[L. & M. 2,000—1-8-98.]

Local & Munl. (1898) Department.

MISCELLANEOUS.

G.O., No. 581 M.

DATED 15 - 3 - 98

INDEXED.

DESPATCHED

[Despatch Abstract.]

Land agreeing with the Collector of Madura in considering that the plot of — required for an ornamental garden in the Madura municipality does not — vest in the municipal council & stating that Mr Fischer's request will be considered in the Revenue department —

12

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O	No.	Department.	Date.
Gen 1577 24/6/98							

Local & Munl. (1897) Department.

CURRENT No. 87 M

2981
Gene
11-8-97

COLLECTOR'S OFFICE
11 AUG 1897
MADURA

From The Chairman Municipal Council Madura

SECRETARY TO GOVERNMENT
10 JAN. 1898
LOCAL & MUNICIPAL DEPARTMENT

No. 1

Order Refer 105 28/1/98

The Collector is requested to submit a sketch drawn to scale showing the situation of the open space in question

P.R. 26/1/98

27 1898.

Dated 5th August 1897.

Received 6-1-1898

Registered 6-1-1898.

Enclosures Three.

Spare copies

SUBJECT.

Soliciting sanction of Government for laying out the open Square opposite the Tirumal Naik's Palace into an ornamental garden

Proceedings

To the Collector of Madura.

Dup-28/1/98
PT

a/c 5/0

1911

Cur. 87 & 919 In

Secy / Mis. Order No 581 Mun
8/5/3/98
The Govt.
agrees with the Collector in
considering that the plot of
land in question does not
vest in the Municipal Council
under Section 23. of the Act.

2. Mr. Fisher's ~~request~~
~~in the penultimate paragraph of his letter~~
~~for the grant of this land~~
will be considered in the
Revenue department.

1/3
10/3/98

8/3/98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

O.

To the Chairman Madras.
Draft
thro' the Collector
--- Revenue Depte. Dndo
Dft dd 18/3/98

I. Rev: Deputy for counter initials.

Local & Munl. (1898) Department.

CURRENT No. 919 M

SECRETARY TO GOVERNMENT
28 FEB. 1898
LOCAL & MUNICIPAL DEPARTMENT

Secy
Mis.
Order

From

The Collector of
Madura

Rone No. 101 Board 98

Dated 25-2-98
Received 28-2-98
Registered
Enclosures 1
Spare copies

SUBJECT.

Submitting a sketch
drawn to scale showing
the situation of the
open square opposite
the Tirumal Nayak's
Palace as directed
in Govt. Memo No 705
dated 28 January 98.

a/9/3

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

IRON RAILINGS

DRAIN

IRON RAILIN

6"

24'-0"

STEPS

MUNICIPAL OFFICE

21'-7"

R O A

39"

32'-9"

Road.

37'-4"

108'-0"

DRAIN

R O A D W A Y

58'-0"

SUB

PIPE

PIPE

DRAIN

DRA

M A I

HOUS

Scale 20' = 1"

TOR.

Ajoyce

EXECUTIVE ENGINEER

MADURA DIVISION

19.2.98

Revenue 101 Board 788

Madura Collector's office
Dated Madura 25 February 1878

LOCAL & MUNICIPAL DEPT.
CURRENT No. 919 M

From,

J. G. D Partridge Esquire,
Acting Collector of
Madura.

To,

The Secretary to Government,
Local and Municipal Department,
Madras.

Sir,

I have the honor to
submit herewith a sketch drawn
to scale shewing the situation
of the open space opposite the
Tirumal Nayak's Palace as directed
in Government memorandum No. 105
dated 28th Ultimo.

I have the honor to be
Sir
your most obdt. Servt.

J. D Partridge
Ag Collector

L/38 E

ENCLOSURE No. 1

In a letter

FROM,

THE CHAIRMAN,
MUNICIPAL COUNCIL,
MADURA.

No. 41

Dated 5th August 1897.

No.

Copy of resolution.

Extract from the proceedings of the Municipal Council Madura passed at its meeting held on the 20th July 1877.

Present:—

1 R. Fischer Esquire ——— Chairman
2 MRRy. R. Ramachandra Row Avergl Councillor
3 Revd. C. P. Vaughan ——— do
4 MRRy P. R. Venkatesalu Nayudu Garu — do
5 —"— P. Selvaraj Nayudu Garu ——— do
6 —"— T. Jambu Chettiar Avergl — do
7 —"— G. Subbarayalu Nayudu Garu — do
8 —"— Saiyid Mahomed Ibrahim Sahibu Avl — do
9 —"— C. P. Subramania Ayer Avergl — do
10 —"— T. Ramachandra Ayer Avergl — do
11 —"— Puriaman Chettiar Avergl — do
12 —"— M. Ananthakrishna Nayudu Garu do
13 —"— Somasundara Nadar Avergl — do

x x x

269. Read letter from R. Fischer Esquire requesting permission to erect a fountain in the vacant Square opposite the Tirumal nairs Palace.

Granted with thanks.

x x x

(Signed) R. Fischer
Chairman

(True Copy)
R Fischer

ENCLOSURE No. 283

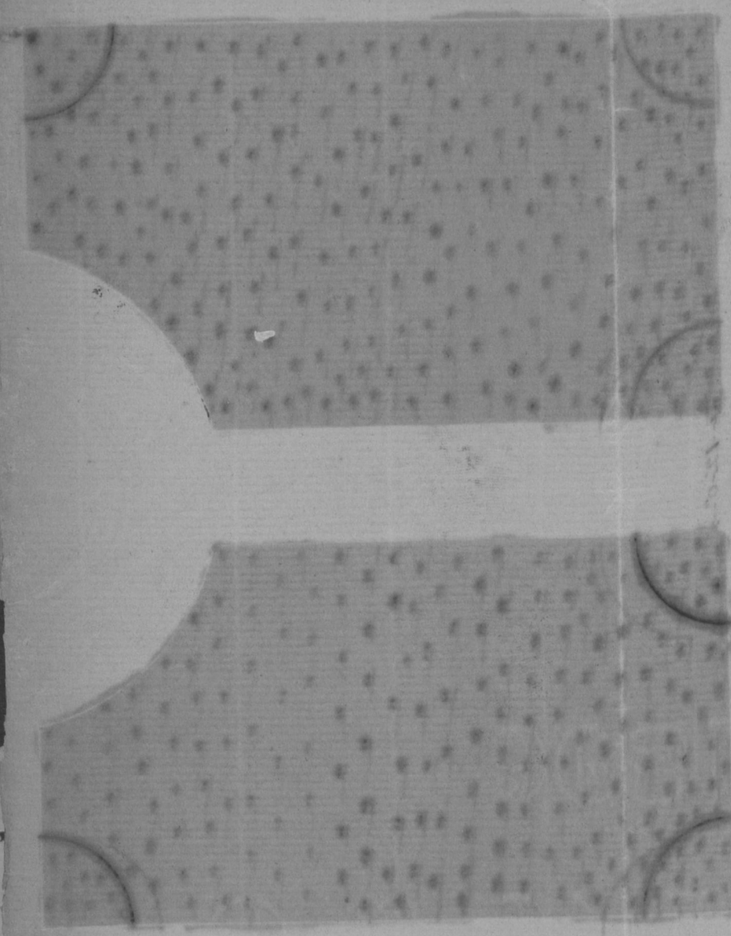
In a letter

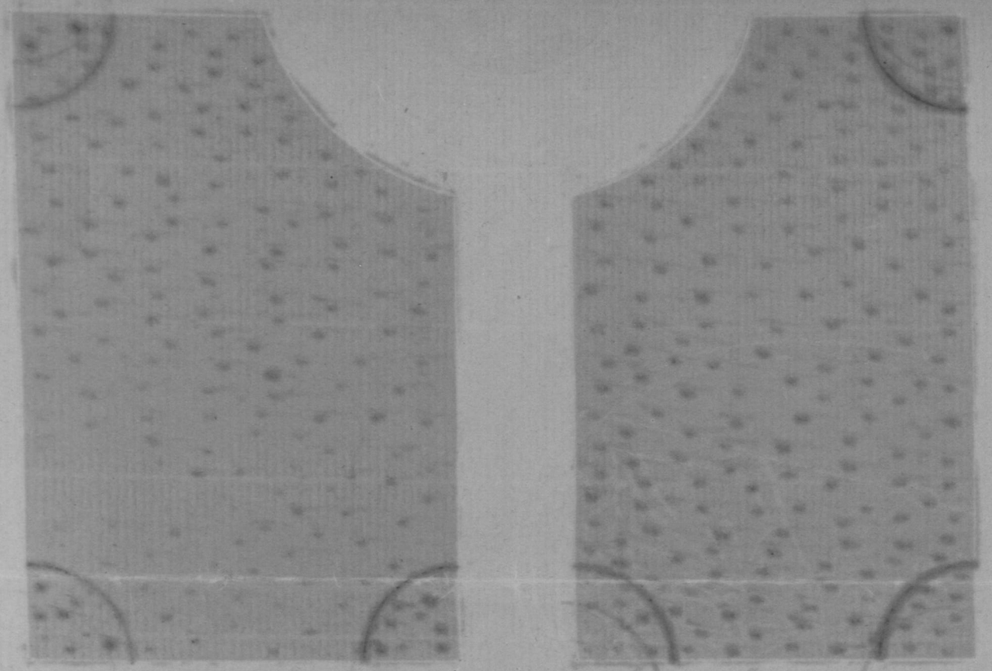
FROM,

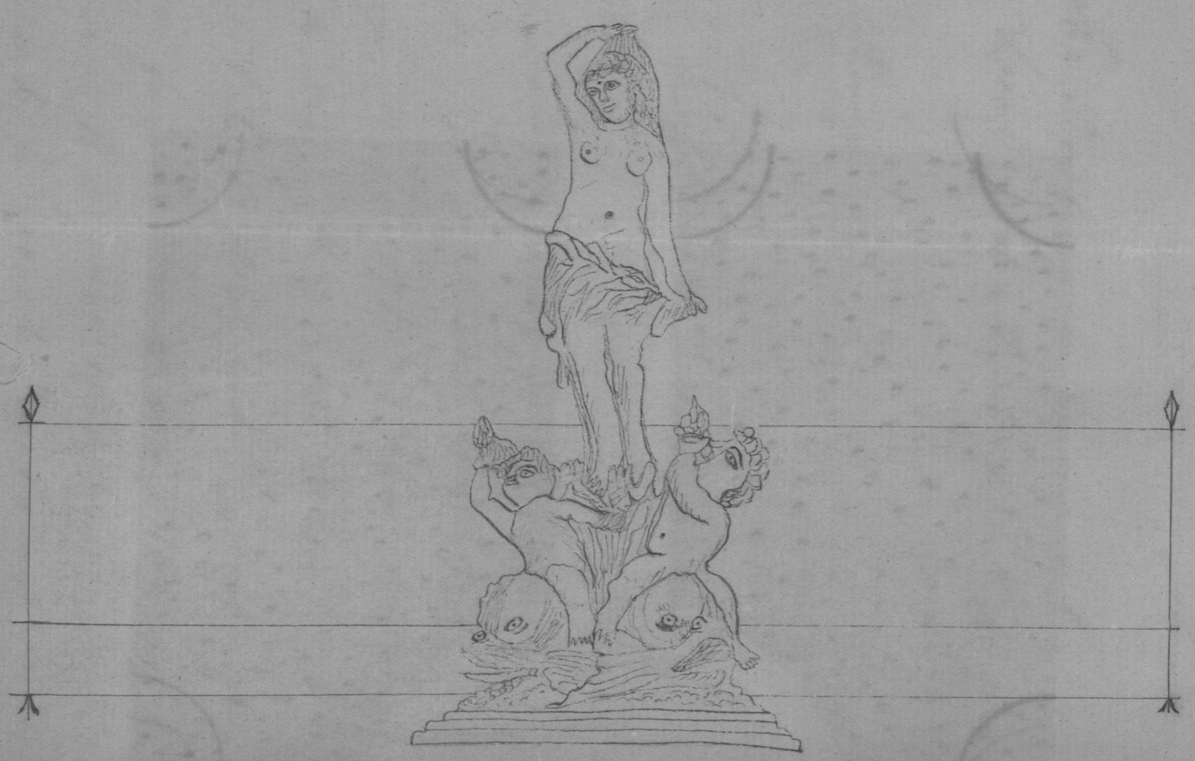
THE CHAIRMAN,
MUNICIPAL COUNCIL,
MADURA.

No. 41
Dated 5th August 1897.
No.

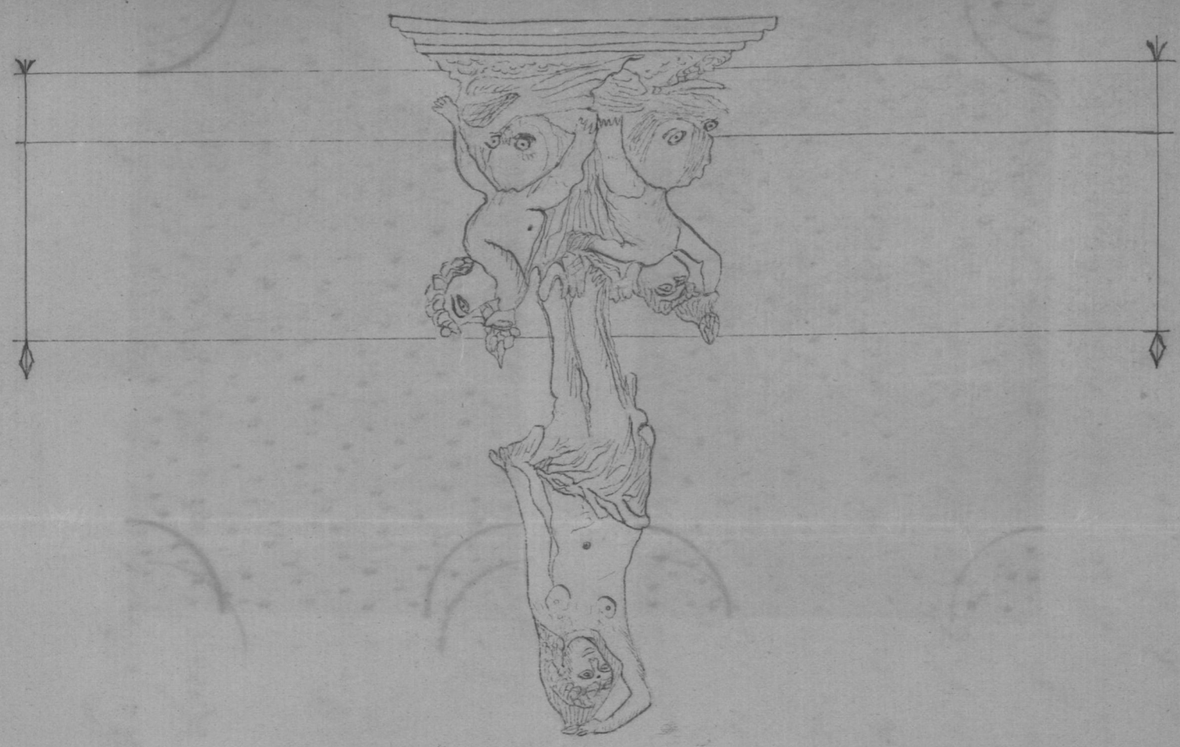
Sketch of Square and designed.

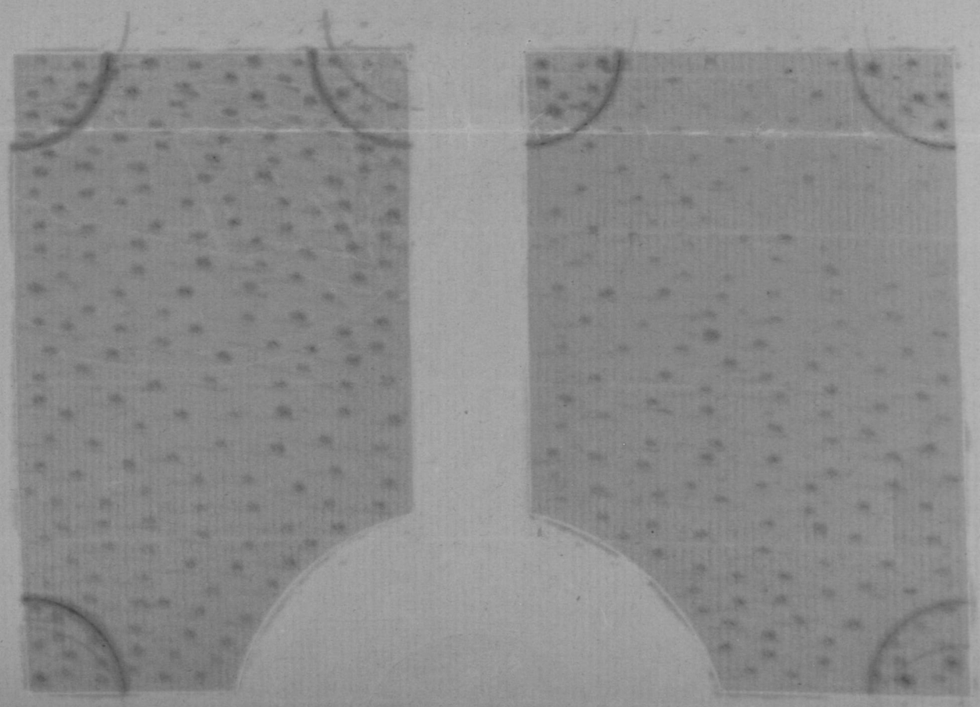






Chairman





Municipal Office
Madura 5th August 189

No. 41
Enclosures Three
From,

LOCAL & MUNICIPAL D...
No. 87 M

R. Fischer Esquire,
Chairman, Municipal Council,
Madura.

To
The Secretary to Government,
Local and Municipal Department,
Madras.

Through The Collector of Madura.

Sir,

In forwarding herewith copy of the resolution of the Municipal Council No. 269 dated 20th July 1897, accepting the offer I made in my private capacity as a citizen, to lay out the open square opposite (and to the east of) the Palace into an ornamental garden and - erect a fountain thereon for the use of the public, I have the honour to request that Government will be pleased to accord sanction to the resolution in question.

2. The open space is almost a Square lying between four Streets [redacted] measuring 18700 Square feet in extent. It has been

in the occupation of the Council, since the introduction of the Municipality into this town and has been fenced on all sides with a gate in the middle facing the north and planted here and there with trees capable of affording shade

3. When the Public Works Department and the Revenue authorities claimed the ground on behalf of Government, I, as Chairman, declined to admit the validity of the claim for the reasons stated in para 2 supra and for the additional reason that all vacant lands, Spaces &c adjoining public Streets and roads within Municipal limits have been vested in the Municipality and added that the definition of Street in Section 3 of the District Municipalities Act favoured my contention; but the Collector in his Dis: No. 2473 of 1895 dated 13th July 1895 held otherwise and there the matter dropped.

The Square is still in the possession of the Council. Similar Squares near main Court, Jail and Kollampattrai Street

have been in the undisturbed occupation of the Municipality which has been leasing them year after year or making such use as it thinks fit. I cannot therefore conceive any distinction between these Squares and the one in dispute. It might be that the lands around the Palace and forming part of its premises belong to Government and when a Store room was constructed in 1887 on the land to the north of the Palace and next to the west of the Municipal Office, the Sanction of Government was obtained for the purpose vide GO No. 240 R dated the 7th April 1888. Considerations of this kind led me to vacate the ground to the South of the Palace which was also fenced in pursuance of the resolution of 1891.

GO 488 Mnl 12-5-88

The present case however is quite a distinct one. The open Square is cut off from the Palace by public roads on all sides and cannot therefore be treated as land around the Palace.

Should, however, the decision of Government be adverse to the Municipality

I beg that they will be pleased to grant the Square, as a Special case for the purpose required, seeing the use it will be put to.

A rough Sketch of the design of the work proposed is herewith submitted for the information of Government and its execution is likely to cost over 2000 Rupees.

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

R Fischer
Chairman

C.H. 5-8-97 Rm 5-8-97

Dis no: 26 of 1898
dated 5th January 1898

Submitted

2. The plot referred to by Mr Fischer does not form part of any public street vested in the Council under the Municipal Act. Both the Executive Engineer and the Deputy Collector Madura Division are of opinion that it is Government property. The claim of the Council to the ground has not been established.

3. But neither the Executive Engineer nor the Deputy Collector, who were consulted (copies of their letters enclosed) object to Mr Fischer's proposal to use the ground for an ornamental garden and erect a fountain for the use of the public. I see no objection myself.

4. Mr Fischer may be permitted to layout an ornamental garden and to erect a fountain, whether the land is vested in Government or in the Municipal Council. The question of ownership need not be taken into consideration. It will be sufficient to inform the Council that its claim to the

ownership is not admitted.

5. Permission should be granted on the understanding that the garden and fountain will be the exclusive property of Government or of the Municipal Council, whichever is the owner of the site.

Srinivachari
for Acting Sub Collector in charge
5.1.98

Madura Collector's Office
Dated, Madura 5 January 1898

Enc: I to Madura Collector's letter dis: No 26 of 98 dated 5-1-98

Copy of communication from the Sub-Divisional officer, Head quarters Melur, to the Executive Engineer Madura Division No: 124 dated 18th September 1897.

In returning Collector's letter dated 8th September 1897 Roc No: 2981/Genl/97 and its enclosures bearing your Endorsement No: 932 dated 9th September 1897, I beg to report the vacant ground reported to belong to the Palace as will be evident from enclosed tracing received with your office No: 984 dated 6th September 1897.

Sometime ago this ground was temporarily given over to Municipality for constructing latrines of Zinc sheets for use of public, but the latrines situated as they were just at the main entrance were condemned and removed with the exception of iron wire fencing originally put up. If the Municipality were to lay claim to this piece of ground as their own, then the piece opposite bit on which Sub Courts

building stands might also be claimed as theirs.

2. To the proposal of laying out the piece of ground in question into a garden at the cost of the Municipality, no exception need be taken, as it will tend to add to the beauty of the Palace at the entrance.

No: 613 Re dated 23rd September 1897

Forwarded to the Collector of Madura with Reference to his Roc No: 2981/97 dated 1st instant.

2. If the ground is laid out as a garden, the undersigned trusts that it will be a good garden. A fountain or two when water is plentiful would look well.

(Signed) A. Joyce
Executive Engineer
Madura Division

(True copy)

Srinivasachar

Enc: II to Madura Collector's Letter Dis- No- 26 of 98 of 5-1-98

Copy of Communication Dis No: 2348 of 97
dated 13th December 1897 from the
Deputy Collector Madura Division to the
Collector of Madura.

I have the honor to submit the report
called for in your Roc No: 298/Encl 1 of 97 dated 18
September 1897. From the ~~report~~ plan which I enclose
has been furnished to you by the Executive Engineer
you will see the exact position of the plot in
question. I do not think it is municipal
property for there has been no formal transfer
of the land to the Municipal Council and
it is treated as an appurtenance of
Tirumal Naik's Palace. I do not under-
stand how the Chairman makes out that
it has been in the occupation of the Council.
Certainly it was not in their sole occupation
the fencing was done recently - 5 or 6
years - by the Revenue Inspr. for reports.
It also appears to me that the space
cannot be called a street. It follows

therefore it is Government Property as it may be regarded as appurtenant to Imperial Delhi's palace or as waste In the latter case Board's Standing order No: 39 (new edition) will apply.

2. I am against handing over the square to the Council. It is near the palace and is capable of, and affords shelter to the large number of parties that attend the several public offices located in the palace. But Mr Fischer's intention is very laudable and the work proposed will be not only ornamenty but also of utility. I think Mr Fischer may be permitted to lay out a public park as proposed on a few Conditions e.g. the plan should be approved of by the Collector, (2) the garden should be open to all classes during all hours of the day, (3) no buildings or walls or structures likely to interfere with the passage of light or air should be put up (except petty ones even which should be remo-

is no necessity to drag in the Municipal Council in the affair. If Mr Fischer be pleased to open the park on the above lines he deserves the thanks of the public

Ahmad Sahab
for Collector
5-1-98

Rev ✓

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B = Not to be copied
P = Copy abstract only.
Q = Copy heading only.

When given for copying ——
When copied ——
When examined ——
When signed 19/3
} 189 .

READ AGAIN G.O., No. , DATED
189 ,

URRENT No.

OSURES TO C. No.

OF GOVERNMENT .. .. .. A A A A A A A

TT B OF GOVERNMENT.

H DITTO.

FILED UP, BEING MEANT FOR DESPATCH
ORIGINAL.

N. B.—
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Q = Copy heading only.

Co. 5-8 Lin Bf 15-3-98 taken for ex. No 3841 Lin
Bf on 11/10/05

11/10/05

14/8/06 2833 by 06