

Education and Public Health

(194₉) Department.

Ms. SERIES.

G.O. NO. 3918, Education,

3918

Dated 21-12-1949.

closed

on

Supdt.

Sc

16

[Despatch Abstract.]

LAND ACQUISITION - Coimbatore Taluk - Souripalayam village - Site for extension of building and playground of the Sarvajana High School, Peelamedu - Notification under section 4(i) of the Act-published.

Back Papers.

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

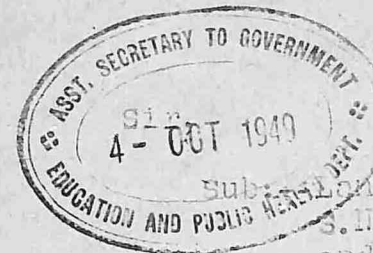
Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O. Rt.	88	Edn.	23.2.51				

From

F.W.A. Morris Esq., O.B.E., I.C.S.,
Collector of Coimbatore.

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



Ref. 6957/49 CS Dated 26.9.49.

Subsidiary Land Acquisition-Coimbatore Taluk - Gouripalayam village - S.No. 509/1 and 510 - Extension of High School building and playground to Sarvajana High School-Peelamedu.

The correspondent of the Sarvajana High School, Peelamedu has applied for the acquisition of 2.91 acres of land in S.Nos. 509/1 and 510 of Gouripalayam village, Coimbatore Taluk for extending the school building and playground. The Director of Public Instructions has recommended and forwarded the application for necessary action.

2 The lands to be acquired are registered in the accounts as Government dry. The entire S.No. 509/1 measuring 1.93 acres and a portion of S.No. 510 have to be acquired. S.No. 509/1 stands registered in the names of V.C. Komarasami Goundan and D. Venugopal Naidu. S.No. 510 measures 3.78 acres and belongs to five persons. The portion to be acquired has been subdivided as S.No. 510/2 measuring 0.98 cents and it belongs to D. Rajagopal Naidu.

3 There are no buildings, wells, trees, tombs, or temples in the portion proposed for acquisition. The Revenue Divisional Officer, Coimbatore has provisionally valued the land at Rs. 500/- per cent. He has promised to send the preliminary valuation statement after further scrutiny.

4 As the acquisition is for an institution under private management the Government may sanction a nominal contribution of one anna from the public revenues to be paid as compensation, to satisfy the requirements of the law. The conditions of alienation agreed to by the correspondent will be submitted along with the draft declaration. The correspondent has given the undertaking required under G.O. No. 1863 Revenue Division dated 12.6.43.

5 I enclose herewith a draft notification under Section 4 (1) of the Act and request that it may be approved and ordered to be published in the next issue of the Fort St. George Gazette.

Omachandran
For Collector.

sve. 28.9.

Copy to the Revenue Divisional Officer, Coimbatore.
" Director of Public Instructions, Madras.

CR
28/9/

Form of notification to be issued under Section 4 of the
Land Acquisition Act I of 1894, as amended by Act
XXXVIII of 1923.

This Excellency the Governor

WHEREAS it appears to ~~the Governor~~ of Madras that the
land specified in the Schedule below and situated in the
~~Sowripalayam village, Coimbatore taluk, Coimbatore district,~~
is ~~now~~ ^{the} ~~required~~ ^{needed} for a public purpose, to wit, for
extension of high school buildings and playground of the Garva-
jana High School, I ~~do hereby~~ ^{do hereby} ~~give notice to that effect~~ ^{give notice to that effect} is hereby given
to all whom it may concern in accordance with the provisions of
section 4(1) of the Land Acquisition Act ~~1 of 1894~~ ^{1 of 1894}, as amended
by the Land Acquisition Amendment Act XXXVIII of 1923, and
His Excellency the Governor of Madras hereby authorises the
rev. Divl. Officer, Coimbatore, his staff and workmen to exercise
the powers conferred by section 4(2) of the Act. Under Section
3(c) of the same Act, His Excellency the Governor of Madras
appoints the rev. Divl. Officer, Coimbatore, to perform the
function of a Collector under section 3-A of that Act. (Sd)

Schedule.

District : Coimbatore.

Taluk : Coimbatore.

Village : Sowripalayam.

Description of land : ~~Government, Dry, 1.12.100/1, 510/2.~~
Taluk : V. C. Narasimham D. Narasimham
Gundar. D. Narasimham
Sri. D. Venkugopal
Naidu.

Approximate extent to be taken up. 2.31.00

Whether waste or arable : Waste.

true copy/-

Sd/-

For Collector.

GVC.30.3.

21/30/9.

3

Form of notification to be issued under Section 4 of the
Land Acquisition Act I of 1894, as amended by Act
XXXVIII of 1923.

WHEREAS it appears to the Government of Madras that the land specified in the schedule below and situated in the Souripalayam village, Coimbatore taluk, Coimbatore district, is ~~hereby~~ needed for a public purpose, to wit, for extension of high school buildings and playground of the Sarvajana High School, Peelamedu; notice to that effect is hereby given to all whom it may concern in accordance with the provisions of section 4(1) of the Land Acquisition Act I of 1894, as amended by the Land Acquisition Amendment Act XXXVIII of 1923; and His Excellency the Governor of Madras hereby authorises the Rev. Divl. Officer, Coimbatore his staff and workmen to exercise the powers conferred by section 4(2) of the Act. Under Section 3(c) of the same Act, His Excellency the Governor of Madras appoints the Rev. Divl. Officer, Coimbatore to perform the function of a Collector under Section 5-A. of the Act.

Schedule.

District : Coimbatore.
Taluk : Coimbatore.
Village : Souripalayam.

Description of Land: Wet or dry, inam or poramboke, with survey or pancha No. : Government, Dry. S.No. 509/1, 510/2.
Sri. V. C. Komaraswami D. Rajagopal
Gounder. Maidu.
Sri. D. Venugopal
Maidu.

Approximate extent to be taken up: 2.91.

whether waste or arable : waste.

true copy/-

Anslem

for Collector.

SVC. 20.9.

Me
30/9

22/24-10

22/10/49

To 2nd AG

18/11/49 is being debited

200N (81)

Land Acquisition - ~~Secondary~~ Schools under private managements. Contribution of one anna sanctioned from Provincial funds - Head of account to which it should be debited

Memo No. 75737 B/49 - 2 Edn. d/22-10-49 when draft notification under section 4(i) of the Land Acquisition Act for the acquisition of lands for secondary schools under private managements is ordered to be published, a contribution of one anna is sanctioned from Provincial funds towards the cost of acquisition - The AG is requested to report the head of account to which it

From
F.W.A. Morris, Esq., OBE., ICS.,
Collector & Dt. Magistrate,
Coimbatore.

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

Ref. 6957/49 of dated 1-11-49.

Sir,

Sub:- Land Acquisition - Coimbatore Taluk - Souripalayam
village - S.No.509/1 & 510 - Extension of High school
building and play ground to Sarvajana High school,
Peelamedu - 4 (1) notification - Approval - Requested.

Ref:- My Ref.6957/49 of dated 26-9-49. *plante*

I request that the draft 4 (1) notification submitted with my reference cited
above may be approved and ordered to be published in the Fort St. George Gazette.
A copy of my report dated 26-9-49 together with a copy of the draft 4 (1) notification
is enclosed.

FOR COLLECTOR.

Enc:- Report dated 26-9-49 and
draft 4 (1) notification.

HI/3-11.

E&

88
3/11/

5A

E&P.H.(B)

Please see the reminder from the collr. of coimbatore at p 5 ante. Orders will be issued in this regard on receipt of the reply from the A.G. to the memo at p 4 ante. is reply may be awaited till 15-11-49.

7.11.49
km
7.11.49

7.11.49

Same as plante

Copy of Ref.6957/49 dated 26-9-49 from the Collector of Coimbatore to the Secretary to the Government, Education & Public Health Department, Madras

Sub:- Land Acquisition - Coimbatore Taluk - Souripalayam village - S.No.509/1 and 510 - extension of High school building and playground to Sarvajana High school, Peelamedu.

The Correspondent of the Sarvajana High school, Peelamedu has applied for the acquisition of 2.91 acres of land in S.Nos.509/1 and 510 of Souripalayam village, Coimbatore Taluk for extending the school building and playground. The Director of Public Instructions has recommended and forwarded the application for necessary action.

The lands to be acquired are registered in the accounts as Government Dry. The entire S.No.509/1 measuring 1.93 acres and a portion of S.No.510 have to be acquired. S.No.509/1 stands registered in the names of V.C. Komarasami gounder and D. Venugopal Naidu, S.No.510 measures 3.78 acres and belongs to five persons. The portion to be acquired has been sub divided as S.No.510/2 measuring 0.98 cents and it belongs to D. Rxyx Rajagopal Naidu.

There are no buildings, wells, trees, tombs or temples in the portion proposed for acquisition. The Revenue Divisional Officer, Coimbatore has provisionally valued the land at Rs.500/- per cent. He has promised to send the preliminary valuation statement after further scrutiny.

As the acquisition is for an institution under private management the Government may sanction a nominal contribution of one anna from the public revenues to be paid as compensation, to satisfy the requirements of the land. The conditions of alienation agreed to by the Correspondent has given the undertaking required under G.O. Ms.1863 Rev. dated 12-6-43.

P.T.O.

7

-2- Same as para 5 on plante

I enclose herewith a draft notification under section 4 (1) of the Act and request that it may be approved and ordered to be published in the next issue of the Fort St. George Gazette.

/True copy/

Thurston
For Collector.

88
4/11/

8

R.F. XVIII-A-25-22,177-1745-48.

Form of notification to be issued under section 4 of the Land Acquisition 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 the *of Madras* *Souripalayam* village, *Coimbatore* taluk; *Coimbatore* district, is needed for a public purpose, to wit, for *extension of* notice to that effect is hereby given to all whom it may concern in accordance with the provisions of section 4 (1) of the Land Acquisition Act I of 1894, as amended by the Land Acquisition Amendment Act XXXVIII of 1923; and the Governor in Council hereby authorizes the *Rev. Secy. of the Govt. of Madras*, his staff and workmen to exercise the powers conferred by section 4 (2) of the Act. Under section 3 (c) of the same Act, the Governor in Council appoints the *Rev. Secy. of the Govt. of Madras* to perform the functions of a Collector under section 5-A of the Act.

Under sub-section (4) of section 17 of the Act, the Governor in Council directs that in view of the urgency of the case the provisions of section 5-A of the Act shall not apply to the acquisition of the waste or arable lands specified in the schedule.

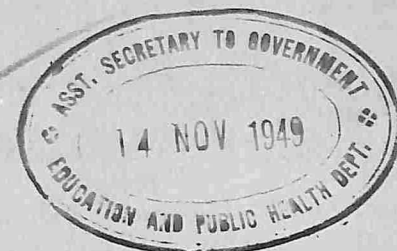
& high school buildings and playground of the *Saraswathi High School, Peddambadu* [P.T.O.]

SCHEDULE.

District Coimbatore
 Taluk Coimbatore
 Village Savripalayam
 Description of land: wet or dry, inam or poramboke, with survey or paimash No.
Soils: Dry S.No. 507/1 510/2
 Name of owner or occupier Sri V.C. Komaraswami Sundar and D. Venugopal Naidu
 Boundaries of the land required to be taken up—
 North
 East
 South
 West
 Approximate extent to be taken up. 2.71
 Whether waste or arable. Waste
 NOTE.—The provisions under the urgency clause should be deleted when not required.

T.9 Edn.VI.220. URGENT. Office of the Accountant General, Madras.
 Fort St.George, dated 12th November 1949. ⑨

From The Accountant General, Madras
 To The Secretary to Government of Madras,
 Education & Public Health Department,
 Fort St.George, MADRAS-9.



88738/87 Sub:- Land acquisition - Schools under Private Managements
 contribution of one anna - sanctioned from Provincial
 funds - Head of account to which it is to be debited.

Ref: Government Memo No.75737-B1/49-2 Edn. of 22-10-49.
 -- p 4 ante

Sir,
 I am to state that the contribution of one anna sanctioned from the
 provincial funds is not generally paid and consequently the question of
 debit in such cases does not arise.

In case, the party insists upon the payment of the above contribu-
 tion (in one case, a district Board had insisted upon the payment and got
 it), the amount is debited to the head "Direct grant to Non-government
 Schools - Buildings" under "37 Education; A University, B.Secondary, C.
 Primary or D.Special according as the land is acquired for the use of a
 College, a Secondary School, an elementary school or a special (training
 etc.) school.

[Signature]
 ASSISTANT ACCOUNTS OFFICER.

ASV

26/11/49

E & P.H. (B.)

Land Acquisition - Coimbatore Taluk - Sowripalayam village - Site for extension of building and playground of the Sarvajana High School, Pellamedu.

From the collector of Coimbatore, Ref No. 6957/49 C3 d/26-9-49

Memo No 75737 B, 49-5 Edn d/30-11-49

From the draft notification under Section 4(i) of the Land Acquisition Act, submitted with the letter from cited from the collector of Coimbatore, it is not clear whether S.Nos. 509/1 and 510/2 belong to all the three persons set out in the Schedule or whether S.No. 509/1 belongs to the two persons set out under it and S.No. 510/2 to the other person set out under it. If it is the latter, the collector is informed that the description and extent may be set out

23/12

28/11/49

lv 3-4 nf

p 2 of

p 4 nf

12

separately in respect of each of the sites.

29/11/49
28/11/49
30-11-49

To
The collector of
Coimbatore

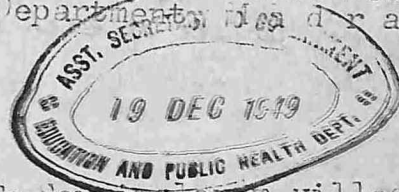
mb
and
5/12

M14-15
in fa

From
F.W.A. Morris Esq. O.B.E.I.C .S.,
Collector of Coimbatore.

13

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



Ref.: 6957/49.03.d/attax 17.12.49.

Sir,
Sub: Land Acquisition-Coimbatore Taluk-Sowripattanam village-
Site for extension of building and playground of the
Sarvajana High School-Peelamedu -

99615
Sum
Ref: Government Memo.No.75737/B1/49-5 Edn.d/30.11.49.
H11-12 ante

S.No.509/1 stands registered in the names of V.C.Momara-
swami Goundar and D.Venugopal Naidu. S.No.510 belongs to five persons,
but the portion to be acquired has been sub-divided as S.No.510/2
measuring 0-98 acre and this belongs to D.Rajagopal Naidu. A revised
draft 4(1) notification rectifying the defects pointed out in the
Government Memo cited above is enclosed.

1/2
Smk

Encl 4(1) notification.

For Collector.

Sc.17.12.

M14-15
in fa

17/12

R.F. XVIII-A-25-22,177-17-5-48.

Form of notification to be issued under section 4 of the Land Acquisition 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 the ^{Madras} ~~Madras~~ ^{Sourri Palayam} ~~Madras~~ village, ^{Crimbature} ~~Madras~~ taluk;

^{Crimbature} district, is needed for a public purpose, to wit, ^{for extension of} ~~for extension of~~ notice to that effect is hereby given to all whom it may concern in accordance with the provisions of section 4 (1) of the Land Acquisition Act I of 1894, as amended by the Land Acquisition Amendment Act XXXVIII of 1923; and the ^{Madras} ~~Madras~~ Governor in Council hereby authorizes ^{the Rev. Dist. Officer, Crimbature} ~~the Rev. Dist. Officer, Crimbature~~ his staff and workmen to exercise the powers conferred by section 4 (2) of the Act. Under section 3 (c) of the same Act, ^{the Governor in Council appoints} ~~the Governor in Council appoints~~ ^{Rev. Dist. Officer, Crimbature} ~~Rev. Dist. Officer, Crimbature~~ to perform the functions of a Collector under section 5-A of the Act.

Under sub-section (4) of section 17 of the Act, the Governor in Council directs that in view of the urgency of the case the provisions of section 5-A of the Act shall not apply to the acquisition of the waste or arable lands specified in the schedule.

^{High School buildings and Play ground of the} ~~High School buildings and Play ground of the~~ ^{Sarvagana High School Pchelamedra} ~~Sarvagana High School Pchelamedra~~

[P.T.O.]

15
SCHEDULE.

District Coimbatore
Taluk Coimbatore
Village Souripalayam.

Description of land: wet or dry, inam or poreamboke, with survey or paimash No.
Government Dry S.No. 509/1.
— No — S.No. 510/2.

Name of owner or occupier S.No. 509/1 — Sri V.C. Komaramany Gounden and
Boundaries of the land required to be taken up — Sri D. Kenugopal Naidu
North S.No. 510/2 — Sri D. Rajagopal Naidu.
East
South
West

Approximate extent to be taken up. S.No. 509/1 — 1.93 acres.
Whether waste or arable. Waste S.No. 510/2. 0.98 acres. 2 1/2 pashis

NOTE.—The provisions under the urgency clause should be deleted when not required.
17/12/49 for collector.

16
(13) E & P.H. (B.)

Land Acquisition - Coimbatore Taluk - Souripalayam village - Site for extension of building and playground of the Sarvajana High School, Peelamedu - Notification under Section 4 (i) of the Act - Published.

From the Collector of Coimbatore, Ref. No. 6957/49 C₃ d/26.9.49
p 5 of 1-11-49 and 17-12-49. p 13 of
From the A.G. Madras, No. T.9. Edn VI. 220 d/12-11-49

Order No 3918 Edn. dated. 21-12-49
MS

The draft notification under section 4 (i) of the Land Acquisition Act, for the acquisition of certain lands in Souripalayam village, Coimbatore taluk, required for extending the building and playground of the Sarvajana High School, Peelamedu, is approved and 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. The expenditure should be met from the appropriation in the estimates of expenditure for 1949-50 under "37.g. Edn. - Secondary - Direct grants to non-Govt. Secondary Schools - A. General - 3 Buildings - Voted".

To
The Collr. of Coimbatore 19/12/49
The S.G.P. (for publication in the F.S.G.G.) with pp 14-15 of. 18/12/49
The A.G. (Copy to be retained for file)
The D.P.S.
2 s/es.
17/12/49
23/12

C.No. 75737B/49.

Edn & P.H. (B.) Deptt.

Land Acquisition - Coimbatore Taluk - Souripalayam village - Site for extension of building and playground of the Sarvajana High School, Peelamedu - Notification under Section 4 (i) of the Act - Published.

From the collr. of Coimbatore, Ref. No. 6957/49C3 d/26-9-49

Order No. Edn. dated
Ms.

The draft notification under section 4 (i) of the Land Acquisition Act, for the acquisition of certain lands in Souripalayam village, Coimbatore taluk, required for extending the building and playground of the Sarvajana High School, Peelamedu is approved and 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.

To
The collr. of Coimbatore
The S.G.P. (for publication
in F.S.G.G.) with copy of 38
The D.P.S.
The A.G.

Sd/
5/10/49.
12521
6-10-49



E & P. H. U.O. No.
75737 B/49-1 Edn.
6-10-49.

Note. The draft above is for approval. It may be sent to Rev. for acceptance with reference to para 4 of the collector's letter at p1 of.

Sd/
5/10/49.
12521
6-10-49

Rev.
70 A.S.
RD
Please see the draft above and the note of E & P. H. U.

p. 1 above.

21 - The draft may be accepted and the file passed on to Fin. w.r.t para 2 of the draft order.

En 10.10.49. 10/10/49

11/10/49

Fin (Expc)

The draft order on p. 1 above may be accepted, subject to the remark that the Head of Account, to which the contribution of one anna from Provincial funds should be debited, may be indicated.

14.10.49 15/10/49

15.10.49 EPH

E & P. H. (B)

The notes of Rev and Fin. Depts. above may be perused. With reference to the remarks of Fin. Dept., the collr. of Coimbatore may be requested to indicate the head of account to which the contribution of one anna from Provincial funds should be debited.

A draft memo is submitted below for approval. Instead of asking the Collector of Coimbatore, the B.G. may be asked to specify the head of account, as such contributions are being made to validate the Land Acquisition proceedings.

19/10/49

A draft memo is submitted below for approval

18/10/49 20/10/49

[Issued as Memo No. 75737 B/49-2 Edn d/22.10.49]

C.No. 88739 from the A.G. Madras No. T.9 Edn VI - 220 d/12.11.49

Please see the letter from the A.G. at p 10 of.

Thro A

10.10.49

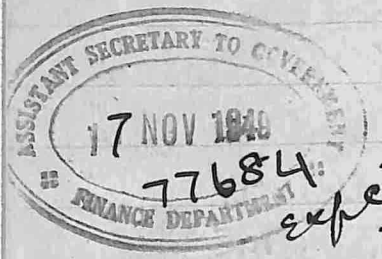
15.10.49 Rev. W. S. 5113 c/49 11.10.49



Fin no 67079 Expc-1 15.10.49



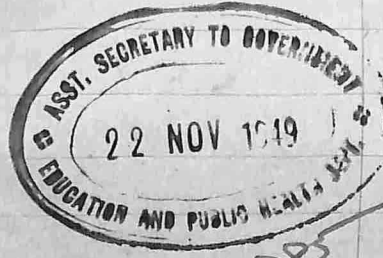
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16/11/49 E & P. H. U. O. No. 75737 B/49-3 Edn 16.11.49

Thro E & P. H. 18.11.49 19.11.49

Fin no 77684 Expc-1 20.11.49



E & P. H. U. O. No. 75737 B/49-4 Edn 22.11.49



A revised draft order indicating the head of account to which the contribution of one anna from Provincial funds should be debited, is put up below for approval.

In view of para 1 of the A.G.'s letter on page 10, it does not seem necessary to specify the head of account in respect of the contribution of one anna.

(Pre. Fin. note on p. 2 above)

Please see the notes from the bottom of p. 2 above.

This dept may agree to A above and accept the draft order on p. 1 above provided legal no objection. E.P.H. may consult legal also whether it is necessary to specify the head of account. If not, the contribution will be debited to the head of account specified in the draft order. 18.11.49 19.11.49 20.11.49

Legal Department.

B above: The proviso to section 6(1) of the Land Acquisition Act, 1894, lays down that no declaration under that section shall be made, unless the compensation to be awarded is to be paid by a company or wholly or partly out of public revenues or some fund controlled or managed by a local authority. In the case of an acquisition of land for an institution under private management, even a contribution of one anna from the public revenues will suffice to satisfy the requirements of the section but it is very doubtful whether a mere order for such contribution without actually making it will satisfy the requirements of the section.

2. Draft notification at p. 2 c.f. It is not clear whether both the S.Nos. belong to all the three persons set out in the Schedule or whether S.No. 509/1 belongs to the two

persons set out under it and S.No.510/2 to the other person set out under it. If it is the latter, the description and extent may be set out separately in respect of each of them. Subject to this remark, the alterations indicated in red ink on the draft notification may be made.

28/11/49

F & P. H.

F & P. H. (B.)

Legal No. No.

15447/49-1

28.11.49

Please see the Legal Dept. note above. They are of the opinion that the contribution of one ^{anna} from Public Revenues is quite necessary to validate the acquisition. It would therefore appear that the head of account to which the expenditure should be debited will have to be indicated in the draft order to ensure the payment of the contribution.

2. With ref. to para 2 of their notes above, a draft memo to the collector of Coimbatore is submitted for approval.



29/11/49
29.11.49

[Issued as Memo No. 75737 B/49-5 Edn d/30-11-49]

C. No. 99015 from the collector of Coimbatore. Ref No. 6957/49 C3 d/7.12.49.

Please see the letter from the collector of Coimbatore at p138. He has submitted a revised draft 4(i) notification for publication. It may be sent to the S.G. P for publication in the Fort St George Gazette. The draft order below is for approval.

20/12/49

S 20/12

19/12/49
19.12.49