[L. & M.
9,000-8-8-96.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1825 M

DATED 4th November 1895.

[Despatch Abstract.]

Burial-ground.

Requesting, with remarks, the Municipal Council, Mangalore, to report how it proposes to find the necessary funds for the acquisition of the proposed plots of land required for the Muhammadan-----in the municipality.

BACK PAPERS.

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

FURTHER PAPERS.

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

Disposal No $\frac{628}{Eng.}$ of 95.

South Canara Collector's Office,
Mangalore,
9th September 1895

From
W. H. Welsh, Esquire,
Collector of
South Canara

To
The Chief Secretary to Government,
Local and Municipal Department,
Fort St. George.

Sir,

With reference to Government Order, dated 16th May 1895, No. 836 M. mis, I have the honor to report that the draft notification was prepared in my office on information furnished by the Mangalore Tahsildar in the shape of the valuation statement prescribed in para 3 of the Board's Standing Order, No. 11. The Tahsildar got his information from the Revenue Inspector, Mangalore Division, who held the local enquiry but verified the rates by a personal inspection of the localities and enquiry. On further enquiry made by the Head Quarters Deputy Collector after the receipt of the above Government Order, it does not appear that the original estimate of the value of

The land proposed to be acquired for Mahomedan burial grounds is excessive. A copy of the Deputy Collector's report is enclosed.

2. The land to be acquired consists of 2 separate blocks one in the Casba bazaar village and the other in the Mangalore Tota village. The former block consisting of plots 1, 2A, 2B, 3, 4, 5, 6 and 7, of the aggregate extent of acres 1-75 3/4 was valued at Rs 7,756-8-0 exclusive of the 15 p.c. additional allowance under the Act, or Rs 4,413 per acre. If from this are deducted the value of 5 buildings on the land, Rs 1,250-8-0, the value of 3 wells and a compound masonry wall, Rs 1106-0-0 or in all Rs 2,356-8-0, the value of the land alone comes to Rs 5,400, which gives Rs 3,072 an acre. The explanation for the high price is that the land is situated in one of the busiest parts of the town and further possesses the advantages of water frontage. For land similarly situated about a furlong further north, the German Mission paid 15 years ago at the rate of Rs 4,000 an acre including the value of the trees etc. standing thereon. It is needless to state that the value of land has actually risen since that time. Of the plots of land comprised in this block plots 1, 3 and 6 are held in proprietory right and 7 on mulgeni tenure by Mothisan Haji Hassan Saibe, whose petition to Government was transferred to me for reference by Endorsement No. 543, dated 22nd April 1895. Of these plots 6 and 7, having been reclaimed at considerable cost, would be too expensive to acquire. In view of the high price to be paid and also of the dislike of the Mussalmans to some of the plots, filled as they were with the refuse of the town, the Deputy Collector proposes to acquire only plots 2A, 2B and 3 of the aggregate extent of cents 88.776, the estimated value of which is .... Rs 3,199-0-0

add 15 p.c Rs 479-0-0

3678-0-0

3. These plots with which the Katib and manager of the mosque would be content, together with the present burial ground within the compound of the mosque are estimated to contain sufficient space for 4,000 graves and at the death rate of 30 per mille per year would suffice

for over 25 years for a population of 5,000 souls which will use the ground.

4. On inspecting these lands I found that it is not necessary to acquire the whole even of the 3 plots but only the portion marked by red chalk in the accompanying sketch as the remaining portions are too low lying for a burial ground and too near to water. This portion, the extent of which is 31.725 cents will provide for 1,430 graves and will suffice at the above death-rate for over 9 years. Besides there is still some room in the adjoining grave yard. I cannot suggest any other locality and there is no use taking up more of the adjoining land.

5. The estimated value of the said portion is Rs 958 exclusive of the 15 p.c under the Act and is considered to be reasonable by the Deputy Collector. This gives a rate of Rs 3,020 per acre, but in view of the rate paid by the German Mission 15 years ago for similar land, I think it will not be safe to count upon a less rate than Rs 4100 an acre.

Value

Value of 31.725 cents at Rs 4,100 per acre is Rs 1,300-..

Add 15 p.c ______ 195-..

Total 1,495-..

6. The block in Mangalore Tota village is acres 1-14¼ for which a compensation of Rs 1,668-7-0 is estimated exclusive of the 15 p.c. under the Act amounting to Rs 250-4-0. This gives a rate of Rs 1,460 per acre but the land contains 5 thatched buildings and over 84 trees the value of which is estimated at Rs 977-8-0. After acquiring the land it may be possible to lease the fruit trees to Moslems. This leaves Rs 690-15-0 for the land alone at about Rs 604 per acre. This rate does not appear to be excessive with reference to the selling prices of similar land in the neighbourhood of which a list is enclosed, shewing an average rate of Rs 855 an acre. This rate probably includes the value of the trees standing on the lands, but it has to be remembered that the sales in the list took place long ago while prices have since risen. So the original estimate for the block may stand.

7. The total value of the 2 blocks, now finally proposed to be acquired will be as

as follows: —

For the new block in Kasba Bazaar inclusive of the 15 p.c (Vide para 2 supra)	Rs 1,495-a-a
For the block in Mangalore Tota village inclusive of the 15 p.c. (Vide para 6 supra)	1,919-a-a
Total	3,414-a-a

8. Besides this it will be necessary to erect a stone wall around both the blocks. The cost of the wall for the former block is estimated at Rs 550.

9. A revised draft declaration under Section 6 of the Act, is herewith sent together with a plan shewing the plots in Kasba Bazaar village originally proposed to be acquired and those now proposed.

I have the honor to be,

Sir,

Your most obedient Servant,

For Collector.

Copd
C.R

N.L.

Compd
A.S.P.

Dis. on Extra C. No. $\frac{50\text{-Rev}}{95}$.

South Canara, Head Quarters
Deputy Collector's Office,
Mangalore 13th July 1895.

From
Dewan Bahadur A. Pinto
Deputy Collector.

To
The Collector of
South Canara.

Sir,

I have the honor to report on the valuation of certain land to be acquired for Muhammadan Burial ground at Mangalore as required in your No. 1137 Eng: dated 4th June 1895.

2. In G. O. No. 836, mis: dated 16th May 1895, the Government considers the estimated value of the land to be extraordinarily high. And in G. O. No. 543, dated 22d April 1895, the Government transfers a petition from an owner of a portion of the land and calls attention to Petitioner's statement

that other suitable land is available next to Petitioner's and observes that Petitioner's land is one of the most expensive that it is proposed to acquire.

3. The land to be acquired consists of two separate blocks: one in the Kasba Bazaar village and the other in the Mangalore Tota village both at Mangalore but over a mile apart from each other.

4. The land in the Kasba Bazaar village is the most valuable of the two. It is acres 1.75¾ in extent and is estimated to cost Rs 7756-8-4 (Rs 4413 per acre) or, including the 15 per cent extra under the Act, Rs 8919-15-4. It contains 5 buildings valued at Rs 1250-8-4, 3 wells and a compound wall of stone valued at Rs 841 ... total Rs 2356-8-4. Deducting this amount from Rs 7756-8-4, leaves Rs 5400 as the value of the bare land, that is at Rs 3072 an acre. This rate for land within the town, at the back of the thickly populated cloth bazaar

Street

Street and on the margin of the back water, is in my opinion not excessive. 15 years ago, the German Mission bought a piece of land for their tile factory, similarly situated as the land now in question but about a furlong north, and therefore comparatively less valuable, for Rs 6000. It is 1½ acres in extent and comes to Rs 4,000 an acre, including perhaps trees etc standing there. Price of land has since risen.

5. Plots 2A, 2B and 7 out of this land (vide plan) belong to the mosque whose burial ground is proposed to be extended. All the three plots are, however, occupied by mulgeni tenants and therefore are not in the actual possession of the mosque authorities.

6. Plots 1, 3 and 6 belong to the Government Petitioner who is also the mulgeni tenant of plot 7. Plots 6 and 7 comprise land evidently reclaimed from the back water and protected from the action of the water by expensive

Stone revetment. The Petitioner wants all his lands to be saved and points out the mosque land plots 2A, 2B as sufficient for the Burial Ground purposes.

7. The Tahsildar estimates that 2A and 2B will accommodate about 2,000 graves while the existing Burial ground within the mosque compound is estimated to accommodate about 200 graves. The Katib and the manager of the mosque would, it appears (Tahsildar's Urzi No. 281/29.6.95) be content with plots 2A and 2B added to their present Burial ground. But seeing that a large number of Burial grounds within the town have been closed, I am not certain that this extension would really be sufficient. If it is open to reduce the area of the proposed extension at this stage, I would recommend that plots 2A, 2B and 3 might be acquired and the rest plots 1, 4, 5, 6 and 7 left out. Nos. 1, 4 and 5 contain houses and Nos. 6 and 7 are as already mentioned expensive. Further, these plots were filled

up

up with town refuse and the Muhamma have an aversion to bury their bones in place which, within their memory, has b the receptacle of filth. If these 5 plo be left out then the three plots to be a quired would according to the Tahs dar's rate accommodate about 400 graves and would be ample for the requirements of a Muhammadan popu of say 5,000 souls. At a death rate 30 per mille per year this extended gr yard would be enough for the Muhamma population of the town for over 25 year

8. I do not know if the Governmen is bound to supply land to a mosqu for a burial purposes by purchase the mosque itself or by clearing encumbrances thereon. If this duty is admitted as under the Act no partial acquisition is possible, both the muli rig and the mulgeni right will have to acquired. If this duty is not mitted, then there is no means of com the mosque authorities to acquire the geni right and appropriate the la

for Burial purposes.

9. The Tahsildar's estimate for plots
o 2A, 2B and 3 is Rs 3,678-13-0 and I
h ink that compensation can be finally
fr settled under this amount. This amount
ian therefore be substituted for
Rs 8,919-15-0 in the statement under
aeference causing a reduction of Rs
15,241-2-0.

10. The land to be acquired in the
Mangalore Tota Village is acres 1.14¼
in extent and the estimated compensation
for the same is Rs 1,918-11-0. Exclusive
of the 15 per cent under the Act the
timated value comes to Rs 1,668-7-0 or
c ,1460 an acre. There are one tiled and
five thatched houses and over 84 trees on
the land all valued at Rs 977-8-0.
This leaves but Rs 690-15-0 for the
and itself or about Rs 604 an acre.
tis rate does not appear excessive with
the rence to the selling prices of similar
ga in the vicinity, a list of which is
xed; shewing an average of Rs 855 an
cre. This rate probably includes the
ees etc on the land but the sales are old,

The

The oldest being of 1873, while price
have increased since. But the proper ra
will of course be ascertained and allow
at settlement.

11. The Tahsildar's reports on the 2 2
ferences with connected records are enclo
If my present recommendations be a,
proved, the aggregate estimate of compen
tion would come down from Rs 10,838-10-0
Rs 5,597-8-0. The final settlement
I expect be made under this amount.

I have etc
(Signed) A. Pinto
Deputy Collect

(True copy)

Fr Collector.

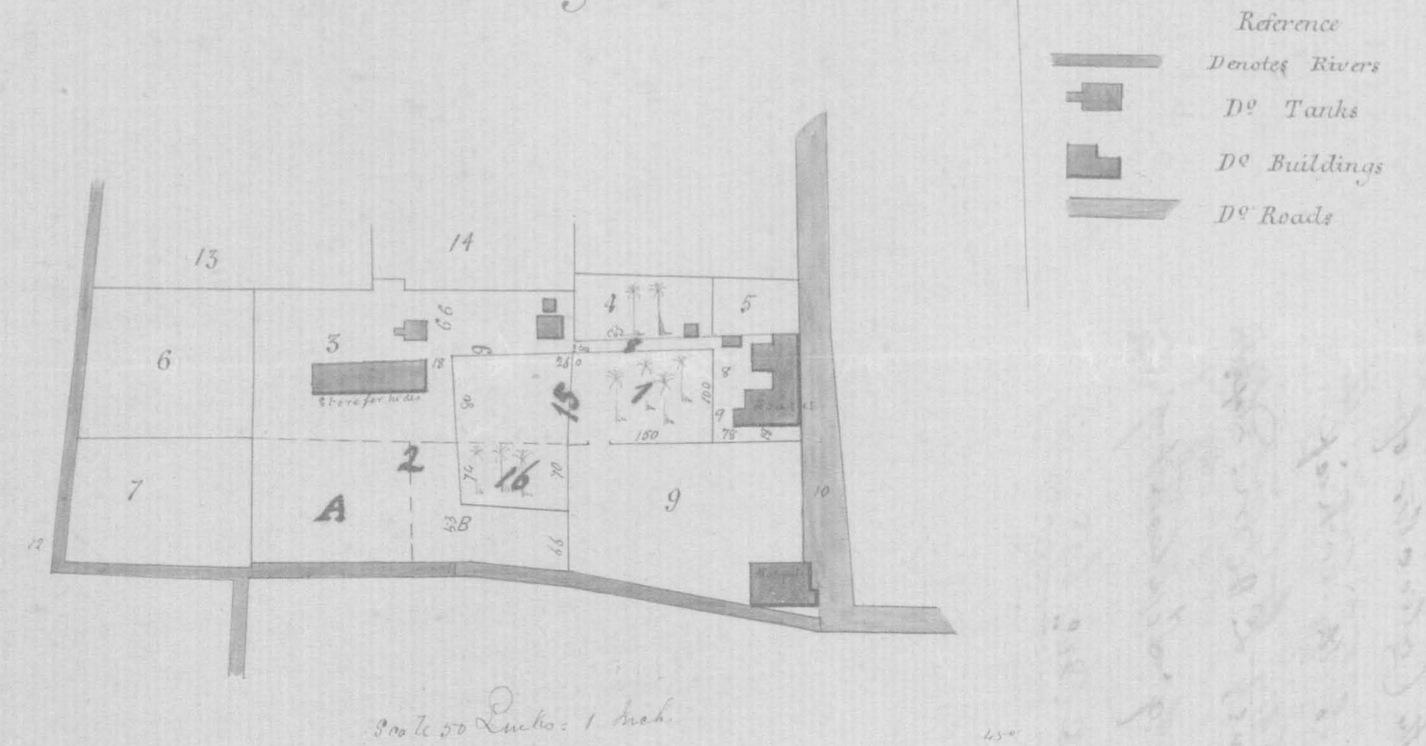
Compd
G.L.D.

Enclosure No. 1

In a letter from the Collector of South Canara to the Chief Secretary to Govt., Rev. Depart., Madras, dated 9' Sept. 95. Disp. No. 628/Eng of 95.

of Report No. 50 Rev./95 of 13'
le 1895 from the Head Asst. Deputy
tha lector of South Canara,
qu
Col

Plan
of the
Proposed site for burial ground Kasba Bazar Village



1 2A 2B 3 4 5 6 7	Plots originally proposed to be acquired in letter C. No 155/Eng d/14th Feb 95 read in G.O. d/16.5.95 No 836 M., Mis
8	Two yds space left for a path.
9.	Kandarpalli Mosque and existing burial ground
10	Kudrolli Street
11	Nullah
12	River
13 14	Wargland No 51
15 16	Plots now proposed to be acquired

For Collector

117

Enclosure No. II

In a letter from the Collector of
f S. Canara to the Chief
Chief relating to Govt., L & M. Dept.
Dep. , dated 9 September
095, disposal No. 628/Eng of 95.

Plan of the proposed site for
b Burial ground, Kasba Bazaar
tha village.
qu
J. 1

Statement shewing the particulars of lands sold in the neighbourhood of the Bolar mosque.

Name of Village	Number of the Warg.	Assessment	Estimated Extent	Date of Sale	Amount of sale so far as known	Name of the purchaser.	Name of the Seller	Rate per acre	Remarks.
1	2	3	4	5	6	7	8	9	10
			cents						
Mangalore Tota	89	‥-10-6	31.220	1873	200	Abdul Rahiman Sahib	Tamsnanana naraina	640	This is plot-No. 2 which is to be acquired.
Ditto	32	0-12-‥	40.000	1880	160	Subbaya Sherejára	Bhadraya	400	Half of this is to be acquired now.
Ditto	‥	‥-7-9	15.000	1875-76	130.	Ditto	Vasudeva Naika Son of Pursa Naika	866	This is plot-No. 5 to the South which is to be acquired.
Ditto	136 32 50	1-9-2 ‥-12-7 ‥-7-3	100.000	1879	400	Lakshmi alias Shitamma	Meloth Kunhiambu	400	This lies to the South east of plots No. 3, 4 & 5.
Ditto	107	‥-10-‥	25.000	1882	125	Ditto	Gulam Beari	500	Ditto ditto ditto
Ditto	128	1-4-‥	25.000	1874	455	Mári Shrine	Ummu	1820	This lies to the east of plots No. 1
Ditto	108	‥-4-‥	40.000	1875	400	Nagamma	Shantamma	1000	This lies to the north of plot-‥
Ditto	43	‥-8-‥	30.000	1882	85	Ditto	Ganapati & others	283	Ditto ditto ditto
Ditto	43	1-‥-‥	30.000	1894	275	Juvo Manuel Menesis	Duggamma	916	Ditto ditto ditto
Ditto	33	1-‥-‥	150.000	1890	2000	Anne Saldanha	Romao Tellis	1,333	This lies to the South west of plot-No. 5.
Ditto	77	1-15-7	120.000	1890	1500	Ditto	Ayanna	1250	Ditto ditto ditto
							Total	9408	
							Average per acre	855	

South Canara Collector's Office,
Mangalore, 9th September 1895.

For Collector.

Compd.
A.L.D.

Enclosure No. III

In a letter from the Collector of South Canara to the Chief Secretary to Govt., L & M Dept., Madras, dated 9 September 1895.

Dispatch No. 628/Enq of 95.

Statement shewing the particulars of lands sold in the neighbourhood of the Bolar Mosque.

3/2549

Under Section 6 Act I of 1894, the ~~Right Honorable~~ His Excellency the Governor in Council hereby declares that the lands mentioned in the following Schedule and measuring 1.45996 acres be the same a little more or less are needed for a public purpose, to wit, for converting them into burial grounds ~~for the use~~ in the Mangalore municipality of the Mahomedan Community and under Sections 3 and 7 of the same Act, the Tahsildar in charge of the Mangalore Taluk is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said lands.

2 The plans of the lands may be inspected in the office of the aforementioned Officer.

Schedule

District	Taluk	Village	Description of land wet or dry, inam or poramboke with Survey or paimash No.	Name of owner or occupier	Boundaries of the land required to be taken up				Extent to be taken up	Estimated cost of the land to be taken up and the authority sanctioning it.
					North	East	South	West	Acres	Rs A P.
South Canara	Mangalore	Casba Bazaar	Garden land Plot No 15 on the plan forming part of Muli warg No 47	Mothisan Massan Sahib.	Foot path 2 yards wide	Foot path 2 yards wide	Wall of the existing burial ground & straight line drawn in continuation.	A straight line drawn at a distance of 18 links from the store for hides.	·23625	1113 – –
			Garden land Plot No 16 forming part of Muli warg No 185.	Proprietor - Kandath Palli Mosque. Mulgeni Tenant - Mahomed Jalaluddin	Plot No 15	Wall of the existing burial ground	A straight line drawn at a distance of 53 & 66 links from the nulla.	Plot No 21	·08100	382 – –
								Total	·31725	1495 – –
		Mangalore Tota	Garden - Plot No 1 on the plan forming part of Muli warg No 89.	Manjunath	Wall of warg land No 127	Compound wall of Marigudi land	Wall of warg land No 89 i.e. of Abdul Rahiman's land	Pathway	·25300	404 - 6 -

Government Order dated 22d November 1894 No 1784 Mis:

Under Section 6 Act I of 1894, the Right Honorable the Governor in Council hereby declares that the lands mentioned in the following Schedule and measuring 1.45996 acres be the same a little more or less are needed for a public purpose, to wit, for converting them into burial grounds for the use of the Muhammadan Community, and under sections 3 and 7 of the same Act, the Tahsildar in charge of the Mangalore Taluk is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said lands.

2 The plans of the lands may be inspected in the Office of the aforementioned Officer.

Schedule

District	Taluq	Village	Description of land wet or dry, inam or poramboke with survey or paimash No.	Name of owner or occupier.	Boundaries of the land required to be taken up				Extent to be taken up	Estimated cost of the land to be taken up and the authority sanctioning it.
					North	East	South	West	acres	Rs A P
South Canara	Mangalore	Mangalore Tota Casba Bazaar	Garden - Plot No. 2 on the plan forming part of Muli warg No. 89.	Abdul Rahiman	Manjunatha's land forming portion of Muli warg No. 89.	Wall of Subba Sheregar's land (plot No. 3 on the plan) and of the Marigudi land.	Wall of Subba Sheregara's land forming portion of Muli No. 32.	Pathway	·31220	570 - 3 - .
			Garden - Plots No. 3, 4 + 5 on the plan forming part of Muli warg No. 32.	Subba Sheregara	Abdul Rahiman's land + wall of Marigudi land.	Wall of Plots No. 3, 4 + 5 as shewn in the plan.	Wall of land belonging to Kote Santaya + Santamma forming portion of Muli No. 108.	Pathway + Abdul Rahiman's land (plot No. 2 on the plan)	·57751	944 - 2 - .
								Total	1. 14271	1918 - 11 - .
								Grand Total	1.45996	3413 - 11 - .

Government Order dated 22nd November 1894 No. 1784 Mis.

South Canara Collector's Office
Mangalore 9th September 1895.

for Collector

Compd. Gr
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Under Section 6 Act I of 1894, the Right Honorable the Governor in Council hereby declares that the lands mentioned in the following Schedule and measuring 1.45996 acres be the same a little more or less are needed for a public purpose, to wit, for converting them into burial grounds for the use of the Muhammadan Community and under Sections 3 and 7 of the same Act, the Tahsildar in charge of the Mangalore Taluk is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said lands.

2 The plans of the lands may be inspected in the office of the aforementioned Officer.

Schedule

District	Taluq	Village	Description of land wet or dry, inam or poramboke with survey or paimash No.	Name of owner or occupier.	Boundaries of the land required to be taken up				Extent to be taken up	Estimated cost of the land to be taken up and the authority sanctioning it.
					North	East	South	West	acres	Rs A P

Enclosure No. IV

In a letter from the Collector of South Canara to the Chief Secretary to Govt., L. & M. Depart., Madras, dated 9 September 1895. Disp. No. 628/Enc. of 95.

Revised draft declaration under section 6 of Act I of 94.

4 [illegible]

Local & Municipal Dept.
CURRENT No. 2844 m

From

The Collector of
South Canara.

Dis: No. 628/Eng./95.

Dated 9th September 1895.

Received 14th September 1895.

Enclosures 4

SUBJECT.

Muhammadan Burial ground.

Reporting that the amount of compensation for certain plots of land proposed to be acquired for the — at Mangalore is not excessive & submitting a revised notification for the acquisition of lands.

Again G.O., dated 189 , No.
Current No. 2844 m of 1895, dated 9th September from the Collector of South Canara
Current No. of 189 , dated from the

FOR ORDERS.

Please see the notes for orders & the reference made thereon to the Collector in G.O. No. 836 M., dated 16th May 1895.

In reply to this the Collector states that the original draft notification was prepared in his office on the report of the Tahsildar, which was submitted after local enquiry and verification of the rates & that the rates are not excessive considering the situation of lands and the amount paid fifteen years ago by the German Mission for the purchase of lands in the neighbourhood. In view, however, of the high price to be paid and also of the dislike of the Muhammadans to some of the plots originally proposed, which were filled with the refuse of the town, the Collector now suggests the acquisition of only two blocks measuring 1.45 acres at a total cost of Rs 3,414 and submits a revised draft notification.

K.R.
19/10/95

Submitted that the draft notification must be approved & published. Mr. Welsh says that he "cannot suggest any other locality." The outlay will be made once for all by the Council & there will not be any recurring expenses.

W.T. 21.10.95

Jd
28/10/95

30/10/95

FOR ORDERS.

2844 M.

Cs. again G.O. 836.M./16.5.95

Order. Current. 2844.M.

No 1825 Munic. 4-11-95

The Govt. considers that it will be sufficient if the two plots of land referred to at the close of the Collector's letter are acquired, and is of opinion that the Munl. Council ~~shd.~~ would do well to vote the money necessary for the purpose, inasmuch as it appears to be impossible to discover other sites which will be at the same time sanitarily unobjectionable, agreeable to the Mahammadan community, and cheap.

2. The Council will accordingly be requested to report how it proposes to find the funds required.

WC 8.11.95. (for orders).

To. C.M.C. Mangalore Isd.
- Collector. S. Canara Ido
4/11/95
Despd 6/11/95

Note.

With refce to para. 2: please see letters in G.O. 836.M./16.5.95. It is no use publishing a draft notification if the Council has no money. WC 8.11.95

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en signed
189 .

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

RENT No.

CLOSURES TO C. No.

DERS OF GOVERNMENT .. .. .. A A A A A A A

TTER OF GOVERNMENT.

ATEMENT WITH DITTO.

APERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.

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