

E. & P. H. (1948) Department.

Ms. SERIES.

G.O. NO. Ms.3352 Education.

Dated the 29 12 1948.

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[Despatch Abstract.]

LAND ACQUISITION - (Tinnevelly) - Tinnevelly Taluk - Kilaveeraraghavapuram  
village - T.S. Nos.3286/1 and 3345 - Provision of playground for Melapalayam High  
School - Declaration under Section 6 of the Act - Published.

### Back Papers.

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|------|-----|-------------|-------|
|      |     |             |       |      |     |             |       |

### Further Papers.

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

RE REVENUE DEPARTMENT.  
Subject.

Land Acquisition-(Tinnevely)-Tinnevely taluk-Kilaveera-  
raghavapuram village-T.S.Nos.3286/1 and 3345-Provision of play-  
ground for Melapalayam Muslim High School-Draft Declaration.

L.Dis.No.I.2810/48.

Station: Chepauk, Madras. dated 23rd November 48.  
From

C.A. Ramakrishnan Esq., I.C.S., JOINT SECRETARY,  
Board of Revenue.

Kudva Esq., C.I.E., I.C.S., Commr. of Land Revenue, Excise  
& Prohibition.



Head: Collr's R.Dis.7950/47, dated 13.5.48.  
Board's Ref.I.2810/48-1, dated 25-5-48.  
Collr's B1.5311/48, dated 19-10-48.

L.Dis.

Submitted to the Government.

2. In the circumstances reported the Board agrees with  
the Collector and recommends that the objections to the acqui-  
sition may be over-ruled and that the draft declaration under  
Sec.6 of the L.A.Act submitted by the Collector, may be approved  
and published in the Gazette.

To  
the Secretary to Government, Education & Public Health Deptt.  
Fort St. George, Madras. with encls. & sketch.  
Copy to the Collector of Tinnevely.

MS.23.11.

Copy of Board's Ref. I. 2810/48-1, dated 25-5-1948.

Sub: Land Acquisition-(Tinnevely)- Tinnevely taluk-Kil veeraraghavapuram village-Ward No. IV-Block 36 and 47 - T.S. Nos. 3826/1 and 3345 - Provision of play-ground for Melapalayam Muslim High School-Draft declaration-Further particulars-Called for.

Read: Collr.'s Tinnevely, R. Dis. 7950/47, dated 13.5.48.

The attention of the Collector is invited to para 3 of the objection petition, filed by the Vakil on behalf of the owners of T.S. No. 3345, and he is requested to report whether there are any other suitable alternative sites as alleged by the objector, for the provision of play-ground to the High School; and if so whether the school authorities will agree to the acquisition of such alternative sites. He is also requested to report whether the acquisition has been sanctioned by the Educational Authorities, and whether there is no play-ground to the School, at present; and if there is one the necessity for the present acquisition.

A clear topo sketch of the site showing therein the position of the school building and its compound, the site proposed to be acquired, and the alternative sites if any with a copy of Revenue Divisional Officer's report, should also be submitted.

Copy of Tinnevely Collr's letter B. 1,5311.48. Encl. d. 19-10-48.

Land Acquisition - (Tinnevely)- Tinnevely taluk - Kila Viraraghavapuram village - Ward No. IV- Block Nos. 36 and 37 - T.S. Nos. 3826/1 and 3345 - Provision of play ground for Melapalayam Muslim High School- Draft declaration - Further particulars report.

REF: Board's Ref. N. I. 2810.48.1 dated 25.5.48.

A copy of the report of the Rev. Dvl. Officer, Tinnevely, No. B. 6828 dated 7.10.48, which deals fully on all the points raised in the Board's reference cited is enclosed.

2. The President of the School Committee states in his letter dated 24.8.48 that the vacant Government sites referred to in para 2 of the Rev. Dvl. Officer's letter are not required for the School. The Dt. Educational Officer, Tinnevely, West has observed in his letter No. Rc. 50.A.47 dated 23.4.47 to the Divisional Inspector of Schools, Madura, that a High School should have at least 5 acres of land for play ground and the Divisional Inspector Madura has recommended the acquisition. Copies of the President's letter, Dt. Educational Officer's letter to the Divisional Inspector and the Divisional Inspector's reference recommending the acquisition referred to are sent herewith.

3. The Revenue Divisional Officer, Tinnevely, is of opinion that in the above circumstances, T.S. 3286.2 which lies just south of T.S. 3286/1 (one of the sites under acquisition) should also be acquired along with T.S. 3286/1 and 3345. In view of the fact that T.S. 3286/2 also is being acquired separately, the objections may be overruled and the acquisition proceeded with.

4. The objection petition received is sent herewith. A clear topo sketch showing therein the position of the school building and the sites proposed to be acquired is also enclosed.

For Collector.

Enc: 1. One topo sketch. 2. Copy of R.D.O's letter. 3. Copy of letter d. 24-8-48 of the Presidents of the School Committee. 4. Copy of Dt. Educational Officer's letter. 5. Copy of Dvl. Inspector's reference and 6. One objection petition.

Copy of letter R.C.307-B/47 dated 30.7.47 from the Divisional Inspector of Schools Madura Division, Madura, to the Collr. of Tinnevely.

Sub: Acquisition of land-Muslim High School, Melapalayam.  
Ref: From the Dt. Educational Officer, Tinnevely West R.C.No. 50 A/47 dated 24.3.47 and 6.6.47.

Forwarded to the Collector of Tinnevely Dt. Tinnevely with reference to his L.Dis.1031/47 d.2-4-47 of the Dt. Educational Officer, Tinnevely West and recommended.

Sd. P.N. Chamu Nair,  
Divl. Inspector of Schools  
Madura Division.

(True copy)

Copy of letter No.N11 dated 24.8.48 from the President, the Melapalayam Muslim Education Committee Melapalayam to the Tahsildar, Tinnevely.

Sub: Land Acquisition-Tinnevely taluk-Kilaviraraghavapuram village-Ward No.IV-Block Nos.36 and 37, T.S.3286 and 3345--Melapalayam Muslim High School - Provision of play ground--Draft Declaration-Further particulars called for.

For the future development and expansion of the School further extent of land will become necessary, especially in view of the fact that the Government has introduced the Reorganisation of the scheme of education and has launched the Bifurcated courses of studies. Therefore a compact, continuous and contiguous area of land is necessary and there must be possibilities of further extension and this is possible only to the east of T.S.Nos.3286 and 3345.

2. The present school site etc. was the property of Janab 1.S.M.O. Mohammed Oothuman Sahib, the owner of T.S. 3288/2 lying just south of T.S.3286/1 and he is a member of this Committee. He was forced to sell that property viz., the School site etc. by a good deal of pressure brought upon him. It was expected that after the acquisition of the other plots were over he might be persuaded to give away T.S.3286/2 to make the whole a compact area. It is now found that he is very indignant over his being forced to sell away that property and he would not agree to the proposal to part with this, it is still hoped that later on he may be persuaded to give away this property.

3. The play ground must be one compact area as otherwise owing to breaks there will be wastage and there will be less number of courts. In each of T.S.No.3286/1 ~~will be~~ and 3286/2 there is a well on the north and south respectively but somewhere in the middle so far as the length is concerned. As it is not proper to fill them up they will have to be closed in such a way that it will be very costly. That will have to be deferred for some time with the result that the wells will have to be avoided and consequently the area will not be useful for major games like foot-ball etc. T.S.3345 is barren and rocky and is unfit for cultivation and is lying waste. As the well there is in one corner, eastern-most the entire area will be quite suitable for major games. It is for this reason that T.S.3345 was thought of. Again, extension is possible to the east of this plot the plots next east also lying waste. If T.S.3286/1 is acquired for the school the owners of T.S.3345 will have no approach to the same and it will become quite useless to the owners.

4. Therefore it is prayed that the entire area of T.S.3345 may be acquired even if it is proposed to acquire

acquire T.S.3286/2 also. Though in that case the area may be slightly more than is now necessary the half an acre of playground now available in the school is congested and ~~am~~ cramped on all sides and there are small separate courts therein for minor games only and as further buildings etc. will have to be put a substitute will have to be provided very soon.

5. The lands entered in the prohibitive order book are to the west of the school compound and the Manguneri Road is separating the two. Therefore they can never be jointed to the present school site and it will not facilitate further extension if they are alienated instead. Though attempts have been made from March, 1940 for the alienation of these plots to the school the applications made to the Revenue authorities could not succeed owing to objections from various sources. A portion, being just that which is very near the school is being claimed from the Zindha Sheikh Madhar Taika etc. The Panchayat Board wants a good portion of the same for its office etc. and the Panchayat Board is objecting to the alienation of the plots except to the extent of 39727 sq. ft. The residents of the three streets just west of these plots are raising very strong objections as they want these plots for themselves for building houses etc. (according to Town Planning they have been marked for streets and houses) and some of them have preferred private claims against the Government. It is feared that even if they were alienated to the school those residents may be interfering and obstructing in the enjoyment. Though efforts were made to level the ground for use and occupation for play ground and some money was spent on that it is for the reason that the residents were using obstructive tactics that it had to be dropped.

For reasons stated above it is prayed that T.S.3286/1 etc. may be acquired. The school is hard put to the necessity of acquiring the play ground area immediately and it is prayed that the ~~max~~ matter may be expedited.

As regards the T.S.3070/2 and 3082 which are rocky and rugged apart from the fact that the cost of reclaiming them will be very costly it is believed that they are the plots which are claimed for the Sindha Sheikh Madhar Taika.

The rules of the Departments of Education lay it down that a secondary school for boys must have a compact extent of a least 5 acres for play-ground.

There is only 1/2 an acre of play ground within the school premises as stated above.

Copy of letter No.Rc.No.50 A/47 d.23.4.47 from the Dt. Educational Officer, Tinnevely West and Anjengo.

Sub: Application for acquisition of land for play ground to the Muslim High School, Melapalayam.

Ref: Letter d.30/4/47 from the Correspondent and L.Dis. 1031/47 d.2-4-47 of the Collr. of Tinnevely.

Submitted to the Divisional Inspector of Schools, Madura and recommended.

The land in question is necessary for playground purposes. This is the only Muslim School in Tinnevely West District under the management of a Registered Committee and deserved special consideration. V Form has been opened in June 1946 and VI will be opened in June, 1947.

The requisition for land acquisition is prepared in duplicate and submitted herewith. The school has now 2 acres of play-ground. As per rule a High School should have least 5 acres of play-ground. Hence the acquisition of play ground space now applied for is recommended.

Copy of Tinnevely D. R.D.'s B.6828-48 dated 7.10.48 to the Collector of Tinnevely.  
 Sub: Land Acquisition Tinnevely taluk - Kila Viraraghavapuram village-Ward No.IV Block No.36 and 47 - T.S.3286/1 and 3345 - Melapalayam Muslim High School provision of ground-  
 Draft declaration - Further report called for.  
 Ref: Collr's B.1. 5311.48, dated 17-9-48.

The President Melapalayam Muslim Education Committee in his reference dated 31.7.47 applied for the acquisition of T.S.3286/1 and T.S.3345 of Kila Viraraghavapuram village for use as playground of the Muslim High School at Melapalayam. Draft declaration under Sec.6 of the L.A.Act after enquiry under Sec.5A of the Act was submitted to this office B.6956-47 d.4.5.48 and the Collector has submitted the Draft Declaration to the Government through the Board of Revenue in his R.Dis. 7950/47 dated 13.5.48. On that the Board of Revenue in his R.Dis.7950.47 d.13.5.48. On that the Board of Revenue has called for further particulars in its reference No.I.2810-48-1 d.25.5.48.

2. There is no other suitable alternative sites as suggested by the Objectors except a spacious vacant Government site comprising the following T.S.Nos. and measuring 6 acres 21946 sq. ft.

T.S.3070.2, 3082, 3083, 3084, 3090/1, T.S.3090/2, 3091, 3092, 3094/1, 3095, 3096, 3099/2, 3100, 3101/1, 3101/2, 3102.

This entire of 6 acres 21946 sq. ft. has been entered in the prohibitive order book as per Collector's order R.Dis. 4138/40 d.29.4.41 reserving them for future public needs such as markets, school playground and park. A major portion of this block may be required for the use of the Panchayat Board. Further there appears to be objections from the Villagers also as they expect that this block will be assigned to them for habitation. The School Committee does not also require this block as it expects strong objections from the Villagers. Reference is solicited to para5 of the President's letter d.24.8.48 (copy submitted in this office ref. dated 8.9.48). To add to these T.S.3070/2 and T.S.3082 measuring 0.44033 sq. ft. are rocky and rugged and the cost of reclamation and levelling will be very high. Further this is not sufficient for a playground purposes. The President of the Committee represents that these plots are claimed by Sindha Bahek Madar Thaika as its private property. In the circumstances explained above no portion of entire block measuring 6 acres 21946 sq. ft. is available play ground purpose.

3. I inspected the sites again on 6-10-48 along with the Manager of the School. The Collector in his ref. B.1. 5311/48 d.3-8-48 has racked up the question why T.S. 3286/2 lying just south of T.S.3286/1 one of the lands to be acquired, belonging to one of the members of the school committee is not proposed to be acquired. When this question was taken into consideration the President of the Committee has stated that this plot was not included in the original proposal as the owner of this plot T.S.3286/2 who is one of the member of the Committee had originally consented to give the land on gift to the School. But subsequently on the Collector's reference when he was examined he refused to part with the land in favour of the school as already promised. The President has since presented fresh application for the acquisition of T.S.3286/2 on 7-10-48 and action is being taken separately in my office B.7222.48. Acquisition of T.S.3286/2 is also necessary along with T.S.3286/1 and T.S.3345 so as to have the play ground broad

broad and spacious and in a compact block. The southern boundary of T.S.3286/2 is not straight because a poromboke well in T.S.3304 projects far into the said plot. The well is being used by the villagers and hence it cannot be acquired. But the President of the School Committee tells me that it is immaterial if the boundary is irregular since that portion is fit to be used as a badminton court. As such there is no need to consider this point. As action under L.A.Act is taken separately with regard to this land there is no need to stop further proceedings for acquisition with regards to T.S.3286/1 and 3345 which has reached the stage of passing of an award after the publication of Draft Declaration.

4. The acquisition has been sanctioned by the Divisional Inspector of Schools Madura Division in his R.C.No.307/B.47 dated 30-4-47. A copy of the reference has already been sent along with my reference dated 23.7.48. The Dt.Educational Officer in para 3 of his reference dated 23.4.47 states that High School should have at least 5 acres of play ground as per rules. But the existing playground measures only half an acre. The extent of 2 acres furnished by the Dt.Educational Officer may perhaps include the entire vacant site in T.S.3140/1 and 3140/35 excluding the portion occupied by the building. Hence the acquisition T.S.3286/1 and 3345 is quite necessary and may be pushed through.

The topo sketch received is enclosed.

Sd.T.P.Narasimha Iyer,  
 For Rev.Dvl.Officer.

(True copy)

For Joint Secretary.

MS.23.11.

- Enc: (1) D.D. in English.  
 (2) Duplicate copies of the notices.  
 (3) Objection petition.  
 (4) Memo filed by property guardian.

Tinnevely Collector's Office,  
 Dated. 13-5-48.

From

K. Ghulam Mahmood Sahib Bahadur, B.A.,  
 Collector, Tinnevely.

To

The Secretary to the Government,  
 Education and Public Health Department,  
 Madras.

Through

The Secretary to the Board of Revenue,  
 Land Revenue and Irrigation,  
 Madras.

Sir,

Sub: Land Acquisition - Tinnevely District - ~~Taduk~~ Tinnevely Taluk -  
 Kilaveeraraghavapuram village - Ward.IV - Blocks 36 and 37 - T.S.Nos.  
 3286/1. and 3345 - Provision of playground for Melapalayam Muslim  
 High School - Draft Declaration submitted.

Ref: G.O.No.Ms. 265. (Education and Public Health) dated 7.2.48.

The preliminary notification under section 4(1) of the Land Acquisition Act was published at page 102 of Part I.B. of the Fort St. George Gazette, dated 17.2.48. Notices under Section 4(1) and 5A. of the Act were published and served on all the interested persons in the prescribed manner. At the enquiry held on 25-3-48 under Section 5A. of the Act, the court guardian of the 2 minors who are the owners of T.S.No.3286/1, applied for three weeks' time to file a counter with the permission of the Court, while the Vakil for the owners of T.S.No.3345 filed a petition objecting to the proposed acquisition on the ground that the land is required for the owners, whose family is big and that the school authorities want the land in order to harass them. The enquiry was adjourned to 14-4-48. On 14-4-48, the Court guardian appeared before the Land Acquisition Officer and stated that he had no objection to put forth, while the Vakil for the owners of T.S.No. 3345 did not turn up. The Land Acquisition Officer reports that the objection raised by the Vakil is frivolous and deserves no consideration. I agree with him and submit that the acquisition may be proceeded with.

(2) The Revenue Divisional Officer, Tinnevely, who is the Land Acquisition Officer, has valued the lands, which are dry, at Rs.475/- per acre with reference to the sale of similar lands in the vicinity in 1947. The valuation is fair and reasonable and may be adopted. There are two wells, one in T.S.No.3345 and the other in T.S.No.3286/1. estimated at Rs.1425/- and Rs.800/- respectively. There are also small trees in both the T.S.Nos. and they are valued at Rs.10/- and Rs.1/- respectively. The valuations are fair and may be adopted. The total cost of acquisition will then work out to Rs. 5078-11-0, as shown below :-

|                            |     |                |
|----------------------------|-----|----------------|
| Value of Land.             | ... | Rs. 2180 4 0.  |
| Value of Wells.            | ... | Rs. 2225 0 0   |
| Value of Trees.            | ... | Rs. 11 0 0     |
| Total.                     | ... | Rs. 4416 4 0.  |
| 15% compensation.          | ... | Rs. 662 7 0.   |
| Total cost of acquisition. | Rs. | Rs. 5078 11 0. |

As the Government have sanctioned a contribution of one anna from the Provincial funds, the school authorities will be asked to place a sum of Rs. 5078-10-0 at the disposal of the Land Acquisition Officer.

(3) I submit herewith the Draft Declaration under Section 6 of the ~~Land Acquisition Act~~ for favour of approval and publication in the Fort. St. George Gazette. The particulars ~~mentioned~~ contained in the published 4(1) notification have been compared with those in the Draft Declaration and no errata is necessary.

(4) One objection petition, the duplicate copies of the served notices and the memo filed by the property guardian are also submitted.

NR. 14-5.

*W. J. J. J.*  
For Collector.

Copy to the Revenue Divisional Officer, Tinnevely with his office current file.

Copy to the District Educational Officer, Tinnevely (West).

## Notification.

UNDER Section 6 of the Land Acquisition Act, His Excellency the Governor of Madras hereby declares that the land specified below and measuring acres 4.59 or 4.25610 sq. ft. be the same a little more or less, is needed for a public purpose, to wit, for use as playground of the Muslim High School at Melapalayam and under sections 3 and 7 of the same Act, the Revenue Divisional Officer, Tinnevely, is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said land. Under sub-section (1) and Section 17 of the Act, His Excellency the Governor of Madras further directs that the possession of the said land may be taken on the expiry of 15 days from the date of the publication of the notice mentioned in section 6(1) of the Act. A plan of the land is kept in the office of the Revenue Divisional Officer, Tinnevely and may be inspected at any time during office hours.

## Schedule.

| District.    | Taluk.       | Village.                      | Description of land, wet or dry, inam or pe-remboke, with Survey or Paimash Number. | Name of owner or occupier.                                                                                              | Boundaries of the land required to be taken up.                           | Extent to be taken up.                           |
|--------------|--------------|-------------------------------|-------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------|--------------------------------------------------|
|              |              |                               |                                                                                     |                                                                                                                         | North. East. South. West.                                                 |                                                  |
| Tinne-velly. | Tinne-velly. | Kila - Viraraghava-<br>puram. | T.S. 3286/1. Dry.<br>WARD. IV.<br>Block. 36.                                        | 1. Kalulukan Bivi.<br>2. Syed Abdul Kader.<br>3. Sri Jagannathan. M.A., B.L.,<br>Property guardian and Vakil Vannarpet. | T.S. 3285. T.S. 3345. T.S. 3286. T.S. 3104.                               | 1. Acre 79. C.<br>or<br>One Acre. 34322. sq. ft. |
|              |              |                               | T.S. 3345. Dry.<br>Ward. IV.<br>Block. 37.                                          | Varis of the deceased Pattadar Seyed Bathummal Beevi.<br>1. K. Hamid Yuseof.<br>2. K. A. Peer Muhammad.                 | T.S. 3265. T.S. 3223. T.S. 3346. T.S. 3286.<br>1 & 2<br>3312. 3313. 3340. | 2. Acre 8 cents<br>2 ac.<br>34848. sq. ft.       |
|              |              |                               |                                                                                     | Varis of the deceased Pattadars Ahmad Meera Beevi.<br>1. S. P. Nagoor Meera.<br>2. Sainambo.<br>3. Muhammad Bathummal   |                                                                           |                                                  |

Tinnevely Collector's Office,  
Dated. 13-5-48.

*W. J. J. J.*  
For Collector.

E & P.H. (B.)

C.No. 8778/B, -48.

Land - Acquisition - (Tinnevely) - Tinnevely Taluk - Kilaveeraraghavapuram Village - T.S. Nos. 3286/1 and 3345 - Provision of playground for Melapalayam High School. Draft Declaration under Section 6 of the Act - Published.

Read G.O. No. 265 Edn d/ 7.2.48

From the collr. of Tinnevely R. No 7950/47 d/ 13.5.48 and B, 5311/48 d/ 19.10.48 Board's Ref. I. 2810/48-1 d/ 25.5.48.

Order No 3352 MS Edn. dated. 29.12.48

The Govt. agree with the collector of Tinnevely that the objections to the acquisition of land required for a playground for the Melapalayam Muslim High School <sup>may</sup> be over ruled. The draft notification under section 6 of the Land Acquisition Act submitted by the collector is approved and is forwarded to the S.G.O. for publication in English in the Fort St. George Gazette.

2. After acquisition is completed and possession is taken of the land, the collector of Tinnevely is requested to issue an order of alienation, alienating the land on the terms already <sup>agreed</sup> upon by the management of the school.

To The collr. of Tinnevely with enclosures ret'd. The S.G.O. with a copy of notification for publication in the F.S.G.G. The Board of Revenue

13-27cf

9-12-48

R70472 F2 13.12.48

Note. May be sent to Rev. for acceptance.

E & P.H.U.D. No 8778 B, / 48-1 Edn. 10/12/48

9-12-48

S. / Rev.

To As

Rw. 12/18

The draft order or leaf may be  
accepted and the file returned to  
G.L.P.H.

17-12-48  
17-12-48

18  
20/12/48

As III

21-12-48

20th

21-12-48

(B1)

Issue

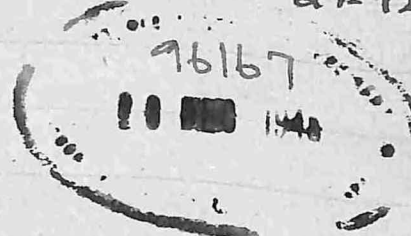
22/12/48

Third

A- (calculation)  
17/12/48 17-12-48

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