

24-107V

[L. & M.]
[5,000-8-8-98.]

Local & Munl. (1896) Department.

MISCELLANEOUS.

G.O., No. 1479 M. Mis

DATED 2/9/96

INDEXED.

[Despatch Abstract.]

Assessment

Informing the Superintending Engineer TH mis
Circle that his request to have the assessment
on the Police hospital at Bellary for 1893-94
and 1894-95 reduced is inadmissible.

BACK PAPERS.

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

FURTHER PAPERS.

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

L. & M.
200-5-5-96

Local & Munl. (1896.) Department.

CURRENT No. 2173.m.

H.M.
misc.

Order

The Superintending Engineer's request is in-
admissible, as under Sec. 107

From

The Public Works Depart-
ment.

No. 2913.C.

V.R. of Act IV of 1884 the adjudication
of an appeal by the Council
is final.

Dated 24th July 1896.

Received 27 —

Registered —

Enclosures (—)

Spare copies

SUBJECT.

Police hospital, Bellary.

Transferring letter from the
Superintending Engineer III Circle
requesting sanction of Govt. for
the reduction of assessment for
1893-94 and 1894-95 under the
circumstances explained.

To The Chairman, M.C. Bellary
Public Works Department.

Supd 5/9/96

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Letter from the Exec. Engineer, Bellary District.
No. 3473 dated 27th June 1896 to the Deputy Commr.
III Circle Bellary.

The Chairman of the Municipality, Bellary,
levied for the 1st time an assessment of Rs. 12-4
for 1893-94 on the Police Hospital at Bellary
fixing the annual rental value at 15 per cent
on its cost.

As the principle adopted in ascertaining
this annual rental value was quite opposed
to that ^{specifically} laid down in this behalf
in section 65(1) of the District Municipalities
Act, an appeal was made to the Chairman
for the reduction of the tax depositing a sum
of Rs. 94-12-4 under section 99 of the Act,
which was rejected.

The Government was then moved in the
matter and they in their order No. 1023 M.
Misc. dated 26-6-95 embodied in G.O. No.
1733 W. of 15-7-95 ruled that the Municipal
Council was not justified in fixing
the annual value of Government Buildings
at 15 per cent on their cost and that
the

the assessment on buildings from which Government realizes full rents should be based upon such rents, while in the case of others a reasonable letting value should be fixed by the Chairman on a consideration of the rents actually realized from similar buildings in the neighbourhood.

Thereupon the Chairman was requested to move the Council to revise the annual rental value on the lines indicated by the Govt. Accordingly the Municipal Council reduced the assessment for 1895-96 to Rs 60 which was arrived at by taking $7\frac{1}{2}$ per cent on a rental value fixed at Rs 840 a year, but the Council declined to reduce the assessments for 1893-94 and for 1894-95 on the grounds that the G. O. No 1023 M. Dir. dated 26-6-95 had no retrospective effect that there was an appeal against the assessment for 1893-94 which was rejected, and that the amount of deposit for 1893-94 was fully adjusted; that the Council have no right under section 101 of the Act to reopen the question; and that there was no appeal against the assessment for

for 1894-95.

I made no appeal against the assessment for 1894-95 as the amount of assessment assessed for that year was not intimated to me in accordance with G. O. No 1641 L. Local & Municipal, embodied in G. O. No 2083 W of 14-8-93, and I consider that the assessment deposited for 1893-94 should not have been adjusted by the Council knowing that an appeal had been made to Government, and that no appeal was necessary for 1894-95 since the appeal on the tax of the former year was pending before Government.

I have the honor to request that you will be so good as to again appeal to Government for the reduction of assessment for 1893-94 and for 1894-95 if you concur with me.

Local & Municipal De.

CURRENT No.

No 1152 of 17-7-95.

Submitted to the Chief Engineer, P.W.D. with a request that orders of Govt. may be obtained that G. O. No 1023 M dated 26 June 1895 embodied in G. O. No 1733 W dated 15-7-95 may be given retrospective effect.

W. H. L. H. H.

26-13-7-96
Supt. Engineer, M. Circle.

From

The Superintending Engineer,

IIIrd Circle,

Bellary.

To

The Chief Engineer
P.W. Department

Major as

Dated 17 July 1896
Received 25 July 1896

Enclosures. *nil*

No. 1152

Subject.

Police Hospital Bellary

Requesting sanction
of Government for the reduction
of establishment for 1893-94 &
1894-95. under the circumstances
explained

No. 652 w of 21-2-96
496 c of 29-1-96
2988 c of 16-10-95
2270 w of 12-9-95
2195 w of 3-9-95
1733 w of 15-7-95
2397 w of 22-9-94
1243 c of 23-3-95
1167 c of 14-3-94
376 w of 10-2-94
266 w of 30-1-94
2492 w of 28-9-93
2252 w of 1-9-93
14-8-93
14-4-93

20/8.
O.L.S. 268 Rm/20/8

When given for copying

When copied 2/9

When examined

When signed

189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO G. 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.—

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