

(1949) Department.

SERIES.

G.O. NO. Ms. 142, Edn.

order at p. 21 of

closed

less

Supdt

Sd

Dated 20-1-49.

(15)

[Despatch Abstract.]

LAND ACQUISITION - South Arcot District - Chidambaram Taluk - Tiruvakkular village - site for playground for the R.C. Town High School, Annamalai Nagar Branch - Withdrawal notification - Published.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O.	1399	Edn.	3-7-47				

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Memo	4299B, 1/49-2 Edn		4-4-49.				

REVENUE DEPARTMENT
Subject.

LAND ACQUISITION--South Arcot--Chidambaram Taluk--Tiruvakkulam
Village--R.S.Nos.158/1 etc--Ramasamy Chettiar's Town High School--
Play-ground--D.D. submitted.

Beard's Ref.I.316/48-1,

Station: Madras,

Dated, 4th February 1948.

From

C. A. Ramakrishnan Esq., I.C.S.,
Joint Secretary, Board of Revenue.

9352 V.N. Kudva Esq., CIE., ICS.,
Commissioner of Land Revenue, Excise & Prohibition.

Read: Collector, South Arcot, R.Dis.24105/46 dated 8th January 1948.

REFERENCE:

Submitted to the Government.

2. In the circumstances reported, the Board agrees with the Collector and recommends that the objections to the acquisition may be over-ruled and that the draft declaration under Sec.6 of the Land Acquisition Act, submitted by him, may be approved and ordered to be published in the Gazette.

for JOINT SECRETARY.

To

The Secretary to Government,
Education & Public Health Department.
(with enclosures).

E.B.K/4.2.

12 + 15-24 CF
and sketch at B and R.D.O's R.D. File 14014/46
Dated 23.9.47

R.Dis.24105/46 dated 8-1-1948.

From

S.R. Kaiwar Esq., M.A., I.C.S.,
Collector of South Arcot,
Cuddalore.

To

The Secretary to Government
(E & P.H.) Department,
Fort St., George, Madras.

Through

The Secretary to the Board of
Revenue, (L.R. & C.T.) Madras

Sir,

Sub: LAND ACQUISITION - Chidambaram Taluk - Tiruvakkulam
village - R.S.Nos. 158/1 etc. - Ramaswamy Chettiar
Town High School - playground - Draft Declaration -
submitted.

Ref : G.O.No.MS. 1399 Lda dated 3-7-1947. (E) 3

The notification under Section 4(1) of the Land Acquisition Act in the above acquisition was approved in the G.O. cited above and was published at pages 358 and 359 of Part I B of the Fort St. George Gazette dated 15-7-47. The notices for enquiry under Section 5A of the Act were published as per rules and served on all the parties interested. The enquiry was held on 29-8-47 at Chidambaram. There was no objection to the acquisition from any of the interested parties except Sri Muthiah Raja, Registered holder of R.S. Nos.158/1. On the date of enquiry, Muthia Raja alone was present.

2. The petition presented by the objector Muthiya Raja is submitted herewith. The following objection are raised in the petition.

(i) that there are lands belonging to the University on all sides of the fields proposed for acquisition, which can equally serve the purpose of playground;

(ii) that ~~the~~ the event of acquisition being considered absolutely necessary, the objector may be granted land of equal extent and value in exchange in Sivapuri village where large extents of lands are owned by Rajah Sir Annamalai Chettiar;

(iii) that R.S.No.161/50 measuring (0.04 cents) belonging to the objector, may also be acquired along with R.S.No.158/1 as it is a small strip of land, which will become served and left as an isolated and useless bit, with the acquisition of R.S.158/1.

3. The Revenue Divisional Officer, Chidambaram inspected the lands involved in the acquisition on 1-9-47. At the time of inspection, the other interested parties also presented an objection petition requesting grant of lands in exchange for the lands to be acquired. The Revenue Divisional Officer has dealt with the objections in his notes of inspection - Copy enclosed.

4. The Revenue Divisional Officer considers that the acquisition of R.S.161/50 (0.04) belonging to Muthia Raja is necessary. A sketch of the field is enclosed. It will be evident that this small strip of land will be left as an isolated bit by the acquisition of R.S.158/1 lying just east of it. I have instructed the Revenue Divisional Officer to submit separate proposals for its acquisition after getting an application from the Correspondent of the school.

5. A topo sketch showing the lands belonging to the University, and the lands applied for now for playground is submitted (in duplicate). It is true that there are lands belonging to the University near the High School; but it is reported that the Ramaswamy Chettiar Town High School and the University are different institutions and the University authorities cannot be expected to spare any of their lands to the High School, as they themselves are applying for acquisition of lands for their use. The objection raised by Muthiya Raja may therefore be ignored. As regards exchange of lands prayed for by the other parties, the Revenue Divisional Officer reports that there is no

4
no land at the disposal of Government and that it is also futile to think of acquiring the lands of the Raja Sahib or the Annamalai University and give them in exchange to the parties affected.

6. OWNERSHIP: There is no change in the ownership of the lands since the submission of the draft 4(1) notification.

7. Valuation: The owners want compensation at Rs.2500/- per acre. The Revenue Divisional Officer has fixed the value of wet lands at Rs.700/- per acre on the basis of a sale deed of 1946 in which an extent of 3.56 acres was sold for Rs.2500/- . The land involved in that transaction bears the same rate and taram as that of R.S.158/1. The dry lands are estimated at Rs.350/- per acre - half the rate adopted for wet. There are 5 tender palmyrah trees in R.S.158/2A, which are valued at 0-8-0 each. The trees in the other fields reported in this office Rec.B.4. 24105/46 dated 15-5-47 (at the time of submission of draft 4(1) 0 have been cut and removed. There are no other structures on the land. The total cost of acquisition, inclusion of 15% solatium comes to Rs.1902-10-3.

8. The correspondent of the school is agreeable to the conditions of Alienation contained in the enclosure to G.O. cited above.

9. The objection petitions and the Chidambaram Revenue Divisional Officer's office file R.Dis.14014/46 dated 23-9-47 containin the served copies of notices under Section 5A are submitted herewith for reference and return.

10. I request that the D. D. submitted herewith may be approved and published in the Gazette.

N.G.Exd.11/1/1948. *Mone*

5/9 *For Collector.*

5
NOTIFICATION.

4
UNDER Section 6 of the Land Acquisition Act His Excellency the Governor of Madras hereby declares that the land specified below and measuring acres 3.73 be the same a little more or less is needed for a public purpose, to wit, for playground R.C.T. High School, Annamalai Nagar branch, Tiruvakkulam, and under sections 3 and 7 of the same Act, the Revenue Divisional Officer, Chidambaram is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said land. A plan of the land is kept in the office of the Revenue Divisional Officer, Chidambaram, and may be inspected at any time during office hours.

SOUTH ARCOT DISTRICT - CHIDAMBARAM TALUK - TIRUVAKKULAM VILLAGE.

Government Wet, R.S.No.158/1, belonging to Muthiaraja son of Maruga Padayachi, Sivapuri. ...

0 - 84 ✓

Government Dry R.S.No.158/2A, belonging to pasupathi Padayachi and Subramania Padayachi sons of Duraiswami Padayachi. ...

1 - 04 ✓

Government Dry, R.S.No.158-2B, belonging to minors Dhakshinamoorthy a- and Krishnamurthy by guardian and mother Alamelu ammali. ...

1 - 05 ✓

Government Dry, R.S.Nos.158/3 belonging to Appavoo padayachi, Ambalavanan, Kesavan, Kothandapani sons of Naina Padayachi (5) Tirumavu- karasu minor son of Appavoo Padayachi. ...

0 - 65

Government Wet R.S.No.158/4 belonging to Appavoo padayachi (2) Ambalavana Mudaliyar (3) Kesavan (4) Kothandapani sons of Naina Padayachi. Thirunavukkarasu minor son of Appavoo Padayachi. ...

0 - 15

Total.

3 - 73

N.G.Exd. 11/1/1948.

5/9 *For Collector.*

84

15

99

1) Inspected the fields on 1-9-1947. The Village Officers, the Revenue Inspector and a clerk of the Annamalai University are present. Some of the ryots are also present.

1) R.S.No.158/1:-- This is a wet field. There is only one palmyrah tree in the field. The party says that by to-day evening he will have the tree cut and removed. There is no tree in the field the value of which will have to be paid.

3) The pattadar wants compensation for the field at Rs.2500/- per acre. He has no documentary evidence with him to support the rate claimed by him. R.S.No.151 measuring 3-56 acres which is very close to the block of fields proposed to be acquired was sold about a year back for Rs.2500/- . I inspected R.S.No.151 and find it almost similarly situated like the wet fields proposed to be acquired. The rate, taram and conditions are similar. I think it a very reasonable to adopt the valuation as per document No.1478 dated 27-6-1946. The valuation works to Rs.700/- per acre. The Tahsildar has adopted this valuation. I think it is very reasonable and agree with him.

4) The owner of R.S.No.158/1 is also the owner of the adjacent field. R.S.No.161/50 which measures 0-04 acres. It is also a wet field. There is a kanni running the field. This field which is a small strip of land and is bounded on the west by a road is stated not to have been cultivated from a long time. The strip of land is too narrow and small to be cultivated. Other disadvantages which the field has are (1) the presence of a kanni in the field (2) a culvert just to the north of the field which should discharge particularly during rainy season large quantities of surface water from the fields to the west of the road and (3) the presence of a road to the west of the field.

5) R.S.No.161/5 was a wet field. In 8/A No.50 dated 3-8-1940 it was sub divided into 161-5A, 5-B and 5-C. The proceedings of the Collector R.Dis.No.5724/41 dated 26-6-1941 shows that alienation of land revenue for R.S.No.161/5B which is occupied by a road and stands registered in the name of the District Board was sanctioned. It is clear that the District Board acquired the R.S.No.161/5B by private negotiation and the formation of the road has split R.S.No.161/5 owned by Muthia Raja into two bits on either side of the road VIZ., 161/5A and 161/5C. Prior to the present proposed acquisition there was a possibility for the owner of R.S.No.161/5C to merge it with his adjacent land VIZ. R.S.No.158/1. By the proposed acquisition of R.S.No.158/1, R.S.No.161/5C has been left as an isolated bit unfit for any useful occupation by the owner. It is no doubt true that the kanni passing through R.S.No.161/5C irrigates R.S.No.159/1, 2 & 4 which are dry fields and R.S.No.159/3 which is a wet field. R.S. Nos.159/1 & 2 are owned by the Annamalai University. R.S.No. 159/3 & 4 are not owned by Muthia Raja. The kanni passing through R.S.No.161/5C serves absolutely no useful purpose to Muthia Raja. I do not think it is reasonable to ask Muthia Raja to retain R.S.No.161/5C which he cannot cultivate and in which a kanni which is not useful to him now. I think it is necessary that compensation should be paid to Muthia Raja for R.S.No.161/5C also as it is now severed from his holding and left as an isolated and useless bit.

6) R.S.No.158/2A - This is a dry field. To-day there are only five tender palmyra trees. The other trees have been cut and removed. The party who is present says that he will not cut and remove the five trees that are

7 12
standing. I think it will be reasonable to fix the value of each tree at eight annas.

7 The compensation for the land has to be paid in equal shares to the two brothers. As regards valuation the field though classed as dry has been rendered fit only for wet cultivation like the adjacent wet fields. There are no sale deeds of similar lands in the vicinity. There can be no doubt that the dry field cannot be valued as a wet field. I agree with the Tahsildar that the field can be valued at Rs.350/- per acre - half the rate adopted for the wet field.

8 R.S.Nos.158/2 & 158/3: To-day there is not a single tree standing in the fields. These fields can be valued at Rs.350/- an acre.

9 R.S.No.158/4: There is no tree in the field. This field will be valued at Rs.700/- per acre.

10 As regards the objection to the acquisition raised by Muthiah Raja and the mahzar presented to me on 1-9-1947, I find absolutely no substance in them. The chief grievance appears to me is that if lands are acquired the parties affected will not be in a position to acquire fresh lands with the compensation given. It is possible there may be truth in what they represent. But private interests have to give place to public interests. There is no land at the disposal of the Government which can be granted in exchange. It will be futile to think of acquiring the lands of the Raja Sahib or the Annamalai University and give the lands in exchange to the parties now affected.

Sd. G. Krishnaswamy.
1-9-1947.
Revenue Divisional Officer.

/True copy/

N.G.Exd. 11/1/1948.

[Signature]
for Collector.

9
T.M. 16.2.48

31/1/48
Line engaged
16/2/48
To the Deputy SP 9

From:
The Assistant Secretary ZP & Dept
To: The Deputy SP 9

Please say urgently under whose management is the RCT High School Chidambaram is (Please specify the names of the members of the management).

14.2.48

[Signature]

(10) 11/13

MT

1406 H 913 10/11/48 10/11/48

29/11/48 10/11/48

10/11/48 10/11/48

10/11/48 10/11/48

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10/11/48

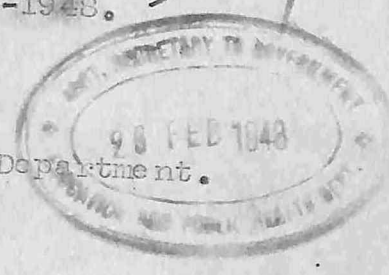
10/11/48

27

POST COPY OF TELEPHONIC MESSAGE DATED 24--2--1948.

From the Director of Public Instruction, Madras

To the Assistant Secretary to Govt. Edn & P.H. Department.



Ref: Your T.M. by post regarding the R.C. Town High school, Chidambaram.

13949

The Ramaswami Chettiar's Town High school, Chidambaram is under the management ~~and~~ of Dr. Rajah Sir Annamalai Chettiar of Chettinad Kt.L.L.D.

R.S. Vennambal
25/2/48

For Director of Public Instruction.

P.R.K. 25/2/48

25/2

13/8
8 E&P.H. (B1).

50
21/8

(E) p6-7cf
p3cf
p1cf

2/8

Gvt do not approve

Land Acquisition. South Arcot District - chidambaram
Taluk - Tiruvakkulam Village - R.C. Town High School,
chidambaram - proposals negatived.

Read. G.O. No. 1399 Edn. d/ 3.7.47.
From the collector of South Arcot R. Dis 24105/46 d/8.1.48.
The Secretary, Board of Rev. Ref. 1.316/48-1 d/4.2.48.

Memo No 9352 B1 /48-8 Edn date 30-8-48.

The Collector of South Arcot is informed that the
the proposals for acquisition of lands for the R.C. Town
High School, chidambaram, ^{contained in his letter of date,}
~~cannot be approved as it~~
~~involves the acquisition of wet lands which are~~
~~cultivation intended for food cultivation.~~

[P.T.O]

14
The management should move the University authorities to provide University lands which are lying vacant for use as a play ground for the school.

2) The collector is requested to submit the necessary withdrawal notification

less
22/8/48

23/8/48

W
23/8/48

The collr. S. Arcot (with
envelope returned)

The Bd. of Revenue

The Regr. Annamalai
University.

The D.P.S.

For
M
4/5

Revenue Department.
Subject.

LAND ACQUISITION (South Arcot) Chidambaram Taluk - Tiruvakkulam Village
R.C. Tom High School Withdrawal Notification - Submitted.

Station: Madras.
From

Ref. I.6715/48-1

Dated 4-1-1948

C.A. Ramakrishnan Esq., I.C.S.,
Joint Secretary, Board of Revenue, Madras.

V.N. Kudva Esq., C.I.E., I.C.S., Commissioner of Land Revenue, Excise and
Prohibition.

Read:- Government Memorandum No. 9352/B1/48, 8-Edn. dated 30-8-1948.
Collector of South Arcot A6.16187/48, dated 7-12-1948.

Board's Refce. L.Dis.1-316-48, dated 21-9-1948. *not received*

The withdrawal notification under Sec.48(1) of the Land Acquisition Act called for in the Board's reference cited is submitted herewith. As the owners of the fields proposed for aquisition do not claim compensation, no amount need be paid to them.

REFERENCE.

With reference to the Government Memorandum read above, the Board submits the withdrawal notification under Section 48(1) of the Land Acquisition Act since received from the Collector, for publication in the Gazette.

[Signature]
for Joint Secretary

✓ To the Secretary to Government
Education and Public Health Department, Madras (with notification)

RVK/5-1

17

19

Withdrawal Notification under Section 48(1) of the Land Acquisition Act.

--000--

Under Section 48(1) of the Land Acquisition Act I of 1894 as amended by Land Acquisition (Amendment) Act XXXVIII of 1923, His Excellency the Governor of Madras hereby withdraws from the acquisition of lands of an extent of 3.73 Acres which is denoted as P.S.158/1 (0.84); P.S.158/2A (1.04); 158/2B (1.05); P.S.158/3 (0.65); P.S.158/4 (0.15) in Tiruvakkulam village in respect of a notification under Section 4(1) of the Land Acquisition Act published at pages 358-359 of part I B of the Port St. George Gazette dated 15-7-47 required for a public purpose to wit, for extension of playground of B.C.T.H.School, Annamalai Nagar Branch at Tiruvakkulam.

mv/3.12.ord.

for Collector.

South Arcot.

$$\begin{array}{r} 2 \\ 201149 \end{array}$$

$$\begin{array}{r} 119 \\ 201149 \end{array}$$

Wp 23-24 cf of (B)
p 1 cf.

For a precedent at p121 of (2)

How we
to with J.R.D.
me
98/11

The collector of S. Arcot.
with fh # - 17 of of (B).
The Ed. of Revenue.
The S. G. P. for publication
in the F. S. G. G.

Read. Memo No. 9352 B, 48-8 Edm d/30-8-48.
From the Board of Rev. Ref. No. 9.6715/48-1 d/4-1-49.

Grder. No
MS

142 - Edn. dated. 20 1/4

The following notification will be published in the Fort St. George Gazette:-

Notification.

[Here enter the notification on p 3 of]

$$\frac{16}{17} \cdot 49$$

1000
17-1-4

$$\frac{12}{18114}$$

19 ante
5 kul
8/11/12

Land Acquisition - South Arcot Dt - Chidambaram Taluk
 Timrakulam Village - R.C. Town High School -
 Playground - Declaration under section 6 of the
 Act - Published

Read

Go. no 1399 Edu dated 3-7-47
 From the Collector of South Arcot R. Dis 24105/46
 From the Secy. Board of Revenue Ref. 1.316/48-18
 38.1.48
 4/2.48

Order no

The Govt agree with the Collector of South
 Arcot that the objections to the acquisition of land
 required for a play ground for the Ramaswami
 Chettiar's Town High School, Annaimalainagar branch
 be overruled. The draft notification under section
 6 of the Land Acquisition Act submitted by the
 Collector is approved and is forwarded to
 the Superintendent Government Press for
 publication in the Fort St George Gazette
 2. After acquisition is completed and
 possession is taken of the land, the Collector
 of South Arcot is requested to issue an
 order of alienation, alienating the land on
 the terms already agreed upon by the
 Correspondent of the School

14816
 10/2/48

To
 The Collector
 of South Arcot
 With R.O. 14014/46
 S. A. P. with a
 Copy of the nbf.
 Subd. by the Collector
 for publication in
 the F.S.G.
 Board of Rev

note

The draft order may be seen

to Revenue no. for perusal before issue

1824
17.2.48

The acquisition proposed includes
R.S.No. 158/1 meaning P. 84 Cans wet
R.S.No. 158/4 meaning P. 15 Cans wet

The purpose of the acquisition is to provide a playground
for the R.C.T. High School. This evidently means that
wet fields will be raised and converted into
dry. While the Government has ordered that the conversion
of wet fields into dry should be prohibited. Following
this we have dropped the Town planning scheme of
Mandakulam in Palanakkottai village which resulted
in the acquisition of wet lands for building purposes.
Put up the order referred to above and note further.

A

Under whose management is the R.C.T. High
School Chidambaram? Send a D.M. to the D.P.O.

A draft T.M. is submitted below for approval

1824
14.2.48

C.No. 13949 - From the D.P.O. Port copy of T.M. 8 24.2.48

Please see the Director's reply on page 21.

It is understood from F2 that final orders
have not yet been passed in the file referred to at A
above & that it is under circulation. This may be over
till orders are passed in that file

1824
26.2.48

With reference to Amr's order in the margin
attention is solicited to Memo no 87942/47-4 F2
D.H. 8, 28.2.48 and also extracts of the notes of the
(Prohibition) attached to it. In that case the area
of wet lands proposed to be acquired for house
construction was large. In the present case it is only
about an acre. It is for consideration whether

Orders in
conclusion have
been passed by
Ago for the papers
are not ready
available to take
case of the D.P.O.
Scheme in the
M.D. area where
acquisition has been
dropped after discussion
in consultation
with

(p)

26.2.48

p.170f

p.9cf

p.170f

the decision taken in that case should be applied in this
case. In the circumstances stated in para 5 of the
collector's letter, it is doubtful whether the University
will be willing to spare the site R.S. no 100 or any other
site near the School for use as a playground. Perhaps
the University may be consulted and it may be
ascertained whether R.S. no 100 or other sites below it are
now under cultivation as the Annamalai University
has not utilised the lands already acquired for the
University in full. If the University is not willing, the
question whether Govt can resume the land may be
considered.

Revenue may see before a reference is made
to the University

1824
14.2.48

It is proposed to acquire S.No. 158 of Tiruvakkulam
Village, Chidambaram Taluk, for ~~public~~ use as Playground for
Ramaswamy Chettiar's Town High School. The High School is
under the management of Rajah Sir Annamalai Chettiar of
Chettinad. In response to the 5-A Notice served, objections
have been received from the owners of the land in question.
The main objections are the following:--

- (1) that on all sides of the proposed land, S.No. 158,
there are lands belonging to the Annamalai Uty. which will serve
equally the purpose. Hence it is not necessary to acquire
this plot;
- (2) that the wet lands in question are wet fields, the
acquisition of which will affect the maintenance of the indi-
viduals concerned; and
- (3) that if the acquisition is decided, the market
price should be fixed at Rs. 2,500 per acre for wet lands.

Item (1) above.

It may be pointed out that as shown in the ~~map~~
sketch, the lands adjoining the high school ^{which} belonging to the
Uty. having been acquired for it for the purpose of construct-
ing buildings for the Faculty of Engineering and Technology.

Maybe circulated to HM (Eon) for perusal of the minutes
and for orders whether in view of the opinion of WWR
which HM (Res) + HM (Food) have agreed, the
opinion for the acquisition of lands may be negative.

E & P.H. (B.)

Please see the orders in circulation at p^{te} 5 ante. A draft
and memo is submitted for approval.

by
17/8/48.
W.S.N.
22/8/48

by
23/8/48

by
S.W.
23/8/48

[Memo No. 9352 B, 1/48 - 8 Edn d/ 30-8-48]

C. No. 1111 from the Bd. of Revenue Ref No 9.6715/48-1
dated 4.1.49.

A draft order is submitted below for approval.

by
14/11/49

approved in draft