Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 1515 M.

DATED 3 7 97

INDEXED.

DESPATCHED

[Despatch Abstract.]

Petition

Informing Maimun the Pillai of Dindigul that Govt: cannot interfere with the action of the mul: Council with respect to the publication of the Voters' lists, in the manner requested by them.

BACK PAPERS.

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

FURTHER PAPERS.

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

Ans.

Local & Munl. (1897) Department.

CURRENT No. 2360/M

From Marimuthu Pillai
Dindigul

Misc Order No 1515 M. mis. dt 3.7.97.

The Government cannot interfere in the manner requested by the Petitioner

8/Dec/97

R.D. 17/7/97

No.

Dated 23-6-1897

Received 28-6-1897

Registered 28-6-1897

Enclosures 1

Spare copies.

SUBJECT.

Bringing to notice certain irregularities in the publication of the ward lists of electors and praying that the Collector of Madura may be ordered to inquire into the matter.

To The Petitioner

dispd 7/7/97

a1471

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

LOCAL & MUNICIPAL DEPT.
CURRENT No. 2360/M
23 6 97

Letter.

To His Excellency
The Right Honble the Governor in Council of
Fort St George.

CHIEF SECRETARY
25 JUN 1897
GOVERNMENT OF MADRAS

The humble Memorial of
Marimuthoo Pillay son of Veerabutra Pillay of Messrs
Cuppoosami Naidoo & Sons, residing at South Car Street —
Dindigul

Most Respectfully Sheweth

1. That the Ward lists of electors were published on the 24th March 1894, and the objection and claim petitions received thereon were disposed of at a meeting of the Dindigul Municipal Council held on the 28th April 1894

2. That the proceedings of this meeting were partial, irregular and illegal, as some names were unjustly resolved to be included and others improperly omitted

omitted upon no fixed principle whatever

3. That a petition (Copy of which is herein enclosed for Your Excellency's kind perusal) pointing out these irregularities was presented to the Collector of Madura and it is not known how it has been disposed of

4. That elections for the four Vacant seats in the Council have been fixed to take place on the 24th and 27th July 1897

5. That the petitioner therefore humbly prays Your Excellency will be pleased to order the Collector of Madura to send for the records and enquire the matter fully under rule 12 of the election rules, to direct rectification of the improper omissions and additions and thus render justice to the petitioner and to the Cause of local self Government

For which act of justice and kindness Your Excellency's humble

humble memorialist shall, as in duty
bound, ever pray.

We beg to remain
Your Excellency's Most Obedient
and humble Servant.

213
29 June: 1897.
Duidigul
Madura District.

To

J: Twigg Esqre

Collector of Madura

Ex:

The humble petition of

Soobramaneya Pillay Son of Ramasamy Pillay

residing in South Street Dindigul

Most Respectfully Showeth

That a meeting of

the Dindigul Municipal Council was held

on the 28th ultimo under rule No 10 to hear claims

and objections upon the lists of electors and

Candidates prepared by the Sanitary Inspectors

and published on the 27th March 1897 under

rule No 8 of the election rules.

2. That the procedure

of the Council, then, was very improper & illegal

will be seen from the following instances:—

(a). One Kattar Batcha

Sahib of the IV Ward put in a claim petition No 5

requesting

To

J: Twigg Esqre
Collector of Madura

Sir,

The humble petition of
Soobramaneya Pillay Son of Ramasamy Pillay
residing in South Street Dindigul

Most Respectfully Showeth

That a meeting of
the Dindigul Municipal Council was held
on the 28th ultimo under rule No 10 to hear claims
and objections upon the lists of electors and
Candidates prepared by the Sanitary Inspectors
and published on the 27th March 1897 under
rule No 8 of the election rules.

2. That the procedure
of the Council, then, was very improper & illegal
will be seen from the following instances:—

(a). One Kather Batcha
Sahib of the 10th Ward put in a claim petition No 57
requesting

requesting to take him as a voter in that Ward, in place of his deceased grandmother Kassim Bibi, striking her name from the list. In the municipal registers, the house referred to in his petition, stands in the name of the said Kassim Bibi. It is not proved that the grandmother is dead and the man is her heir, which is very difficult to do under Mahomedan law. Inspite of the above circumstances his prayer was granted; while, petition No 125 of Muttu Krishnan Chetty containing the allegation that he is the son and lawful heir of his deceased father and petition No 110 of Nagamuthu Chetty stating that he is the heir of his deceased uncle under orders of a Court of Justice were rejected having been endorsed that "he should apply in the first instance for a change of registry" among other reasons

(6) Mr W. M. Ponnusamy Pillay, an hospital assistant who lives at Kannivadey for the past some years, put in a claim petition No 92 A, requesting to take him as a voter on the

the ground that he has lately purchased a certain house belonging to one Mamoondy Pilly in the IIIrd Ward. The date on which he purchased the house which is the only important fact upon which the Council ought to decide is not said in his petition nor was his title deed produced to prove his allegations, the person himself being absent at Kannivadi. While so, his request was granted in Contravention to the provisions of rule No 3 which says that " the person must have possessed the necessary property qualification under clause (a) for at least Six months immediately preceding the day of publication of the register of Voters "

(c). Samuel Pillay & Solomon Pillay of the IVth Ward put in a petition No 155 requesting to take them both as Candidates and another Anuggirahami Pillay as a voter, because taxes of ~~Rs~~ 22-9-0 for houses and lands in the aggregate stand, in the name of their father. It is not known that they are

the

the heirs of their father who is now dead of which nothing is said in the petition. The petitioner hears, that their father has executed a will in respect of his properties on behalf of his wife, without giving any right over his properties to his sons during the life time of his wife. If so, they are not at all entitled to claim to have their names entered in the lists as candidates &c. Even granting that they are his heirs. They have not been owners of the properties for at last 6 months immediately preceding the day of publication of the register of voters in accordance with rule No 3. Their father having died in the month of Dec.r 1896 and the date of publication of the lists being 27.th March 1896, they can be deemed to have become owners of the properties for only 4 months when the lists were published, as the Christian law does not create any title or ownership to the sons over the properties of a father whether ancestral or self acquired till

till the latter's death. Moreover, Solomon Pillay has been ordered to be a voter without the Consent of one of the three joint owners of the properties and in the absence of the name of Solomon Pillay in the Municipal register as required by the note under rule No. 3

(d) One Mahomed Aral Sahib objected in his petition No 100 to the entry of Mr. Narayanasami Pillay in the list of the IV^th Ward on the Score of his drawing a Salary of Rs 50 permonsem. But his name was allowed to remain in the list upon his claim petition requesting to transfer his deceased father's house to his name in addition to a house of his own. His heirship &c was not proved, he himself being absent. This claimant (Meharagamasamillay) and the Claimants mentioned in paras 2.a,b&c ought to have been ordered by the Council to apply in the first instance for a change of registry alone as was done in the Case of petitions Nos 125 & 110 as mentioned in

in para 2a supra.

(e) Doraiswami Pillay in his petition No. 93 objected to the entry of the name of one Mustapha Sahib in the list for the IV^th Ward as he is a Convicted person. The petitioner bears that the said Mustapha Sahib was convicted by Mr. J. N. Bliss, then Joint Magistrate of Madura, for obstruction and Assault of Municipal Servants in the matter of Collection of Municipal tax and sentenced for a term of some days imprisonment; which fact, the petitioner believes, will not be denied by the said Mustapha Sahib himself. The fact that the objector is absent will not justify a Convicted person's name being included in the list, Contrary to the provisions of rule No. 4 Clause (b).

(f) Objection petitions No. 102 and 94 were rejected and 137 was allowed, while the objectors in both the Cases were absent.

3. To state briefly, persons who will support Mr. P. J. Mahomed Maydoom Rowther, an ex Councillor (who was allowed at the meeting by the Council to represent many of the claim and objection petitioners interested in him) during the time of nesch election were included in and others were excluded from, the lists with the support of his father, Uncle, pleader, and friends who were the Councillors that attended the meeting and who forming into one body of majority were objecting to the hearing of claim and objection petitions at three different meetings of the Council held under rule No. 10.

4. Thus your honor will clearly see, that the above proceedings of the Council at its meeting held on the 28th Ultimo are against law and equity and at the sametime not impartial.

5. Therefore your honor's humble petitioner begs your honor to be graciously pleased

to

to Send for the necessary records Connected
with the above Circumstances peruse
the Same, and pass Orders to Strike off
the names of persons improperly added
in the list as mentioned Above.

For which
Act of Charity, the petitioner as, in duty
bound Shall ever pray.

(Signed) Soobramaneya Pillay
(in Tamil.)

15th May: 1897.

(True Copy)

n given for copying _____
ven copied 6-7-97 189 .
When examined _____
When signed _____

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.

1
23 Oct 1897