

[L. & M.
3,000-12-11-96.]

Local & Munl. (1897) INDEXED ¹¹⁸ Department.

MISCELLANEOUS.

G.O., No. 609 M.

DATED 18-3-97.

DESPATCHED

[Despatch Abstract.]

Land

Recording G.O. R.D. referring to the Bd. of Revenue
and the Supt. of Survey for remarks letter from the
H. L. Comm. Madras requesting to re. Consider
certain obs regarding sales of — recommended
by the Standing Committee, but not sanctioned
by Govt.

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. (1897) Department.

CURRENT No. 1000 M

From

The Revenue Dept.

Nuc

Order No. 609 min 18/2/97

Recorded.

V.R.
15/3/97

8/5/97

No. 1248 Mts.

Dated 5th March 1897.

Received 9

Registered 9- 3- 1897

Enclosures

Spare copies

SUBJECT.

Referring to the Board of Revenue and the Supt. of Survey for Copy to the President, Municipal Commr. Madras 20/3/97 Remar's letter from the President, Municipal Commission, Madras, requesting to reconsider the ruling contained in certain G.O's (Munl.) in respect of sales of land recommended by the Municipal Commissioners but not sanctioned by Govt.

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BACK PAPERS.

G.O.	No.	Department.	Date.
217/97			
3333498			
2018	hch	23-4-76	
1228	hch	22-7-76	
1066	hch	24-6-76	
811	hch	11-5-76	
476	hch	20-3-76	
363	hch	3-3-76	
35	hch	7-1-96	

FURTHER PAPERS.

G.O.	No.	Department.	Date.
1870	hch	8-4-95	
1794	hch	29-10-75	
939	hch	5-6-95	

given for copying

Revenue Department.
Proceedings of the Madras Government.

Read Endorsement of the Local and Municipal Department, dated 23rd February 1897, No. 217, ^{referring} to the Revenue Department for favour of remarks, the following letter from the President, Municipal Commission, Madras, dated 21st November 1896, No. 1249 P. W. :-

I have the honour to request that the question involved in the Government orders noted in the margin, namely the extent of land vested in the Municipality, may be reconsidered for the following reasons :

- The land by the roadside is shown in the old and new surveys as a part of Municipal streets.
- The Deputy Collector has demarcated such lands as Municipal land prior to the sale ~~being~~ being recommended by the Commissioners and the refusal by Government.
- Extensive encroachments on roadside land have been ~~xxx~~ recently reported by the Engineer and are likely to continue unless they are vested in the Municipality beyond all doubt. Moreover the staff employed by the Revenue Authorities are not so likely to detect any encroachment as the Municipal officers and staff.
- The definition of a street and Sections 225, 233 and 236 of the Madras Municipal Act appear to infer that the land by the side of streets not being private property is vested in the Commissioners.
- No attempt to conserve these lands and remove noxious vegetation is made by the Collector.

2 The attention of the Superintendent, Revenue Survey to the necessity of carefully demarcating the limits of Government and Municipal land was called in G. O. 476 M. M. S. dated 20th March 1896, but the plans which have been prepared do not

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not show that such strips of land by the roadside are Government or private property.

3. In my letter No. 2716 dated 31st March 1896, I requested the Collector to furnish me with a complete list of Government lands within Municipal limits and that in case any portion of the same should be sold that the first refusal be given to the Municipality and in reply was told that no such list existed and that the land will be sold by public auction. To adopt such a course would be most unsatisfactory as it would deprive the owner of the adjacent land of a valuable frontage on Municipal Roads unless he purchased it himself; in which case he might have to pay an excessive price.

4. Particulars of one case are submitted: An application was made by Mr. Grestorex to include in his certificate the piece of land in front of house No. 17 Kilpatrick Garden Road. This was objected to by the Municipality in letter No. 959 dated 1st August 1895 and the Deputy Collector disallowed the claim by Mr. Grestorex. Application was then made to the Municipality for the purchase of the land and the sale was recommended by the Commissioners. This was refused by G.O. No. 811 M. M.S., dated 11th May 1896.

5. The Deputy Collector was then asked if he would sell the land and in reply he stated that the land forms part of the roadway and is shown as such in both the old and new Survey.

6. In conclusion I may mention that there are many cases, in which the importance of the land being vested in the Municipality is far greater than the one case in which particulars are given.

Order thereon No. 1248 M.S. d/5th March 1897.

Referred to the Board of Revenue for

report.

For

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BACK PAPERS.

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2. Para 2 of the letter from the President, Municipal Commission, Madras, will be communicated to the Superintendent Revenue Survey for remarks.

(True Extract)

G. H. S. S.

Ag: Secretary to Government.

To the Board of Revenue (Land Revenue)

To the Supdt. Revenue Survey.

Copy to the Local and Municipal Department ✓

with the file of papers returned.

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Copied *Newman 19-3-189*
Examined *19/3*
Signed *19/3*

MAIN G.O. No.
189

DATED

RENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

ORDER OF GOVERNMENT

STATEMENT WITH DITTO

PAPERS NOT FILED UP, BRING MEANT FOR DESPATCH
IN ORIGINAL

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