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MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No.	<u>1034M</u>	Press Mis.
Dated	<u>9.10.</u>	<u>1886.</u>

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

READ—the following paper :—

From E. TURNER, Esq., Collector of Madura, to the Chief Secretary to Government, dated Madura, 30th September 1886, No. 128.

Adverting to the marginally-noted correspondence, I have the honor to inform you

1. Letter to Government, dated 4th April 1886, No. 28.
2. G.O., Mis. No. 390 M., dated 28th Apl. 1886.
3. Proceedings of the Collector, dated 1st July 1886, submitted to Government with footnote, No. 87, dated 9th July 1886.
4. G.O., Mis. No. 690 M., dated 21st July 1886, recording the said proceedings.
5. Letter from the Chairman, Municipal Council, Madura, dated 19th July 1886, No. 996, submitted to Government with footnote, No. 270, dated 25th July 1886.
6. G.O., Mis. No. 755 M., dated 6th Aug. 1886.

that the Chairman of the Madura Municipality reports that the butchers occupying the stalls refuse to vacate them in favor of the original lessee who purchased the right to sell meat, &c., in the public auction held by them. The butchers have also put in petitions to me through their vakils complaining against the interference of the municipality, and contending that the G.O., of 6th August 1886, No. 755 M., does not appear to have cancelled the former G.O., dated 28th April 1886, Mis. No. 390 M., which set aside the original

lease by the municipality, and which, they state, should be considered to be final, as the District Municipalities Act does not provide for the Government revising an order once passed by them.

2. It seems to me that their contention is, to some extent, reasonable. G.O., dated 6th August 1886, No. 755 M., appears to me simply to allow sales to be held on the new terms sanctioned therein, and not to authorize the original contractor to oust the butchers without the municipality putting up again to auction the right to sell meat, &c. Nor does the above Government Order appear to have annulled the former G.O., dated 28th April 1886, Mis. No. 390 M. I therefore doubt whether the Government meant by G.O., dated 6th August 1886, No. 755 M., that the contractor, whose lease was cancelled by G.O., dated 28th April 1886, No. 390 M., should be put in possession of the stalls by ousting the butchers without the right of vend being eased out afresh in auction on the new terms with reference to G.O., dated 6th August 1886, No. 755 M., and beg to be favored with further early instructions on the subject.

ORDER—dated 9th October 1886, No. 1034 M., Financial.

The Collector is mistaken in supposing that G.O., 6th August 1886, Mis. No. 755 M., requires the municipality to put the market lease up for auction sale again. There is nothing in that order or in the Act requiring the municipality to adopt the method of auction sale or prohibiting them from entering into a fresh contract with Ramasami Naidu on the terms sanctioned in G.O., 6th August 1886, No. 755 M., in lieu of that cancelled by G.O., 28th April 1886, Mis. No. 390 M.

2. With reference to the complaint of the butchers, that if ejected from the market and slaughter-house, they will have no place in which to carry on their trade, it should be observed that under section 191, the municipality are bound to provide places for use as slaughter-houses sufficient for the wants of the inhabitants.

(True Extract.)

L. B. BSTER,
Chief Secretary.

to the Collector of Madura.

Exd. A. Raitt.

Govt. of (1886) Madras.

FINANCIAL.

Issued

Recd.

Encl.

G.O., 9th October 1886, No. 1034 M.

OCTOBER.

Butchers' Stalls.

Passing remarks on the action of the Madras Municipal Council in putting up the — to auction sale, and stating that the Municipality should provide sufficient place for use as slaughter-houses.

No. 128

Madras Collectors Office
30th September 1886

From,

E. Turner, Esquire,
Collector of
Madras

To,

The Honorable, E. F. Webster,
Chief Secretary to Government
Madras.

Sir,

Adverting to the marginally-mentioned correspondence

1 Letter to Government dated 28th 1.4.86

2 G.O. No. 390 in (Luis) dated 28.4.86

3 Proceedings of the Collector dated 12th July 1886 submitted to Govt. with footnote No. 87.7.86.

4 G.O. No. 690 in (Luis) dated 21.7.86 recording the said Proceedings

5 Letter from the Chairman of Council, Madras, dated 19.7.86 submitted to Govt. with footnote No. 270 25.7.86

6 G.O. No. 755 in (Luis) dated 6.8.86.

I have the honor to inform you that the Chairman of the Madras Municipality reports that the butchers occupying stalls refuse to vacate them in favor of original lessee who purchased the right to sell meat, &c, in the public market now held by them. The butchers have also put in petitions to pass through their markets complaining against the

interference of the Municipality, and
contending that the L.O. ^{no 755th} _{6.8.86} does
not appear to have cancelled the former
L.O. ^{no 390th} _{28.4.86} which set aside the original
lease by the Municipality, and which, they
state, should be considered to be final,
as the District Municipalities Act does
not provide for the Government revising
an order once passed by them.

2 It seems to me that their contention
is, to some extent, reasonable. L.O. ^{no 755th} _{6.8.86} appears to me simply to allow
sales to be held on the new terms ^{stated}
therein, and not to authorize
the original contractor to oust the
butchers without the Municipality putting
up again to auction the right to sell
meat, &c. Now, as the above L.O. ^{no 755th} _{6.8.86}
to have annulled the former L.O. ^{no 390th} _{28.4.86}
I therefore doubt whether the Government
meant by L.O. ^{no 755th} _{6.8.86} that the Contractor

28 58
whose lease was cancelled by L.O. ^{no 390th} _{28.4.86}
should be put in possession of the stall
by ousting the butchers without the right
of meat being leased out afresh in
auction on the new terms with preference
to L.O. ^{no 755th} _{6.8.86}, and beg to be favored
with further early instructions on the
subject.

I have the honor to be
Sir,
Your most obedient Servant
W. J. J. J.
Collector

Copied by J. H.
Read by: J. H.

14/10
1886

Order

For 879
1886
3P

The Com. is mistaken in supposing that G.O. 6th August 1886 in 755 M. Dir. requires the Municipality to put the market back up for auction sale again. There is nothing in that order or in the Act requiring the Municipality to adopt the method of auction sale at all, or prohibiting them from entering into a fresh contract with Ramasami Naidu on the terms sanctioned in G.O. 6th August 1886 in 755 M. in lieu of that cancelled by G.O. 28th April 1886 in 290 M. Dir.

2. With reference to the complaints of the butchers that if ejected from the market and slaughter-houses they will have no place in which to carry on their ~~profession~~ trade, it should be observed that under sec 196 the Municipality are bound to provide ~~a number of~~ places for use as slaughter-houses sufficient for the wants of the inhabitants. ~~including the~~ ~~positions~~

5710

14/10
1886

Financial Department
CURRENT No. 1653 M.

Financial (1886) DEPARTMENT

FROM,
THE COLLECTOR,
MADURA.

No. 128

ENCLOSURE. "

Dated 30 } September 1886
Received 6 } 10 1886

No.

SUBJECT.

Informing that the Chairman of the Madurai Municipality reports that the butchers occupying the stalls refuse to vacate them in favor of the original lessee who purchased the right to sell meat at the public auction and requesting to be favored with further early instructions on the subject in the circumstances explained.

No. 1653 M - A

PRESS.

<i>Final</i> DEPARTMENT. G.O. DATED <i>9th Octr/86</i> No. <i>1034 M.</i>
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First copy sent to Press. *11/10.*Returned for signature. *16/10.*

Despatched in print.

[Despatch Abstract.]

Mufchuri Shalls. Paping
remarks on the action
of the Madras Mun.
Council in putting
up the — to auction
sale & stating that
the Municipality
should provide suf-
-ficient place for
use as slaughter house