

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 2376.

Dated 18th Nov: 1895.

INDEXED.

[Despatch Abstract.]

PETITION.

Endorsing paragraph II of C. Petition rules on--from the Trustees of the Sree Subramanyaswamy's temple at Saidapet praying that early orders may be passed for the performance of Sashti votchavam of Sree Subramanyaswamy at Saidapet.

incl.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	5541		95				
	5639		95				

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RECEIVED
GOVT. MADRAS
1895

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GOVT. MADRAS
1895

The Right Honorable,
Governor in Council,
Fort St. George,
Madras.

The humble petition of
the undersigned Trustees of
Sree Subramanyaswamy Temple
at Saidapet.

Most Respectfully sheweth:-

Your Lordships humble
petitioners beg to submit
that the above said temple is
in existence from time immemorial
and the monship was conducted
regularly by the ancestors of
Your Lordships petitioners.

2. The monship is being con-
ducted not only as was originally
done but also in an increased
scale by the present managing
members being assisted by
the villagers.

3. While so owing to some
misunderstanding that exists
between the Saidapet and
Karanur people, the latter
objected

objected that the said Sabra
money a suramy should not
pass through the Kuthasum
Pillay as Coult Street. There
had been regular assaults between
both parties, which ended in
criminal cases and both
parties were imprisoned
or fined. It is not out
of place to point out that
none of the Trustees or
gentles came forward
in this light but only
unknown or vagabonds.

4. Similar objection is
also raised by Kanaraya of
Saidapet that the said
Dicky should not pass through
the present Hospital street
formerly known as Jayasam
Chettyar Street at the instance
of the people of Kasame.
Your Lordships petitioners
venture to point out that
the Dicky used to pass through
the

the Hospital street at the
instance of one Mr. Nisara
violently one of the Trustees
of the Saidapet Perumal
Coult from 1884. There has
also been a written agree-
ment between the Trustees
of Siva and Vishnu Temple
in 1886.
5. Your Lordships petitioners
try to submit that owing
to the misunderstanding
that has arisen between
the people of Saidapet and
Kasame at the festival
of Broonogaswamy in June
1895, they feared that some
disturbance will happen
at the intended Sachtivolela
- nam (Savaga 28000), applied
to the Collector of the District
to grant them a pass for
performing the procession.
The Collector refused the
petition to the Deputy Magistrate

Mrs. Subramanyam Pillay, who
in his turn referred it to the
Tahildar Magistrate being
unable to hold an enquiry
on the subject. The Tahildar
Magistrate called on the Enambers
to mention the streets through
which the said Subramanyam
will pass, & accordingly the
names of streets ~~the~~ were given.
As no orders were passed,
Your Lordship's petitioners
submitted a reminder
petition on which the
Collector was kind enough
to pass an order to the
Dy Magistrate to grant
the required pass and
also directed the Dy Magis-
trate "to bind over
those who objected lawful
procession". The Dy Magis-
trate directed the Tahildar
to make enquiries into
the case and give his
opinion

opinion in the matter.
The Tahildar it appears
for some unknown cause
though good many on the faces
of different classes depend
on behalf of your Lord-
ship's petitioners that the
Dietry used to pass through
the Hospital and Kutharam
Villager could start, that
there was no manner
for the Dietry of this temple
to pass through the said
streets, and if permission
is given there would be
regular rioting between
both parties. As the
Tahildar issued a notice
under Section 144 C.D.C. that
the procession of the Subra-
manyam should
not pass through the afore-
said streets, and also proclaimed
by beat of drum, which action
is more mortifying than any
thing

Mr 6

any thing else to your Lordships
petitioners and to the villages
of this part of the locality and
also contrary to Law.

6. Your Lordships petitioners
beg to submit that when
to Mr James Esch, Attorney at
Law of the Madras High Court,
argued on the point before the
late Collector, he, the Collector,
it appears, mentioned or made
a note before the said Attorney
at Law that there is no objection
for the procession passing through
the streets mentioned above
and also stated that he would
send for the records of the case
from the Dy Magistrate and
issue the required pass.

7. On receipt of the record from
the Dy Magistrate, it appears
stated that, though there is
no objection to the procession
passing through the streets, yet
there will be disturbance similar
to that of so ^{far} if permission
is given. The ^{and} opinion is passed

by the Deputy Magistrate on behalf
of the Karame people, as the Deputy
Magistrate is put up at a low price
in the Bungalows attached to the
said Karame Temple. It is with
regret your petitioners beg to
point out that from the date
he assumed charge of the office
after leave never attended the
office in time being ill of Diabetic
& consequently the work not
only has fallen into arrears
but also the parties come and
wait at the office with unusual
expence & go away for nothing.
In this connection your petitioners
beg to submit that one appeal
was preferred on the secession of
the Deputy Stationary Sub Ma-
gistrate of Sairafah, which appeal
is still pending and the party
sentenced to rigorous imprison-
ment is about to be released
in a day or two. The Deputy
Magistrate even seemed to
let the party on bail and the
result

773
result is he should undergo
in the prison house though fortunately
as he is released on bail; and further
the date of appeal is not yet fixed.
on 8. On the point of procession of
in this temple, the Dy Magistrate,
the Tahsildar Magistrate and the Police
Inspector having joined the other
party really bent upon ruining
the temple procession by which
your Lordships petitioners have
sustained a heavy loss of about
Rs 400.

9. It is with ^{great} regret the subject
is brought to your Lordships kind
consideration that the orders
of the District Magistrate may
be set aside and orders issued for
carrying out the procession as
usual after calling for the records
if necessary. They also beg to point
out that the streets in question
are the property of Government
and not that of the villagers.
While so why this kind of frivolous
objection should be raised.

If at all any disturbance is caused
by the people of Karamuk is the
lookout of Government officials
i.e., the District Magistrate, Subordi-
nate Magistrate and the Police
officers to prevent such kind
of disturbance for the benefit
of the public at large.

10. Your Lordships petitioners
are unable to understand of
the existence of any law by the
High Courts of Judicature of
either the Madras, Bombay
& Bengal & Governments on
the point that the inhabitants
or villagers are empowered to
object for the procession passing
through the Government streets.
Your Lordships petitioners beg
to submit that when similar
objection is raised by Mahomedans
put up in Vanadavunthiyappa
street, Madras, for the procession
of "Kannikaparameswari" (a
divine image) situated in
Kothanall Channay, at Madras.

Mr Wilson, Commissioner of
 Police was kind enough to settle
 the matter on behalf of Government
 stating that no objection should
 be raised for passing through
 the Government streets and had
 the festival carried out 2 years
 ago.

11. In conclusion your Lord
 ships humble petitioners beg
 to request that these deplorable
 case may be kindly considered
 & early orders passed so that
 the festival that was stopped
 at the instance of the above
 officials and the people of Kanneer
 etc, may be carried out at
 least at the ensuing Sashthi (next)
 which is only 10 or 12 days to
 come.

your Lordships petitioners beg to remain &c

- 100/ Mr. Kandasaami himself
- 100/ S. Kandasaami himself
- 100/ K. Subramanyam himself
- 100/ P. Kandasaami himself
- 100/ P. Thangamalai himself

/ True Copy /

Submitted to the President
 and Members of the Legislative
 Council for favor of deep
 consideration and ^{early} or des, ^{or des}
 after calling for the records
 if necessary.

22/07/1900
 100/ 456471516

Membranum a. h. u. f.
 100/ 9/14/1900



Said apth
 3^d members }

Trustees of the Seshanagar
 Sr. of Temple, Said apth

C. No 8117 of 95.

Emergent

CURRENT NO. 3297

PETITION
1310
REVENUE DEPT

To
The Right Honorable,
Governor in Council,
Fort Saint George,
Madras.

The humble petition of the
undersigned Trustees of Sree
Sakramony Swamias Temple
at Saidapet.

Most Respectfully sheweth:-

Your Lordships humble
petitioners beg to submit that the
above said Temple is in existence
from time immemorial, and the
worship was conducted regularly
by the anistors of your Lordships
petitioners.

2. The worship is being conducted
not only as was originally done but
also in an increased scale by the
present managing members being
assisted by the villagers.

3. While so owing to some
misunderstanding that existed between
the Saidapet and Karame people, the
latter

latter objected that the said Subramanya swamy should not pass through the Kuthadum Pillayar Corail Street. There had been regular assaults between both parties which ended in criminal cases and both parties were imprisoned and fined. It is not out of place to point out that none of the Trustees or gentlemen came forward in this light but only unknown or vagabonds.

4. Similar objection is also raised by Kararays of Saidapet that the said Diety should not pass through the present Hospital street formerly known as Jayaram Chettyar street at the instance of the people of Karame. Your Lordships petitioners venture to point out that the Diety used to pass through the Hospital street at the instance of one Mr. V. Krishnamma Chetty, one of the Trustees of the Saidapet Perumal Corail from 1884. There had been ^{also} a written agreement between the Trustees of the Siva and Vishnu Temple to the effect in 1886.

5. Your Lordships petitioners beg to submit that owing to the misunderstanding that had arisen between the people of Saidapet and Karame at the festival of Arumogaswami

in June
 in December 1895, they feared that some
 disturbance will happen at the
 the intended Sashiti Votekam (or right,
 reserve), applied to the Collector of the
 the District to grant them a pass for
 performing the procession. The Collector
 referred the petition to the Deputy
 Magistrate, Mr. Pillanoyagann Pillay,
 who in his turn referred it to the Sahel
 dar Magistrate being unable to hold
 an enquiry on the subject. Then the
 Sahildar Magistrate called on the
 Trustees to mention the struts through
 which the said Subramanyaswamiar
 will pass and accordingly the
 names of struts & were given. As
 no orders were passed, Your Lord
 ships petitioners submitted a
 reminder petition and on which the
 Collector was kind enough to pass
 an order to the Deputy Magistrate
 to grant the required pass and also
 directed the Dy Magistrate, to bind over
 those who object lawful procession. The
 Dy Magistrate directed the Sahildar
 to make enquiries into the case and
 give his opinion in the matter. The
 Sahildar it appears, for some
 unknown cause wrote through g
 man

many in briefs of different classes
deposed on behalf of your Lordships
petitioners that the Diety use to
pass through the Hospital and
Kuthaom Pillay or Coril street, that
there was no manner for the Diety
of this temple to pass through the
said streets, and if permission is
given there would be regular
rioting between both parties. The
the Tahsildar issued a notice under
Section 146 C. P. C., that the procession
of the Subramonyaswamy should
not pass through the afore said
streets, and also proclaimed through
the streets by beat of drum, which
action is more mortifying than
any thing else to your Lordships
petitioners and to the villagers of
this part of the locality, and also
contrary to law.

6. Your Lordships petitioners
beg to submit, that when Mr.
James Scott, Attorney at Law of
the Madras High Court, who
argued on the point before the
late Collector; he, the Collector, ^{it appears} mention-
ed or made a note before the said
Attorney at Law that there is no
objection for the procession passing
through

through the struts mentioned above,
and also stated that he would send
for the records of the case from the
Dy Magistrate and issue the required
pass.

7. On receipt of the records from
the Dy Magistrate, who it appears
stated that though there is no
objection to the procession passing
through the struts, yet there will
be disturbance similar to that of
Salem if permission is given. This
opinion was passed by the Dy Magistrate
on behalf of the Karanne people as the
Dy Magistrate is put up as a low rent
in the Bungalow attached to the
said Karanne Temple. It is with
regret your Lordships petiitioners
beg to point out that from the date
he assumed charge of the office after
leave, never attended the office in
time being ill of Diarrhoea and conse-
quently the work not only has fallen
into arrears but also the parties come
and wait at the office with unusual
expense and go away for nothing. In
this connection your petitioners beg
to submit that an appeal was
preferred ^{before him} on the decision of the Sta-
tionary Sub Magistrate of Saidpur
which appeal is still pending and
the party sentenced to rigorous
imprisonment is about to be
released

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released in a day or two. The Dy
Magistrate even declined to let the party
on bail, and the result is he should
undergo the punishment though
fortunately he is released on appeal
and further the date of appeal too is not
yet fixed

8. In the point of procession of this
temple, the Dy Magistrate, Subdar Magistrate,
and the Police Inspector having joined
the other party really bent upon ruin-
ing the temple procession &c., by which
your Lordships petitioners have
sustained a heavy loss of about Rs 400

9. It is with great regret the subject
is brought to your Lordships kind
consideration that the order of the
District Magistrate may be set aside
and orders issued for carrying out the
procession as usual after calling for
the records if necessary. They also beg
to point out that the struts in
question are the property of Government
and not that of the villagers. While
so why this kind of frivolous objection
should be raised. If at all any
disturbance is caused by the people
of Karane, it is the look out of
Government officials, i.e., the District
Magistrate, Subordinate Magistrates,
and the Police officers to prevent
such kind of disturbance for the harm
of the public at large.

10. Your Lordships petitioners
are

are unable to understand of the existence of any law by the High Courts of Judicature of either the Madras, Bombay & Bengal Governments on the point that the inhabitants or villagers ^{are} empowered to object for the procession passing through the Government streets. Your Lordships petitioners beg to submit that a similar objection is raised by Mahomedans, put up in Varadasmithyappa street, Madras, for the procession of "Kannakapattamaswami" (Kannakapattamaswami) situated in Kottanall Chavady at Madras; Mr. Melson, Commissioner of Police was kind enough to settle the matter on behalf of Government, stating that no objection should be raised for passing through the Government streets and had the festival carried out 2 years ago.

11. In conclusion your Lordships humble petitioners beg to request that these deplorable case may be kindly considered and early orders passed so that the festival that was stopped at the instance of the above officials and the people of Karamana may be carried out at least at the ensuing Sasthi (new moon) which is only 10 or 12 days to come.

Your Lordships humble petitioners
 Beg to remain,
 Most Honoured Sir

Your humble obedient & humble servant
 Sd/-

G.D. 15597159

15597159

Order am am a keef

G.D. 15597159

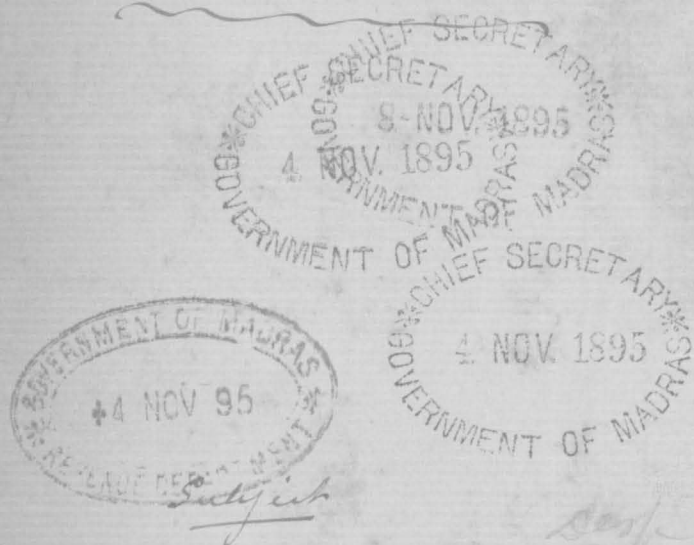
15597159

Saidaph
 2^d November 1895

Revenue 1895 Dept
Emergency
1895.

From
The Trustees of the
Sri Subramonyaswamy Temple,
Saidapet.
To The Right Honourable Governor
in Council,
Fort Saint George, Madras.

Dated 2nd November 1895.
Read 4th Nov.



Praying that early orders may
be passed for the performance
of Sashthi Votchanam of Sri
Subramonyaswamy at Saidapet.

Encl.
Transferred to the
Judicial Department.

Fort St George }
8th Nov '95 }
Ag under Secy }
7/11 }
This is a copy of the
magistrate's order for the
performance of the Sashthi Votchanam at Saidapet.

Order 18 Nov 1895 No 2336
ms

Para. II Cl. Rules.

MR 15-11-95
W. B. G. 18/11/95

Note.
Copies of Dm's orders etc. have not been
submitted.
MR

The 8th Nov. 9. Copies of Dm's orders etc. have not been submitted.
despd 22/11/95

When given for copying _____
When copied _____
When examined _____
When signed _____

189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

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