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E & P.H (1948) Department.

Ms (Series).

G.O. No. 492 Edn.

closed.

Supdt.

Dated. 12-3-1948.

45867/48

21

Endowment - Sir Siwaswamy Ayyar High School, Tirukattupalli - Vesting of an additional sum in the Treasurer of charitable endowments - Notification Published.

Fee-ke. paper

M - 45867/Gr 49-1

C. 963 D3/47

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(4)

(2)

ASST. SECRETARY TO GOVERNMENT
13 AUG 1947
EDUCATION AND PUBLIC ... DEPT.

From

S.R.Balasubrahmanyan, M.A.L.T.,
Secretary, Board of Trustees,
Sir Sivaswami Ayyar High School,
Tirukatupalli.

To

The Education Secretary to
the Government of Madras,
Fort. St. George,
Madras.

MM 65857

D3

4/79

DIRECTOR OF PUBLIC INSTRUCTION
27 AUG 1947
MADRAS

Subject:-Endowment-Sir.S.High School, Tirukatupalli-vesting a further sum of Rs.27,500/- in the Treasurer of Charitable Endowments in addition to one lakh already vested-permission sought

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Sir,

In pursuance of the resolution passed at a meeting of the Board of Trustees on the 3rd August 1947, I submit this application under sections 4 to 6 of the charitable Endowments Act VI of 1890 for an order to vest a further sum of Rs.27,500/- belonging to the above Trust in the Treasurer of charitable Endowments, in addition to the sum of Rs.One lakh already vested in him.

In 1926 the late Sir.P.S.Sivaswami Ayyar created a Trust for the Tirukatupalli High School and gave it a capital endowment of Rs.One lakh; this sum has been vested in the Treasurer of charitable endowments Madras. The Secretary of the TrustBoard in accordance with a resolution of the said Board, draws every half year the interest on the endowment.

Later, the late Sir.P.S.Sivaswami Ayyar made a further endowment of Rs.25,000/- whose interest however he reserved to himself during his life-time and this sum which has since amounted to Rs.27,500/- is invested in the Government of India 3% conversion Loan 1936. Sir.P.S.S. Ayyar died on the 5th November 1946 and therefore the additional endowment amount has now become the property of the Trust; the Board of Trustees has decided that this amount also be vested in the Treasurer of the charitable Endowments for the territories subject to the Government of Madras.

The late Sir.P.S.Sivaswami Ayyar has made a scheme for the administration of the Trust properties and this additional endowment will also be governed by the rules of the said scheme.

On receipt of your reply the 3% Stock Certificate of the face value of Rs.27,500/- will be sent to you duly endorsed in favour of the Treasurer of charitable Endowments, Madras.

A copy of the original Trust deed and that of the Resolution of the Board of Trustees are enclosed.

PP. 3-8 infra

P. 2 infra

Yours faithfully,

Sir.S.High School,
Tirukatupalli,
Dated:- 11-8.47.

S R Balasubrahmanyan

Secretary, 11.8.47
Board of Trustees.

D

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21/8

4/206

Endorsement 65857/47-B7 Edn dt 20/8/47 Edn. & P.H. Deptt

Referred to the Director of Public Instruction, for remarks.

Sd/-
Assistant Secretary
[illegible]
19/8/47

To the Director of Public
[illegible] Instruction

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3

S. R. BALASUBRAHMANYAN,
M.A., L.T.
HEADMASTER, CORRESPONDENT &
SECRETARY, BOARD OF TRUSTEES
SIR SIVASWAMI AYYAR HIGH SCHOOL

TIRUKATTUPALLI
(Tanjore Dist.)

12 8 47

(3) ~~(5)~~

Resolution of the Board of Trustees Sir Sivaswami Ayyar High School, Tirukatupalli passed at a meeting held at Madras on 3-8-1947.

Subject:-Investment of the Capital Endowment of Rs.27,500/-

RESOLUTION

The Board resolves that steps be taken to add this to the fund with the Treasurer of Charitable Endowments.

True Copy.

S R Balasubrahmanyan
Secretary,
Board of Trustees.

4

(6)

Deed of Charitable Trust executed on the day of
June 1926 by Sir P.S. Sivaswamy Aiyer, K.C.S.I., C.I.E.,
Son of Palamarneri Sundaram Aiyer, Brahmin, Saivite,
retired Member of the Executive Council, Madras,
residing at Sudharma, Edward Elliot Road, Mylapore,
Madras.

WHEREAS an Anglo-Vernacular Lower Secondary School with Forms 1 to 111 was being carried on in Tirukattupalli in the Tanjore Taluk of the Tanjore District by (1) V.A. Ramaswamy Aiyer and (2) R. Gopalakrishna Sastry; WHEREAS an Upper Secondary School was proposed to be started by A. Sundaralingam Aiyer and I laid the foundation-stone thereof on the 14th of April 1906 and three rooms were built by Mr. Sundaralingam Aiyer and completed in May 1907; WHEREAS the Lower Secondary School was amalgamated with the Upper Secondary School in April 1907; WHEREAS from the inception of the Upper Secondary School, Mr. Sundaralingam Aiyer applied for and received financial help from me; WHEREAS the said three persons were unable to meet the growing requirements of the school without a largely increased subsidy from me and considering the inexpediency of subsidizing a private proprietary school, I acquired in pursuance of an agreement of the ~~15~~ 5th January 1908 the said school with all the school buildings and sites and the then existing furniture, library, gymnastic apparatus and all other appliances and appurtenances and all rights of proprietorship and management from ~~paid~~ the said three persons as proprietors for a sum of Rs. 7,969 paid to them as consideration therefor; WHEREAS the High School including the lower secondary and elementary departments has been ever since maintained, extended and carried on by me without any other help that the usual grants-in-aid from the Government; WHEREAS considerably acquisitions, of land have been made by me from time to time for the purpose of the school and extensive buildings have been erected including a hostel for boys and all these constructions and acquisitions have been made by me at my own cost and with the grants-in-aid received from the Government except a small sum ~~f~~ of Rs.3,405 received by me by way of building donations from some of the persons resident in the neighbourhood; WHEREAS the original cost of acquisition of the lands more particularly described in schedule I attached hereto and the cost of the buildings, furniture, library, apparatus, equipment, etc., have amounted to a sum of Rs. 1,66,260 of which the amount spent out of my pocket is -- Rs. 87,000 or thereabouts; WHEREAS over and above the said capital expenditure I have up to date since 1906-7 been obliged to spend a sum of over Rs. 70,000 out of my pocket to meet the recurring deficit in the maintenance of the school; WHEREAS it is necessary to make a permanent ~~xdmx~~ endowment for the maintenance of the school and for raising the school, if possible, to the status of a Second Grade College giving instruction up to the standard of the Intermediate Examination in Science and Arts of the University of Madras and it is my intention to make a suitable endowment of funds; and WHEREAS it is necessary to make suitable provision for the due and proper management of my educational charities by a duly constituted board of management;

NOW THIS DEED WITNESSETH;

1. That the value of the properties hitherto owned by me and hereby declared as dedicated to Charitable Trusts is set forth for the purposes of this instrument at Rs. 3,000 only.

2. The immovable properties mentioned in schedule 1 hereto shall, upon the order of the Local Government applied for by me, be vested in the Treasurer of Charitable Endowments for the Presidency of Madras as bare trustee and the management, administration and - control of the same and of the educational institution(which term includes the present High School and the Second Grade College, if any, which may be hereafter opened) and the ownership and custody of all the movable properties now belonging to the school and consisting of furniture, ~~kxxxxxxx~~ library, laboratory equipment, tools, utensils, appliances, appurtenances, etc., and all other movable properties which may be hereafter acquired for the school shall be legally vested in a Board of Trustees to be constituted as hereinafter provided and to be called "The Board of Trustees for Sir P.S. Sivaswamy Aiyer's Charities". The Board of Trustees shall take steps for the vesting of any immovable properties which may be hereafter acquired by them for these charities in the Treasurer of Charitable Endowments.

3. The income accruing from any funds which may be transferred by me to the Treasurer of Charitable Endowments shall be paid over to the Trustees under this deed. The said income and the income derived from the immovable properties shall be received and collected by the Trustees and applied by them for the purposes of the educational institution.

4. The Board of Management shall consist of five Trustees.

The first set of Trustees shall be the following:--

(1) T.R. Venkatarama Sastri, High Court Vakil and Advocate-General, residing in Madhava Bagh, Mylapore;

(2) P.E. Subramania Aiyer, M.A., Professor of Physics, St. Joseph's College, Trichinopoly;

(3) K.S. Vaidyanatha Aiyar, M.A., L.T., Professor of English, Kumbhakonam College;

(4) V. Guruswami Sastri, Head Master, High School, Tirukattupalli; and

(5) Sir P.S. Sivaswamy Aiyer, K.C.S.I., C.I.E.,

5. As the founder of the charities, I shall be one of the Trustees for my life-time, or such shorter period as I may find convenient and after me my place shall be taken by my brothers (1) Dr. P.S. Chandra Sekar, retired Director of the Tuberculosis Institute, Madras, residing in Lloyd Road, Royapattah, Madras; (2) P.S. Sitarama Aiyer, retired Sub-Judge, residing in West Main Street, Tanjore Fort; (3) P.S. Subramania Aiyer, ~~IxExSxx~~ District Munsif and (4) my sister's son P.N. Ramaswami Aiyer, I.C.S., son of P.R. Narayanaswami Aiyer, in succession one after the other. Each of the said persons shall be a Trustee for life with the option of retirement sooner and after the lifetime or retirement of the last survivor of these persons, a Trustee shall be appointed in his place by co-optation by the remaining Trustees on the Board as hereinafter provided.

6. The Head Master of the School, or in case the institution developes into a College, the Principal of the College, shall *ex-officio* be a member and Secretary to the Board of Trustees and shall shall be in possession of the records and proceedings of the Board.

7. The other three original Trustees named in paragraph 4 *supra* shall respectively hold office for the term of three, four and five years in the order named therein. In the event of any of the said three original Trustees failing to accept the office, or disclaiming it, his place will be filled up by me as the author of the trust and any person so appointed shall hold office for the same period as the person in whose place he has been appointed.

8. Save and except my brothers and nephew named in paragraph 5 above and the Headmaster or Principal for the time being, and subject to the provisions of paragraph 7 *supra*, every trustee shall hold office for a term of five years.

9. Any Trustee whose term of office has expired may be re-elected by the continuing Trustees on the Board.

10. All vacancies in the office of Trustee whether arising from death, efflux of term, resignation or otherwise shall, subject to the exception in favour of my brothers and nephew aforesaid and the Head Master or principal, be filled up by co-optation by the Board of Trustees within a period of two months from the occurrance of any vacancy or forfeiture.

11. Any Trustee may during the term of his office resign the Trusteeship by giving two months' previous notice in writing by registered post to the Secretary to the Board of Trustees and he shall cease to be a trustee on the expiry of the two months.

12. In filling up vacancies in the Board of Trustees, the following principles shall be followed:--

(a) Not less than three of the Trustees shall be Brahmins.

(b) At least one of the Trustees besides the Head Master or Principal shall be an educationist living or employed in the District of Tanjore or Trichinopoly, in touch with modern ideals and methods of education and then or previously connected with one or other of the Colleges in the Tanjore or Trichinopoly District.

(c) One Trustee at least shall, if possible, be a well-educated representative of the area whose educational needs are served by the school and preferably a past student of the school, provided that such representative is living in the Tanjore or Trichinopoly district and is a fit and proper person.

(d) If there is any member in the male line of the families of my brothers or my nephew P.N. Ramaswami, qualified by education and character and fit and proper in the opinion of the Board, such member shall be appointed by co-optation by the continuing Trustees on the Board.

(e) Not more than two members of the Board may be persons living or employed outside the Tanjore or Trichinopoly district.

(f) No member of the teaching staff of the School or College except the Head Master or Principal, shall be a Trustee.

P.T.O.

13. In the event of any Trustee leaving the Madras Presidency for purposes of residence abroad and being absent therefrom for a continuous period of nine months, or failing to attend three consecutive quarterly meetings, or being declared an insolvent, or accepting an inconsistent Trust, or becoming personally incapable of acting in the Trust, a new Trustee ~~will~~ shall be appointed in his place by the continuing Trustees.

14. The Trustees shall meet at least once a quarter for the transaction of business.

15. The first permanent chairman of the Board of Trustees shall be myself and after me the Board shall elect one of their number as permanent chairman. In the absence of the permanent chairman, the chair shall be taken by a person to be nominated by the members of the Board present at a meeting.

16. Three members of the Board shall constitute a quorum.

17. All questions shall be decided by a majority of the members of the Board present and voting and when the members are equally divided, the chairman shall have a second vote.

18. Travelling allowances may be paid to the Trustees attending the meetings of the Board at the rate of one second class railway fare and one third class railway fare from the place of residence of the Trustee to Tirukattuppalli and back for every meeting.

19. The Board shall frame rules for the conduct of business and for the control and management of the educational institution not inconsistent with the provisions of this deed and shall have power to alter them from time to time and the Secretary to the Board shall see that the orders and instructions of the Board are duly carried out.

20. The immovable properties belonging to the Trust shall be managed by the Trustees who shall be competent to lease out such lands and buildings as may not be required for the immediate use of the school.

21. All income not required for immediate expenditure shall be deposited by the Trustee in the Postal Savings Bank, or the Imperial Bank of India, or the Tanjore District Co-operative Bank.

22. The corpus of the Trust fund shall be invested in Government Securities, in debentures or other securities issued by Local Governments in British India under the authority of an Act of the Legislature or in co-operative banks subject~~s~~ to the supervision of Government provided, however, that no investment shall be made hereafter in any irredeemable securities.

23. The properties hereby dedicated to the Trust shall form the nucleus of an endowment for the charities mentioned herein. Any further properties or funds which may be dedicated by me hereafter to charitable uses shall be held, managed and controlled by the Board constituted hereby, subject to any special provisions which may be made by me in connection with such future endowments.

P.T.O.

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24. As the author of the trust, I reserve to myself liberty to change the investments during my life-time and to modify or add to the provisions of this deed provided, however, that the funds are not diverted to any objects other than charitable..

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25. The objects of the Trust are to carry on and maintain the High School in efficiency and, if funds permit, to raise it to the status of a Second Grade College and to maintain the said School and College in a high state of efficiency so that they may serve as models to other educational institutions. The educational institution should aim at the cultivation of sound knowledge, character, physique and the spirit of citizenship.

26. It shall be competent to the Trustees to take such steps as may be necessary to maintain and improve the facilities for education ~~should~~ and the quality of education now imparted. If funds permit, the Board may provide residential quarters for the teaching staff on some suitable and convenient site and on terms like those on which quarters are provided by Government for their servants.

27. In the management of the educational institution, in the appointment of the teaching staff and in the award of scholarships and free studentships, ability and merit shall be the sole guiding principles and no preference shall be shown on communal grounds.

SCHEDULE NO.1.

DESCRIPTION OF IMMOVABLE PROPERTIES.

Lands, dry, situated in the district of Tanjore, registration sub-district of Tirukattuppalli, in the revenue village of Tirukattuppalli, bearing re-survey Nos. 89/23, measuring 13 cents; 89/24, 7 cents; 89/26, 4 acres 31 cents described as Government dry lands comprised in the Title Deeds 626, 627, 628, 629, 630, 632, marked in re-survey 89/7, 3 acres 24 cents; 89/25, 1 acre 30 cents; 89/27, 22 cents; 89/2, 12½ cents in the south out of 36 cents Inam with the trees, wells and buildings standing thereon and of the total extent of 9 acres and 39½ cents, be the same more or less.

DESCRIPTION OF BUILDINGS STANDING THEREON.

1. The two-storied building, east of Budalur Road, north of school playground, west of Kalyani Hostel described below, and south of building 2 described below, measuring east to west about 250 feet and north to south about 30 feet.

2. The terraced building east of Budalur Road, north of building desribed above, west of tiffin shed described below and south of sub-registrar's office, measuring east to west about 145 feet and north to south about 29 feet.

3. Tiles tiffin-shed east of sub-registrar's office, north of building 1, west of school tope and south of school tope, measuring north to south about 60 feet and east to west about 15 feet.

4. Building situated in the Bazaar Street, Tirukattuppalli union, partly terraced and partly tiled, east of Budalur Road, north of Police Station vacant site, west of school tope and south of Alamelu Ammal's house, measuring north to south about 100/- feet and east to west about 40 feet, bearing union house Nos. 243 and 244.

8

5. Building in Road No.50, terraced, east, west and north of school tope and south of Road No.50, measuring east to west about 30 feet and north to south about 25 feet bearing union house No.423.

6. The Kalyani Hostel, the two storied building, east of building 1, south of Taluk Board Elementary school, west and north of school tope, measuring east to west about 150 feet and north to south about 22feet.

In witness whereof, I have set my hand hereunto the date, month and year above named.

/True Copy/

K.S.Krishnaswami
Superintendent.

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OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.
R.O.C.963 D3/47 dated 4-12-47.

GENERAL DIARY

GM 6082

SUBJECT: Schools - Secondary - Aided - Endowment - Sri P.S. Sivaswami Aiyar High School, Tirukattupalli - Remarks ~~Officers~~ Offered -

P.1 ante

REFERENCE: Government Endt. R.C.65,857 B.1-47 dated 20-8-47.

Resubmitted.

863

2. The management may be permitted to add the sum of Rs.27,500/- to the endowment already created and to rest the amount in the shape of stock certificates endorsed in favour of the Treasurer of charitable endowments, Madras.

for DIRECTOR OF PUBLIC INSTRUCTION.

6 JAN 1948

To
The Secretary to Government,
Education and Public Health Department, MADRAS.

Ramu.5/12.

Endorsement 65857 B1/47 - 2 Edn & 31/12/47

Referred to the Treasurer of charitable Endowments Madras for remarks

(By order)

Assistant Secretary to Govt
21/12/47

To
The Treasurer of Charitable Endowments
(The Accountant - General)
Madras

(8)

OFFICE OF THE ACCOUNTANT-GENERAL, MADRAS.

ASST. SECRETARY TO GOVERNMENT
12 JAN 1948
20
EDUCATION AND PUBLIC HEALTH DEPT.

Fort St. George, 9th January 1948.

No. TCE/897

Enclosures.

2668

To

The Secretary to Government of Madras,
Education & P.H. Department,
Fort St.George.

Sub:Charitable Endowments-Sir P.S. Sivaswami Ayyar's Charities-

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Sir,

With reference to Government Endorsement No.65857 B2/47-2 Edn. dated 31-12-1947 on the subject mentioned above, I have the honour to state that there is no objection to Government issuing orders vesting the stock certificates referred to in the Director of Public Instruction's endorsement with the Treasurer of Charitable Endowments Madras Act, 1890. under the Charitable Endowments

The current file is returned herewith in original.

I have the honour to be,
Sir,
Your obedient servant,
V. Sambamurthi Ayyar
Assistant Accounts Officer

avr

E&DH(B2)

C No. 2668/48. Endowments - Charitable - Sir P.S. Sivaswami Ayyar High School, Tirukattupalli - Vesting of an addl. sum of Rs 27,500

The Curator ORO Chittoor may be requested to furnish urgently the G.O. of 1926 vesting in the Treasurer of Charitable Endowments the sum of Rs 1 lakh endowed by the late Sir P.S. Sivaswami Ayyar for the high school at Tirukattupalli & settling a scheme for its administration for the current quoted above

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4/2

KSN
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3/2/48

Curator, ORO.

D not only
4/2/48

L.Dis.N. W.D. 60857 B1/48-3.
4.2.48.

(18) (10) 15

Madras Record Office.

U.O. Note No. 284-D-I/48-1, dated 7th February 1948.

Sub:- Endowments - Charitable - Sir P.S.Sivaswami Ayyar High School, Tirukattupalli - Vesting of an additional sum of Rs.27,500/-.

Ref:- Education and Public Health Department U.O.Note No. 65857 B1/47-3 dated 4th February 1948 and received in this office on 7th February 1948.

ASST. SECRETARY TO GOVERNMENT
9 FEB 1.48
EDUCATION AND PUBLIC HEALTH DEPT.
9569

p13 ack

(X)

G.O.No. 1610, Education, dated 24th August 1926 vesting in the Treasurer of Charitable Endowments the sum of Rs.1 lakh endowed by the late Sir P.S.Sivaswami Ayyar for the High School at Tirukattupalli and settling a scheme for its administration may be furnished to the Education and Public Health Department and the Department may be requested kindly to acknowledge its receipt.

MM
7.2.48.

BSBaliga
CURATOR.
7-2-1948

To
The Education and Public Health Department.

BR.

113
12/3

17

C.E. 16.

DRAFT FOR APPROVAL.

Date. Initials.

When received for fair copying ..
When copied ..
When examined..
When signed ..
When despatched.

SUBJECT :—

Endpwment - Sir Sivaswami Ayyar High School Tirukattupalli - Vesting of an additional sum in the Treasurer of Charitable Endowments - Notification - Published.

READ AGAIN ...., dated .... 19....
" " G.O. No 1610 Education dated 24-8-1926

READ *ALSO* :—

No. .... From the Secy Board of Trustees Sir S. High School Tirukattupalli dated 11-8-1947
" Endt of the D.P.I. R.O.C. No 963/47 dated 4-12-47
" From the A.G. No K.E./897 dated 9-1-48

Order Ms. / Resolution Rout. No. 492 Education dated 12/3/48

The Board of Trustees, Sir Sivaswami Ayyar High School, Tirukattupalli, is permitted to add a sum of Rs 27,500 to the sum of Rs 1 lakh already endowed for the school. The Secy, Board of Trustees is requested to forward to the A.G. the stock certificate mentioned in the notification below.

2. The Accountant-General, Madras, is authorised to receive from the Secretary, Board of Trustees, Sir S. ~~Ayyar~~ High School. Tirukattupalli, the 3 % stock certificate of the face value of Rs 27,500 to be vested in the Treasurer of Charitable endowments.

3. The appended notification will be published in the Fort St George Gazette

usk
29.2.48

3.3.48

To
The Secy. Board of Trustees,
Sir Sivaswami Ayyar
High School
Tirukattupalli
Tanjore Dt
.. AG
.. DPI
. SAP for publication in the FSGG
Sp. copy

despd
15/3

Appendix

Notification.

" In the matter of the Charitable Endowments Act, 1890 and in the matter of Sir P.S.Sivaswami Ayyar's charities Endowment ~~Fund for the High School at Tirukattupalli~~ ".

As I 18

B1

Vesting of properties

Whereas application has been made to the Government of Madras under section 6 (1) (a) of the Charitable Endowments Act, 1890 (Central Act VI of 1890) by the Secretary to the Board of Trustees ~~acting in the~~ acting in the administration of the ~~Endowment Fund~~ charities specified above, for vesting the security specified ~~below~~ in the Schedule below, in the Treasurer of Charitable Endowments, appointed under the said ~~Act of~~ Act for the Province of Madras, His Excellency the Governor of Madras, in exercise of the powers conferred by section 4 of the said Act, hereby orders that the said security be vested in the Treasurer ~~of Charitable Endowments~~ aforesaid and be held by him and his successors subject to the provisions of the said Act and to any rules which from time to time, may be or shall be deemed to have been made thereunder upon trust for the purposes and subject to the conditions set forth in the Trust deed dated the 2nd June 1926 ~~2-6-46~~ executed by the late Sir P.S.Sivaswami Ayyar for the administration of the trust properties and registered on the 2nd June 1926 ~~2-6-46~~ as document No 1294 of 1926 in the office of the Registrar of ~~Assurances~~ Madras-Chingleput.

Into effect not from the 16th Sep 1945

X/34

Schedule

3% stock certificate of the Govt of India ~~of the~~ face value value of Rs 27500

USK
29.2.48

W
3.3.48

W
3/3

Note

May be sent to Legal u.o. for scrutiny of the draft notification.

USK
29.2.48

W
3.3.48

W
3/3

Legal Dept.

Legal Department.

The formal alterations indicated in red ink on the draft notification may be made.

6/3/48

3/3/46

ASSISTANT SECRETARY
4 MAR 1948
LEGAL DEPARTMENT

65857 B1/92-4

3/3/48

EHDM (B1)

2613

Legal u.o. no 2613/48-1
8/3/48

10 MAR 1948
17965

The alterations indicated by the Legal Dept may be accepted. The order may now be issued

(12)

USK
10.3.48

W
11.3.48

C.F.

DRAFT FOR APPROVAL.

SUBJECT :—

	Date.	Initials.
When received for fair copying ..		
When copied ..		
When examined..		
When signed ..		
When despatched.		

READ AGAIN ...., dated .... 19.........

" " ...., " .... 19.........

READ *ALSO* :—

No. .... From the ...., No. ...., dated .... 19.........

" .... " ...., " ...., " .... 19.........

" .... " ...., " ...., " .... 19.........

Order / Resolution — Ms. / Rout. No. ...., dated .... 19.........

Sir S High School,
Tirukattupalli,
15 6 49.

ASST. SECRETARY TO GOVERNMENT
16 JUN 1949
EDUCATION AND PUBLIC HEALTH DEPT.

To

The Secretary,
Education and Public Health Department,
Government of Madras,
Fort St.George,
M A D R A S.

45867

V/17-18

Ref:- G.O.MS. No.492 Edn. dated 12-3-1948.

Sub:- Endowment Sir Sivaswamy Ayyar High School, Tirukattupalli - Vesting in the Treasurer - date of vesting - order to take effect from the date of purchase of the new stock certificate (MS.No.2016) in favour of the Treasurer, -orders sought --

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V/17-18

Sir,

The Government of Madras have approved in G.O.MS.No.492 Edn. dated 12-3-1948, the vesting of a sum of Rs.27, 500/- in the Treasurer of Charitable Endowments, Madras. The original security MS.No.1466 - 3% Conversion loan stood in the name of Sir P.S.Sivaswamy Ayyar and four other members of the Trust Board. But after the demise of the donor of the endowment a new stock certificate was issued by the Reserve Bank ~~xxx~~ in the name of the four surviving trustees. (MS.No.1911 - 3% conversion loan 1946)

This was surrendered to the Treasurer of Charitable Endowments and a new stock in his favour has been issued only about February 1949.(vide letter of the Treasurer of Charitable Endowments dated 19-2-49.) Meanwhile the Reserve Bank have issued two sets of ~~x~~ interest warrants and Incometax deduction certificates (1) for the three half-years ending 15-3-48 and the other for the half year ending 15-9-48. The interest relating to the first period has been cashed and credited in our Trust accounts. The interest warrant for the half-year ending 15-9-48 is in suspense account with the Indian Bank, Madras, and I ha[illegible] been advised to take steps to draw the amount. As the Reserve Bank have deducted incometax at the source it will take a year before the refund can be claimed. Unexpectedly there had been great delay in vesting the securities in the Treasurer, and the interest for the intervening period had to be drawn by the Board after deducting the Incometax and the process is not yet complete.

The Treasurer of charitable endowments claims that " a[illegible] the Securities for the Rs.27, 500/- relating to the endowments, h[illegible]ve already been vested in the Treasurer of Charitable endowments, [illegible]adras. in G.O.No.MS.492 ~~xxx~~ Edn.dated 12-3-48, the interest realised on them subsequent to the date of the order should be credited to Government." The interest for the three half years ending 15-3-48 has been realised by us and that for the half year ending 15-9-48 is yet to be. At this stage it will cause considerable inconvenience and unnecessary remittances and payments without any benefit to either party. It will involve delays in remittanc and complications in the Trust accounts. Of course the interest for the half-year ending 15-3-49 has been remitted to the Treasurer and received by the Trust by a Payment order.

So I request that the Government be pleased to order that the vesting order do take effect from the time of the issue of a new conversion loan- MS.2016 in the name of the Treasurer of Charitable Endowments instead of the old stock No.1911, in the name of the Trustees ~~frm~~ i.e. from 16-9-1948, instead of 12-3-48- the date of the G.O. so that the earlier transactions may be regularised and unnecessary inconvenience avoided.

A copy of the letter of the Treasurer of Charitable Endowments is enclosed for information.

S R Balasubrahmanyan.
Secretary,
Board of Trustees.

5.4

Encl

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Office of the Accountant General, Madras
Fort St.George, dated 30th April, 1949

No. T.C.E., 77.

C No. 612 D 36/49.

28 JUN 1949
MADRAS

To

The Secretary,
Indian Bank Ltd.,
Madras.

Sub: Charitable Endowments- P.S.Sivaswami Ayyar's Charities- Tirukattupalli High School.

Sir,

Please refer to letter dated 15-4-49 of the Secretary, Board of Trustees, Sir Sivaswamy Ayyar's High School, Tirukattupalli to the Public Debt office, Madras, on the above subject (copy forwarded direct to you for necessary action) The amounts of interest received by you on stock certificate No. Ms. 1911 of 3% conversion Loan of 1946 for Rs.27,500/- - relating to the above Charities for the two half years ended 15-3-48 and 15-9-48 may kindly be arranged to be remitted into the Reserve Bank of India, Madras for being credited to Government under the head " Trust Interest Fund - Charitable Endowments -Provincial and the duplicate chalan forwarded to this office for information.

In this connection, a reference is invited to Public Debt Office letter No. PDO/Stock-182/2/49 dated 28-2-49 (copy enclosed) from which it will be seen that Rs.283/12/0 for the half year ended 15-9-48 was sent by them to the Indian Bank Ltd., Madras on 14--9--48.

Sd. R.S.Ramamurti.

Assistant Accounts Officer.

P.T.O.

True copy

SRBalasubrahmanyan

2

No. T.C.E., 78 dated 30th April 1949.

Copy to the Secretary, Board of Trustees, Sir Sivaswami Ayyar's High School, Tirukattupalli for information.

sd. R.S.Ramamurti,
Assistant Accounts Officer.

(True Copy)

RESERVE BANK OF INDIA
PUBLIC DEBT OFFICE.

21st April 1949.

Reference: No. PDO/Stock-471/2/49.

~~Mr~~ Sri S.R.Balasubrahmanyan, M.A.,L.T.,
Secretary, Board of Trustees,
Sir Sivaswami Ayyar High School,
TIRUKATTUPALLI. Tanjore Dt.

Dear Sir,

With reference to your two letters dated the 15th and 17th April 1949, we have to advise that Interest Warrant No.240 dated the 16th September 1948 of 3% Conversion Loan of 1946 for Rs.283-12-0 in respect of Stock Certificate No.MS1911 for Rs,27,500/- was sent to the Indian Bank Limited, Madras, on 15th September 1948. The relative Income-tax Deduction Certificate for Rs. 128-12-0 was also sent to them. They may please be addressed in the matter.

2. As the Stock Certificate No. MS2016 of 3% Conversion Loan of 1946 for Rs.27,500/- stands issued in favour of the Treasurer of Charitable Endowments, Madras, an interest warrant made out in his name will be forwarded to him on the due dates. He may kindly be requested to dispose of the warrant in the manner indicated in the Accountant General's letter No. T.C.E., 1117 dated the 21st March 1949, addressed to you.

Yours Faithfully,
sd.
P.Manager.

(True Copy)

S.R.Balasubrahmanyan

8

D₁ (only this letter in orgt.) 23/6

Education and
Public Health Dept.

Endt. 45867-G2/49-1 Edn d/ 23-6-49.

Referred to the Director of Public Instruction for early remarks.

V. Ramaswami
Assistant Secretary to Govt.
22.6.49

To
The Director
of Public Instruction.

45867/49

(17) 9 E&P. H. (G2)

Memo No 45867-G2/49-3 Edn dated 1-9-49

Endowment - Sir. Sivasamy Iyer School Thirukattupalli - Vesting in the Treasurer - Purchase of new stock certificate.

Ref: Govt. Endt No. 45867-G2/49-1 Edn d/ 23.6.49
Govt. Endt. No. 45867-G2/49-2 Edn d/ 12.7.49.

The attention of the D.P.I is invited to the Endts cited above and he is requested to expedite his reply. ~~Encl~~

To
The D.P.I. ✓

30.8.49

30849

31/8/49

G3/1/9

(C/- sent in orgt.)

D 1/9

Despd
5/9/49.

u

G2 (18) A5II B1 11 21.

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.
R.O.C.NO.612-D.3/49 Dated 27-9-1949.
£@£

Schools - Secondary - Aided - Endowments - Sir P.S.Sivaswami Ayyar's High School, Tirukattupalle

Ref: Government Endorsement No.45867 G.2-49 dated 23-6-1949.

ASST. SECRETARY TO GOVERNMENT
30 SEP 1949
EDUCATION AND PUBLIC HEALTH DEPT.

Resubmitted.

75924

The request of the Correspondent to give effect to vesting order G.O.No.492 Education dated 12-3-48 from 16-9-48 the date of issue of new conversion loan Rs.2016 in the name of the Treasurer Charitable Endowments seems reasonable and may be complied with.

for Director of Public Instruction.

To
The Secretary to Government,
Education and Public Health Department.

RVR 28/9/-

28-9-49

28/9

12

C. No: 45867/49.

(9)

E&PH(Edn)

Endowment - ~~Sri~~ Sir Sivaswamy Ayyar High School, Tirukattupalli - Notification regarding the vesting of an additional sum in the Treasurer of Charitable Endowments - Request for modification - Negatived -

17/14.11

From the Secretary, Board of Trustees, ~~Sri~~ Sir Sivaswamy Ayyar High School, Tirukattupalli D 15/6/49 — 1-B cf

From the D.P.I. No: 612-D3/49 D 27-9-49 — p II cf

Memo ~~Order No~~: 45867/49-5 Edn D 12-11-49.

MS

The Government are advised that the request of the Secretary, Board of Trustees, Sir Sivaswamy Ayyar High School, Tirukattupalli ~~for vesting the Notification No.~~ for the postponement of the vesting — p II cf

of -

of the endowment mentioned in the Notification appended to G.O. No 492 Edn dated 12th March 1948 ~~70 dated the 12th March 1948 in so far as the~~ the 16th September 1948 cannot be complied with. V/17-18

Ltr
9/11/49

9.11.49.

10/11/49

To

The Secy, Bd of Trustees, Sir. Sivaswamy High School, Tirukattupalli

The D.P.I

17/11

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(2)

E.& P.H.(G2).

C.No. 45867/49.

ENDOWMENT - Sri Sivaswamy Ayyar High School, Tirukattupalli - Vesting of an additional sum in the Treasurer of Charitable Endowments.

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Read: ~~G.O. Ms. No. 492, Edn., dt.12-3-48.~~
From the Secy., Board of Trustees, Sir S. High School, Tirukattupalli, dt.15-6-49.
From the D.P.I., No. 612-D3/49 dt.27-9-49.

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pages 1-3 y
p/c y

V/17-18
p3 y

pages 1-3 y
p/c y

The proposal in this file is to give effect to the notification published under G.O. No. 492, Edn., dated 12-3-48, from 16-9-48, instead of from the date of publication of the notification. In the circumstances mentioned by the Secy. to the Bd. of Trustees for the High School at Tirukattupalli, Tanjore Dt., the proposal may be accepted. The D.P.I. agrees. Legal may be requested to advise whether a notification in the following ~~from~~ form will be sufficient for the purpose:-

"NOTIFICATION.

In the matter of the Charitable Endowments Act, 1890, and in the matter of Sir P.S. Sivaswami Ayyar's Charities.

--

Notification No. 70 dated the 12th March 1948 published on page 186 of Part I B of the Fort St. George Gazette dated the 23rd March 1948 shall be deemed to have come into force on and from the 16th September 1948."

2. If a notification as in para 1 above will not do, Legal may kindly indicate what is necessary to give effect to the suggestion.

26/10

25.10.49

26-10-49

Legal

Legal Department.

U.O. 45867/49-492 Edn.
27/X/49

ASSISTANT SECRETARY
13840
27 OCT 1949
LEGAL DEPARTMENT

The property has already vested in the Treasurer of Charitable Endowments on 12-3-48 ~~(see section 4 of the Charitable Endowments Act, 1890)~~. It is not therefore now possible to postpone the vesting of the property. Nor will it be possible to divest the Treasurer of the property under section 10 of the Act and revest it

(2) G2

in him under section 4 as such revesting will have to be done with effect from 15-9-48 and it is not possible to vest the property retrospectively in view of the terms of section 4 according to which the vesting can take place only upon the Government issuing the necessary order.

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1/11/49

E&P.H
92

Legal u.o. No. 13840/49-1
9.11.49

In view of Legal note above, the request of the Secretary to the Board of Trustees cannot be complied with. ~~Ad~~ He may be informed accordingly. A draft memo ~~order~~ is submitted for app!. After issue these papers may be filed with G.O.No 492 Edn dated 12.3.48 -

9/11/49

9.11.49.

10/11/49

ASST. SECRETARY TO GOVERNMENT
3 NOV 1949
85371
EDUCATION AND PUBLIC HEALTH DEPT.