

Education (1950) Septt.

Ms. Series

G.O. Ms. No. 2285 Edn.

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Dated

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Despatch Abstract

10

Land Acquisition - Tiruchirappalli District - Karur Taluk -
Lakshminarayanasamudram village. Site for playground
for the St. Theresa's Middle School for girls, Karur. Notification
under section 4 (1) and Declaration under section 6 of
the Act - Published.

G.O. memo 1735
18.9.50

REVENUE DEPARTMENT
SUBJECT

LAND ACQUISITION - (Trichinopoly) - Karur Taluk - Lakshmina-
rayanasamudram Village - S.F.512 - For Playground to St. Therasa's
Middle School for Girls, Karur - Draft Notification and Draft
Declaration - Submitted.

Ref.No.I.4548/50-1

Dated 27th July 1950.

Station: Madras
From:

Sri N.C. Thomas, JOINT SECRETARY,
Board of Revenue, Madras.

29 JUL 1950

Sri W.R.S. Sattianathan, I.C.S.,
Commissioner of Land Revenue.

Read: From the Collector of Trichinopoly R.Dis.4464/50 dated
30-6-50

REFERENCE:

Submitted to the Government.

2) The Board recommends that the draft notification
and draft declaration under sections 4 (1) and 6 of the Land
Acquisition Act with the urgent clause, submitted by the Col-
lector of Trichinopoly may be approved and ordered to be publish-
ed in the successive issues of the Fort St. George Gazette, the
4(1) notification being published earlier.

3) The draft conditions of alienation submitted by
the Collector with his letter read are in order and may be
approved. The Board submits that in addition to these conditions
those relating to sandalwood under para 6 (8) to (11) of B.S.O.
24 as amended by C.S.187 dated 22-3-41 may also be imposed in
this case.

For Joint Secretary.

To The Secretary to Govt.,
Education Dept., with enclosure.

LNS/28.7.

R.Dis.4464/50 Collector's office, Tiruchi, D/30.6.50 (3)
From: Mr. T.J. Jacques, Collector, Tiruchirappalli
To : The Secretary to Government, Education Department, Madras.
Through: The Secretary to the Board of Revenue, Land Revenue,
M a d r a s.

Sir,
Land Acquisition-Karur Taluk-Lakshminarayanamudram village
S.F.512 - 1.56 acres for playground to St. Theresa's Middle school
for Girls', Karur - Draft notification and Draft Declaration -
submitted

At the instance of the correspondent, St. Theresa's Middle
School for Girls, Karur, I submit herewith a draft notification
and Draft declaration under section 4(1) and section 6 of the Land
Acquisition Act, for the acquisition of 1.56 acres in S.F.512 of
Lakshminarayanamudram village of Karur Taluk, for the provision
of a playground for that school.

1. LANDS: L.N.Samudram village is a Ryotwari village cadast-
rally surveyed and plotted sketch is available for the land under
acquisition. S.F.512 is held on ryotwari tenure and is classified
in the accounts as Government wet land. The entire extent of 1.56
acres has to be acquired and this extent has been adopted in the
Draft Notification and Draft Declaration. Sub division records
will be prepared and got scrutinised by the District Surveyor and
the correct area will be adopted in the award notices.

2. Variation between the Land Plan and schedule and Draft
Notification and the Draft Declaration: NIL

3. Section 5A of the Act: The correspondent has applied for
the acquisition proceedings under the urgency clause of the Land
Acquisition Act saying that the Director of Public Instruction
has asked him to take charge of the lands very soon. The land to
be acquired is an arable one with six trees and an old well. Hence
the provision of section 17 of the Land Acquisition Act may be
applied to this case by dispensing with the formalities under
section 5A of the Act as the provision of a playground for the
school is an immediate necessity.

4. Reported owners and other interested persons: The field
stands registered in the name of one Sri Veerappa Gounder s/o
Mottayappa Gounder of Inam Karur. None else has any right over
the land.

5. Objections: The pattadar has objected to the acquisition
on the ground that this site is required for the construction of
a house for him. This is not a valid objection and it deserves
to be rejected. He purchased the land in the year 1946 and so
far he has not shown any sign of raising any building there.
This objection may be overruled.

6. Valuation: The sub Collector, Karur reports that the land
may be valued at Rs.50/- per cent tentatively. This will be closely
investigated at the time of award enquiry and the correct value
will be adopted in the award.

7. Trees, structures, buildings etc.: There are 8 trees and
one well in the site. The correct value of these will be determined
during award enquiry. The existence of the well and the trees will
not prove a hindrance for applying urgency provisions of the Land
Acquisition Act and this case may therefore be ignored.

8. Damages to standing crops: This aspect will be considered
at the time of award if any standing crops exist on the land at
that time.

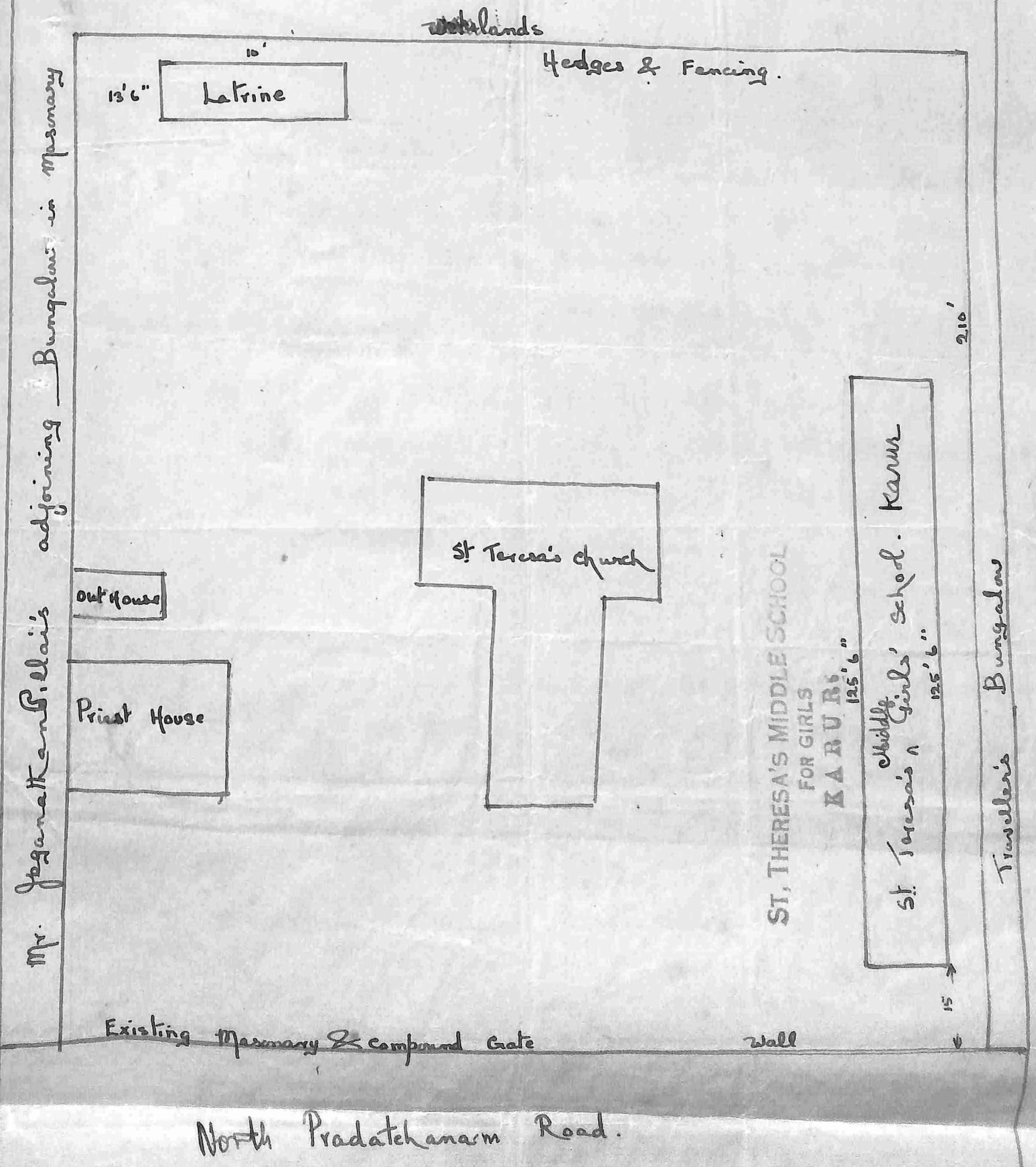
9. General: As this acquisition is on behalf of a private
institution, alienation of land and revenue has to be sanctioned
in favour of that institution. The correspondent has consented
to abide by all the conditions of alienation. A draft condition
of alienation is also enclosed for favour of approval. Urgency
provisions may be applied in this case, the 5A enquiry may be
ordered to be dispensed with and the Draft Notification and Draft
Declaration may be approved and ordered to be published in the
Gazette.



①

Site proposed for middle school play-ground.

S. F. No. 512 - 1.56 acres.



North Pradatchanarm Road.

2
Routine: The following records are enclosed:

1. Draft Notification
2. Draft Declaration
3. Land plan and schedule
4. Objection statement of Veerappa Goundar recorded by the Revenue Inspector.
5. Draft conditions of alienation.

[Signature]

For Collector

vvg 7/7

Copy to the Board of Revenue, Land Revenue, Madras.
Copy to the Sub Collector, Karur with records with reference to his R.Dis.1663/50 dated 27.6.50 for necessary action.

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3
Draft conditions of Alienation. (u)

1. The lands shall be used for a playground for St. Theresa's Middle school for girls' Karur.

2. The playground shall be laid out within two years from the date of grant.

3. No buildings of any kind shall be constructed in the land without the previous permission of the Collector of the district.

4. The playground shall be accessible to pupils of all castes and communities.

5. The Government may resume the land wholly or in part with any buildings thereon, in the event of infringement, or any of the conditions of the grant or if the recognition of the school, is withdrawn. In the event of such resumption, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land, the Government may direct the grantee to remove them.

6. The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government, the land is required for a public purposes or for conducting mining operations.

7. In the event of resumption under section 6, if there are buildings on the land, the Government may at their opinion, either (a) purchase the buildings or (b) direct the grantee to remove the buildings.

8. In the event of resumption of the land followed by the purchase of buildings under condition 7(a) or in the event of the acquisition of the land for any reason, the compensation payable for the buildings or for the improvements, shall in no case exceed the initial cost less 15% for compulsory acquisition or the value at the time of resumption or acquisition whichever may be less, of the land and of any buildings erected, or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid in respect of buildings constructed in contravention of condition (3).

9. In the event of the grantee refusing to remove the buildings, when so directed, under condition 5 or 7(b) the Government may remove them and realise the cost of the removal by the sale of the materials.

10. In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been effected on the land by the grantee.

[Signature]

For Collector.

vvg 7/7

m
7.7

4

R.Dis.4464/50 Collector's office, Tiruchi, D/30.6.50 (4)
From: Mr. T. J. Jacques, Collector, Tiruchirappalli
To : The Secretary to Government, Education Department, Madras.
~~Six~~ Through: The Secretary to the Board of Revenue, Land Revenue,
Madras.

Sir,
Land Acquisition-Karur Taluk-Lakshminarayanasa mudram village
S.F.512 - 1.56 acres for playground to St. Theresa's Middle school
for Girls, Karur - Draft notification and Draft Declaration -
submitted

At the instance of the correspondent, St. Theresa's Middle School for Girls, Karur, I submit herewith a draft notification and Draft declaration under section 4(1) and section 6 of the Land Acquisition Act, for the acquisition of 1.56 acres in S.F.512 of Lakshminarayanasa mudram village of Karur Taluk, for the provision of a playground for that school.

1. LANDS: L.N. Samudram village is a Ryotwari village cadast- rally surveyed and plotted sketch is available for the land under acquisition. S.F.512 is held on ryotwari tenure and is classified in the accounts as Government wet land. The entire extent of 1.56 acres has to be acquired and this extent has been adopted in the Draft Notification and Draft Declaration. Sub division records will be prepared and got scrutinised by the District Surveyor and the correct area will be adopted in the award notices.

2. Variation between the Land Plan and schedule and Draft Notification and the Draft Declaration: NIL

3. Section 5A of the Act: The correspondent has applied for the acquisition proceedings under the urgency clause of the Land Acquisition Act saying that the Director of Public Instruction has asked him to take charge of the lands very soon. The land to be acquired is an arable one with six trees and an old well. Hence the provision of section 17 of the Land Acquisition Act may be applied to this case by dispensing with the formalities under section 5A of the Act as the provision of a playground for the school is an immediate necessity.

4. Reported owners and other interested persons: The field stands registered in the name of one Sri Veerappa Counder s/o Mottayappa Coundar of Inam Karur. None else has any right over the land.

5. Objections: The pattadar has objected to the acquisition on the ground that this site is required for the construction of a house for him. This is not a valid objection and it deserves to be rejected. He purchased the land in the year 1946 and so far he has not shown any sign of raising any building there. This objection may be overruled.

6. Valuation: The sub Collector, Karur reports that the land may be valued at Rs.50/- per cent tentatively. This will be closely investigated at the time of award enquiry and the correct value will be adopted in the award.

7. Trees, structures, buildings etc.: There are 8 trees and one well in the site. The correct value of these will be determined during award enquiry. The existence of the well and the trees will not prove a hindrance for applying urgency provisions of the Land Acquisition Act and this case may therefore be ignored.

8. Damages to standing crops: This aspect will be considered at the time of award if any standing crops exist on the land at that time.

9. General: As this acquisition is on behalf of a private institution, alienation of land and revenue has to be sanctioned in favour of that institution. The correspondent has consented to abide by all the conditions of alienation. A draft condition of alienation is also enclosed for favour of approval. Urgency provisions may be applied in this case, the 5A enquiry may be ordered to be dispensed with and the Draft Notification and Draft Declaration may be approved and ordered to be published in the

5
Routine: The following records are enclosed:

1. Draft Notification
2. Draft Declaration
3. Land plan and schedule
4. Objection statement of Veerappa Gounder recorded by the Revenue Inspector.
5. Draft conditions of alienation.

[Signature]
For Collector

vve 7/7 ^{no} 7-7
Copy to the Board of Revenue, Land Revenue, Madras.
Copy to the Sub Collector, Karur with records with reference to his R.Dis.1663/50 dated 27.6.50 for necessary action.

6
DRAFT NOTIFICATION

WHEREAS it appears to the Government of Madras that the land specified below and situated in L.N.Samudram Village, Karur Taluk, Tiruchirappalli District is needed for a public purpose, to wit, for the formation of a playground for St. Theresa's Middle School for Girls, Karur, notice to that effect is given to all whom it may concern in accordance with the Provisions of section 4(1) of the Land Acquisition Act I 1894, as amended by the Land Acquisition (Amendment) Act XXXVIII of 1923, and His Excellency the Governor of Madras, hereby authorises the Sub-Collector, Karur his staff and workmen to exercise the powers conferred by Section 4(2) of the Act, Under sub-section (4) section 17 of the Act, His Excellency the Governor of Madras directs that in view of the urgency of the case, the provision of section 5 A of the Act shall not apply to the acquisition of the land specified below:

Tiruchirappalli District - Karur Taluk - L.N.Samudram Village.

Government - Wet - S.F.512 - belonging to Sri Veerappa Gounder, S/O Sri Mottayappa Gounder of Vengalapalayam, h/o Inam Karur village - Karur Taluk.

Approximate Extent to be taken up: 1.56 acres;

Whether waste or Arable: Arable.

--:DRAFT DECLARATION:--

Under section 6 of the Land Acquisition Act, His Excellency the Governor of Madras hereby declares that the land specified below and measuring 1-56 acres be the same a little more or less is needed for a public purpose, to wit, for the formation of a playground for St. Theresa's Middle School for Girls, Karur, Under Section 3(1) and 7 of the said Act, the Sub-Collector, Karur is appointed to perform the functions of the Collector under the Act and directed to take over for the acquisition of the said land. Under section 17(1) 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 fifteen days from the date of publication of the notice mentioned in section 9(1) of the Act. A plan of the land is kept in the office of the Sub-Collector, Karur and may be inspected at any time during office hours.

Tiruchirappalli District - Karur Taluk - L.N.Samudram village

Government - Wet - S.F.512 - belonging to Sri Veerappa Gounder S/o Sri Mottayappa Gounder of Vangalpalayam h/o Inam Karur Village, Karur Taluk.

Extent to be taken up : 1.56 acres

Sd/- I.J. Naidu
Sub-Collector.
[Signature]

8 1000
20 1000 2000 1000
(Before me)
N. Shampadan
R. R. 6. 6. 50.

Edn (13)

Land Acquisition - Tiruchirappalli District - Karur Taluk -
Lakshminarayanasamudram village - Site for playground
for the St. Theresa's Middle School for girls, Karur - Notification
under section 4(1) and Declaration under section 6 of
the Act - Published.

From the Collector of Tiruchirappalli R. Dis 4464/50
d/ 30-6-50.

From the Board of Revenue Ref. No. I. 4548/50-1
d/ 27-7-50

Order No 2285 Edn. dated 14/8/50.
Ms

The draft notification under section 4(1)
and the draft declaration under section 6 of the Land
Acquisition Act submitted by the Board of Revenue are
approved and forwarded to the S. G. P. for publication
in the Fort St. George Gazette. The S. G. P. is requested to
see that the notification and the declaration are
published in successive issues (not in the same issue)
of the Fort St. George Gazette, the notification under
section 4(1) being published earlier.

2. The Govt. accept the view that the
acquisition is an urgent one ^{and} under section 17(4) of the
Act and direct that the provisions under section
5-A of the Act will not apply to this case.

3. A contribution of one anna is sanctioned
from the State funds towards the cost of the acquisition.
The expenditure shall be debited to "37 Edng Secondary
Direct grants to non - Govt. Secondary Schools A. General
3. Buildings"

4. The conditions of alienation submitted
by the Collector of Tiruchirappalli are approved. He
is, however, requested to impose in addition the
condition relating to Sandalwood under para 6(8)

to (11) of B.S.O. 24 as amended by C.S. 187 d/ 22.3.41.
5. The collector is authorised to issue an order of alienation with reference to B.S.O. 90 para 18(1) as amended.

By
29/7/50
USN
30/7/50

31-7-50

- To
S.P. to S.S.P.
to 23/8.
- ✓ The S.G. P. for publication in the F.S.G.G. with pp 6-7 of copy to be retained for file.
 - ✓ The Bd. of Revenue
 - ✓ The Collr. of Tinchiappalli
 - ✓ The D.P. J.
 - ✓ The A.G.

note The draft order above is in accordance with the recommendations of the Board of Revenue. It may be issued with the concurrence of Revenue.

By
29/7/50
USN
30/7/50

31-7-50 Revenue

1/8/50

T.O.A.S.

RD

please see the note of Edn. dept. above and the draft order on pp 1-2 above.

21- paragraph 2 in the draft order should be recast as follows.

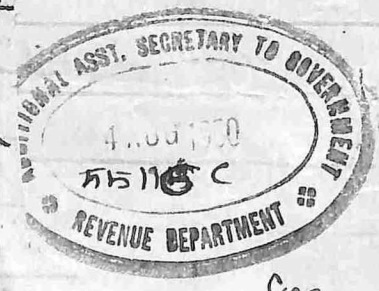
"The Court. accept the view that the acquisition is an urgent one and under section 17(4) of the L.A. Act direct that the provisions of sec. 5-A of the Act shall not apply to the case."

Edn

In this connection ~~the~~ dept. may ~~be~~ requested to consider the desirability of using the present

Edn U.O. No.

21580 B/50-1 Edn.
1-8-50.



C2
Pr
4-8-50

pl see para 2 p 6
21

printed form for drafting the order relating to the approval and publication of D.O. and D.D. with these remarks the file may be returned to Edn. dept.

EW
5-8-50
Pr
7-8-50

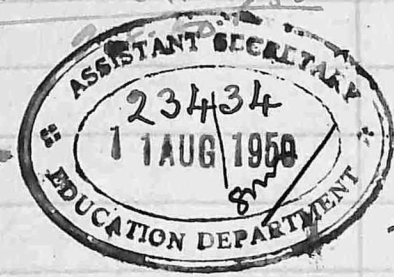
8/8/50

Edn

Shro A.

and
8/8/50

Ref. U.O. 551164/50



With reference to the remarks of Revenue above, slight alterations have been made in para 2 of the draft order at p 2 ante. The draft as revised may now be issued.

By
11/8/50
USN
11/8/50

12-8-50

13-8-50

Edn. (B)

(6) 1155

With reference to the number of persons who
have obtained their names as a part of the draft
order at present the draft is being made out