INDEXED.

31-5-17

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 19-6-96
No. 1033 M

When given for copying.

Land [Despatch Abstract.]

Permitting with remark the Munl: Council, Nellore, to lease out permanently at the rates specified the two sites referred to in the Chairman's letter.

✓

[illegible] 23/6/96

Read again Order of Government, dated
189 , No. , Miscellaneous.

Back Paper, No.

Further Paper, No. Cir 2539 h of 189 /96

Enclosures.

Current No.

Statement with ditto.

Order of Government

Statement with ditto.

Papers not filed up, being meant for dispatch in original (not paged).

N.B.—

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

Copied by

Examined by

OFFICE,

Dept.

From the Collector

of Nellore.

C.Nos. 1021 & 1603 M/96

To The Chief Secretary to Government Local & Municipal Deptt Madras.

Dated 1 June 1896
4 JUN. 96

No. 1/Encg

Subject.

Reporting about the encroachment in the Nellore Municipality referred to in G.O. No 518 7th May 1896

C.S./misc.

Order No 1033 Mmis dt 19-6-96.

In the circumstances now stated, the municipal council will be permitted to lease out permanently the two ~~lands~~ sites referred to in the Chairman's letter read above, ~~charging~~ at an annual rent of Rs. 6 in the first case and Rs. 8 in the second.

2. The Council's attention will be drawn to the Collector's remarks in paras I(4) & II(2) & (3) of his letter

V.R.
10/6/96

W.W.S.
13.6.96

17/6/96

P.F.D.

To The Chairman, M.C. Nellore,
thro' the Collector.

Despd. 21/6/96

[Eng.; 16-0-95.]

8/6. a/96

or a [illegible] report on

NELLORE COLLECTOR'S OFFICE,
1st June 1896.

No. ——
Eng.

From W. S. Meyer Esquire,
Ag. Collector of Nellore.

To the Chief Secretary to Government
Local and Municipal Department,
Madras.

Sir,

With reference to your memorandum dated 6th May 1896 No. 518 I have the honour to state that I have personally inspected the two encroachments therein referred to and to report thereon as follows.

I. Encroachment of G. Penchelu Chetty in Stonehousepet.

(1). This is the piece of land referred to in paragraph 2 of the Municipal Chairman's letter dated 26th March 1896 No. 640; and the statements therein made as to the encroachment being someway out of the line of traffic, and in no sense an obstruction to the public, are correct.

(2). The encroachment measures about 73 square yards and has been added on to a plot of 450 square yards

—— purchased

[illegible] On this land (including the encroachment) he has built two houses which he rents out at Rs 13 *per mensem*.

(3). Taking the ground value of the encroachment as equal to that of the land to which it has been tacked on it may be put down at Rs 90, and in view of the fact that it is near the Railway Station and that its value is likely to increase as time goes on, I think the municipality should charge a rent of Rs 6 *per annum*.

(4). The Chairman accurately remarks that there are other buildings by the side of this encroachment which, though not interfering with traffic, project as far and further into the Street limits. Not only so, but permission to build on what the Survey plan shows to be clearly municipal land was granted free of charge by the Municipality in 1891 in favour of a late municipal Councillor Ramiah Chetti (now deceased) and his relatives. As I understand, the Survey plan was not consulted when these grants were made, and the Council as a body did not realise that there was any question of making over to these applicants for a building-license property that was not their own. I think the Council

should be

[illegible] for a full report on their action in these cases and directed to consider the advisability of charging rent for the use of Municipal property.

II. (1) The second encroachment is in Nawabpet by G. Narasimha Chetti and is that referred to in paragraph 3 of the Chairman's letter of 26th March 1896 No. 640. It does not interfere with traffic and for the reasons stated by the Chairman, may be allowed on payment of say 8 annas a year, to mark the right of the Municipality, for so long as the building to which it is attached is maintained as a chattram.

(2) Adjoining this encroachment is one that was ordered to be removed by Government in Government Order 507. M. dated 2nd April 1895 the Council's proposal to allow its continuance on payment of a small rent being disallowed. The removal has been only partially completed as a roof still remains standing over the land.

(3) On the other side there is another encroachment by one Y. Rungiah which the Council

appear

appear to have [illegible]

III. The Probationary Deputy Collector, whom I recommended for appointment as Chairman in my letter No 866/Eq dated 20th May 1896 and who has for the last few weeks been discharging the duties of the office, appears fully to realize the mischief of permitting the absorption of valuable municipal land by encroachments made without authority or allowed without proper consideration. It is a pity his predecessors were not so careful.

no 15734

The plan accompanying your reference under reply is herewith returned.

I have the honour to be,
Sir,
Your most obedient servant

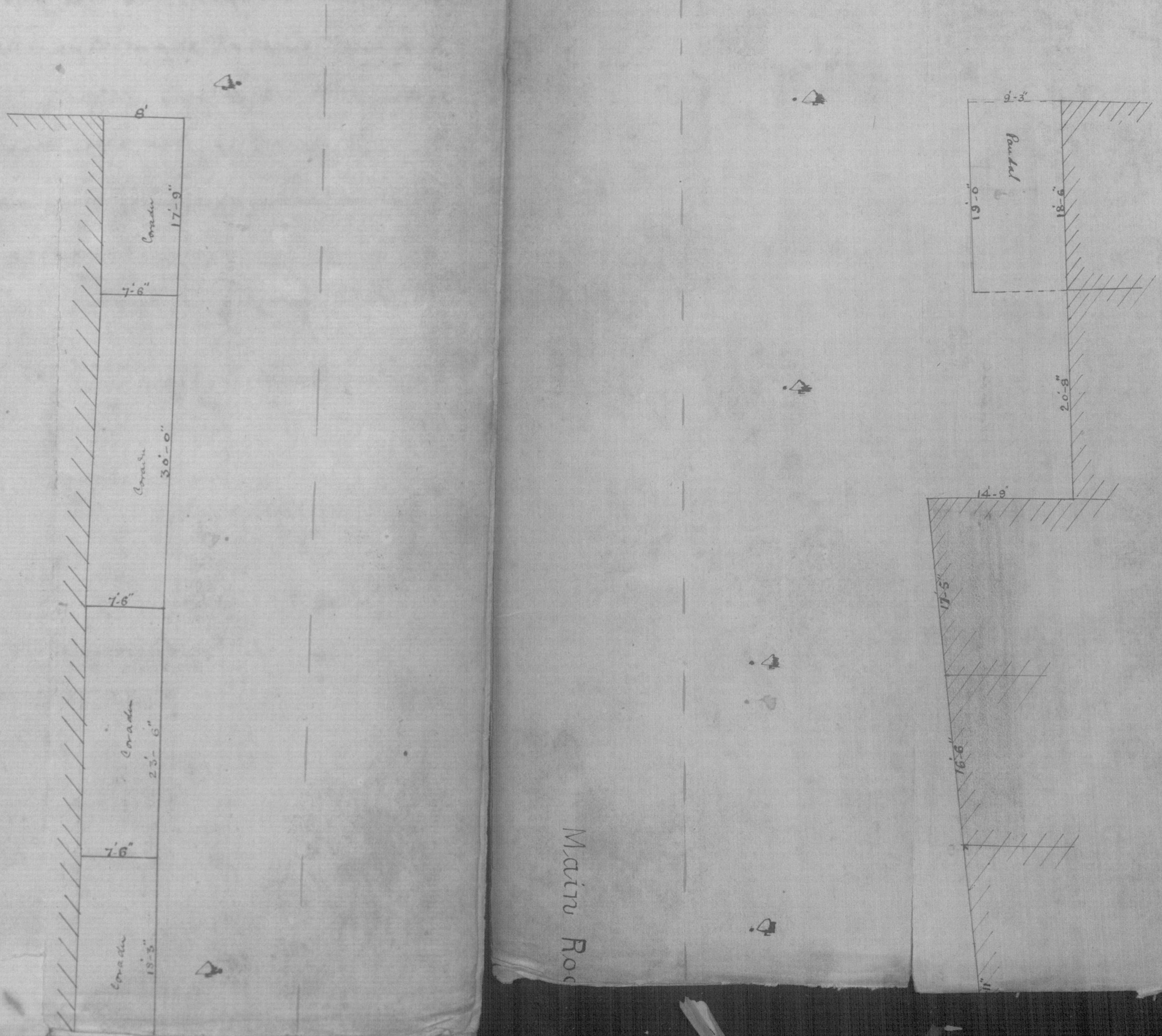
Ag Collector.

1/1021 m of 96

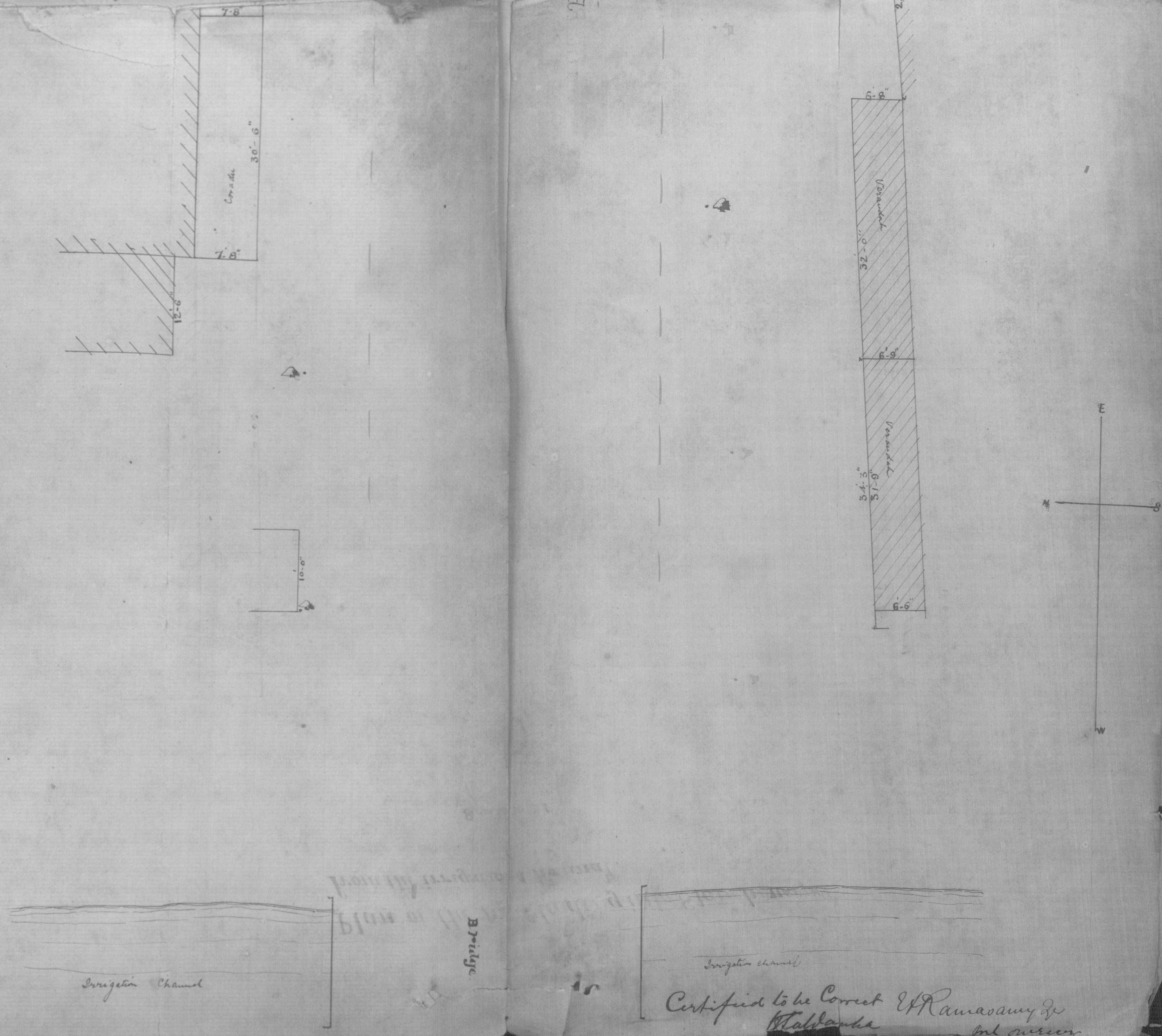
1/1683 m of 96

Plan of the road leading into Stonehousepet from the irrigation Channal.

Scale 10' to 1"



ppear to have [illegible]



Certified to be Correct
Saldanha

E A Ramasamy [illegible]
[illegible] overseer
[illegible] 24/3

appear to have [illegible]

FORM No. II
MUN.

No. 640
MUN.

NELLORE MUNICIPAL OFFICE,
Dated 26 March 1896.

Enc.

Local & Municipal Dept.
RECD 27 MAR 96
CURRENT No. 1021 M

From
C. T. Saldanha Esquire,
Chairman Municipal Council,
Nellore.

To

The Chief Secretary to Government,
Local and Municipal Department,
Madras.

Sir,

With reference to G. O.s No. 587 M. Mis. dated the 2nd April 1895 and No. 1112 M. Mis. dated the 13th July 1895, I have the honor to request that the Government may be pleased to reconsider the above orders under the following circumstances which, unfortunately for the parties concerned, were not represented in the first instance, as they ought to have been in justice to them.

2. The owner of Encroachment No. 2 in the first order above quoted seems to have believed, perhaps under a misapprehension, that the grounds in question belonged to him it being in continuation with the lines of buildings immediately to the west and has built upon it permanent terraced structures at a cost of several thousands, and it would seem a great pity to now order its demolition which would mean an almost utter loss of so many thousands.

Such demolition, besides, would appear to [illegible] and unnecessary on score of public inconvenience in as much as the street here is very broad and ample for all purposes of thoroughfare and the particular building in question is not in any sense a nuisance or obstruction any more than the lines of buildings immediately to the west of it which latter in fact projects some feet beyond the former and for which permission has been granted by the Council without, of course, ignoring the requirements of the public road. The enclosed plan is intended to convey a correct idea of the position of the buildings referred to and their distance from the road; the plot smudged blue is the encroachment building which, it will be seen is good way beyond the avenue trees which are themselves well beyond the sides of the road (marked in red dots). As a consideration, the owner is willing to enter into agreement to pay to the Municipality an annual rental of Rs 4 for the ground which I should think is reasonable.

3. Regarding encroachment referred to in the 2nd G.O. above quoted, I have not much to trouble Government with. It is only a pavement attached to a purely charitable institution of much use to travellers and others who constantly seek shelter here and on this account alone deserves to be leniently dealt with. The owner of the Chatram seeks no profit whatever from the building but has left it for the free use of travellers and is anxious that the useful pavement should be permitted to remain, and the Council, being satisfied that this pavement which in no way causes public inconvenience, could not be removed without considerably diminishing the utility of the Chatram, applied to Government in the

of the g[illegible]

is an encroachm[illegible], as above stated, it is not by any means so narrow the broad street as to make itself felt by the public as an inconvenience, and was built as an useful addition to a charitable institution without any intention of defrauding the Municipality. A sketch of this site having already been submitted to Government, it is thought unnecessary to enclose another.

4. Under the circumstances set forth above, I trust Government will reconsider their orders and grant the requests of the parties concerned.

I have the honor to be,
Sir,
Your most obedient servant,
C. Saldanha
Chairman

27/3/96

...des would appear to me ...

...able in ...

From

The Chairman,

Municipal Council,

Nellore.

To The Chief Secretary to Government, Local and Municipal Department, Madras.

Dated 26 March/96

No 640

Enclosures. 1

UNDER SECRETARY 28 MAR 96 PUBLIC ...

SUBJECT.

Submitting, for reconsideration of the orders of Government, report regarding the allowance of some encroachments to the respective parties.

Requesting Govt to reconsider its orders regarding two encroachments in the Nellore Municipality.

N. 518 / 6/5/96 R.S.

The Collr. will be requested to inspect [the]se encroachments, & report whether they [c]ause an obstruction, what is the value of the lands upon which buildings worth "several thousands" have been erected, & whether a rent of Rs 4 per annum for it is adequate. If ~~th~~ he considers this rate inadequate, he should state what he considers to be a proper rent.

Despd. 6/5/96 (per orders)

WWD 2.5.96

[Mun, 1-8-91.]

the Collector [illegible] (For orders)

C.S.

For orders

These two cases are obvious encroachments, but as the streets are fairly broad, do not cause an obstruction.

In the first case a decree was passed in favour of the Munty. It is now proposed to charge a rent of Rs 4, & allow the continuance of the encroachment, which is said to consist of buildings worth several thousands! (Rs?)

P.R. 22/4

No 2 is in front of a chattram & is a "pavement used by travellers" for which the Muncy. propose to charge nothing.

Under the circumstances these two leases may be allowed, or the encroachers may be compelled to buy the land. In the former case No 1 should pay at least Rs 10 a year, as apparently it is a valuable site, or a heavy rate shd. be charged for encroachment.

WWD 24.4.96

Ask the Collr. to inspect and report whether ~~rather~~ these encroachments are obstructions what the value of the ground upon which buildings "worth several thousand" have been erected is and whether he considers a rent of Rs 4 p.a. [illegible]

[G. / 4 / 5,000] Date. ...es issued.

DEPARTME