Removal of prickly-pear in the

Be

2649m.

L. & M.
2,000—13-6-98.

Local & Munl. (1898) Department.

MISCELLANEOUS.

G.O., No. 1547 M.

DATED 22-7-98

[Despatch Abstract.]

Clearance of prickly pear in [illegible] villages
[illegible]

Stating [illegible]
[illegible] of [illegible] for [illegible]
preventing [illegible]
in the [illegible]
to remove the [illegible] pear and [illegible]
the Collector [illegible]
[illegible] should be [illegible]
the [illegible] of the [illegible]

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cws 3652M/98							

500—27-5-95.

Papers to be read in Proceedings:—

Again G.O., dated 189 , No.

Current No. 1524M of 1898, dated 27th April 1898 from the Dy Adjutant-General, Madra Command

Current No. 2449M of 1898, dated 11th July 1898 from the Chairman, M.C. Bellary.

Mis Order. No. 1647 mis d 22/9/98

In September 1897 the Municipal Council of Bellary, issued notices to the landlords in the Cantonment to remove prickly pear from the compounds of their bungalows by the 31st December following, on pain prosecution. On the 7th January 1898, the Station staff officer reported that in the case of fifteen bungalows, prickly pear had not been removed on the date mentione in the notice and requested that th landlords in these cases might prosecuted. But no action was ta in the matter until the 2d March 1898, when the Chairman inspec -ed these bungalows; and on the 15th idem, the Council ordered three of the landlords to be prosecuted and excused the oth defaulters, one of whom was

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cwo 3652 M/98							

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[5]
500—27-5-95.

LOCAL AND MUNICIPAL DEPARTMENT.

Papers to be read in Proceedings:—

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2. The Collector is requested to warn the Councillors that they should be punctual in attending the meetings of the Municipal Council.

V.R.
16/9/98

19 9 98

To

The Deputy Adjutant General Madras Command,
" Chairman, M.C., Bellary
through the Collector.

Expd 20/9/98

Removal of prickly-pear in the Bellary cantonment.

2449 M.

FOR ORDERS.

With the first of the letters read above, the Deputy Adjutant General Madras Command forwarded to Government two letters, one from the Officer Commanding Bellary to the Assistant Adjutant-General, Belgaum District and the other, from the Station Staff Officer to the Officer Commanding Bellary, complaining of the want of punctuality of the members in attending the meetings of the Bellary Municipal Council and the apathy of the Council in ~~the matter of~~ carrying out the orders of Government in regard to the fencing of compounds and the removal of prickly-pear from them and he requested that pressure might be put on the Municipal Council to cause them to execute their duties properly.

Vide c.no. 1524 M. N.

2. The Municipal Council of Bellary which was called upon to explain the allegations made in the letter of the Station Staff Officer, dated 15th March 1898, submits with the second letter read above, its explanations on the points referred to. The allegations of the Station Staff Officer and the explanations of the Municipal Council will now be considered below seriatim.

O.M. no 559
12-5-98
*E

c.no 2449 M. O.

(I) Irregular attendance of Municipal Councillors. The Station Staff Officer reported that on the 8th March 1898, he attended at 7-30 A.M. a meeting of the Municipal Council to which he had been summoned in the usual manner, that only the Chairman

Vide his letter flagged P.

man

Chairman and another Councillor were present, that he waited until 8-30 A.M., when as no other members turned up and as there was no quorum, no business was done and the meeting was post-poned until 12 noon of Saturday the 12th idem, that he attended this meeting at the appointed hour, but found only the Chairman present and that no members turned up until 1-15 P.M., thus delaying business for an hour and a quarter. He further stated that he attended another meeting of the Council at 7-30 A.M. on the 15th March 1898, but that a sufficient number of members to form a quorum did not come in before 8-15 A.M.. He therefore requested that some notice might be taken of the discourtesy shown to him by the members of the Council in attending the meetings an hour and often an hour and half late and thus wasting his time which might otherwise have been more profitably employed.

Vide the Council's resolution flagged Q

The Council explains that the meeting of the 8th March referred to by the Station Staff Officer broke up at 8 A.M., and not at 8.30, as stated by him, that it was not adjourned to the ensuing Saturday as alleged ~~by him~~, but that a special meeting was called for that day to hold auctions of certain annual contracts, that there were then present only eight members in all, forming a quorum, that when the sales were proceeding, Captain Coleman left the meeting and that as only seven members remained afterwards, the contracts were not finally disposed of on that day. It is also stated that the members willingly waited ~~from~~ for more than half an hour that day, as the business before them was an urgent and important

Vide, its resolution at the page flagged R.

wait for bidders. ~~See~~ Section 30(5) of th Act, as amended, says that "if within half "an hour after the time appointed for a "meeting, a quorum is not present, the meeting shal "stand adjourned unless all the members "present agree to wait longer". It is stat that in this case, the Council has no recollection of the time when it commenced its business, but it is certain that Captain Coleman did not exercise the privileg of breaking up the meeting. With regard to the complaint of discourtesy on the part of the Council made by Captain Coleman, the Council regrets that it is compelled to bring to the notice of Government that it was not discourteous, but that on the day in question, it was Captain Coleman who acted very discourteously and in a manner unbecoming a member of the Council, by leaving the meeting abruptly in a fit of temper, saying as he left the room, that there was no use of his coming to the Council, if his propositions were not carried out, and that he would report the Council to the Commanding Officer.

It will thus be seen that the Municipal Council is not seriously to blame, although it is ~~possible~~ probable that the Councillors were not very punctual in their attendance and this appears to have annoyed ~~of~~ the Station Staff Officer. It is therefore submitted that the Collector may be asked to warn the Councillors to be punctual in attending the meetings of the Council.

Vide his letter flagged P.

II. Removal of ~~the~~ pricklypear from Compounds The Station Staff Officer stated that in September 1897, the Municipal Council, at the instance of the Officer Com

prick

,while for

different land-lords in the Bellary Cantonment to remove prickly-pear from the compounds of their bungalows, with an intimation that if this was not done by 31st December 1897, the Council would take action against them under the Madras District Municipalities Act as amended, that on the 7th January 1898, he reported that in the case of fifteen bungalows, prickly-pear had not been removed from the Compounds on the date mentioned in the notice, and requested that the land-lords should be prosecuted for their neglect, that no action was taken in the matter until the 2nd March 1898, when the Chairman knowing him (Station Staff Officer) to be absent from the station on duty, inspected the compounds of the bungalows referred to by him together with another councillor and that on the 15th idem, when his letter and complaint regarding these bungalows were brought up for discussion, the Council decided to prosecute only three land-lords in connection with four houses out of the fifteen, notwithstanding his strong representation that it should uphold its own order and assist the Officer Commanding the Station to make the Cantonment habitable. He further pointed out that a municipal councillor Chellaperumal Pillai, who was the owner of two of the houses referred to in his complaint, admitted that he had done nothing in the matter of removing ~~the~~ prickly-pear, giving as his reason that if the Government had not removed prickly-pear from ~~their~~ its lands, he, a poor land-lord, was going to remove the same from his

land

land, thus openly defying the council ~~the~~ ~~council~~, but That the council nevertheless refused to prosecute him. He therefore requested that some notice should be taken of the manner in which the authority of the Officer Commanding the station whom he represented on the Municipal Council in ~~the~~ matters connected with the Cantonment were set at nought. In forwarding this letter to the Assistant Adjutant-General, the Officer Commanding Bellary, while requesting that the matter might be brought to the notice of Government, stated that most of the members of the municipal council were land-lords of the houses in the Cantonments and backed each other up and instead of assisting him in his endeavours to have the compounds of the houses in the Cantonment properly and suitably enclosed, did all in their power to defy him and the Government, whose orders he was trying to carry out.

Vide his endorsement flagged S.

its resolution flagged R.

The Council states in reply as that in the case of the remaining eleven compounds mentioned by the Station Staff Officer, fair progress had been made in the removal of prickly-pear in most of them and the work of removal was still going on, the Council did not think it desirable to prosecute the owners and that these have since been completely cleared, except one or two, the owners of which have been ordered to be prosecuted. In regard to Chellaperumal Pillai's case, the Council states that he has four bungalows, not two, as stated by the Station Staff Officer, of which, he had completely removed the prickly-pear from three, while for different land-lords in the Bellary Cantonment to remove prickly-pear from the compounds of their bungalows, with an intimation that if this was not done by 31st December 1897, the Council would take action against them under the Madras District Municipalities Act as amended, that on the 7th January 1898, he reported that in the case of fifteen bungalows, prickly-pear had not been removed from the compounds on the date mentioned in the notice, and requested that the land-lords should be prosecuted for their neglect, that no action was taken in the matter until the 2nd March 1898, when the Chairman knowing him (Station Staff Officer) to be absent from the station on duty, inspected the compounds of the bungalows referred to by him together with another councillor and that on the 15th idem, when his letter and complaint regarding these bungalows were brought up for discussion, the Council decided to prosecute only three land-lords in connection with four houses out of the fifteen, notwithstanding his strong representation that it should uphold its own order and assist the Officer Commanding the Station to make the Cantonment habitable. He further pointed out that a municipal councillor Chellaperumal Pillai, who was the owner of two of the houses referred to in his complaint, admitted that he had done nothing in the matter of removing ~~the~~ prickly-pear, giving as his reason that if the Government had not removed prickly-pear from ~~their~~ its lands, he, a poor land-lord, was going to remove the same from his land, thus openly defying the council ~~council~~, but that the council nevertheless ~~the~~ refused to prosecute him. He therefore requested that some notice should be taken of the manner in which the authority of the Officer Commanding the station whom he represented on the Municipal Council in ~~the~~ matters connected with the Cantonment were set at nought. In forwarding this letter to the Assistant Adjutant-General, the Officer Commanding Bellary, while requesting that the matter might be brought to the notice of Government, stated that most of the members of the municipal council were land-lords of the houses in the Cantonments and backed each other up and instead of assisting him in his endeavours to have the compounds of the houses in the Cantonment properly and suitably enclosed, did all in their power to defy him and the Government, whose orders he was trying to carry out.

Vide his endorsement flagged S.

its resolution flagged R.

The Council states in reply that as in the case of the remaining eleven compounds mentioned by the Station Staff Officer, fair progress had been made in the removal of prickly-pear in most of them and the work of removal was still going on, the Council did not think it desirable to prosecute the owners and that these have since been completely cleared, except one or two, the owners of which have been ordered to be prosecuted. In regard to Chellaperumal Pillai's case, the Council states that he has four bungalows, not two, as stated by the Station Staff Officer, of which, he had completely removed the prickly-pear from three, while fo

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fourth, he wanted time till the 31st March (i.e.) 12 days, which the council granted and did not prosecute him considering that in the space of three months allowed by the notice, he had completed the removal of prickly-pear from three bungalows. It is also stated that Chellaperumal Pillai never said that he had ~~some~~ done nothing or that he was not going to remove prickly-pear from his bungalows for the reason alleged, although it is true that in the discussion which took place on this subject, he said that the Government, for want of funds, had not cleared their grounds, and the council considered this circumstance in deciding his case. The Council expresses its regret at the remarks of Captain Coleman in para. V of his letter and states that it gives the best consideration to all matters before coming to a decision, that Captain Coleman cannot take offence at his proposals not being accepted and that he is not right in thinking that the council is discourteous to him personally or to the officer commanding the Station, whom he says he represents, either in not accepting his proposals or by any of the Councillors happening to come late.

It will thus be seen that the complaint of the Station Staff Officer on this point also is not well founded. The council appears to have been doing its best to carry out the orders of Government regarding the removal of prickly-pear from the compounds of bungalows in the Cantonment, and if in consideration of pecial circumstances of a case, it

No, it is well fo
Sept. the notices were is
Clear by 31. Dec. on p
-cution. On 7th Jan he
15 bungalows. No acti
till 2nd March, when
inspected. On 15
3 landlords were ordered
one of the defau
Councillor, being
The Council
compounds - of
the owners were
T.

Vide G.o. No 1655/24-

Says they owners
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clearing was 8
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notice.

It is important on San.y grounds that compounds in the Cantt. be cleared of p.p., & the only way to do this is to prosecute rigidly when notice to remove is disobeyed. Esp.y sh.d this be done in the case of a Councillor.

HT
4 9 98

V.R.
30/8/98

To

pect of any house-owner, it is
to attribute such action to pr
It is therefore submitted that
cil's resolution may be forward
Deputy Adjutant General, Madras
with the remark, that the Govern
no reason to interfere with the
the Municipal Council in regard
removal of prickly-pear from th
of houses.

The accompanying draft order
mitted for approval.

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Cuys 1524 m & 2449 m.
of 98.

Misc.

ORDER

The resolution of the Municipal Council, received with the Chairman's letter read above, will be forwarded to the Deputy Adjutant-General, Madras Command, with the remark that the Government sees no reason to interfere with the action of the Council in regard to the removal of prickly pear from the compounds of houses in the Cantonment.

2. The Collector is, however, requested to warn the Councillors that they should be punctual in attending the meetings of the Council.

V.R.
30/8/98

To,

The Chairman, M.C., Bellary.
,, Collector of Bellary.
,, Dy. Adjutant-General, Madras Command (with 8 Enclosures retd.

Cus 1524 m & 2449 m.
of 98.

Misc.

ORDER

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V.R.
30/8/98

To,

The Chairman, M.C., Bellary.
,, Collector of Bellary.
,, Dy. Adjutant-General,
Madras Command (with 8 Enclosures recd.

Local & Munl. (189) Department.

1443

BELLARY MUNICIPALITY
14 MAY. 93
RECEIVED.

CURRENT No. 1524 M

G.O. 747
13-5-98

From The Dy Adjutant Genl
Madras Command

~~Order~~ No 559 d/ 12-5-98

Forwarded to the Municipal Council Bellary for explanation of the allegations made in the letter of the Station staff officer, Bellary dated 16th March 1898.

~~By order~~
(By Order)
E.G. Robert
Ag ~~Asst~~ Asst Secretary
11-5-98

V.R.
10/5/98

No. B
9-679

Dated 27. 4. 98.
Received 2. 5. 98.
Registered
Enclosures 8
Spare copies.

Bellary Collector's Office
Reg. No. ....
13 MAY. 1898

Forwarded
E.A. Elwin
Ag Collector
13.5.98

To
The Chairman, Munl Council Bellary
through the Collector
(with papers in orgl to be retd)

SUBJECT.

Fwdg. certain communications received from the General Officer Commanding ~~the~~ Belgaum Dt. & stating that H.E. the Lieut Genl Commanding the Forces hopes pressure will be put on the Munl Council Bellary to cause them to execute their duties properly

9/5

a/10/5

BACK PAPERS.

G.O.	No.	Department.	Date.
/o	2739	Mil	8 12 97
"	1655	m	24-7-97
	1012	m	29-4-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 5602.

Station Staff Office,
Bellary 29th November 1897.

Heading.
Cantonments

From
COLONEL W. B. WARNER,
COMMANDING, BELLARY.

To
The A. A. General
Belgaum District
Belgaum.

Sir.

In continuation of my No 142 C/O dated 31-7-97 I have the honor to report that the Municipal Council, Bellary, have withdrawn summonses, for not putting proper fences round Bungalows, from the undermentioned landlords.

1. Thondra Chetty (agent, Messrs Abraham & Co) for Bungalow No 43.
2. Messrs Ibrahim Sait & Co for Bungalows Nos 41. 58. 59 & 60.

3

BACK PAPERS.

G.O.	No.	Department.	Date.
C/O	2739	Mil	8-12-97
"	1655	do	24-7-97
	1012	do	28-4-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 5602.

Station Staff Office,
Bellary 29th November 1897.

Heading.
Cantonments

From
COLONEL W. B. WARNER,
COMMANDING, BELLARY.

To
The A. A. General
Belgaum District
Belgaum.

Sir,

In continuation of my No 142 C/o dated 31-7-97 I have the honor to report that the Municipal Council, Bellary, have withdrawn summonses, for not putting proper fences round Bungalows, from the undermentioned landlords.

1. Thondra Chetty (Agent, Messrs Abraham & Co) for Bungalow No 43.
2. Messrs Ibrahim Sait & Co for Bungalows Nos 41. 58. 59 & 60.

3

3. From Mr. T. Challapermaul Pillay for Bungalows 30 & 52.

4 From Mr. B. Putiah Chetty for Bungalows 42 & 44.

The resolutions of the Council withdrawing summonses against the above were passed in the face of the strongest opposition from the Offg Station Staff Officer.

II

I must point out that in this matter of trying to improve the Cantonment of Bellary, and trying to make Landlords comply with Cantonment Regulations and the Municipal Acts, I have met with no assistance from the Bellary Municipal Council, but rather with opposition, for the reason that many of the Councillors are Landlords of the Bungalows in this Cantonment; and I hope that this may be represented to the Government of Madras with a view that instructions may be issued to the Bellary Municipal Council to give me that support in Cantonment matters, that I have a right to expect from them.

BELGAUM
DISTRICT
RECEIVED
1 DEC. 1897
Dy. No. 3450
STAFF

I have the honor to be,
Sir.
Your Obedient Servant.
J. W. Warner. Col on Staff
Commanding Bellary.

No 3107B.

II

O.C. Bellary.
Will you please send a copy of your 142 %, as only a precis of it has been entered in the Confidential letter books of

2
1524 m/98

Diary No. 2029 m
Recd 10 DEC 1897 17.12.97
Branch B

No.

Heading.

FROM Captn W:

TO

THE Colonel

SIR,

I have
the following,
On Tuesday
a meeting of
Council at
I had been
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the Chairm
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meeting was
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Madras Command. X 12
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apathy of the Bellary
councillors in the matter of
ed be brought to the notice
Government, & a little
right to bear on the
, it may tend to improve
ally in this Contonment.

S. E. Rolland
Brig.-General,
Commanding Belgaum District.

2/1524m/98

3/1524m/98

Station Staff Office,
Bellary 15th March 1898.

No.

Heading.

FROM Captn C. F. Coleman
Station Staff Officer, Bellary.

To

THE Colonel on Staff
Commanding
Bellary

SIR,

I have the honor to bring the following to your notice. On Tuesday March 8th I attended a meeting of the Bellary Municipal Council at 7.30 am to which I had been summoned in the usual manner, there was only the Chairman & Mr. Abraham present, I waited till 8.30 am when no other members turned up, and not having a quorum no business was done, and the meeting was postponed till 12 midday on Saturday March 12th

attended at 12 midday and only
found the Chairman present
and no members turned up
till 1-15 pm thus delaying
business an hour and a quarter.
I attended a meeting of the II
Municipal Council at 7-30 am
this morning, and it was not (1)
till 8-15 am that there was a
sufficient number to form a
Quorum. It is thus my time
is wasted which might otherwise
be more profitably employed. III
In Septr 1897 the Municipal
Council, at the instigation of
the Colonel on the Staff comng
Bellary, issued notices to the
different Landlords in the
Bellary Cantonment to remove
prickly-pear from the compounds
of their Bungalows with an intimation
that if this was not done by
Dec 31st 1897, the Council would take
action against them under Sect
186 of the Madras District
Municipalities Act IV of 1884
as amended by Act III of 1897.
On Jan 7th 1898 I reported 15
(fifteen) Bungalows as not having
had the prickly-pear removed
from the compound on the date
mentioned, and requested that the
Landlords might be prosecuted
for this neglect, and the result
of prosecution sent to this Office.
No action in this matter was
taken till March 2nd (two months
after my report) when the
Chairman, knowing me to be
absent from the Station on
duty, together with another
Councillor inspected the compounds
of

attended at 12 midday and only found the Chairman present and no members turned up till 1-15 pm thus delaying business an hour and a quarter.

II I attended a meeting of the Municipal Council at 7-30 am this morning, and it was not till 8-15 am that there was a sufficient number to form a quorum. It is thus my time is wasted which might otherwise be more profitably employed.

III In Septr 1897 the Municipal Council, at the instigation of the Colonel on the Staff Comdg Bellary, issued notices to the different Landlords in the Bellary Cantonment to remove prickly-pear from the compounds of their Bungalows with an intimation that if this was not done by Dec 31st 1897, the Council would take action against them under Sect 186 of the Madras District Municipalities Act IV of 1884 as amended by Act III of 1897. On Jan 7th 1898 I reported 15 (fifteen) Bungalows as not having had the prickly-pear removed from the compound on the date mentioned, and requested that the Landlords might be prosecuted for this neglect, and the result of prosecution sent to this Office. No action in this matter was taken till March 2nd (two months after my report) when the Chairman, knowing me to be absent from the Station on duty, together with another Councillor inspected the compounds of of the Bungalows I had reported.

IV My letter and complaint re these Bungalows were brought up for discussion at the Council held today and in spite of my urging the Council to take action and uphold their own orders, and assist the O.C. Station to make Bellary a habitable Cantonment, the Council decided to prosecute 3 Landlords only in connection with 4 houses out of the 15 I had reported. One member of the Council Mr Chellaperamaul Pillay, who was the owner of two houses I had reported, admitted he had done nothing in the matter of removing the prickly-pear, giving as his reason that if the Government had not removed prickly-pear off their lands, he, a poor landlord, was not going to remove the same from his land, thus openly defying the Council, and the Council refused to prosecute him.

V I must request that some notice may be taken by the Authorities of the manner in which the authority of the O. C. Station (whom I represent in the Municipal Council) in matters connected with the Cantonment are set at naught, and also of the discourtesy shown by members of the Council to me in attending the Council an hour & often an hour and a half late, & thus wasting time which I can ill afford, (with the amount of work I have to do in this Station,) to waste.

I have the honor to be,
Sir,
Your Obedient Servant
D. T. Holeman Captn
S. S. O.

STATION STAFF OFFICE
No. 1762
16 MAR. 98
BELLARY.

of the Bungalows I had reported.

IV My letter and Complaint re these Bungalows were brought up for discussion at the Council held today and in spite of my urging the Council to take action and uphold their own orders, and assist the C.C. Station to make Bellary a habitable Cantonment, the Council decided to prosecute 3 Landlords only in connection with 4 houses out of the 15 I had reported. One member of the Council Mr Chellaperumaul Pillay, who was the owner of two houses I had reported, admitted he had done nothing in the matter of removing the prickly-pear, giving as his reason that if the Government had not removed prickly pear off their lands, he, a poor landlord, was not going to remove the same from his land, thus openly defying the Council, and the Council refused to prosecute him.

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I have the honour to be,
Sir,
Your obedient Servant
D. F. Holeman Captn
S. S. O.

Station Staff Office
No. 1762
16 MAR. 98
Bellary.

No 1490

II

A. A. General.
Belgaum District.

Forwarded in the hopes that the G. O. C. District will be good enough to forward this letter to Head Quarters, Madras Command so that the great difficulties I have to contend against may be brought to the notice of Govt: Most of the Members of the Municipal Council are the landlords of the houses in Cantonment & as will be observed by my S. S. os letter, back each other ups, & instead of assisting me in my endeavours to have the compounds of the houses in the Military Cantonment properly & suitably enclosed, do all in their power to, as it were, defy, not only me, but Government, whose orders I am endeavouring to carry out. 2.

Bellary
16. 3. 98.

H. H. Warner. Col:
Col: on: Staff
Comd. 9. Bellary

4 / 1524 of 98

BELGAUM DISTRICT STAFF OFFICE
RECEIVED
18 MAR. 1898
Dy. No. 1379 B

III

Diary No. 15583/4
Recd 2 MAR. 1898
Branch
U
25. 3. 98

No. 880. B

Belgaum
21st March 1898.

The Dy: Adjt: General.
Madras Command.

In forwarding this correspondence I would again urge that the attitude of the Municipality and their apathy be once more brought to the notice of Government.

S. E. Rolland Brig.-General,
Commanding Belgaum District.

No. 1490

II

A. A. General.

Belgaum

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Bellary
16. 3. 98.

DISTRICT
BELGAUM
RECEIVED
18 MAR. 1898
Dy. No. 1379 B
STAFF
OFF CE

5.
15th Mar 98

III

No. 880.

The

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Municipali
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notice of

Municipal Councillor's Office
Bellary dated 9. 11. 97.

R. Ry. P. Ramalowgam B. A.
...airman, Municipal Council
Bellary.

Collector,
Bellary.

...reference to your letter
...+ B No. 2170 dated 25th
...97, I have the honour to
...as follows.

...Council resolved on the
...95 the issue of notices
...rds for maintaining
...fences and for removal
...wth of prickly-pear from
...compounds.

...under the said resolu-
...ued on 2nd June 1896, to
...for maintaining fences

and to six land-lords for removing prickly-pear within the Cantonment.

3. Not a single owner complied with the notices issued.

4. The Council sanctioned their prosecution on 15th December 96 against all of them.

5. The charges were laid before the Bench Court on 3rd January 97

6. On the 23rd February 97, a few cases were requested to be transferred to the Assistant Magistrates Court as Test-cases, as there were certain points of law involved, which was done on the 5th March 97.

7. The Assistant Magistrate disposed of all the Test-cases between the 1st and 8th April 1897.

8. The Bench Court disposed of the other cases between 2nd August and 6th September 97. Four cases ar still pending.

9. The Presiding Bench Magistrate was written to from time to time to dispose of these cases.

10. The result of the prosecution is

(a) Fencing cases.

18 owners were prosecuted in 46 cases. Of these, 8 owners in 21 cases were convicted and fined. 4 owners in 12 cases were acquitted. 10 cases against three owners were withdrawn. Three cases against three owners are still pending.

(b) Prickly pear cases.

Five owners in 8 cases were convicted. Out of 6 owners in 10 cases — one case against one owner is still pending. 1 case against 1 owner was acquitted.

2. With reference to memo No. 142 dated 31st July 1897, from the Officer commanding Bellary, I say that the

officer commanding Bellary never addressed me any letters but the Station Staff officer did so from 6th to 24th July 97 and his letters were replied to from time to time. I was not responsible for the delay in disposal of cases in the Bench Magistrates' court.

The observation of the Officer commanding about the influence being brought to bear on the Chairman of the Municipal council to delay the cases as much as possible is groundless. On the contrary, I have frequently written to the Presiding Magistrate of the Bench Court for the disposal of them, except in the case of M.R.Ry T. Chellaperumal ~~Chetty~~ Pillay Avergal (a councillor) who petitioned the Council to withdraw the case against him on the ground that his bungalow had a prickly-pear fence which the Assistant Magistrate held in the test cases as good and sufficient and not contravening the Act. The Council finally withdrew this case on the said finding of the Assistant Magistrate.

3. With reference to para 3 of your letter, the information required by the Government in G.O. No. 1012 M. Mis. dated 29-4-97 was given by me in my letter No. 2844 dated 8th July 97 which was forwarded through you.

4. In this connection, I invite your kind attention to what has been done already by the Bungalow owners (vide No. 2511 dated 15.6.97 of the Officer Commanding Bellary in the enclosures returned herewith) upon my instituting the above

Officer commanding Bellary never addressed me any letters but the Station Staff officer did so from 6th to 24th July 97 and his letters were replied to from time to time. I was not responsible for the delay in disposal of cases in the Bench Magistrates' court.

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prosecutions.

5. Regarding the Bungalow owners ho have not yet made up proper ences or failed to remove prickly ear, I have, under advice of the tation staff Officer, issued 26 notices o put up proper fencing and 28 notices to remove prickly pear to the Bungalow owners in the Cantonment giving them time up to 31st March 1898 and 31st December 1897 respectively.

6. Lastly I beg to state that I took charge of this Office as Chairman Delegate on the 2nd November 1896.

7. The cases withdrawn were of land-lords who agreed in writing to make the proper fencing in the time fixed by the Council as proposed by the station staff Officer.

I have &c

(Sd) P. Ramakon

(True copy) [illegible] Chairman.

Extract from proceedings of the Bellary Municipal Council. Dated 22.3.98.

× × × × ×

3. Read footnote Ref: on C No. 189 dated 24.1.98 from the Collector of Bellary forwarding correspondence from the Officer commanding Belgaum District on the subject of fencing of Bungalows in the Bellary Cantonment for early remarks and requesting to furnish a detailed account of the work done by the Municipality in the matter of fencing of compounds and the removal of prickly pear.

The Collector will be informed that the Council has made and is still making every effort to see that prickly pear is removed within Municipal limits, that as far as the Council is aware, the Bungalow owners ~~[illegible]~~ in the Cantonment have removed prickly pear to a very large extent and put up fences. A few more are in progress still.

(True extract)

(Signed) P. Rama Row
Chairman. M. C.

(True copy)

18/4/98
For Ag. Collector

R.B
5.4.98
Dh 5/4

1524 of 98

No 12063
25.3.98

Municipal Councillors office
Bellary dated 25th 3.98.

From
M. R. Ry.
P. Rama Row Garu, B.A.
Chairman, Municipal Council
Bellary.

To
The Collector of Bellary.

Sir,

With reference to your footnote Ref: on C. No 189 dated 24th January last herewith returned, and in continuation of my letter 11198 dated 12th February last, I have the honour to enclose herein copy of the Resolution No 3 passed by the Municipal Council, Bellary at their meeting held on 22nd instant on the subject.

2. The detailed account of the work done by the Council in the matter of fencing of compounds and

removal of prickly-pear called for in para 2 of your reference quoted above was already given in my letter No. 8496 dated 10th November 1897.

3. The time granted for the removal of prickly-pear having expired by the 31st December last, the Council at their meeting held on 15th instant sanctioned the prosecution of 3 Bungalow owners who failed to comply with the notices issued to them and charge sheets have been prepared and filed in the Bench Court against them.

4. The time granted for putting up proper fences will be over by the end of this month and necessary action will be taken in the case of those who have not complied with the notices issued already.

I have &c

(Signed) P. Ramarow
Chairman. M. C

Ref: on C $\frac{189}{3.4.98}$

(True copy)

Forwarded to the Brigadier-general commanding Belgaum district, for information with a copy of the letter quoted by the Chairman.

2. The Chairman has been called on to report how the cases of the 3 house owners who failed to comply with the requisition to remove prickly pear before 31.12.97, have been disposed of and what action he has taken with regard to those who may have taken no steps to put up fences before 31.3.98. His reply will be communicated in due course with such remarks as may be necessary.

3. The presiding magistrate of the Bellary Bench of Magistrates has been requested to dispose of all cases relating to the fencing of bungalows very promptly.

For Ag. Collector

R.B
5-4-98
AK 5/4

DISTRICT OFFICE STAFF
BELGAUM RECEIVED
-8 APR. 1898
Dy. No. C

BELGAUM RECEIVED
-8 APR. 1898
Dy. No. 1669 B
DISTRICT OFFICE STAFF

From
The Collector of
Bellary

To The Brigadier General
Commanding
Belgaum District

Repn C. 189
8/4/98

Commung: letter from the Chairman Municipal Council Explaining what he did as regards the clearance of prickley pear and the putting up of fences.

1/15th 4/98

025/4

II

No. 1179. B

Belgaum.
20th April 1898.

The Dy: Adjt: General
Madras Command.

Diary No. B/7939
Recd 24 APR. 1898
Branch C 25/4/98

Forwarded with reference to my telegram No. 222. B. of today's date -

S. E. Rolland Brig.-General,
Commanding Belgaum District.

8
18 May 98

Special and Miscellaneous. Ootacamund,

No.B/C-6792. [illegible] 1898.

SECRETARY TO GOVERNMENT
28-APR-1898
LOCAL & MUNICIPAL DEPARTMENT

LOCAL & MUNICIPAL DEPT
CURRENT No. 1524 M

From

The Dy. Adjutant General, Madras Command,

To

The Secretary to the Government of Madras,

Local and Municipal Department.

Sir,

No. 3174-B of 13th. Decr. 97.
No. 880-Bof 21st. Mar. 98
No. 1179-Bof 20th. Apr. 98.
(Return requested when no longer required.)

With reference to correspondence ending with Proceedings of Madras Government No. 2739 M Mis. dated 8th. December 1897, I am desired to forward for the information of Government the marginally noted communications, received from the General Officer Commanding Belgaum District and to state that His Excellency the Lieut. General Commanding the Forces, hopes pressure will be put on the Municipal Council at Bellary to cause them to execute their duties properly.

I have the honor to be,

Sir,

Your obedient servant,

J. Neville Colonel,

A.Q.M.G., for D.A.G.

Forward to M. C. for explanation of the allegations made in ~~report on~~ the letter of the SSO Bellary dated 15-March-98

H. I.
28.4.98

[illegible] 2/5/98

11R

Local & Munl. (1898) Department.

CURRENT No. 2449M

Bellary Collector's Office,
Reg. No. 2055
13 JUL. 1898

From

Mrky P. Rama Rao Garu B.A.
Chairman Municipal Council
Bellary

No. 2232
13.7.98

Dated 11th July 1898.

Received 19 JUL. 1898

Registered

Enclosures ~~Two~~ – 1d C No 1524 m retd

Spare copies

Order

Forwarded
E.A. Elwin
Ag Collector
16.7.98

Ans
18/7

SUBJECT.

Submitting copy of the Council's Resolution No. 3 dated 5th July 1898 containing explanations of the Council of the allegations made in the letter of the Station Staff Officer Bellary dated 15th March 1898. &c.

26.7.98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No.

Municipal Councillors' Office
Bellary Dated 11th July 1898

LOCAL & MUNICIPAL DEPT.
CURRENT No. 2449 M

Enc: 2

From,

Mr. Rty P. Rama Rao Garu B.A.
Chairman, Municipal Council
Bellary

To,

The Secretary to Government
Local and Municipal Department
Madras

Through
The Collector of Bellary

Sir,

With reference to your endorsement No. 559 dated 12th May 1898, herewith returned, I have the honor to submit herewith copy of the Councils' Resolution No. 3 passed at its meeting held on the 5th Instant containing the explanation of the Council of the allegations made in the letter of the Station Staff Officer Bellary dated 15th March 1898.

I have the honor to be
Sir,
Your most obedient servant

P. Rama Rao
Chairman M. C.

11.7.98.

11.7.98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Enc: 2

No.

Municipal Councillors' Office
Bellary Dated 11th July 1898

LOCAL & MUNICIPAL DEPT.
CURRENT No. 2449 d

From,

Mrry P. Rama Rao Garu B.A.
Chairman, Municipal Council
Bellary

To,

The Secretary to Government
Local and Municipal Department
Madras

Through

The Collector of Bellary

Sir,

With reference to your Endorsement No. 559 dated 12th May 1898, herewith returned, I have the honor to submit herewith Copy of the Councils' Resolution No. 3 passed at its Meeting held on the 5th Instant Containing the Explanation of the Council of the allegations made in the letter of the Station Staff Officer Bellary dated 15th March 1898.

I have the honor to be
Sir,
Your most Obedient Servant

P. Rama Rao
Chairman M. C.

11.7.98.

11-7-98

Extract from the Proceedings of the Municipal Council Bellary at the meeting held on Tuesday the 5th July 98 at 7.30 am.

x x x

Present (the present Strength being 21)

1. M. R. Ry. P. Rama Row Garu B.A. Chairman M.C.
2. Revenue Officer in charge of the Division
3. M. R. Ry. N. Ramaswamy Pillay Avl.
4. – do – T. Subba Row Garu.
5. – do – T. Chellaperumal Pillay Avl.
6. – do – G. Latchman Row Garu
7. do – H. Balaji Sing Garu
8. – do – V. Kasturi chitty garu
9. J. P. Cotelingam Esqr. M.A.

3. Read Endorsement No. 559 dated 12th May 1898 from Government – referring for explanation of the – allegations made in the letter of the Station Staff Officer, Bellary dated 15th March 1898.

Resolution – Para I – Meeting broke up at 8 am. when there were 7 members present

present and two more turned up—soon after the meeting was adjourned. It was not adjourned to the following Saturday-noon. But a special meeting was called for Saturday to hold auctions of certain annual contracts. The required notice was sent on the 8th March 98 and on Saturday there were in all 8 members, forming a ~~quoram~~ quorum, present and the sales proceeded to a certain extent when Captain Coleman left the Council room and the contracts were not finally disposed of on that day owing to there being 7 members present at the close, as Captain Coleman had left. Being an urgent and important meeting the members willingly waited longer than half an hour and they had to wait for bidders also.

Para II. Under Section 30 members have to wait half an hour beyond the hour fixed and if all members present agree to wait longer, they can do. In this case the Council has now no recollection as to the time when it—commenced its business; but it is certain that Captain Coleman did not exercise his privilege of breaking up the meeting (Sub Section 5, clause 2 of Section 30).

Para IV. In the case of remaining eleven compounds fair progress had been made in most cases and as the work of clearing Prickly-pear was still going on the Council did not think it desirable to prosecute them. These have been since done up except one or two who have been again ordered for prosecution.

In regard to Mr. T. Chellaperumal Pillay's case he has four Bungalows and not two, of which he had completely removed Prickly-pear in three cases and for the fourth one he wanted time till 31st March i.e. 12 days—which the Council granted and did not prosecute him considering that in the space of three months—allowed he had completed thre

Bungalows. He never said that he had done nothing or that he was not going to remove Prickly-pear for the reason alleged. It is true that in this discussion he said Government, for want of funds, had not cleared their grounds and the Council considered it in deciding his case.

Para V. The Council regrets the remarks of Captain Coleman in this para of his letter.

The Council gives its best consideration to matters coming before it before its decisions are recorded. Captain Coleman cannot take offence at his proposals not being accepted. He is not right in thinking that the Council is discourteous to him personally or to the Officer Commanding the Station, whom he says he represents, either in not accepting his proposals or by any of them happening to come late.

The Council regrets that it is compelled to bring to notice of Government that, on the other hand, on the day in question, Captain Coleman acted very discourteously and in a manner unbecoming a member of the Council by leaving the meeting abruptly in a fit of temper saying, as he left the room, that there is no use of his coming to the Council if his propositions are not carried and that he would report the Council to the Commanding officer.

× × ×

(True extract)

Municipal Councillor's Office Bellary July 98 } D Rama Rau
Chairman M.C.
11-7-98

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ed 28/9/98

, No. , DATED

TO C. No.

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F GOVERNMENT

OF GOVERNMENT.

MENT WITH DITTO.

ES NOT FILED UP, BEING MEANT FOR DESPATCH
M ORIGINAL.

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.