[L. & M. / 2,600—4-8-97.]

A/S

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 1832 M.

DATED 21-8-97

INDEXED. CR

DESPATCHED

[Despatch Abstract.]

Appointment of Secretary

Requesting the Mul. C: Council of Cuddapa to revise its proposals regarding the the — for the Mulcy: & to report the nature & exten of the powers the Council proposes to delega to its Secretary.

Date ta

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Ccio		3415	d/97				

A/S

Local & Munl. (1897) Department.

CURRENT No. 2889/M

From

The Collector of
Cuddapah

Dis **No.** 4715/Rev of 97

Dated 5 August 1897

Despd 7 August "

Received 9 AUG. 1897

Registered

Enclosures 5 ~~3 files~~

Spare copies

SUBJECT.

Forwarding with remarks certain papers relating to the appointment of the Secretary to the Cuddapah Municipality.

Misc
Order No. 1832 M. mad/21/8/97 19/8/97

The municipal Council is requested to revise its proposals with reference to the Collector's remarks, in which the Government concurs.

2. When submitting the revised proposals, the Chairman is requested to report which of its other powers in addition to those specified in Sec. 42 of the District Municipalities Act IV of 1884, as amended by Act III of 1897, the Council proposes should be delegated to the Secretary under clause (d) of subsection (3) of Section 39-A.

V. R.
14/8/97

17/8/97

Despd 26/8/97

To The Chairman. Mc Cuddapah
~~thro' the Collector.~~

P Collr's remarks

To
13/8
21/8/97

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

2

Local & Munl. (1897) Department.

COLLECTOR'S OFFICE
30 JUL. 97
CUDDAPAH

CURRENT No. 931

Cur No 3453/Rev 897

Order

From The Chairman Municipal Council Cuddapah

No. 931.

Dated 28th July 1897.

Received

Registered

Enclosures

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SUBJECT.

Enclosing a copy of resolution passed by the Municipal Council Cuddapah at their special meeting held on 26th July 97 regarding the appointment of a Secretary.

Encl

BACK PAPERS.

G O.	No.	Department	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

The Chairman
Municipal Council
Cuddapah

26th July 1897

Extract from the Proceedings of the Municipal Council Cuddapah passed at a meeting held on Monday the 26th of July 1897.

Present

Officials

(1) Mr. W. Elliot Esquire

(2) Surgeon Major W. J. Thomas M.D.

(3) M.R.Ry. V. G. Venugopaul Pillay Avergal.

Non-Officials

(1), M.R.Ry. V. Ramanujar Rau garu B.A

(2) " T. M. Munisami Iyer Avergal B.A

(3) " G. Venkatasubbayya garu

(4) " R. Cannayya garu.

(5) " P. Venkatappa garu.

(6) " G. Pitchayya garu.

(7) Abdul Razak Oomiah Saib Bahdoor.

Business transacted.

(1) Read G.O. No. 1465 M. dated the 21st June 1897 regarding the appointment of Secretaries to Municipal Councils.

Resolution

Resolved unanimously that the

4

the Secretary's salary be fixed at Rs 80 per mensem with biennial increments of Rs 10 till the maximum of Rs 120 per mensem is attained.

Resolved by a majority of one that the Carriage allowance of Rs 50 per mensem to the Chairman be discontinued after ~~the~~ the 1st January 1897.

(Sd) Max Ward Elliot
Chairman
26.7.97

True Extract.

Max Ward Elliot
Chairman 26-7-97

W
26/7.

28/7

CUDDAPAH MUNICIPAL OFFICE,

No. 931
Dated 28th July 1897.

Enclosure. (1) one

From M. W. Elliot Esquire
Chairman, Municipal Council,
CUDDAPAH.

To
The Secretary to Government
Local and Municipal Department,
Fort Saint George.

Through
The Collector, Cuddapah.

Sir,

With reference to para 1 of G.O. dated the 21st June 1897 No 1465 Mn, I have the honor to enclose a copy of the resolution passed by the Council at their meeting held on the 26th instant and to state that, under the present state of the Municipal finances, the pay of the Secretary had to be fixed at Rs 80 rising to Rs 120 per mensem by biennial increments of Rs 10 and

that

that, in place of the Office manager on Rs 60 at present, the Council have in view to appoint one on less pay, viz, Rs 30 or 40 per mensem.

It has also been resolved by the Council that Chairman's allowance, Rs 50 per mensem, be discontinued from the 1st January 1898.

I have the honor to be
Sir
Your most obedient Servt

28.7.97
Chairman

189 .

Cuddapah Municipal Council.

From

The Chairman, Municipal Council,
Cuddapah.

To

The

Dated
Despatched
Received 189 .

No.

Enclosures.

SUBJECT.

2/2889 Mof 97

7

Local & Munl. (1897) Department.

CURRENT No. 932

COLLECTOR'S OFFICE
30 JUL 97
CUDDAPAH

Order

From The Chairman
Municipal Council
Cuddapah

No. 932

Dated 28th July 1897

Received

Registered

Enclosures

Spare copies

SUBJECT.

Enclosing an extract from the Proceedings of the Municipal Council Cuddapah passed at their meeting held on 26-7-97 appointing the Office Manager for the post of Secretary.

Encl

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

COLLECTOR'S OFF
30 JUL 97
CUDDAPAH
Cwr No. 3454 '97

Extract from the Proceedings of the Municipal Council Cuddapah passed at a meeting held on Monday the 26th of July 1897.

Present

Officials

(1). M. W. Elliot Esquire Chairman

(2) Surgeon Major W. J. Thomas M.D.

(3) M. R. Ry. V. G. Venugopaul Pillay Avergal

Non Officials

(1) M. R. Ry. V. Ramasuya Row Garu B.A

(2) " T. M. Munisamy Iyer Avergal B.A

(3) " Y. Venkata Subbayya Garu

(4) " R. Cunnayya Garu

(5) " P. Venkatappa Garu

(6) " Y. Pitchayya Garu

(7) Abdul Razak Miah Saib Bahdoor.

Business transacted

× × × ×

× × ×

(2). Read applications put in by T. Krishna Row, S. Raja Row, and S. Srinivasa Row of Cuddapah for the place of

which may be assigned validly

of Secretary to this Municipal Council.

Resolution

Resolved unanimously that the Manager K. Subba Row be appointed Secretary of this Municipal Office and that his name be Submitted for the approval of the Governor in Council. The public and Candidates for the post of Secretary in particular including the Manager of the Municipal Office were requested to withdraw from the meeting while the Selection of a Secretary was being discussed in order that the relative merits of the applicant could be freely discussed.

(Sd) Max Ward Elliot
Chairman
26.7.97

(True Extract)

Max Ward Elliot
28.7.97
Chairman

K S
26/7

3
2889 M of 1897

CUDDAPAH MUNICIPAL OFFICE,

No. 932

Dated 28th July 1897.

Enclosure. (1) one

From
M. W. Elliot Esquire
Chairman, Municipal Council,
CUDDAPAH.

To

The Secretary to Government
Local and Municipal Department
Fort Saint George
(through the Collector of Cuddapah)

Sir,

In continuation of this Office letter No. 931. dated the 28th instant, I have the honor to enclose an extract from the Proceedings of the Municipal Council Cuddapah, passed at their meeting held on the 26th instant appointing the Office manager, K. Subba Row, as their Secretary, and to request that you will be so good as to obtain the sanction of Government for the same.

(2) K Subba Row has been the Office manager for the last 7 years and

and on due consideration of his long and good service in the Department he has been unanimously elected by the Council as fully competent and deserving to be their Secretary.

(3) Besides the Manager, there were three applicants for the place, namely, (1) S. Raja Row, Head Clerk, District Board, Cuddapah, (2) S. Sreenivasa Row, Local Fund Audit Clerk, Collector's Office, Cuddapah, & (3) T. Krishna Row, pensioned Cash Keeper, Collector's Office, Cuddapah. The qualifications and merits of these three applicants were duly considered at the Meeting. The Council intend to have a Manager for the Office on a reduced salary i.e. Rs 30 or 40 per mensem instead of Rs 60 as at present.

I have the honor to be
Sir
Your most obedient servant
28-7-97
Chairman

KS

189 .

Cuddapah Municipal Council.

FROM

THE CHAIRMAN, MUNICIPAL COUNCIL,
CUDDAPAH.

To

THE

Dated
Despatched
Received } 189

No.

Enclosures.

SUBJECT.

4/2869
Aug 4 97

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13 (1)

Cwr 1393/ptn of 97

From M. R. Ry
& C Ramachundra Row B.A., B.L. Chairman
To 30.7.97
G. S. Forbes Esqr Secretary to Govt
Through
A. C. Tate Esqr Collector of Cuddapah

TOR'S OFFICE
30 JUL 97

Sir

In pursuance of the authority conferred on me as chairman of a public meeting of the inhabitants of Cuddapah convened and held on the 27th of July, I have the honor to submit herewith the resolutions passed at the said meeting for such orders as His Excellency the Governor-in-Council may deem proper. Except the formal ones about giving thanks to the Chairman, the person who called the meeting and the proprietor of the building, the rest of the resolutions relate to the subject of the appointment of Secretary for the Municipality of Cuddapah in compliance with the provisions of Act III of 1897 (Madras) and the G. O. (No 1465 Mis dated 21-6-97) in connection therewith

2 For over two months after the promulgation of the above Act and a month after the above G. O, the Municipal Council of this place took no steps to give effect to the instructions contained in them. Whatever may be the reason which may be assigned validly

or otherwise for this supineness or delay on their part, it is plain that the manner in which this important matter has now been disposed of is highly objectionable.

3 The Municipal Council as it was constituted on the 26th of July and as it was able to assemble on that day, was defective, both in numbers and talent. Out of 16 Councillors legitimately on the rolls ~~rules~~, only 9 attended, the 10th person coming at about the close ~~the~~ Honourable C Jambulingam Modeliar's nomination had gone to Govt, ~~the seat~~ Khan Bahadur Manju Miah Sahib's election had gone to Govt; the seat held by the District and Sessions Court Seristador had fallen vacant only 2 or 3 days before, the Divisional officer who was only within half an hour's distance by rail was not able to attend, though as a matter of fact within an hour or two after the meeting he did actually come to the Cuddapah Railway Station, & the Superintendent of Police who was on tour in the district had no time to attend even if he received the notice & desired to attend.

4 Out of the ten that assembled, (including the late comer) only five including the Chairman knew English, the other five

had no sufficient idea at all of what intelligently ought to be done.

5 The whole Meeting lasted about 15 minutes in the course of which a number of resolutions was recorded. This short period must barely have been sufficient for the Councillors to have even perused the applications and the testimonials appertaining to them.

6 The notice concerning the meeting was dated 23rd July and the meeting itself was fixed for the 26th of July and the notice itself was not served on some of the councillors till the morning of the 25th. Thus, there was not at least 3 clear days notice of the meeting previous to the day fixed for it as prescribed by clause 3 of Section 23 of Act III of 1897. There was further no urgency about it by reason of any reminder recei from the Government or Collector or any limit or time fixed for it expiring. And even if there was any urgency, it was an urgency which was the result of their past indifference.

7 The appointment was not advertise either in the district or Fort Saint George Gazettes or any local periodical as was don by many other Municipalities. Even the

Three candidates (not taking into accoun
the manager who is in the office) who applie
for it were able to submit their applications
only a day or two before the meeting on
receiving scent (so to say) of the matter
which manifestly was intended to be
silently and secretly managed.

8 Even Mr Tate the Collector who was at
the Head quarters for some days before the
meeting, knew nothing of the appointment.
When a candidate sent in his application
through the Collector he endorsed on it
that he knew nothing of the appointment
sought for.

9 This is all the more strange, for
the G. O mentioned above by virtue of
the restraining clause contained in Section
39 A of the Act, expressly says as follows.
"The Municipal Council..... will now
be requested to submit its opinion.....
on the question of appointing a Secretary
through the Collector of the district who
should also state his views on the subject."
In view of the above provision, it seems
to be manifestly out of order for the
Municipal Council to proceed to make
the appointment at once without at firs
discussing the question of appointing

a Secretary and obtaining for their decision the approval of the Government aided by any opinion which the Collector may be pleased to give.

10 Another regrettable incident in the whole affair was that the public were prevented by peons being posted at the gate from attending the meeting for witnessing it. A gentleman of the position of first grade pleader and brother of one of the applicants applied in writing to the Chairman to witness the meeting and permission was refused for no reasons either mentioned or recorded now or then. ~~the Chairman was seen emerging from a councillor's house just before the meeting~~ (Vide clause 4 of Section 23 of Act III of 1897) If this [illegible]tra-ordinary procedure was adopted for securing fairness and impartiality, the purpose was inconsistent with the action of the Chairman who was seen emerging from the councillor's house just before the meeting.

11 At the same meeting it appears the Councillors resolved to withdraw the carriage allowance of Rs 50 granted to the Chairman, but in the very next breath rendered their resolution futile by agreeing to give effect to the said resolution only from January next ie when the present Chairman's term will be over.

Resolutions

No I That in view of the circumstances

brought to their notice, the citizens of the Cuddapah Town find it to be their painful duty to characterise the manner in which the important question of the appointment of Secretary for the Cuddapah Municipality was disposed of by the Municipal Council at their meeting held on the 26th of July to be hasty and perfunctory and that the said manner is liable to protest not only as negativing sufficient opportunity for competent persons to apply for the said appointment, but also as furnishing a bad precedent of the abuse of powers in the disposal of important matters.

No. II That it is still more regrettable that the chairman, without assigning any sufficient reason, should have deemed proper, contrary to law, to exclude the public from being present for witnessing the meeting held on the said date for the said important purpose.

No. III That the pay of Rs 80 fixed for the post of Secretary with only biennial increment of Rs 10 is very inadequate considering that the annual ordinary ~~average~~ receipts of this Municipality fall short only by very little, the sum of Rs 50,000, which is the limit fixed by Government for 2nd class, considering that the pay ~~fixed~~ fixed by Govt is Rs 150 per mensem, considering that the Govt are of opinion that the pay should be sufficiently attractive and considering also that the duties devolving on, and the powers vested in, the said officeholder necessitate respectable independance and moral rectitude as essential attributes on his part, in addition to intellectual attainments.

No. IV That in view of the above resolution, His Excellency the Governor in Council, be humbly and respectfully requested not to approve of the resolution made by the Municipal Council relating to the appointment of Secretary, but on the other hand, to lawfully cancel the same & desire the Municipal Council to reconsider this important question at a sufficiently well-attended and representative meeting after due notification and publicity.

No. V - That in view of the appointment of Secretary which has now been made an of the extra expenditure which has - necessarily to be incurred, it was desirab if not imperative, that the Municipal

⊗ M. R. Ry
1 C. Ramachandra Rao garoo
2 Y. Sabhapati Iya garoo
3 T. Appa Rao garoo
4 P. Bhunmachavacharlu garoo
5 Abdul azig Sahib garoo
6 Muniniah Sahib garoo
7 Jaoalla Venkatasubbiah garoo
8 A. Venkatakri Rao garoo

Council ought to have resolved that this resolution to withdraw the carriage allowance given to the chairman should be put into effect at once and not be postponed to 7 months after ~~w~~ till after the expiry of the present Chairman's ~~time to~~ term is over, and that it was improper that the present Council by so doing should deprive the future Councillors of the right of their opinion in view of the Consideration of the then existing circumstances....

No. VI - That a committee consisting of persons mentioned below, be requested to prepare and submit with the signature of the Chairman; a memorial embodying the above resolutions to Govt through the Collector of the District, who also by the manner in which the Municipal Council has acted, has been deprived of the opportunity of presenting his opinio to Govt on the question of appointing a Secretary as required by the G. O. rela to the subject

[Here enter names.] ⊗

Resolutions nos. VII, VIII, IX are formal and therefore omitted.(

I have the honor to be
Sir
your most obedient Servant

C Ramachandrarao
Chairman

Cuddapah
28-7-97.

Despatched
29-7-97.

1897 - 22

8h

From

M.R.Ry

C. Ramachandra Rao
Garoo
B.A., B.L.

Chairman of the
Public Meeting
Cuddapah

To.

G. S. Forbes Esqr
Secretary to Govt
Municipal Department
Through A. C. Tate Esqr
Collector of Cuddapah

Dated - 28th
Despatched 29th } July - 1897.

Subject

Requesting to cancel the resolution of the Municipal Council regarding the appointment of its Secretary for reasons given within.

5/2889 M of 1897

~~Reference~~ / Disposal No 4715 / Rev of 97

Enclosures. 3 files

Collector's Office,
5 August 1897.

2889

From
A. C. Tate, Esquire, M.A., I.C.S.,
Collector of Cuddapah,

To
The Secretary to Government,
Local and Municipal Dept.

Sir,

I have the honour to forward, Enclosed the marginally noted papers relating to the appointment of a Secretary to the Cuddapah Municipal Council and to state as follows.

2/ In G.O. 1465 [illegible] June 1897 the Government [illegible] quested certain Municipal Councils to submit their opinion "on the question of appointing a Secretary" [illegible] the Collectors of the District who were required to state their views on the subject. The Government have also sugg[illegible] certain scale of Salaries.

No. I Letter from the Chairman, Municipal Council, Cuddapah, d. 28.7.97 No. 931.
No. II Do from the above Officer, 28.7.97 No. 932.
No. III Letter, d. 28 July 1897, from M.R.Ry. C. Ramachandra Rao Garu B.A., B.L. High Court Vakil and Chairman of a public meeting of the rate-payers of Cuddapah, held on 27th July 1897.

Council ought to have

e Cuddapah Municipal Council at its meeting
eld on 26 July last, passed a resolution that the
Secretary's salary be fixed at Rs 80/- per mensem,
ising by bi-ennial increments of Rs10 to a maxi-
num of Rs 120/-, and also appointed a Secretary.

3 I am of opinion that, to secure the
ervices of a really capable and efficient man,
and to keep him above temptation, the salary
decided upon by the Council is too low; and
hat the starting pay should not be less than
Rs100/- (Equal to the salary of a Stationary
Sub Magistrate) in as much as the Secretary
is expected to maintain for out-door duties
a horse which must cost not less than
s15 a month. The salary may rise to Rs150/- (the
ount suggested by G.O. for 3rd class Muni-
palities, though the average in case of Cuddapah
only Rs78 short of the minimum fixed for
cond class ones) by 5 annual increments
f Rs10/- each.

The rate of pay proposed by me does
ot seem high, considering the fact that under
e amended act, the duties and responsibilities
f the Secretary are great. He can, subject to ap-
l the Council, dispense with, or entertain

---

his pay should be much above that of the
subordinate whom he can punish, viz. - Rs3

4/ The necessary funds can be had by
internal economy and efficient management
which is expected from the new full-timed
officer, as also by a revision of house-tax,
profession tax &c. Further, by the reduction
of the present manager's pay from Rs 60/- to Rs
35/- and the discontinuance of the Chairma
carriage allowance, a sum of Rs 75/- will be
available.

5/. In letter No. 932, d. 28 July 1897
the Council has at the very same meeting ele
a Secretary on the assumption that its
proposal regarding the salary &c of the Secre
tary will meet with the approval of th
Government. Some rate-payers of Cud
dapah have submitted a memorial+ pr
testing against the action of the Council
electing the Secretary before the receip
orders on the preliminary question. I
of opinion that the election of the Secr

+ No III on the margin

26

at this stage was premature and ill advised. The man elected is the present office Manager, so that the effect of the Resolution will primarily be to increase the present Manager's pay. After Govt have passed orders in the matter of the pay &c. of the Secretary, the Council might be directed to give due publicity to the intended election, and to invite candidates by means of advertisement in the District and Fort Saint George Gazettes. The council should also allow sufficient time — not less than a fortnight — between the date of such advertisement and the date of the meeting so as to secure free competition from outside.

6. I am of opinion that it is desirable at a Secretary on a Salary of Rs 100 - 150 Rs. uld be appointed.

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

J. E. Robert

For Collector.

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hen given for copying ———
hen copied ——— [illegible]
en examined ——— [illegible] 25/8
hen signed ——— 25/8/97
} 189 .

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.							

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