

INDEXED.

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 19-6-96

No.

1033/m

31-5-17

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.

✓

Dr. S. S. S. S. S.

READ AGAIN ORDER OF GOVERNMENT, DATED  
189 , No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DIUTO.

ORDER OF GOVERNMENT

STATEMENT WITH DIUTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH  
IN ORIGINAL (not paged).

N.B.—

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BACK PAPER, No.

FURTHER PAPER, No. *Circ 2539h* OF 189

Copied by  
Examined by

From the Collector

of Nellore.

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

Dated *1 June 1896*  
4 JUN. 96

No. *1033*  
*eng*

Subject.

Reporting about  
the encroachment in  
the Nellore Municipality  
referred to in G.O.  
No 51876 May 1896

[Eng., 16-9-95.]

COLLECTOR'S OFFICE,

1896.

*Order No 1021 & 1603*

C.S.  
*misc.*

*Order No 1033 Mms 27/9-6-96.*

In the circumstances now  
stated, the municipal council will  
be permitted to lease out permanent  
the two <sup>sites</sup> referred to in the Chair-  
man's letter read above, <sup>at</sup> charging an  
annual rent of Rs. 6 in the first and  
Rs. 8 in the second.

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

V.R.  
*10/6/96*

W.D.  
*13.6.96*

*17/6/96*

To The Chairman, M.C. Nellore  
thru the Collector.

*21/6/96*

*86. 2/96*

1st June 1896.

No. Eng.From W. S. Meyer Esquire,

Ag. Collector of Nellore.

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

With reference to your memorandum dated 6<sup>th</sup> 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. Panchel Chetty  
in Stonehousepit.

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

(2). The encroachment measures about  
[Eng. 25-3-96.]  
73 square yards and has been added  
on to a plot of 450 square yards

— purchased,

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

their action in these cases and directed to consider the advisability of charging a rent for the use of municipal property.

II. The second encroachment is in Kawabpet by G. Narasimha Chetti and is that referred to in paragraph 3 of the Chairman's letter of 26<sup>th</sup> 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 2<sup>o</sup> 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

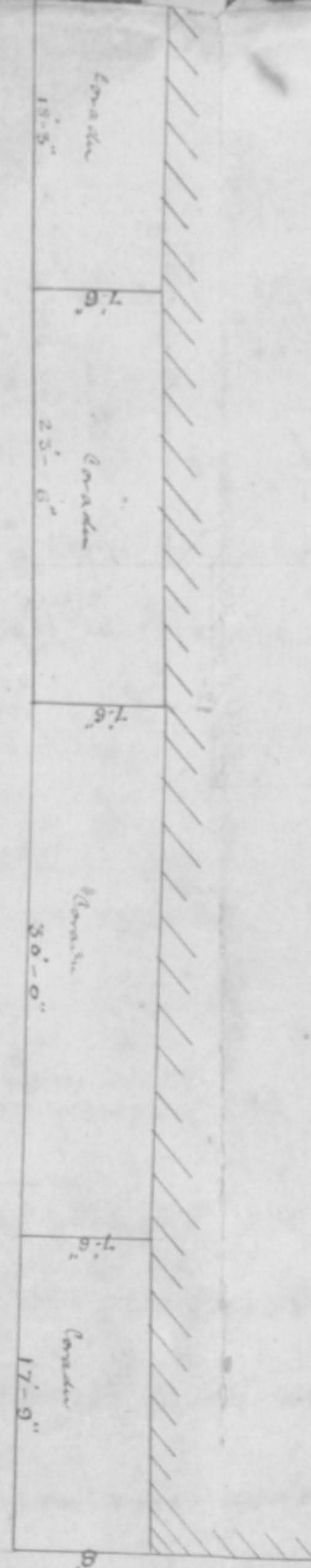
III. The Probationary Deputy Collector, whom I recommended for appointment as Chairman in my letter No. 866 dated 20<sup>th</sup> May 1896 and who has for the last few weeks been discharging the duties of the office, appears fully to realize the mischief of permitting the absorption of valuable municipal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

The plan accompanying your reference under reply is herewith returned.

I have the honour to be,  
Sir,

Your most obedient servant.

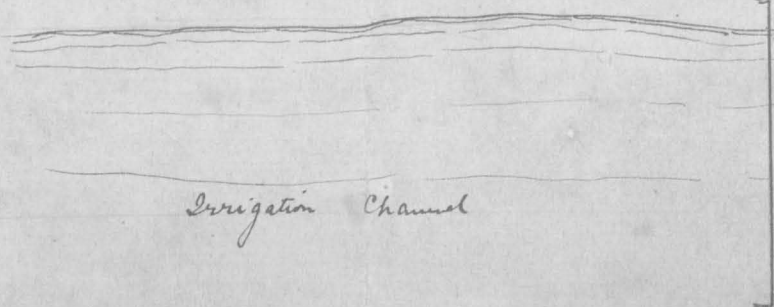
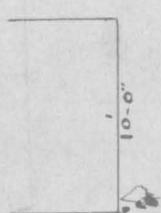
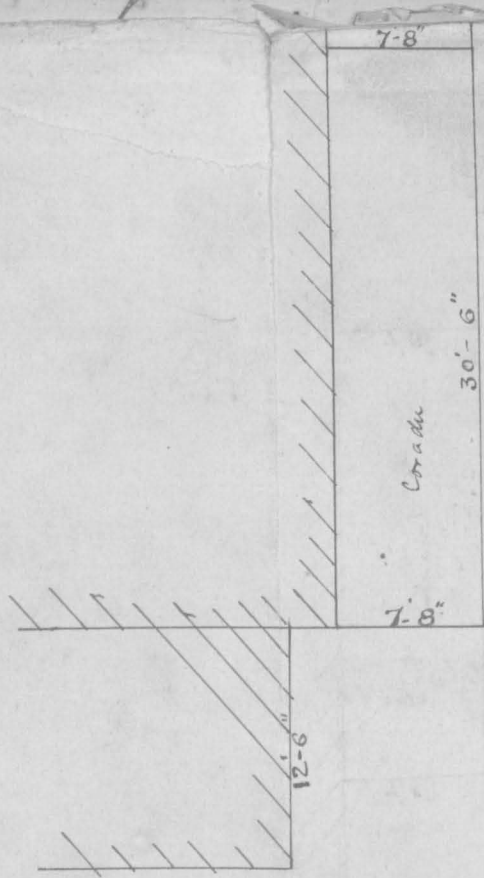
Ag Collector.



Scale

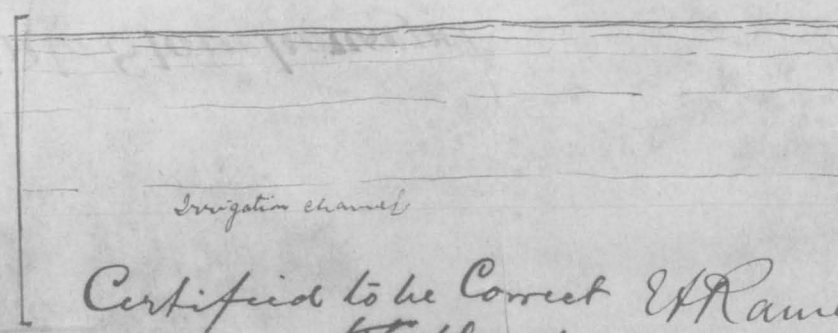
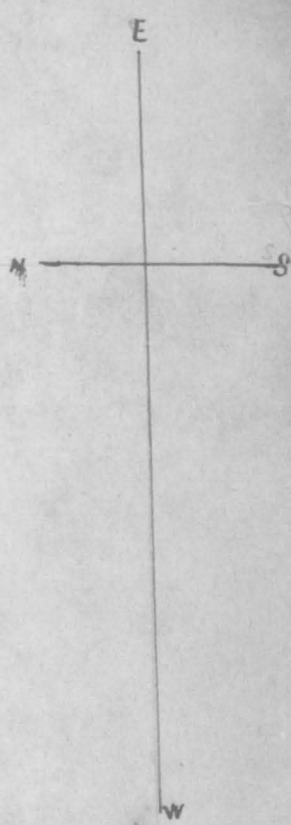
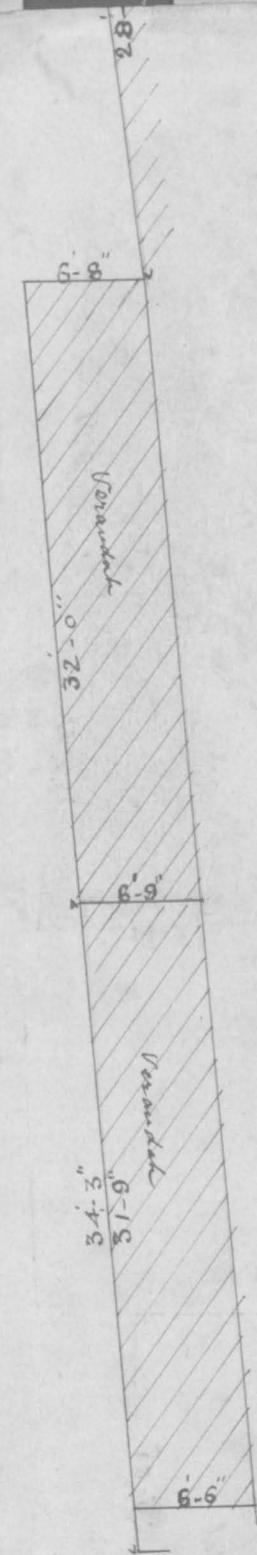
Plan of the road  
from the irrigation

surround by red line  
 appear to be a...

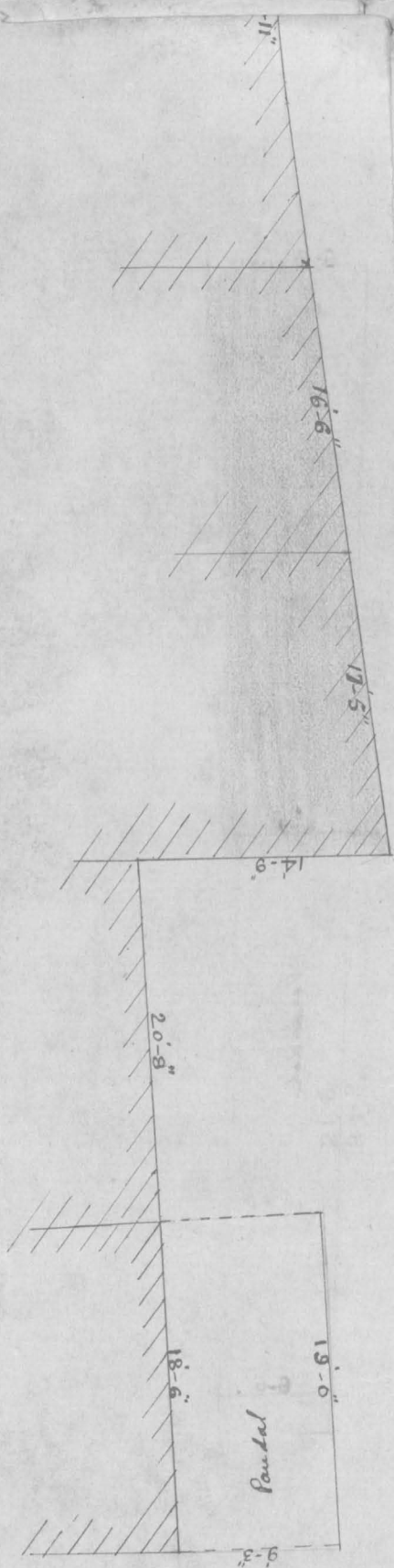


Bridge

rd



Certified to be Correct by Ramasamy &  
 Haladanka  
 and others  
 Bellone 11/2



and leading into Stonehousepet  
Channel.

to 1'

FORM No. 11  
MUN.

No. 640  
MUN.

NELLORE MUNICIPAL OFFICE,  
Dated 26. March 1896.

Enc.

From

C. T. Salomha 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. M. dated the 2nd April 1895 and No. 1112 M. M. 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:—  
1. Cases which, unfortunately, got 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 hesitated, perhaps under a misapprehension that the ground in question belonged to him it being in continuation with the lines of buildings immediately to the west and has built up with permanent terraced structures at a cost of several thousands, and it would seem a great pity to draw order its demolition which would mean an almost utter loss of so many thousands.

Such demolition, besides, would appear to me to be 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 rather in fact projects some feet beyond the former and for which permission has been granted by the Council for them, 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 marked blue is the encroachment building which, it will be seen is good way beyond the awning 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 grounds which I should think is reasonable.

3. Regarding encroachment referred to in the 2<sup>nd</sup> 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 Chattram 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 Chattram, applied to Government in the

of the plan is an encroachment, as above stated, it is not by any means so narrow the broad street as to thereby itself be 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,  
Thalanda  
Chairman

27/3/96

