Educational (1897) Department.

ORDINARY MS.

G.O., No. 50

Dated 31 1 98

INDEXED.

19.19

[Despatch Abstract.]

Returning to the Govt. Solicitor the draft indtre
submitted by him vesting the funds collected
for the Kumbakonam Hospital in the Treasurer
of Charitable Endowments with the request
that certain alterations may be made
therein & the indtre returned at an early
date

185

BACK PAPERS.

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

FURTHER PAPERS.

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

[Edl. 5]

1,000—3.97.

Educational (1898) Department.

CURRENT No.

37/98

From The Govt Solicitor

Order

No. 79

Dated 14th
Received 15th } Feb 1898
Registered 15th

Enclosures One

Spare copies.

SUBJECT.

Forwarding a fair draft Notification vesting the fund collected for the ~~Kumbakonam~~ Kumbakonam Hostel in the Treasurer of Charitable Endowments

BACK PAPERS.

G.O.	No.	Department.	Date.
	37	25	1 98 Jud
	335	14	6 97 Jud
	111	25	2 97 Jud
	97	18	2 97 Edl
	484	12	8 96 Jud

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Jo 872 : 14 - 11 - 95 Jud
" 726 : 2 - 9 - 95 "

Go n° 129 Jud 8 2/4/98 No. 99

Madras 14th February 1898.

From,

Ernest Barclay

Government Solicitor

M A D R A S.

To,

The Chief Secretary to Government

M a d r a s.

Sir,

1. With reference to the Order of Government Educational Department, No.37, dated 25th January 1898, I forward herewith, for approval, fair draft Notification vesting the fund collected for the Kumbakonam Hostel in the Treasurer of Charitable Endowments.

2. It does not appear with certainty in the papers sent to me what the precise amount of the fund is nor are any particulars of the Government Securities, in which the fund is invested, given. The amount of the fund is therefore left blank in the draft notification and the particulars of the securities will have to be filled in in the first Schedule to the notification.

3. I have, to a great extent, adopted the Notification of the Government of India in the case of the Jagga Row Observatory at Vizagapatam as a form for the present notification and I think it will meet the requirements of the case.

4. In para III of the resolution of the members of the Jubilee Committee and in para III of the resolution of the Trustees of the Jubilee Fund and which resolutions are respectively dated 2nd October 1897, it is stated that the meeting concurs with the proposals for the management of the Hostel embodied in G.O. 97 Educational dated 18th February 1897 and agrees to that scheme or to any modification thereof which Government may approve. As a matter of fact, with the exception of directing a revision of the proposals as to the kitchen and dining house for the students, the Order referred contains no proposals for the management of the hostel nor any scheme. In his letter of 13th November 1896 to the Director of Public Instruction,

CHIEF SECRETARY'S 14 FEB 1898 GOVERNMENT OF MADRAS

and which is set out in the Proceedings of Government of 18th February 1897, the Secretary to the Hostel Executive Committee gives the proposals of the Committee but, I do not understand that Government by its Order of 25th January 1898 No.37, stating that Government approves of all the proposals contained in the Resolutions of the members of the Jubilee Committee and the Trustees of the Jubilee Fund dated 2nd October 1897, means that the proposals made in Mr. Bilderbecks letter should be embodied in the scheme set out in the second schedule to the notification, nor do I think it is at all necessary to do so, for, in Para 2 of the second schedule, it is provided that the management of the hostel shall be entrusted to a committee of seven persons, subject to the general superintendence and orders of the Government of Madras and para 3 provides for an executive committee for the carrying on of the work of the hostel on the lines laid down from time to time by the general committee. The proposals in Mr. Bilderbecks letter, so far as they are approved by Government, may therefore be taken as the lines laid down by the General Committee for the executive committee to work on.

3. The 6th and 7th members of the General Committee will have to be appointed by Government and their names and descriptions filled in, in para 2 of the second schedule.

4. It is for Government to decide who are to be the first members of the executive committee. I have, in para 3 of the second schedule, inserted the Collector and the two nonofficial members of the general committee but, of course, this can be altered if necessary.

7. Para 7 of the 2nd schedule is, so far as the appointment of a Superintendent of the hostel is concerned, in accordance with para 9 of Mr. Bilderbeck's letter.

8. The Scheme set out in the 2nd Schedule to the Notification should, if approved by Government, be laid before the Jubilee Committee and the Trustees for their formal approval.

I have the honor to be
Sir
Your Obedient Servant

Government Solicitor.

E

148

Educational Dept.

C.No.217 of 98.

O.M. No. 1686
11.8.98.

With reference to his letter dated the 23rd October 1897, being a Reference on C.No.851/G & B of 96, the Collector of Tanjore is requested to be good enough to report at an early date the exact amount of the Jubilee Fund to be vested in the Treasurer of the Charitable Endowments and further to give in the following form the particulars of the Govt. Securities in which the fund is invested:-

Description of loan	Nos. of Securities.	Amts. of Securities

2. The Collector is also requested to recommend in consultation, if necessary, with the D.P.I two non-official members of the General Committee to which the management of the Kumbakonam Hostel is to be entrusted

a&
9/8/98.

11.8.98.

To

The Collector of Tanjore.

Despd
13.8.98

O.M. No. 1687 11.8.98

With reference to his letter No.70 d/14th Febry.1898, forwarding a draft notification vesting the fund collected for the Kumbakonam Hostel in the Treasurer of Charitable Endowments, the Govt. Solicitor is requested to be good enough to return the marginally noted papers sent in original with G.O.No. 37 Edl., d/25-1-98. a& 9/8/98 11.8.98

To the Govt. Solicitor

Letter from the Collector of Tanjore d/23rd Octr./97 & enclosures.

Letter from the Accountant-General, d/7th December 1897.

From the Secy/ orders
a&.

Edl. 5

L.G.O.—20-4-98.

Educational (1898) Department.

CURRENT No. 1072

From

The Government Solicitor

Order

No. 335

Dated 15. 8. 98

Received in m.o 18. 8. 98

Registered

Enclosures Papers sent with G.O. 37 25/1/98 SR

Spare copies.

Reminder sent for reply to memo 1646 11-8-98

Pay 246 W/98

SUBJECT.

Returning papers sent to him with G.O. no 37 ESD of 25th Jan 98.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CHIEF SECRETARIAT
16 AUG 1948
GOVERNMENT OF MADRAS

No. 335

Madras 14th August 1948.

From,

Ernest Marsden,
Government Solicitor
MADRAS.

To,

The Chief Secretary to Government
Ootacamund.

Sir,

With reference to your Memorandum, Educational Department, No.1687, dated 11th instant, I have the honor to return herewith the papers which were sent to me with G. O. No.37, Educational, dated 28th January 1937.

I have the honor to be

Sir,

Your Obedient Servant,

Ernest Marsden

Government Solicitor.

Educational (1898) Department.

CURRENT No. 1549

Proc 1898/97 Enc 1 Prem 1868/11-8-98

From The Collector of Tanjore

Order

Ref to Corr **No.** 951 of 1896
153

Dated 23rd November 1898

Received

Registered

Enclosures Nil

Spare copies

SUBJECT.

Submitting report regarding the exact amount of the Jubilee Fund to be vested in the Treasury of Charitable Endowments and recommending 2 non official Members of the General Committee to which the Management of the Kumbakonam Hospital is to be entrusted.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Recd on C No 951 of 1898.
1783

Tanjore Collectors Office
23rd November 1898.

From.

J. Twigg Esquire
Cg Collector of
Tanjore

To.

The Secretary to Government
Educational Department
Madras.

Sir,

With reference to Government Memo-
-randum No 1686 dated 11th August 1898,
I have the honour to report that the exact
amount of the Jubilee Fund to be vested
in the Treasurer of Charitable Endowments
is Rs 60979—9—7. This amount is
made up of the nominal value of—
(1) the Government Promissory Notes apper-
-taining to the Fund, (2) interest that
has accrued thereon up to 31st October
1898, (3) Cash standing to the credit of
the Fund, and (4) the Sum which Govern-
-ment has sanctioned as a grant towards
the Hostel Scheme. Vide Government

order

G.
75 A.
300-8-3-97

Ed no 217/98

Note for the Secy

The note about Kumbakonam is complete as far as it can be.

It will be seen from the linked file (containing papers relating to the question of vesting the Jubilee fund in the Treasurer of Charitable Endowments) that the Govt Solicitor has forwarded a draft notification, but he states in para 2 of his letter (Ed no 217) forwarding the draft notification, "It does not appear with certainty in the papers sent to me what the exact amount of the fund is nor are any particulars of the Govt Securities, in which the fund is invested, given". The exact amount of the fund appears to be Rs 25,000, but the papers give no particulars as to the securities. Exact information on these points is necessary before the notification can be

Clerk VL

See 1st attached

A reference will have to be made to the Collector of Tanjore & the Govt Solicitor — to the Collector to ascertain the exact amount of the fund to be vested & the particulars of the securities in which it is invested (The fund appears to be in the hands of the Collector) & to the Govt Solicitor to return the resolution of the members of the Committee referred to in para III of his letter. This resolution should be in the papers belonging to E & O No 037 25/1/98

but were apparently sent to the Govt Solr. who has not returned them

Are there any other points on which it is required? If so obtain the info. & make the references VF & put up a note.

a&e
5/8/98

Could delay letter

complied & published, it seems necessary to make a reference on the point to the Collector of Tanjore with whom the fund is apparently at present.

(Please see the note for orders flagged Z in the linked file)

Another thing is that the linked file does not seem to be complete
The Govt Solicitor does not seem to have returned some papers which were sent to him when he was asked to draw up the notification, & he will now have to be asked to return them

a&e
4/8/98

Ed. Clerk.
Please see that the file is complete before it is sent up again.
a&e
9/8/98

This has been added to the reference a&e

Ed. no 2170/98

G. 75 A. 300-8-98-7

A&ttt

NOTE FOR THE SECRETARY.

Draft references to the Collector of Tanjore and the Govt solicitor are submitted.

It seems necessary to ask the Collector of Tanjore or the D.P.I. to recommend two persons for appointment as non-official members of the Committee - vide para 5 of the Govt solicitor's letter. But this may be done later on D.O.

Para 1 in the Second Schedule of the draft notification requires alteration. The fund is not to be invested & remain in the hands of the Treasurer for ever. The fund is required for constructing the hostel and not for the maintenance and upkeep of one to be established with other funds. The hostel is to be constructed with the jubilee fund and the Govt grant of Rs 25000 promised in G.O. 97 18-2-97 Edn vide letter in G.O. no 872 Ed dt 14 nov 98 flag D. After the erection of the hostel there would remain nothing of the fund from which any interest could accrue. The hostel is to be maintained with the fees collected from the Students

Para 5 of the Second Schedule says that the Executive Committee shall meet at-least once a month in the premises of the hostels & if so, [illegible] the members of the Committee should be all residents of Kumbakonam. The Collector resides in Tanjore & it would be obviously inconvenient for him to go every month to Kumbakonam to be present at the meeting of the Executive Committee of the hostels.

The Govt solicitor has simply adopted the notification in Jaffna Rao Observatory in G.O. 631 Pub 30-7-95 flag B. Hence these defects.

Attention is invited to the last para of the Govt Solicitors letter. The Second Schedule to the notification should, after approval by Govt, be laid before the Jubilee Committee & the Trustees of the Fund for their formal approval.

Educational
LOCAL AND MUNICIPAL DEPARTMENT.

E-18-1-99
R-23-1-99

1

189

Again G.O., No. , dated
Current No. 217 of 1898, dated 14th July. from the Govt. Solicitor
Current No. 1042 of 1898, dated 15th August from the Coll. of Tanj
1549 23rd idem.

SUBJECT

The Tanjore Jubilee Fund.

FOR ORDERS.

Satisfactory
approved (on
behalf of H.E.)
K 3.1.99.

1. Please see the office notes at flags A & B for a short history of the Tanjore Jubilee Fund. The chief points in it are as follows

(i) At a public meeting held on 2nd February 1897 it was decided to commemorate the Jubilee of the Queen, and a Committee, hereafter called "The Jubilee Committee", was appointed to collect subscriptions for the purpose.

(ii) A general meeting of the subscribers was held on 20th October 1897 at which it was decided to set apart Rs. 50,000 of the collections for the establishment of a model farm and technical classes at Kumbakonam and five gentlemen were appointed Trustees to carry out this resolution. These Trustees are called in this note "Trustees of the Jubilee Fund".

(iii) Another general meeting of subscribers was held on the 27th January 1898, at which the proposal to establish a model farm and technical classes was abandoned, and it was decided

Para 5 of the Second Schedule says

Commission. An Executive Committee was appointed to carry out the hostel scheme and the Trustees of the Jubilee Fund were authorized to hand over the money in their hands to this executive Committee.

(iv) Legal doubts were then felt about the validity of the procedure adopted hitherto and as to who the Trustees really were and the papers were therefore referred to the Advocate-General. The Advocate-General gave it as his opinion that the only effectual mode of carrying out the charitable trust in the present case, which would steer clear of all difficulties, was to take action under the Charitable endowments Act VI of 1890 and to apply its provisions for vesting the Fund in the Treasurer of Charitable endowments, settling a Scheme for the administration of the Fund and appointing by name or office one or more persons to administer the trust Fund. He also said that if the majority of the Members of the Jubilee Committee and majority of the Trustees of the Jubilee Fund joined in an application under Section 6 of the Charitable Endowments Act for vesting the trust Fund in the Treasurer of Charitable endowments and incurred in the settlement of a Scheme, difficulties could be removed.

Accordingly the majority of the ers of the Jubilee Committee and the ty of the Trustees of the Jubilee d submitted an application in October

for settling a scheme for its administration. On a reference to the A.G. he stated that there was no objection to the fund being vested in the Treasurer of Charitable Endowments, but suggested that a Notification be issued in the Gazette under Section 4 of the Charitable Endowments Act as to who are to be the Trustees and the persons to draw interest from the Treasurer and what is to be the purpose upon which the interest is to be spent. He suggested that this notification should be issued settling with the Members of the Fund the terms on which the income should be applied.

(vi) Thereupon in its order No. 37 Educational dated 28th January 1893, Govt. called upon the Govt. Solicitor to submit a draft Notification for publication in the Gazette. Govt. also approved of all the proposals contained in the resolutions of the Jubilee Committee and the Trustees of the Jubilee Fund.

Flag B

2. It may be noted that in its order No. 37 Educl dated 13th February 1897, Govt. approved of certain proposals of the Executive Committee of the Hostel ~~(para. 1 above)~~ for the management of the Hostel subject to the condition that provision should be made for dining and kitchen accommodations students of all castes and not of the Brahman Community alone, and sanctioned a grant of Rs. 25000 towards the subject to that

Flag R

Scheme payable during 1897-98. ~~[illegible]~~ The Collector of Tanjore was ordered to acquire the proposed site for the hostel under the Land Acquisition Act.

vide Go. no 637 Public
Dt 30th July 95 Flag C

Flag M.

Consisting of.

1. Govt. Securities-Rs.30,000-0-0

2. Net interest on the above up to 31st October/93 3545-8-4

3. Cash in hand 3454-6-3

4. Grant sanctioned by Govt. Rs.3,000-0-0

Rs.40,179-9-7.

3. With the first of the above ~~[illegible]~~ nts the Govt. Solicitor forwarded a draft notification vesting the fund in the Treasurer of Charitable Endowments. The notification is drawn up on the lines of the Govt. of India in the matter of the G.V. Jupiter Rao's Observatory, Vizagaptam. In para 2 of his letter the Govt. Solicitor observed that the papers sent to him did not show either ~~[illegible]~~ the amount of the fund ~~[illegible]~~ or any particulars of the Govt. Securities in which the fund is invested. He therefore left the amount of the fund blank in the draft notification and said that the particulars of the securities would have to be filled in in the first Schedule to the Notification

4. The Collector of Tanjore who was asked in G.O. No.1536/11.8.98 to supply information on these points now reports that the exact amount of the Jubilee Fund to be vested in the Treasurer of Charitable Endowments is Rs. 40,079-9-7.*

5. Of the total amount the Gr promised by Govt. has not been paid yet, although it was stated in the G sanctioning the grant that it would be paid in the year 1897-98. It is submitted that it is unnecessary to include it in the "property" to be vested in the Treasurer of Charit Endowments, as the General Committ can draw and spend it when

All that is required is a formal order of Govt. placing the amount at the disposal of the Committee.

5. In the draft Notification the first part of its 2nd Schedule, only Govt. Securities are mentioned as requiring to be vested, but besides these there is the net interest-Rs.3543,- and the cash in hand-Rs.6484-6-3, both of which sums should also, it is submitted, be vested in the Treasurer of Charitable Endowments.

6. The draft Notification also requires alteration in another point. Para 1 of the 2nd Schedule allows the Committee "to receive and to use and ~~apply~~ interest and income to arise from and be produced by the Govt. Securities ~~hereby~~ specified in the first Schedule X X for the maintenance upkeep and preparation or enlargement of the hostel." Thus the Committee is apparently not allowed to spend any part of the capital on the construction of the hostel. This is incorrect. The greater part of the fund is to be used in the construction of the hostel, the balance being a reserve fund to be utilized gradually in improving or extending the accommodation. Please see para 2 of the letter of the D.P.I. cited in G.O. No.37 Educational dated 6th February 1907, where it was stated that the expenditure amount proposed to be spent on the hostel buildings w

Flag R

Rs.3,333. The hostel is eventually to be maintained by the fees of the students It may be noted here that the estimate of Rs. 30,330 for the building will probably have to be increased, as one of the conditions on which Govt. promised the grant of Rs. 25,000 was that kitchen and dining accommodation should be provided for students of all castes ~~from the beginning~~ sisters of Brahmans only, and the Committee was ordered to revise its proposals and to submit a revised plan for the approval of Govt, which it has not yet done.

It is submitted that the 2nd schedule of the notification should be so worded as to allow the Committee to spend the necessary amount of the Fund on the construction of the hostel, and that the papers may be returned to the Govt. Solicitor for alteration on this point as well as on the point noted in para. 5 above.

7. With regard to the management of the hostel, it will be seen that it is to be entrusted to a General Committee of 7 persons, subject to the general supervision to orders of the Govt of Madras. (Please see para 3 of the 2nd Schedule and the remarks of the Govt. Solicitor in para. 4 of his letter on this point) The 5 persons named as members of the general co[mmittee] are in accordance with the resolut[ion] of the members of the Jubilee Com-

approved by Govt. in para. 2 of its order No.87 dated 28th January 1898. Places for the names of the remaining two (unofficial) members of this General Committee are left blank in the 2nd Schedule to be filled in by Government. For these two places the Collector on the suggestion of the D.P.I. has recommended R.B.R.Y. M. Ben[illegible]natha Rao & S.A.Swaminatha Aiyar, both members of the Jubilee Committee, and this recommendation may, it is submitted, be accepted.

Flag B

Cumbum 1549

7. As to the Executive Committee (to consist of three members), the Govt. Solicitor has, following the Notification in the case of the Kodaikanal Observatory, put down the Collector for one and suggests the two unofficial members for the other two places. But it is submitted that, as the executive committee will have to meet at least once a month in the premises of the hostel (para.6 of the 2nd Schedule), it is necessary that the three members of the executive committee should be persons who live at Kumbakonam. It would be practically impossible for the Collector to go to Kumbakonam once a month to preside over all the meetings of the executive committee as he is required to do by para. 6 of the 2nd Schedule. For the Collector the Sub. Collector may it is submitted be substituted, and it

preside over all meetings of the executive committee. Of the two gentlemen proposed as unofficial members one is the Govt. Pleader, Tanjore, who would probably find it equally inconvenient to go to Kumbakonam once every month. It is submitted that when the Scheme as set out in the 2nd Schedule to the notification is sent to the Jubilee Committee and the Trustees for their approval, as the Govt. Solicitor suggests in the last para of his letter, they may be asked whether the two unofficial members named by the Collector are able and willing to serve on the executive Committee as well as on the general committee, and if not to suggest the names of two persons who would do so.

8. The date from which the securities etc. are to vest in the Treasurer for Charitable Endowments (first page of the Notification) may be filled in as soon as the Notification is finally approved.

16/1/99

17/1/99

[E. & L. 1]

Edl DEPARTMENT.

Papers to be read in Proceedings :—

Again G.O., No. , dated 189 .

Again G.O , No. , dated 189 .

Current No. 207 of 1898 , dated 14th Feb^y , from the Jt Sec^y

" " 1072 " 1898, " 15th Oct^r , "

" " 1549 " 1898 , " 28th Nov^r , " the Coll^r of Tanjore

ORDER. No. 50 Rjl. I-97

Read

C. No. 1549 the letter from the Coll^r of Tanjore
d 28th Nov 1898 reporting the
exact amount of the Tanjore
Jubilee Fund to be vested in
the Treasurer of Charitable
Endowm^ts will be communicated
to the Jt Solic^r with reference
Current No. 317 to para 2 of his letter No. 79
d. 14th Feb 1899 forwarding
a draft notification for A
approval of Govt. It is observed
that in addition
the ~~monies~~ to the Govt Securit
mentioned in the notification
the net interest + the Casting
Award, ~~to form~~ the amount
which is given in para
Coll^r's letter, is also
also be vested in the

Treasurer, but it is in the opinion
of Govt unnecessary ~~so to rent~~ & include
the sum so raised by Govt
as a grant towards the Works
in the property to be so worked
The first three lines given
in para 1 of the Collr's letter
should therefore also be
included in the Notification
2 It is further observed that
according to para 1 of the 2nd
Schedule the Committee is
allowed "to receive & to use
& apply the interest & income
to arise from & be produced
by the said Securities specified
in the first Schedule for
the maintenance upkeep pre-
servation or enlargement"
of the Works, but it is not permitted
to spend any part of the Capital
in the construction of the
Works. It is however intended
that the greater part of the
fund should be used in
the construction of the Works,
the balance to constitute a reserve
being to be used gradually
occurring or extraordinary

the accommodation, & the
2nd Schedule should be
altered so as to give the Com-
mittee the necessary powers
in this direction.
3. In para 6 of the 2nd Schedule
for Collector the word
Sub-Collector should be
substituted
4 The draft notification will
be returned to the Govt
Solicr with the request that
the alterations indicated
above may be carried
out & the notice returned at
an early date.

(Thomas Carlyle)

To the Govt
Solr

a/c
24/5/99

27/5/99

25 Public for ci

(Post 3) 6

27/5.

*When given for copying*_____
*When copied*_____ 189 .
*When examined*_____
*When signed*_____

READ AGAIN G.O., No. DATED
189 ,

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A	
LETTER OF GOVERNMENT.								
STATEMENT WITH DITTO.								
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.								

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.