L. & M.
9,000-8-3-96.

Local & Munl. (1896) Department.

MISCELLANEOUS.

G.O., No. 2270 L

DATED 2-12-96.

INDEXED.

[Despatch Abstract.]

District Board

Ordering, with remarks, that the election of M.R.Ry. N. Padmanabham Garu as a member of the Godavari —— be notified.

BACK PAPERS.

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

FURTHER PAPERS.

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

Local & Munl. (1896.) Department.

CURRENT No. 2998

No. 2270 L.mis dt. 2-12-96

Misc

Order.

The Government does not consider that the election in question was invalid. The petition of objection which should have been presented by at least three members of the Taluk Board will accordingly be rejected and the usual notification published in the Fort Saint George Gazette.

2. The usual list showing the present constitution of the District Board and the report of the Taluk Board President on the petition of M.R.Ry. D. Subrahmaniyam referred to in para. 2 of the President's letter

A 19/11
Ret 18/11
Reg 10/11

From The President District Board
Godavari

Ref on Pet **No.** 507/DB of 96.

Dated 26th October 1896.
Despd 29th do
Received
Registered
Enclosures 3
Spare copies

SUBJECT.

Submitting ~~meeting~~ Proceedings of the Cocanada Taluk Board dated 30 September 1896. electing M.R.Ry. V. Padmanabham Garu as a member of the District Board and bringing to the notice of Government for orders Certain Circumstances in Connection therewith.

letter have not been received with it.

V.R.
20/11/96

See if in the dist. gaz. any notfn. was inserted ~~making~~ transferring the T.D.C. to the charge of the H.Q. Dn. division for the period the H.Q.D.C. was doing treasury work?

26/11/6

No notification of this sort can be found in the District Gazettes for July, August and September — That for October has not yet been received.

V.R.
26/11/96

He may have put him in charge by written orders only.

N.O.

Sec. 15 declares that "the Rev. Offr. in charge of the division of the district wherein any taluq is situated shall ex officio be Pt. of the t. Bd." I think that must be construed ~~strictly~~ literally, & mean "the Rev Offr ~~&~~ who is actually in charge". The D.C. when in charge of the treasury was not in revenue charge of the division: & Mr Elphinstone is right.

26.11.6

[redacted]

8/12/6

To The President, Dt. Board, Godavari

P.H.

Gazette 8/12

Desp. 3/12/96

VII/12

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

NOTIFICATION.

His Excellency ~~THE Right Honourable~~ the Governor in Council approves of the appointment, by election, under Section 11 of the Madras Local Boards Act, 1884, of the under-mentioned gentleman as Member of the District Board of Godavari by the Cocanada Taluk Board ~~s specified against their names~~ :—

M.R.Ry. N. Padmanabham Garu.

CURRENT No. 2998 L.

of 1896.

GAZETTE—PART I-A.

Proceedings of the Collector, Godavari

Read - Joint Office note dated 2.9.96 of Messrs Dewan Bahadur S. Venkatarama Das Naidu Garu and Row Bahadur K. Rustum Sing Avergal Head Quarters Dy Collector in charge and Treasury Dy Collector in charge respectively.

Order Dis: No. $\frac{2556}{Ver}$ of 1896, dated 7.9.96, Despd 16.9.96.

The question having been raised as to whether under the arrangement sanctioned by Government in G. O. No. 278 Mis. dated 13.7.96 by which the Head Quarters Dy Collector was for the purpose of completing his training put in sole charge of the Treasury and the co Treasury Dy Collector in charge of the Head Quarters Division, they will continue to have their Seats in the Municipal Council and on the District Board, the Collector is of opinion that the

3
2998/96

Treasury Deputy Collector is still Treasury Dy Collector and the Head Quarters Dy Collector still Head Quarters Dy Collector and the arrangement that the latter shall do the former's work and vice versa for 2 months is merely a temporary one for administrative convenience. As the Head Quarters Dy Collector has to be 2 months in sole charge of the Treasury to complete his training after working for one month under the Treasury Dy Collector as a matter of convenience only it has been arranged by the undersigned that during this period the Treasury Dy Collector shall look after the Head Quarters Dy Collector's Division in place of doing nothing whilst the other officer does everything

/Sd/ V. A. Brodie
Collector

/Sd/ A. R. Banerji
For Collector

/True Copy/

D. Seshagiri Rao
For President Distt Board

Cocanada
2nd October 1896.

To
The President, District Board.
Godavari

Sir.

At a Special adjourned meeting of the members of the Taluk Board Cocanada, held yesterday for the purpose of returning a member to the District Board, there having stood for election two candidates, one from Pittapur and the other from Cocanada Division I, with a view to let the Board avoid going into a division and to enable it to make a unanimous return of either the one or the other candidate, wished to remind the members of Circular No. 1859/DB of 1896 issued by the President District Board drawing their attention to the distribution of the various elective seats at the disposal of the Board among the different Taluks of Cess paying population

2/2958/96

population and to the claims of the three unrepresented Taluks of the Board as pointed out in the Circular in question, and proposed that the Sense of the Board should be ascertained as to whether any effect was to be given to the Circular in question. M.R.R. Dewan Bahadur S. Venkata Rama Das Naidu Garu who presided at the meeting ruled that the proposal could not be allowed. I, therefore, requested him to make a note of it in the proceedings. But he said he would not do so. With due deference to him I have the honour to question the propriety of his ruling, first in disallowing my proposal, and secondly in refusing to record that my proposal was disallowed.

As to what transpires at the Board could only be ascertained from the record of its proceedings, any refusal to keep any such record, even after a special request to that effect, is, I believe neither legal nor showing any courtesy to the member concerned. You will be pleased to observe that my proposal has a direct bearing on the question at issue. I therefore solicit your orders in the matter.

Further more, I doubt if M.R.R. Dewan Bahadur S. Venkata Rama Das Naidu Garu could legally preside at the meeting, because he is neither a member of the Board, nor its President, as M.R.R. Rao Bahadur K. Rustum Sing Avergal continues, as I understand, to be the President of the Board.

I have the honour to be,
Sir,
Your most obedient Servant
(Sd/) D. Subrahmanyam
Member, Taluk Board.

(True Copy) D. Seshagiri Rao
For President Distt Board.

Copy of ~~Extract from~~ the Proceedings of the Cocanada Taluk Board Godavari passed at its Special meeting held at Cocanada ~~Rajahmundry~~ on 30th September 1896.

Present.

M.R.R. Dewan Bahadur P. Venkata Rama Das Naidu Garu, Head Quarters Dy Collector and President Taluk Board

Members.

1. " P. Rama Row Pantulu Garu Tahsildar of Peddapur
2. Munshi Mahommed Ali Saheb, Dy Tahsildar of Pittapur
3. " B. Venkataratnam Garu
4. " P. Chittiramayya Garu
5. " D. Subrahmanyam Garu
6. " P. Venkatachelapati Garu
7. " K. V. Nara Simharow Naidu Garu
8. " Y. Ramachendrudu Garu
9. " Ch. Seetaramaswami Garu
10. " Rao Seshayya Garu
11. " N. Padmanabham Garu
12. " Sri Rajah Y. Malludhora Garu
13. R. S. Harris Esquire

present [illegible] 18

1/2998/96

1. Read Ref on Cir: No. $\frac{1456}{D.B}$ of 96, dated 2.9.96 requesting that one of the Taluk Board members may be elected as a member on the

District Board for the Seat vacated by MRRy N. Padmanabham Garu and also Ref on Cur No. 1456/DB of 96, dated 24.9.96 approving 30th September as the date for the Said election.

MRR P. Chittiramayya Garu and MRR N. Padmanabham Garu expressed their desire and willingness to be elected as a member of the District Board

Proposed by MRR D. Subrahmanyam Garu "that MRR P. Chittiramayya Garu be elected "by this Board as a member of the District "Board".

This proposition is Seconded by MRR — B. Venkataratnam Garu

Proposed by Mr R. S. Harris "that MRR N. Padmanabham Garu be elected by this Board as a member of the District Board.

This proposition is Seconded by MRR P. Ramarow Pantulu Garu, Tahsildar of Peddapur

MRR P. Chittiramayya Garu

For	Against
MRR D. Subrahmanyam Garu (Proposer) " B. Venkataratnam Garu (Seconder)	All the rest except the Candidates

MRR N. Padmanabham Garu

For	Against
MRR Rao Seshayya Garu " Ch. Seetaramaswamy Garu " Sri Rajah Y. Mallu Dhora Garu Munshi Mahomed Ali Sahib Dy Tahsildar of Pittapur. MRR Y. Ramachendrudu Garu " P. Venkatachelapati Garu " K. V. Narasimharow Naidu Garu " Dewan Bahadur S. Venkata Ramadas Naidu Garu, President, Taluk Board. R. S. Harris Esquire (Proposer) MRR P. Rama Row Pantulu Garu Tahsildar of Peddapur. (Seconder)	All the rest except the Candidates

The result of the election was declared to the members present.

|Sd| P. Venkata Ramadas
President

|True Copy|

|Sd| P. Venkataramadas
President Taluk Board

| True Copy |
D Seshagiri Rao
For President Distt Board.

28X

GODAVARI DISTRICT.

Ref: on Pet: No. 507/DB of 96.

BOARD OFFICE 26th October 1896.
Despd. 29th October 1896.

Local & Municipal Dept.
CURRENT No. 2998

FROM
G. W. Elphinstone Esquire
President
District BOARD, Godavari

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

SIR,

I have the honour to forward a copy of the Proceedings of the Taluk Board Cocanada passed at a meeting held on September 30th for electing a member of the District Board in place of MRR N. Padmanabham Garu, who was removed under Section 24 (ii) of the Local Boards Act (vide G. O. No 1477 L/M. dated 15. 8. 96.)

2. I enclose also a copy of a letter from MRR D. Subrahmanyam Garu objecting to the election, and of the report of the Taluk Board President on his petition.

The objections raised are as follows:—

Before the election was held a member of the Taluk Board (MRR Subrahmanyam Garu) wished to propose a resolution that the Board should elect a member having regard to the instructions laid down (by Government) in its ⊗ Circular No. 1859, dated September 12th/96. This Circular recommended the fair representation of the various Taluks included in the Taluk Board, and although the member in question had a perfect right to call the attention of members to the Circular, I consider that the Taluk Board President was justified in declining to take a vote on the resolution, as in the 1st place it was admittedly an attempt to "get a unanimous vote" i.e. to decide the election beforehand, and in the next place no previous notice had been given of the proposal.

⊗ Issued by the President of the Dt. Board.

The second objection is not, I think, of the slightest weight.

? Under G.O. No. 2780 Mis. Rev, dated 13.7.96 the Head Quarters Deputy Collector MRR Rai Bahadur K. Rustum Singh Avergal was put in sole charge of the Treasury, the Treasury Deputy Collector MRR Dewan Bahadur S. Venkata Rama Das Naidu Garu being put in charge of the Head Quarters Division. The Collector Mr Brodie in an order on this G.O. (copy enclosed) stated that in his opinion the Treasury Deputy Collector was still Treasury Deputy Collector and the Head Quarters Deputy Collector still Head Quarters Deputy Collector. It is accordingly argued that MRR S. Venkataramadas was not the Revenue officer in charge of the Division, and was not therefore ex-officio President of the Taluk Board. It appears to me perfectly plain that the officer in question was actually "in charge of the Division" as intended by Section 15 (1) Act V of 1884, and I fail to see how the office note of the Collector referred to can be considered to have affected this.

There is, however, another matter which should, I think, be brought to the notice of Government.

M.R.Ry. N. Padmanabham Garu was re-elected to fill the vacancy caused by his own removal under Section 24 (1) (iii). I have not been able to find any rule made under clause 2 of the same section which renders his re-election invalid, but I doubt whether it is advisable to confirm a re-election made under such circumstances.

The President said that he may be re-elected by the Taluk Bd if it wished to do so — vide the last para of his letter no G.O. No 1477 of 15th Aug/96 — Further the election cannot be disapproved on this ground

I have the honour to be,
Sir,
Your Most Obedient Servant
(Sd) G. W. Elphinstone
President
D. [illegible] Rao.
For President, District Board

A.L. 28/

When given for copying 7/12
When copied
When exam 14/8/12
When signed 8/12
189 2/12

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

CURRENT No.

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