

[L. & M.
1,000-18-4-98.]

Local & Munl. (1898) Department.

MISCELLANEOUS.

G.O., No. 1573 &

DATED 5-9-98

EXTRACTED

INDEXED

[Despatch Abstract.]

Municipal Council

Requesting with remarks the Chairman & the Councilors of the Municipality to employ courtesy and tact in their relations and to work harmoniously for the good of the town.

BACK PAPERS.

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

FURTHER PAPERS.

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

order No. 1543 minis
5/9/98

on the receipt of a requisition
for a special meeting, to discuss
Subjects some of which are within
the cognizance of the Council, while others
are not, the Chairman should convene the
meeting, but exclude from discussion
the latter class of subjects.
2. With ref. to paras. 9 & 10 of the Collectors
endorsement, the Comr. observes no overt
acts of factional opposition in the papers
at present before it. Should such however
be developed, it will take immediate steps
to guard public interests. Meanwhile all
that seems necessary is to exhort both
the Chairman & the Councillors to employ
Courtesy & Tact in their relations, & to
work harmoniously for the good of
the Town.

H.T. 29 898

would it be better to add to para 1:- Should the Council
be asked to...

Cno 2021 m of 98.

Refusal of the Ch: Inc. Dis-
-gnt to convene a meeting on
requisition of certain Municipal
Councillors.

For Orders.

On the 15th April last, four of
the Municipal Councillors of Dindigul
sent in a requisition to the Chairman, un-
der Section 29 (2) of the Act, requesting
him to convene a special meeting to con-
sider the following subjects:-

- (1) Adoption of such further mea-
sures as may be found necessary to pre-
vent the progress of cholera in the town.
- (2) Adoption of measures for the
improvement of the water-supply of the
town.
- (3) Desirability of reducing the
water-works establishment.
- (4) Restoration of the jubilee foun-
tain and the improvement of a municipal
well.
- (5) Charge of misappropriation of
Municipal funds brought by two councillors
against the Sanitary Inspector.
- (6) Determination of the powers of
the Council with reference to the trans-
fer of its contracts.
- (7) Submission of progress reports
by the Chairman, under clause II of Sec-
tion 32 of the Act, to the Municipal Coun-
cil.
- (8)

persisting in passing
a Reso although that
the Chmn that it had no
authority in the matter.

37998

To
The Chairman, The Dindigul
the Collector of Madurai.
7/12/98

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a Reso although told by
the Chm that it had no
authority in the matter.

3/9/98

To
The Chairman, The Dindigul
The Collector of Madurai.
7/9/98

Cno 2021 m of 98.

Refusal of the Ch: Mr. D.
-gnt to convene a meeting on
requisition of certain Municipal
Councillors.

For Orders.

I

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- (7) Submission of progress reports
by the Chairman, under clause II of Sec-
tion 32 of the Act, to the Municipal Coun-
cil.
- (8)

(8) The question of framing rules for the division of work among Municipal Councilors, and

(9) Desirability of appointing Krishna swami Rao instead of Kothandarama Aiyar in the place of Bhima Rao, as First Assistant Master in the Municipal High School.

2. The Chairman declined to convene the meeting on the ground that the disposal of some of the subjects proposed to be discussed was entirely in his power and that the Municipal Council had no power to interfere; but he told the Councillors concerned that he was willing to hold a meeting if they would confine themselves to those subjects in which they had power to interfere.

3. Six of the Municipal Councillors contest the Chairman's right to refuse to hold a meeting for the discussion of any subjects they like and submit a memorial to Government, through the Collector, complaining against the Chairman's action and the style and form of his Endorsement communicating his refusal to them.

4. The Chairman, to whom the memorial was referred by the Collector for remarks, states, that, in his opinion, the four councillors referred to in para. 1 supra have exceeded their rights in calling a special meeting for the discussion of subjects Nos. 3, 5, 6 and 9 mentioned in their requisition and that Section 29 (2) of the Act is obviously intended to apply only to such matters over which the Council has control. In support of this view, he quotes Section 32 (1), which lays down that the

entire

Endorsement (IV) of 38.11.97
Municipal Council

vide his endorsement flagged J

vide the memorial flagged K

vide para. 2 of the memorial

vide also 38.11.97
26.5.98

entire executive power of the Council shall be vested in the Chairman and he states that the Chairman has powers distinct and apart from those of the Council. He fears that if Section 29 (2) be construed according to the views of the memorialists, it will render public business impossible and be an open door to an unreasonable party to bring the administration into contempt and to hamper the Chairman in his duties. To strengthen his case further, the Chairman observes that the Municipal Councillors in question may be said to have disregarded the very first rule regarding the right of interpellation of the Chairman, even were these rules in force at the time, as it requires that no question shall be asked or answered at a meeting of the Council as to any matter or branch of administration, other than those under the control of the Municipal Council.

5. With regard to subject 3, the Chairman points out that when on the 1st April 1898, he proposed to reduce the water-works establishment with the consent of the Sanitary Engineer, the memorialists, with one exception, were all against the proposal and desired that the full staff should be kept or, at all events, that the question should be postponed to a future occasion. This ^{proposal} question had therefore to be passed by the casting vote of the Chairman. The vigorous desire on the part of these very Councillors, less than a month later, to further retrench the staff is considered by the Chairman as the outcome of a factious spirit among them. The fifth s

vide para. 3 of the letter

vide rule not issued in
G.O. No. 2022 of 1898 M
24.11.97

vide Reduction of water-works
establishment

vide the Council's resolution
G.O. No. 605 of 1898 N
19.3.98

vide also 38.11.97
26.5.98

the Chairman considers to be one relating entirely to his executive functions, and he states that the charges therein referred to were investigated by him departmentally and were not only unfounded, but might be said to be the outcome of malice, pure and simple. Subject No. 6 is also regarded by the Chairman, as relating purely to his executive powers. ^{He} states that while passing the conditions of the sales therein referred to, the Council invested him with full powers to deal in the matter of contracts and relieved themselves of the responsibility. He further states that he refused to permit transfers of contracts, because successful wealthy bidders, by transferring their contracts to the names of their servants or men of small means, derive all the benefits of the contracts, with the advantage of being relieved of their responsibility, a state of affairs clearly to the disadvantage of the town. As the appointment of the First Assistant Master of the High School, shown as subject No. 9, rests entirely with the Chairman, he thinks that the memorialists have no right whatever to call a meeting to consider it.

6. In conclusion, the Chairman represents that the present constitution of the Municipal Council is such that it makes it exceedingly difficult for him to do his duty properly. The six memorialists and another Councillor have formed a party, headed by the late Chairman, M.R. Ry. Rajagopal Nayudu, whose apparent object is not so much the furtherance of the interests of the town

Vide para. 6 of the Chairman's letter O

viz. Council's powers are confined to

Vide para. 7 of the C's letter O

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Vide para. 7 of the C's letter

town, as the determination to force the Chairman to resign by a method of constant and irritating obstruction. If this party is allowed to continue its plan of action, the Chairman observes that his position will be untenable and one that no gentleman will be willing to hold.

7. The Sub-Collector, who supports the Chairman, states that in his opinion the Chairman was perfectly justified in refusing to convene the special meeting in question, as the subjects which it was proposed to discuss were not only of a most general nature, but some at least of them, referred to matters of a purely executive nature, e.g. Subject No. 9. He also agrees with the Chairman in considering that the object of the meeting was to harass and annoy the Chairman.

8. The Collector considers that Subjects 5 and 9 relate to the conduct of persons employed by the Municipal Council and that therefore the Council cannot interfere with the Chairman's decisions in those cases. He also entirely agrees with the Chairman in his remarks as regards Subject 6; but with reference to Subject 3, he is of opinion that, although the question of reducing the water-works establishment was considered only about a month before the requisition was made, the Council had a right to discuss it again at a special meeting. The Collector also refers to the constant friction between the Chairman and the six Councillors above referred to, who appear determine oppose the present Chairman on every

poss

Vide his endorsement, dated P.

Vide para. 5 of his end. b. Logged Q.
Subject 5... appropriation by the Sany. Ins. for

9 - copy of the Ins. bill to the

Viz. Council's powers are confined to
Viz. Reduction of water-works est.
Vide para. 6 of the Coll's end. b.

Vide para. 7 of the Coll's end. b.

possible occasion and requests the favour of Government issuing an order showing its disapprobation of the factious spirit which seems to be increasing.

9. The Section 29 (2) of the Act prescribes the following conditions to be fulfilled in requesting the Chairman to convene a special meeting:-

(1) That the requisition shall be in writing.

(2) That it shall be signed by not less than one-fourth of the Municipal Councillors then on the Council.

(3) That it shall specify the day when and the purpose for which, the meeting is to be held and

(4) That it shall be made at least six days previous to the day of meeting.

As all these conditions were apparently fulfilled, the Chairman was bound to convene the meeting. If the disposal of any of the subjects proposed to be discussed at the meeting was entirely in his power, he should have informed the Council accordingly and if it persisted in interfering, reported the matter for the orders of Government.

10. As regards the factious spirit complained of by the Chairman, it will be ^{sufficient} at present to inform the Council that the Government expects it to work harmoniously in the interests of the rate-payers, whom it represents.

V.P.
25/8/98

*It is please see
H.T. 29 P 28*

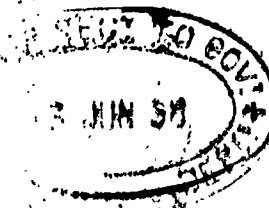
*circulated
12/8
25/8/98
H.T. 29 P 28*

para 10 of the Act

also para 10 of the Act R

Local & Munl. (189) Department.

CURRENT No. 2021 M



From

The Collector of Madras

Order

N. No. 833 of 1898

Dated 11th June 1898

Received

Registered

Enclosures 7

Spare copies

SUBJECT.

Submitting with remarks a Memorial from some of the Municipal Councillors of indignity complaining against the Chairman's refusal to convene a meeting at their requisition together with the Chairman's letter there

25/6

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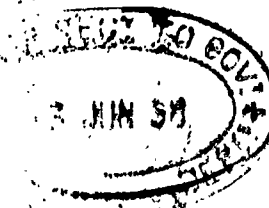
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25/6

BACK PAPERS.

G.O.	No.	Department.	Date.
10	606	hch	19-3-96
"	2597	A h	24-11-97
2	240	hch	26-2-98
"	278	hch	17-2-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Enclosure No. I to the Memorial
of the Councillors

To

The Chairman

Municipal Council

Dindigul

Sir

We the undersigned Municipal Councillors have the honor to request under section 29 clause II of the Municipal Act to convene a special meeting of the Council at 8 A.M. on Friday the 22nd Instant at the Municipal Office to consider the following subjects.

We further request you be good enough to circulate among the Councillors all the papers connected with the following subjects and the acting Sanitary Engineer's report to Government on his last inspection of present water works.

Subjects

1. To see what measures have been

Handwritten text in Tamil script, appearing to be a list or series of notes, possibly related to the topics discussed on the opposite page. The text is dense and covers most of the left page.

Prevention
of cholera.

Improvement
of water supply

Restoration
of the old
water works

Restoration
of the old
water works
a well.

been adopted by the Chairman for the prevention & suppression of cholera which has of late appeared in the town, and to concert such further measures as may be found necessary.

2. To concert measures for supplying water to the town as the quantity now supplied from the water works is very little and the scarcity of water in the town is already very much felt by the people.

3. To consider whether, in consideration of the very little work that has to be done by the existing water works establishment, it is necessary to maintain the same on its present scale and with present strength.

4. To consider the two propositions put forward by Mr. Drayagopaul Naidu, Councillor, regarding the restoration of the jubilee fountain and the improvement of the municipal well in Panamalai Kulam Tank bed.

Handwritten text in Tamil script, covering the left page of the document. The text is dense and appears to be a formal record or report.

Considered the charges of misappropriation of municipal funds lately brought forward by two Councillors against the Sanitary Inspector Chinnungam Pillai and take necessary action thereon, if found necessary.

Considered the powers of the Municipal Council regarding the transfer of municipal contracts, and appeals from Chairman's orders on applications for such transfer.

Considered the question of forwarding progress reports on the Municipal Council by the Chairman under section 22 clause II.

Considered the division of duties among the members of the Council under clause IV of section 38 of the Municipal Act.

Considered whether, in the interests of education as well as municipal finance, it would not be desirable to appoint Mr. Viswasami Row, as the head of the school.

5. To consider the charges of misappropriation of municipal funds lately brought forward by two Councillors against the Sanitary Inspector Chinnungam Pillai and take necessary action thereon, if found necessary.
6. To consider and determine the powers of the Municipal Council regarding the transfer of municipal contracts, and appeals from Chairman's orders on applications for such transfer.
7. To consider the question of forwarding progress reports on the Municipal Council by the Chairman under section 22 clause II.
8. To make rules regarding the division of duties among the members of the Council under clause IV of section 38 of the Municipal Act.
9. To consider whether, in the interests of education as well as municipal finance, it would not be desirable to appoint Mr. Viswasami Row,

Enclosure No II The Memorial of
the Committee 1892

Dindigul

Municipal Office

From

G. Menzel Esquire

Chairman

Municipal Council

Dundigul

McRry X Juan Amara y June AC

A. A. Manadhis. AC

SP, number nails &c

Metropolitan Police AL

Municipal Councillor

Quidigul

(No. 15 - 17)

Dated 18
Despatched 18
Received } April 1898

Enclosure one

Reference This Office N^o
your

Subject

Gentlemen,

Repeating to your letter
of requisition dated the 15th

15.

15th Current,
to forward herewith
information, a copy of
endorsement thereon.

I have the honor to inform
Gentlemen, on

your most obedt servant

(Signed) G. Menge
Chairman

(Enclosed)

Menge
Chairman
1870

by)

(Signed) G. Menge
Chairman

1870

(Signed) P. Wittmann

Endorsement, the Ch
Municipal Council And
on a letter of requisition
by four of the Municipality
Councillors dated the 15th

The Chairman declined
Convene the meeting on
requisition as there are
subjects therein which the
Cillors have no voice in.
Councillors will confine
themselves to subjects in which
they have a voice, the Ch
will be pleased to come
meeting.

(Signed) Henry
Chairman
1876

(True copy)

(Signed) G. M.
Chairman
1876

(True copy)
P. Smith

Miss (D),

Mary Anne

municipal corporation, and a number of
 residents of the city of New York,
 do hereby certify that the above
 named corporation, and the several
 officers and members thereof, are
 duly qualified and authorized to
 execute the same, and that the
 same are in full force and effect.
 In witness whereof, we have hereunto
 set our hands and seals, this 1st day
 of January, 1881.

His Excellency the Governor
 in Council
 Fort St. George
 Madras
 (Through the Collector of Madras)

C. M. No. 2.
 (Through the Collector of Madras)

Memorial

To
 His Excellency the Governor in Council
 Fort St. George,
 Madras

(Through the Collector of Madras)
 The humble memorial of the undersigned
 members of the Municipal Council of
 Diindigul, most respectfully sheweth that:-

In accordance with the provisions
 of section 29, clause 2, of the District
 Municipalities Act, a requisition in
 writing was duly made to the
 Chairman of the Municipal Council
 by four out of the ^{seven} undersigned
 Councillors, for convening a special
 meeting for the purposes specified
 in the said requisition, a copy of
 which is herewith annexed (Enclosure 1).
 To the great surprise of your
 Excellency's memorialists, the said
 requisition

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 Fort St. George
 Madras
 (Through the Collector of Madras)

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Handwritten text in a cursive script, likely a letter or document. The text is dense and fills most of the page. It appears to be a formal communication, possibly a response to a requisition. The script is somewhat difficult to decipher due to its cursive nature and the age of the document. There are some words that are more legible, such as "requisition" and "Chairman", which correspond to the typed text on the opposite page.

requisition has met with a response declining to convene the meeting, contrary to the express provisions of law, (vide Enclosure 2); and while the Chairman has chosen to act against the express provisions of law, the style and form of his communication to the memorialists of his refusal to convene the meeting, are highly indignant, if not insulting.

Your Excellency's Memorialists beg to submit that the Chairman's action in declining to comply with the said requisition is as illegal as it is improper for the reasons hereunder set forth.

(a) Section 29 clause 2 makes it compulsory on the part of the Chairman to convene the meeting of the Council in pursuance of the requisition made under that section.

(b) The Chairman ought not to have declined to comply with the requisition made by four out of twelve Councillors, which is the sanctioned

Strength

Handwritten text in Arabic script, likely a translation or transcription of the English text on the opposite page. The text is dense and covers most of the page area.

Strength of the Council, on his own individual opinion, and he should have moved at the meeting convened for the purpose, his objections if any, against the said requisition.

(C.) All the questions involved in the proposals contained in the said requisition are perfectly within the legitimate functions of the Council to consider, and the memorialists submit that they should therefore have been brought for consideration before the meeting.

(d) The Chairman has no power either under the provisions of law or the rules framed thereunder to withhold on any ground whatsoever any proposal duly made or question duly raised from being considered by the Council.

4. The memorialists regret to point out that the action of the Chairman has in this instance retarded

Handwritten text in Arabic script, likely a translation or transcription of the English text on the opposite page. The text is dense and covers most of the left page.

Retarded the prompt and efficient discharge of the legitimate duties of the Council; and they apprehend that such an attitude on the part of the Chairman towards the Council is likely to interfere with the duties and responsibilities of the Council.

The proposals that had to be considered at the meeting being sufficiently self-explanatory, any further comments as to the propriety thereof appear in the memorialists' humble opinion, unnecessary.

The memorialists therefore pray that your Excellency be pleased to direct the Chairman to convene a meeting for the consideration of the subjects contained in the requisition, and to pass such other orders as may be necessary for future guidance.

23rd April 1898
Disregard } Your Excellency's Humble Memorialists.
Chaturmathi Council

The first of these is the fact that the
 Government has not yet decided
 whether it will accept the offer of
 the United States to purchase the
 Alaska territory. This is a matter
 of great importance, and one
 which has been the subject of
 much discussion in Congress.
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 which has been the subject of
 much discussion in Congress.

My opinion
 Commenced
 D. Smith
 My opinion
 On the subject of the
 proposed purchase of the
 Alaska territory, I am of the
 opinion that it is not
 expedient to purchase the
 territory at the present
 time. The reasons for this
 are as follows: First, the
 price offered for the
 territory is not sufficient
 to cover the cost of the
 purchase. Second, the
 territory is not needed
 for the present purposes
 of the Government. Third,
 the purchase of the
 territory would involve
 a large expenditure of
 money, which is not
 available at the present
 time. Fourth, the
 purchase of the territory
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 expenditure of money, which
 is not available at the
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 present time.

Handwritten notes in Tamil script, likely a memorandum or draft, located at the top left of the page.

The Excellency the Governor
in Council
Fort St. George,
Madras
(Thro the Collector of
Madura)

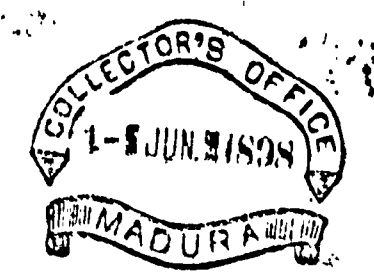
Memorial of the written
mentioned Municipal
Councillors of
Dindigul
with 2 enclosures

5/20/1898

Current No. of 1898

Local & Munl. (1898) Department.

CURRENT No.



from
G. Munge & Co.
Chairman
Municipal Council
Dindigul
No. 70.

Order
(in Tamil script)

with 18 documents
in Tamil script
in English

Dated 26th May 1898
Received
Registered
Enclosures (3) 2/20 + 1 file of
Spare copies papers returned in
original -

SUBJECT.

Submitting explanation
called for in regard to a
memorial from some of
the Municipal Councillors
Dindigul to His Excellency
the Governor in Council
once

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Cable: Not to letter No. 70.

No. 454

Druid St. Municipal Office

9th February 1898

Dep't 11-2-98.

It is,

G. Mangel Esquire

Chairman, Municipal Council

Druid St.

To,

The Sanitary Engineer

to Government

Fort Saint George.

Sir,

In Council maintaining

the marginally noted establishment

1. Director Rs 40 p.m. 40-

1. Foreman @ 10. 00. 10- for the water works, I am led to think

2. Working order @ 12- that the staff now employed is unnecessary

2. Watchman @ 5 00. 10-

1. Plumber Rs 24 -- 24- high and that a reduction can be effected.

2. Sanitary 2 @ 6. 12- The said staff having been provided

Chamber 2 @ 6. 12-

Total 108-

for the total supply as per the scheme,

the present supply is about a quarter

and entails a proportionately smaller

staff to supervise. For want of

sufficient quantity of water in the

wells, pumping is done only once

a day in the afternoon for an hour or two. The Driver, Sixer, & the watering coolies have nothing to do in the rest of the day. Water is now being supplied to 18 taps out of 26 erected in the town during the morning between 6 + 10 A.M. 20 taps receiving a supply of more than an hour and a half for an hour and three quarters.

2. The Driver is willing to do the duties of a plumber for the present and his two watering coolies are willing to do the duties of the 2 fountain cleaners & brush work they are well accustomed. They have no work in the morning and have ample time to do this additional duty.

3. In view of the fact that water scheme is not complete and consequently the work of the water works

works establishment is considerably less than it would be if the full supply were produced; and in view of securing economy, I propose that the services of the Plumber and 2 fountain cleaners be ^{be} dispensed with for the present with effect from the 1st of April next ^{when} the supply is increased they can be re-embarked.

H. Under the circumstances I have the honour to request you be so good as to let me know if any proposal meets with your approval.

I have &c

Signed G. Mungel
Chairman

No. 212

Government of Madras

Office of Sanitary Engineer

Fort St. George 12th July 1884

Despatched 12.2.84
200

From,

A. G. Russell Esquire

Sy Sanitary Engineer to Government,

To,

The Chairman

Municipal Council

Dindigul

Sir,

In reply to your letter no 154

of the 9th instanc, I have the honor
to say that I see no objection to giving
effect to your proposals.

I am &c

Signed A. G. Russell

Sy San. Engineer to Govt

(Three copies)

[Signature]

-Chairman-

25/7/98
Dindigul.

4
20/11/98

Condo: No. 2. to letter no. 70

Extract from the Proceedings
of the Dindigul Municipal Council
passed at its Special meeting held
on the 21st February 1898 at 7.30 P.M.

Present:—

G. Mungel Esquire. Chairman

R. H. Spinkley Esquire. Committee

J. W. Chock Esquire do

M. R. S. P. Muttu Naidu Esq. do

" M. Hooky Ram Pillay Esq. do

" P. G. Mohamed Mughtom
Rautter Esq. do

" V. S. Pichaimoorthi Rautter Esq. do

" T. S. Mathias Rautter Esq. do

" E. Anantaramaiah Esq. do

" T. Raja-gopal Naidu Esq. do

" N. Ramasamy Naidu Esq. do

I. Proposal of the Chairman
that the services of the Plumber
and

40

○

3
2021/11/18

Handwritten signature

*Re.
E. J. H. Chairman
Director.*

Druidsgate Municipality

13

Persons intending to bid must attend
in person or by a duly authorized agent.



date

date being forfeited to the Municipality.
4. The renter will be authorized to
levy fees at the rates sanctioned by the
Council in its Resolution No. 17 of the
April 1885 and published in the
Supplement to the Madras District
Gazette of 2nd May 1885, Page 28, and at
no other rates.

5. The rent be paid by monthly
instalments on or before the 1st of
every month following one for which
it is due. Any instalment or a
portion thereof remaining unpaid
at the time when it should have been
paid shall be considered an arrear
of rent and the arrear arrear of rent
together with an interest of 2 per cent
per annum should be paid within 7 days
from the date on which it is due.

For the rents of the last three months
of the year, the deposit stated in para
3 above will be credited in the
accounts.

6. The contractor will be ^{liable} ~~be~~
to fine under the order of the Chairman
for any infringement of rules for the
management of the market now existing
or hereafter framed, in addition
to

to any other punishment. He shall
be liable under his contract.

7. On every infringement of the foregoing
rules it shall be open to the Chairman
either to take the form under the manage-
ment of the Council at the contractor's
risk or to declare the lease forfeited
and to resell it on the contractor's
responsibility, the deposit required
by para 3 supra being in each case
forfeited to the Municipality or to cover
the loss due under the provisions of
Municipal Act.

8. Other conditions will be inserted
in the Sanadnama when executed
under para 3 above.

(Signed) J. Dingle
Chairman
3-3-98.

Resolution No. 1 of 3rd March 1898.
Read Draft Conditions of Sale
of the Annual Leases and
Contracts.

Approved
(Signed) J. Dingle
Chairman
26-5-98 Chairman

N. 72

Dindigul, Municipal office
26th May 1898.

Sir,

G. Mungel Esquire

Chairman, Municipal Council,

Dindigul

To,

The Collector of
Madras

(Through the Sub. Collector of Madras)

Sir,

In reply to your
communication of the 6th instant
Ref No: $\frac{833 \text{ of } 98}{\text{H.S.}}$ giving cover to a
memorial to His Excellency the
Governor in Council which I
return herewith, I have the
honour to state that I am of
the opinion that the 4 Councillors
in question had exceeded their
rights

2
2024/11/19

rights in calling a special meeting
for the discussion of Subjects 3, 5,
6 & 7 of their requisition.

2. Section 29 (2) of the
Municipal Act - Itake it is
obviously intended to apply to
such subjects only which -
Councillors have a voice. Section
32 (1) supports this view inasmuch
as it states that "the executive
powers of the Municipal
Council shall be vested in the
Chairman" thereby clearly pointing
out that the Chairman has
"powers" distinct and apart from
that of the Council. The subjects
3, 5, 6 & 7 that I object to are purely
executive and as such are clearly

vested in the Chairman without
the right of interference by the
Council.

3. Were the Section 29 (2) to be
construed according to the
views of the memorialists to His
Excellency it would render public
business impossible and would
be an open door to an unreasonable
party blaming the administration
into contempt and to hamper the
Chairman in his duties.

4. It seems true that the
Councillors in question have
encroached upon the Rules re-
lating to the right of interpellation
of the Chairman, although the
right of interpellation only comes
into force on the 1st June next.

Encore had these rules been in force in April, the information demanded by the 4 Councillors would have been regular and a breach of the very first rule which reads as follows:-

"No question shall be asked or answered at a meeting of the Municipal Council as to any matters or branches of the administration, other than those under the control of the Municipal Council."

These Rules again point to the fact that the Chairman has individual powers, apart from the Council and strengthen my view that the Council have no right of interference in administration and

and departmental matters.

5. With regard to requisition 3, I reduced the water works staff so short a time ago as on the 1st April 1898 having previously taken the views of the Saintry Engineers & Government (enclosed). It was ^{with} great difficulty that I managed to get the resolution passed with regard to this reduction, the municipalists, with the exception of Mr.

Ramaswamy Chettiar were against the proposition emanating from myself and desired that the full staff should be kept or at all events the question be postponed to a future occasion

occasion. The resolution
(copy and book) was passed
however by my casting vote
and was given effect by
G. O. No. 606 D. No. 1, dated 19th N.
March 1898. It is strange there-
fore that rather less than a
month later to this, the same
body should have such a
vigorous desire to per-
sue and to reduce a staff already
reduced to its minimum.

The present staff consists of

- 1 Driver on Rs 40 per mensem
- 1 Foreman - Rs 10
- 2 Working coolies @ Rs 6
- 2 Watchmen @ Rs 5
- who are responsible for the
maintenance of a Locomotive

costing

costing Rs 80,000 - about

As a matter of fact the question
in question is the outcome of
faction. The present staff is as
small as it well can be com-
patible with the safety of the
valuable machinery &c in its
charge. I am perfectly sure
that if preference on this matter
were made to the Sanitary
Engineers to Government he
would distinctly depreciate any
further reduction. I consider
that this is an executive matter
which the Council have no
right of interference.

b. Requisition No. 5 is entirely
executive, the changes in ques-
tion are

were investigated by me
departmentally and I found that
they were not only unfounded
but the outcome of malice pure
and simple. If desired I am
willing to give full details re-
garding this matter.

7. Requisition No. 6 is equally
entirely executive, the Council
in their own resolution at the
Sale meeting held on the 3rd
March 1898 in passing the
conditions of Sale (enclosed)
invested me with full powers
to deal in the matter of contracts
and relieved themselves of the
responsibility.

My reason for refusing
the transfer of contracts is that

in previous Sales when they
Contractors who have hitherto
bid at Sales and have been
accepted as successful bidder,
were permitted immediately
afterwards to transfer their
contracts to the names of their
servants or men of straw. By
this means the original bidder
derived all the benefits of the
contracts with the advantage
of being relieved of their
responsibility, a state of
things clearly to the disadvantage
of the town.

I at the Sale itself pointed
blank refused a transfer and
have remained firm in my
resolution to refuse transfers
and

and Sub. Contracts with the
result that now a.C. Contractors
have executed their agreements
and the matter has settled itself.

The only Concession I did make
was the inclusion of painters
in the contracts.

8. Requisition 9 is a matter
in which the Council have no
right of interference, it rests
with the Chairman as manager
of the School in question to
decide, in consultation with the
educational authorities, whether
a master should be promoted
or not, it is furthermore not
a question in which the Council
are qualified to offer an opinion.

9. The tenor of the requisition
reads

and of the memorial to His
Excellency the Governor in Council,
speaks for itself. The present
constitution of the Council is such,
that it makes it exceedingly
difficult for me to do my duty
to the Town. The six memorialists
and another councillor form a
party headed by the late Chairman
Mr. J. Rajagopal Aiyar whose
apparent object is not so much the
consideration of the interests of
the town as the determination
to force me to resign by a
method of constant and irritating
obstruction.

10. If this party is allowed
to continue their plan of action
to

to commence meetings upon any
subject they can think of, my
position as chairman would
be untenable and one that
no gentlemen would be
willing to hold.

I have the honor to be,
Sir,

Yours most obedt servant

Wm. L. Garrison

Chairman

Wm. L. Garrison
26/9/88

833/1000 11
1-6-98

Dis. No. 1523 of 90
 Genl
 Dtd 31.5.88

1. Submitted to the Collector.
2. The chairman was I consider perfectly justified in refusing to convene the special meeting in question. Not only were the subjects, which it was intended to discuss, of a most general nature, but some at least of them ^{of a purely scientific nature} referred to matters ^{(vide} subject no 9 on the question of the promotion of a ^{scholarship}).
3. There appears to be no question that the Commissioners who have signed the memorial wished to convene the meeting with the object of annoying & harassing the chairman - Mr. Hengal.

30/5/98 - L'Albanie
apsub-cu ar

2. Pol. 833 of 1929 LOCAL & MUNICIPAL DEPT.
CURRENT No. 2024

Submitted to the Secretary to Government

Local and Municipal Department, Madras.

- 2 The Chairman, Municipal Council, Dindigul, Mr. Mengel refused to convene a special meeting under Section 29(2) of the Municipal Act on the ground that some of the 9 subjects were entirely under his control and that the Council had no voice in them.
- 3 I was obliged to make a reference to the Chairman to discover which of the subjects he considered were of this description.
- 4 In his letter No. 70 dated 26 May 1898 he has replied to this reference.
- 5 Subjects 5 and 9 relate to the conduct of persons employed by the Municipality and I think that the Council cannot interfere with the Chairman's decision.
- 6 With regard to subject 3, the Chairman explains that the question of the water works was discussed about a month before the requisition was made and that the present establishment was reduced to the lowest possible scale consistent with efficiency. Although this may be true, the Council has a right to discuss the

the question at a special meeting, if it chooses, though the discussion might not lead to any practical result.

7. Subject no 6 is in general terms with regard to Municipal Contracts. The Chairman explains with reference to this that the subject was settled by the Council at the meeting held on 3rd March last, when he was invested with full powers to deal with the matter of Contracts. - During the current year, the Council would be unable, in my opinion, to alter this resolution as the Contracts were leased out definitely and the Chairman's powers were defined. I agree with the Municipal Chairman on this point.

8. The Chairman said he was willing to convene the meeting for the other subjects mentioned in the requisition. The 6 Councillors contest the Chairman's right to refuse to convene the meeting for the discussion of any subjects they like. The interpretation of section 29(2) is desirable in order that a similar dispute may not occur.

9. I regret to state that there is constant friction between the Chairman and 6 of the Councillors and that the latter, including Mr. Rajasopeka, who was formerly Chairman appear

determined to oppose the present Chairman on every possible occasion. I have recently had to forward two letters from the Chairman in which he requests that the resolutions of the Council may be set aside.

10. I would therefore request the favor of Government issuing an order showing the disapprobation of the factious spirit which seems to be increasing, in order that the Municipality may work properly without these constant references and quarrels between the Chairman and some of the Councillors.

Madura Collector's Office
Camp Kodakawal
11th June 1898

Campawal

J. D. Partridge
Collector
11.6.98

Given for copying _____
Copied _____
Examined _____
Signed _____ 189

SENT AGAIN G.O. No. _____ DATED _____
189

RENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

ORDER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

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