 1/2 an acre for every 50 pupils. It is reported that the school now possesses playground only to the extent of 3½ acres. The Government in their memo No. 3703/[illegible]/4.45-6 Edn. dated 24-12-46, have sanctioned a sum of Rs. 10,000/- as half grant to meet the cost of acquisition of the site. The need for the additional space seems in the circumstances real. The objections may all cancel out by the time of the 5-A enquiry. I, therefore submit herewith a draft notification under Section 4(1) of the Land acquisition Act for the acquisition of T.S. No. 439/2 of Manjakuppam village and request that it may be approved and published in the Gazette.

7

7. The value of the site and building is estimated by the Revenue Divisional Officer at Rs.19,788/- I am asking the Revenue Divisional Officer to submit a detailed report with data for valuation before sending the draft declaration and also to examine in detail the objections to the acquisition at the time in of the 5-A enquiry.

8. The objection petition of Sri A.Subbaraya Chettiar received with Government Endorsement No.7895%-B-2-46-1 dated 3-12-46 is enclosed.

for Collector.

mv-P.3.4.Ext. 8th/3-4

Annexure I.

Name of the School.	Extent of play-ground.	Locality	Name of the person in charge.	Remarks.
1. St. Joseph's High School	19 acres.	Manjakuppam.	Rev.Father A.M. Gnanapragasam.	
2. St. Mary's boys' School inside the Parish church compound.	3 acres nearly	Pudupalayam.	Rev. F.A. Lourdeswami	Is within the Church compound.
3. St.Agnes Seminary	9 Acres.	Pudupalayam	Rev. F. Violette.	Not a schoo but a place for preparing young me for Priesthood.
4. St. Mary's home.	2 acres nearly	Sorakalpet.	Rev.Mother Joseph	Priv unrecognised scho
5. St. Ann's Girls' High School	3½ Acres	Pudupalaaym.	Rev. Mother Arul Mary	St. Ann Convent School.
6. Sacred Heart's Sec. Tg. School	1 Acre	Sorakalpet.	,,	
7. R. C.Higher El. School.	½ Acre.	,,	,,	
8. St. Antoney's Primary School	Nil	Pudupalayam.	,,	

Arul Mary,
Correspondent.

-True Copy-

for Collector.

mv-P.3.4.Ext. 8th/3-4

---

⑦

Form of Notification to be issued under Sec.4(1) of Act I of 1894 as amended by Act XXXVIII of 1923.

***

Whereas it appears to the Government that the land specified in the schedule below and situated in Manjacuppam village, Cuddalore taluk, South Arcot District is needed for public purpose for the extension of St. Ann's Girls' High School Pudupalayam, notice to the effect is hereby given to all whom it may concern in accordance with the provisions of Section 4(1) of Land Acquisition Act I of 1894 as amended by the Land Acquisition Act XXXVIII of 1923 and the Governorin Council hereby authorises the Revenue Divisional Officer, Cuddalore and his staff and workmen to exercise the powers conferred by Section 4(2) of the Act. Under Sec.3(c) of the same Act, the Governor appoints the Revenue Divisional Officer, Cuddalore to perform the functions of the Collector Under Section 5(4) of the Act.

Superintendent

District South Arcot

Taluk- Cuddalore

Village- Manjakuppam

Description of the land - Arrt Dry - T S no 439/2

Natham Private belonging to Rao Sahib Subbaraya Chettiar. Approximate Extent - 0. 42760 sq. feet

9 8

78587
21/4

Land Acquisition - Cuddalore town - T.S. no 439/2
Extension of St Ann's Girls' High school
Pudupalayam

From the Collector of South Arcot Roc. R4.
14216/46 - d/1.4.47

Dp no note &
Memo
22/4/47

Memo 78958/47-R4-2. Edn- dated 22/4/47.

The Collector of S. Arcot is informed that the necessity for the acquisition of the land for the extension of the St Ann's Girls High School is being reexamined & that pending a final decision on the question, the acquisition proceedings may be stayed

21.4.47

Desp
21.4.47

To
The Collector of
S Arcot

181/A53 11

9

U.O. Rc.665 D2/46, dated 13-6-1947.

Replies to the several points raised together with 2 Topo sketches are furnished below:

-** **-

49686
18 JUN 1947

1. Whether any of the two buildings which are let out are near the existing school and can be used for locating some of the classes of the school or the High School Department, or whether it will be sufficient if the 7 rooms in the existing building used as teachers' quarters and dormitory are set free by removing them elsewhere.	The Income Tax office building & the adjacent buildings are reported to be more than half a mile away from the school. The Bishop's bungalow is more than 2 furlongs away from the school. The parents will not be willing to send their young girls to such far off place for games and for classes. It is reported that there is only one big room in the teachers' quarters adequate enough to hold a class and it is used as a class room. The whole of the Boarding dormitory is being used for class rooms purposes in the day time, the small classes with portable benches being located there.
2. Whether all the buildings and sites at its command have been utilised in full for school purposes.	All the sites owned by the management are used purely for school purposes. 1. St. Ann's Girls High School - 3½ acres. Playground space. 2. Sacred Heart Secondary Training School - 1 acre - Playground space. 3. R.C. Higher Elementary School - ½ acre - Playground space. 4. St. Antony's Primary school within the compound of the High school.
3. Maximum limit for a Girls' High School is only 3 acres of play ground. The school has 3½ acres of playground.	A girls school can be aided towards the purchase or acquisition of a maximum limit of 3 acres for use as playground In Director's letter Rc.752 D2/46, dated 5-9-1946 Govt. have been requested to raise the maximum limit for purposes of aid to 3 to 6 acres at the rate of ½ acre for every 125 pupils. However there is no objection to the management purchasing more than 3 acres of land at their own cost.
4. The proposal was first rejected as the building was not suitable and as structural alterations to make it suitable would be too costly, but subsequently the management undertook to make suitable alterations at its own cost. The uneconomic aspect of the proposal was not further considered.	As the management undertook to make suitable alterations at its own cost, the proposal did not involve further financial commitment on the part of Govt. As no other suitable building is available near the school and as the proposal serves the two fold purposes the scheme was recommended for approval. Building & playground for 1 acre - vide D.O.37061 B/45-1 Edn., dated 30-11-45. Further, the building is gifted with a sufficient vacant site, nearly an acre of land, which will well serve and suit the purpose of playground at present and at later stages, can be well utilised for accommodating additional sections if opened in future.

5. Necessity for additional playground or building for the school.	The present strength of the school is 581. The Inspectress reports that the building on the site could be remodelled and used for the lower classes, which need additional accommodation. Due to the great rush in admission, additional accommodation is very necessary. The school has 3½ acres of playground space. For the above strength it is desirable to have one more acre of play area.
6. Whether the proposed building with site should be acquired.	As the school is in need of additional accommodation and as suitable alterations will be made at management's own cost without extra cost to Govt. and as no other building near the High school is available, the proposal for acquisition has to be pushed up.
7. A topo sketch of all the sites and buildings owned by the management showing therein the proposed site for Acquisition.	Enclosed. i. Annexure i. shows the topo sketch of St.Ann's Girls' High school. The boundary of the High School is shown in green pencil and the boundary of the site to be acquired is shown in red dotted lines. ii. Annexure ii shows the topo sketch of the Sacred Heart Secondary Training School and its model school

-o*@*o-

Seen

E C P H

Please see the Director's D.O. reply on pages 4-5 ante. He has discussed the ~~[illegible]~~ necessity of the proposed acquisition in detail and has come to the conclusion that the acquisition has to be pushed up as the land proposed is very essential for the school. In the circumstances stated by the D.P.I. it seems that acquisition proceedings may be allowed to proceeded with.

page 5 an

The file may be circulated to H.M. (Edn) for orders.

7/6/47

14

11

11

Government of Madras.

Education and Public Health Department.

Memorandum No.6124/47-B1-3-Edn.Dated 8th March 1947.

Sub:Grant-Building-St. nn's Girls'High School,Cuddalore-Acquisition of a building and site adjoining the school-Payment of grant in 1947-48.
Ref:From the Correspondent,St.Ann's Girls'High school,Cuddalore No. .O.C. 373/46 dated 23-1-47.
From the Director of Public Instruction R.C.665 -D2/46 dated 26-2-47.

The Correspondent St.Ann's Girls'High School,Cuddalore is informed that the question of disbursing the grant due towards the cost of acquisition of a building and site for the school in 1947-48 will be considered if the acquisi tion proceedings are completed before October 1947 and the necessary application for the payment of the grant is made to the Director of Public Instruction early in October 1947.

M.V.Subramanian,
Secretary to the Government.

To,
The Correspondent,
St.Ann's Girls'High School,Cuddalore.N.T.
The Director of Public Instruction.

Forwarded/By order.

Er.-

U.S.Krishnaswami
Superintendent.

(True Copy)

R.O.C.No.381/47-48

15 187 (12)

Cuddalore.N.T
31-7-1947

From,
The Correspondent,
St.Ann's Girls'High School,
Pudupalayam,Cuddalore.N.T.

To,
The Secretary to the Government,
M A D R A S.

UNDER SECRETARY
4 AUG 1947
PUBLIC DEPARTMENT

DEPUTY SECRETARY
9 AUG 1947
PUBLIC DEPARTMENT

Sir,

Ref:R.C.665 D2/46 dated 26-7-1947 of the Director of Public Instruction Madras.

Ref: Your Memo No.6124/4[illegible]-B[illegible]-3 Edn.dated 8-3-47.

Ref: My R.O.C.No.381/47-48 dated 15-7-1947.

Sub: Grant-Building-St.Ann's Girls High School,Cuddalore-Building and site-Acquisition of.

E4P.H.

63.8.5
mw

In continuation of my above R.O.C.No.381,47-48 dated15-7-47,

I have the honour to submit herewith a copy of the proceedings R.C 665 D2/46 dated 26-7-47 of the Director of Public Instruction Madras, reminding me about the acquisition matter.I beg to request that you may kindly sanction the acqusition,at an early date.

Enclosed:
Proceedings R.C 665 D2/46 dated 26.7.47 of the Director of Public Instruction, Madras.

Arul Mary
Correspondent.

L.S. Pupped

E4P.H.U.-O.- M11

5.47

4/8/47

E&O.H.

162

EKH(B1)

The main file on the subject has been circulated to 4 PM. This may await its return.

7/8/47

7/8/47

8-8

~~12~~ 13

PROCEEDINGS OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.

Rc.665 D2/46 dated 26-7-47.

Sub: Grant-Building-St.Ann's Girls' High School, Cuddalore-Building and Site-Acquisition of.

Read: Government Memo No.6124/47-B1-3 Edn.dated 8-3-47.

....

The Correspondent, St.Ann's Girls High School, Cuddalore is requested to repo by return of post, the stage at which the acquisition proceedings stand and whether they will be completed before October 1947.

M.ABDUL HAQ
For Director of Public Instruction.

True copy/Forwarded/By order.
(sd) Superintendent.

To the Correspondent, St.Ann's Girls' High school, Cuddalore.
copy to the Inspectress of Girls schools, VIIIth Circle, Tanjore.

Ramu.26/7

(True Copy)

18

Cuddalore N.T. 16th July '47.

14

From

The Correspondent,
St. Ann's Girls' High School,
Pudupalayam - Cuddalore N.T.

To

The Secretary to the Government,
Madras.

Sir,

58526

Ref: Government of Madras Education and Public Health Department Memorandam No.612/47 - BL - 3 Ddu. dated 8-3-'47.

Sub: Grant - Building - St. Ann's G.H.School and Site adjoining the School - Payment of Grant in 1947-48.

I have the honour to submit the following for your kind consideration and favourable orders.

In your above memorandam, a copy of which is enclosed herewith for your ready refference, you have been pleased to inform me that the question of disbursing the grant due towards the cost of acquisition of the above site in 1947-1948 will be considered, if the acquisition proceedings were completed before October 1947. The Collector had been informed about this. I learn that the papers concerning the above matter have been sent to the Government. I beg to request that the Government may be pleased to take earliest steps in the matter so that the acquisition proceedings may be completed before October 1947.

Arul Mary
Correspondent.

49

E&PH(B1)

The main file on the subject referred to on page 1 ante has been circulated to H.P.M. This may be added to the file on its return.

2/7/47

2/7/47

25/7/47

20

Education and Public Health Department(B1)

Land Acquisition-Cuddalore-Site ~~as a playground and~~ for extension for the St.Ann's Girls High School, Cuddalore-Notification under Section 4(1) Published.

- - -

From the Collector Roc.No. B4-14216/46 dated 1-4-47.
Govt. Memo.No. 78958-B1/47-2 Edn. dated 22-4-47.
From the D.P.I., U.O. No. 665 D2/46 dated 13-6-47.

ORDER.MS.No. 2408 Education Dated 8.11.47

The notification under Section 4(1) of the Land Acquisition Act for the acquisition of land ~~as a site of playground and~~ for extension ~~for~~ of the St. Ann's girls High School, Cuddalore, will be published in the Fort St. George Gazette.

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

3 A copy of the conditions of alienation is enclosed. The Collector of South Arcot is requested to ascertain and report whether the Correspondent of the school is agreeable to the conditions contained therein. The Collector ~~He~~ is ~~also~~ informed that he may proceed with the acquisition of land for the St. Ann's Girls High School, Cuddalore under the Land Acquisition Act.

To the Collector of
South Arcot (with a copy of the conditions of alienation)
" the D.P.I.

27.10.47

27/10/47

8/11

15/11

~~2~~ 21

To A.G.
" S.G.P. for pu
cation in F.S.G.
(with draft n

Copy to the re
Bur

One spare c

---

(15)

CONDITIONS OF ALIENATION

10

(1) The land shall be used as the site of a playground and the site for the extension for the St. Ann's Girls High School, Cuddalore and for no other purposes.

(2) The extension shall be carried out and the playground laid out within a period of three years from the date of alienation.

(3) The land shall not be used for purposes not connected with the activities of the school.

(4) The school~~s~~ and the playground shall be open to the pupils of all castes and communities of the school.

4(A) The market value of the land shall be collected at any time if it is found that the alienee derives a substantial income from the land. The Collr shall decide whether a net income is derived from the land or not, and his decision shall be final.

TK
3.1.44

(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 percent solatium, or the value at the time of resumption together with 15 percent thereof, whichever may be less. If there are buildings on the land the Govt. 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 the other improvements shall be the amount paid for them by the alienee at the time of the acquisitinn including the 15 percent 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 percent of such cost of value. No compensation shall, however, be payable for any buildings constructed in contravention of condition.

(7) In the event of the infringement of any of the conditions of the alienation or in the event of the voluntary relinqishment of the land by the alienee, the Govt. 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 Govt. decide not to exercise this power and inform the alienee accordingly, the latter may dispose of the land in any manner he lik subject to his repaying to the Govt. the amount of any grant made by them towards the cost of the land or 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

able to the alienee shall be the value of the land at the time of the acquisitinn (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 Govt. do not require the alinee shall remove them at his cost. In the event of the alienee refusing to remove the buildings, the Govt. may remove them and realise the cost of the removal by the sale of the materials.
(8) The amount of any grant made by the Govt. towards the cost of the land and of the buildings or other improvements shall be deducted from the compensation payable under condition [illegible] (6) and (7).
(9) The alienee shall pay such larger amount as may be required on actual determination of the award or as the result of a reference to a civil court under section 18 of the land acquisition Act, and all other charges incidental to the acquisition.
(10) The Govt. reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Govt. shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the collector of the district.
(11) The alienee shall take all reasonable measures to the satisfaction of the collector of the district for the protection of the sandalwood trees from theft or damage and for the protection of the immature trees growing on the land.
(12) The alienee shall take steps to see that the marks made by the officers of the Govt. on the sandalwood trees are preserved and are not tampered with.
(13) In the event of the infringement of, or failure to observe, any of the conditions (10) to (12) the alienee shall pay to the Govt. such compensation as is determined by the collector if the district for any loss or damage caused by such infringement or failure on his part. The Govt. shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Govt. In that case the alienee shall not be entitled to any compensation whatever.

E.H.H.(B3)

Land Acquisition – Cuddalore Town – T.8439/2 – Extension of St Ann's Girls High School –

17

To the Secretary, E.&.P.H.

This is a representation from one Rao Saheb A. Subbaroya Chettiar, against the acquisition of land sought to be made by St. Ann's High School in Cuddalore. The allegation made is that they have plenty of land, it is unnecessary for them to acquire this land. I will be glad to know in what stage the matter is. The papers may be put up.

TSA
20-12-46

ASST. SECRETARY TO GOVERNMENT
23 DEC 1946
EDUCATION AND PUBLIC HEALTH DEPT.

78958 MW

SECRETARY, EDN. AND P. H. DEPT.
23 DEC 1946
GOVERNMENT OF MADRAS

There is no information as to in what stage the acquisition of the land referred to is at present. The remarks of the Collector of South Arcot may be requested.

The Endt on p 4 of is for approval.

USK
29-12-46

[illegible]
30-12-46

Issue at once
30-12-46

Endt. No. 78958/[illegible] Edn. d 31/12/46

Despatched
1/1/47

Issued
1/1/47

From the Collector of South Arcot, Ref 24-14216 1-4-47.

The Collector of South Arcot has submitted a draft of the notification under section 4(1) of the Land Acquisition Act for the aquisition of the adjoining building and site for the St Ann's High School Cuddalore. The objections of Rao Saheb A Subbaroya Chettiar are dealt with in paras 2 & 3 of the Collector's letter. He has proposed to enquire in detail the objections at the time of enquiry under Sec [illegible] of the Land Acquisition Act.

p 7 cf

2. Inregard to the necessity for the acquisition of land attention is solicited to the Correspondent's letter and the recommendations of the D.P.I. thereon on pp 26-27 and 35-36 C.F. (Ref No 696 Edn d 1-4-46) The object of the acquisition is twofold – (1) to accommodate some of the high school classes in the

building proposed to be acquired and (2) to utilise the vacant site adjoining the building for playground purposes for the present and lateron if need be for extensions to the school. In para 6 of his letter, the Collector has stressed the necessity for the acquisition for playground purposes only. According to the existing limits the maximum extent of land that can be acquired for playground purposes is 3 acres for a girl's high school though there is no objection to some relaxation being allowed in special cases. According to the proposed limits the school can have 4½ acres. Even if the school has got 3½ acres of playground now as pointed out by the Collector (which does not agree with the D.P.I.'s report 0.8 acres) the limit proposed will not be exceeded by the addition of about one acre more especially as the management has got an idea of utilising it for extensions of the school if need be.

p 5 cf

p 5 cf

3. Attention is in this connection solicited to the Leg. Assembly Question by Sri S. Paramananda Rayar M.L.A and the answer given to that question in the linked file. The main objection seems to be on the ground that the Mission has got vast properties in the town. Para 3 of the Collector's letter makes it clear that except for two buildings let out on rent all the rest are used for specific purposes and it is not possible to merge one with the other. It is not known whether any of the two buildings which are let out are near the existing school and can be used for locating some of the classes of the school or the high school Dept or whether it will be sufficient if the seven rooms in the existing building used as teachers' quarters and dormitories are set free by ~~xxx~~ removing them elsewhere. It is for consideration whether the remarks of the D.P.I. should ~~be~~ be invited before the notification is published.

p 5 cf

pp 35-36

A

D.P.I. should be consulted

15/4/47

4. The file may be circulated to H.M.(Edn) with reference to his minute on page 1 ante.

14.4.47

There does not appear to be any pressing urgency for the acquisition of additional buildings or playgrounds. The ~~Mission~~ management should justify fully ~~the~~ the necessity for the acquisition by showing in detail that all the buildings at its command have been utilised in full for school purposes. Under the existing orders the maximum limit for a girls' High school is only 3 acres of playground. The school has at present 3½ acres of playground. As regards the building proposed to be acquired it may be mentioned that the D.P.I. originally rejected the proposal as the building was not suitable and as structural alteration to make it suitable would be too costly but subsequently the management undertook to make the structural alterations at its own cost. The uneconomic aspect of the proposal was not further considered. In the circumstances

P 25 cf

PP 35-36

7 (1)

6124/B1
16/4/47

3

(17)

18

The D.P.I. may be asked to report about the points at 'A' above and also to justify the necessity for additional playground and buildings for the school and whether the proposed building with site alone should be acquired. He may also be asked to send a topo sketch of all the sites and buildings owned by the management showing therein the proposed site for acquisition.

15.4.47

16/4/47

In the meantime acquisition proceedings may be stayed.

H.M. (Edn.)

18-4-47

18.4.47

16/4/47

SECRETARIAT, EDN. AND P. H. DEPT.
21 APR 1947
GOVERNMENT OF MADRAS

Dr. copy 22/4

22/4/47

A copy of the notes may be sent to the DPI ~~no.~~ for remarks, with reference to the minutes of HM (Edn) above a draft memo to the Collector of S. Arcot is submitted below for approval

21.4.47

21.4.47

EDP A.U.D
78958/47 - B.3.
22/4/47.

Page 9 cf
pp 11-13 cf

[Issued as Memo No. 78958/47-B.2 Edn. D 22/4/47]

Reply from the DPI on pp 11-12 cf.

Please see the replies of the DPI to the general points raised in the u.o. note – particularly points 4 to 6. He considers that the school is in need of additional accommodation, that the proposed acquisition will provide some addl. accommodation & addl. playground space which can later on be used for building purposes if necessary and that the proposal for acquisition has to be pushed up.

A

The file may now be circulated to H.M. (Edn) for orders whether the notification under Section 4(1) of the Land Acquisition Act submitted by the Collector may be approved ~~rendered~~ to be published in the Fort St George Gazette.

M

KSN
17.6.47

Portion marked 'A' on page 3 ante and points 3 and 4 of the D.P.I's reply on page 11(c)

The school has already got 3½ acres of playground as against the limit of 3 acres fixed by the D.P.I ~~upto~~ for which ~~govt~~ aid from Govt may be sought for. The D.P.I says that any excess requirements may be purchased by the management at its own cost. The Govt also may have no objection to this course. But the Convent wants the Govt to acquire the lands on grounds of 'public interest'. Herein the 'public interest' as at present envisaged by Govt is only upto a limit of 3 acres. As stated by the D.P.I the acquisition of land now made may be used as playground at present and for building purposes in future. Thus the present need is [illegible] requirements. For future needs the question may be considered in future.

In the circumstances the case may be circulated to Hon [illegible] for orders on M above.

'This is not, however, 'Expansion' "for aid" is distinct from the educational requirements which constitute 'public interest'. 'T' at p:13 is the relevant point in the connection. I think D.P.I's proposal may be accepted.

18.6.47
S
27/6/47
HM (Edn.)

H.P.M. knows the place. He may see.

TSA
19.7.47

May be circulated to H.P.M.

21.7.47
S
21/7/47
HPM

No compulsory acquisition please.
B.P.R
30/8

May be circulated to HM (Rev) with reference to the minutes of HPM.

KSN
2/9/47

3.9.47
S
3/9/47
HM (Rev).

8 - SEP 1947
2 JUL 1947

19

(16)

5.

I had been recently to Cuddalore and went to the school itself and I saw the ground. Mr. Venkatakrishna Reddiar, M.L.A. as well as the President of the District Congress Committee were with me. They are of the opinion that the acquisition is necessary. From what I saw I am also of the same opinion. The representation of Mr.Paramananda Rayar is, I understand, for other reasons than educational. In these circumstances, the acquisition may be ~~[illegible]~~ allowed.

H.P.M. may see if necessary.

TSA
9.9.47

May be recirculated to H.P.M

9.9.47
S
10/9/47
HPM

B.P.R
HPM 25/10

DSEA (O.)

Please see the orders in circulation. A draft order publishing the notification under section 4(1) of the Land Acquisition Act is submitted below for approval.

27.10.47

Revenue may see ~~[illegible]~~ for acceptance.

KSN
27/10/47

29.x.47
Rev

SAPA u.o. 7895/[illegible]
30.10.47

Revenue Dept.

To A.S.

The draft order may be accepted and the file returned to E & P.H.

2/11/47

4/11/47

AS (IV)

5/11/47
EPH

Thro' A
(for checking the conditions of alienation)
Condition 4(A) has since been added

Rev 60 4777 K/47

7.11.47

5/11/47

Issue
6.11.47

S
7/11/47

9 - SEP 1947
27 OCT 1947
4777 K2 OCT 1947 REVENUE DEPARTMENT

JC