

Local & Munl. (1899) Department.

MISCELLANEOUS.

G.O., No. 120 M.

DATED 26-1-99

INDEXED.

[Despatch Abstract.]

Lands

Communicating to the Municipal Commissioners of Madras, G.O. Revenue Deptt. agreeing with the Board of Revenue in considering that the — in respect of which the conditions of the grant to the Madras Municipality are no longer satisfied should be resumed in the ordinary course.

# BACK PAPERS.

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
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| 60/496/99. |     |             |       |      |     |             |       |

# Local & Munl. (189 9) Department.

CURRENT No. 124m

From

*N. H. C.*  
Order No. 120 Munl. 8 26/1/99 The Revenue Dept.

Communicated to the Munl.

Apal Commissioners of Madras

No. 89 Lris.

*W. H. C.*  
24/1/99

*W. H. C.*  
26/1/99

Dated 5<sup>th</sup> Jan'y. '99.

Received

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# SUBJECT.

To  
The President. Munl. Comm., Madras  
*W. H. C.*  
20/1/99

Agreeing with the 12 of Res. in considering that the lands in respect of which the conditions of the grant to the Madras Municipalities are no longer satisfied should be re-surveyed in the ordinary course.

## BACK PAPERS.

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Copy of reference from the Board of Revenue, Land Revenue,  
No. 1252 dated 5th November 1898 on letter from the Collect  
of Madras, Ref. No. 2973 dated 5th October 1898.

## Reference.

In its orders quoted in the margin, Govt. allowed the Madras Municipal Commission to make use of certain portions of survey Nos. 377 & 378 of Erungundram village, Vepery Division, for the purposes of and on the conditions specified in the statement. The Collr. of Madras now reports that the President, Madras Municipal Commission, seeks permission to lease out a portion of each of these grants, as shown in the margin to skin merchants for the erection of godowns. The extent of the land in question is 4 cawnies - 0 gr. - 100 sq. ft. or 5.30 acres. 2. The market value of the land as estimated by the Dy. Collr. of Madras is Rs. 22,734-9-4. The President of Madras Municipal Commission is not prepared to pay this amount but offers to pay quit-rent to Govt. at Re. 1 per ground or Rs. 97 in all per annum. The Collr. points out that quit-rent would be payable to Govt. even if the land were the property of the Municipal Commission. At the same time he observes that a grant of land to that body on favourable terms, not involving loss of actual revenue to Govt., may be justified by the impecunious condition of its

| Survey No.              | Extent     | Caws | sq. ft. | Ac.          | Authority            | Purpose of grant                                                                  | Conditions as to rent | Extent now applied for | Market Value | Purpose for which applied                                                                                                                                          |
|-------------------------|------------|------|---------|--------------|----------------------|-----------------------------------------------------------------------------------|-----------------------|------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 377                     | not stated | 1    | 6       | 2055 1/71    | GP 4843 29. Nov. 95. | for storage of road materials                                                     | free of rent          | 1                      | 17 1600 2.30 | Rs. 14.583 at To be leased out to skin mer-<br>chants in plots of 1000 sq. feet<br>each<br>paid on a rent, 800, per plot per<br>annum payable to the Municipality. |
| 378                     | do.        | 12   | 3       | 2100 16.44   | do                   | for use as a Resting place for<br>suburban depot for 13.7 p.a.<br>population 1000 | free of rent          | 1                      | 17 1600 2.30 | Rs. 14.583 at To be leased out to skin mer-<br>chants in plots of 1000 sq. feet<br>each<br>paid on a rent, 800, per plot per<br>annum payable to the Municipality. |
| 376 }<br>377 }<br>378 } | not stated | 7    | 5       | 887 1/2 9.65 | GP 3106 3-8-96       | for use for Rest of Rs. 500<br>incineration per Cawnie pay-<br>able to Govt.      | free of rent          | 6                      | 900 3.00     | Rs. 8151 at The rent now payable to Govt. on<br>Rs. 150 per acre as much of the land as is left of the<br>4 for road materials is Rs. 16. p. a.                    |

finances.

3. There are some discrepancies between the extents of land now reported by the Collr. and those of the previous grants. For instance in Survey No. 377 it is stated that the Municipality requires for the present purpose 1 cawnie 17 grounds 1600 sq. feet which according to the President, is a portion of the land handed over to the Municipality for storing road materials, whereas the whole extent in survey No. 377 of which the Municipality is already in possession for the purpose last named is one cawnie 6 grounds, 2025 sq. feet (vide Marginal statement). But before calling for an explanation of this and other discrepancies, the Board resolves to submit for the decision of Govt. the question whether it is advisable to accede to the terms proposed by the President, Madras Municipal Commission.

4. If as appears to be the case the land in question is no longer required for the purposes for which it was granted to the Municipality and is suitable for assignment <sup>on ground-rent</sup> to private individuals, the Board can see no reason why it should not be resumed from the possession of the Municipality and leased out by the Revenue Dept. The letting value of the land, as fixed by the Municipality is 8 annas per mensem for each plot 50 ft x 20 ft. or Rs. 1333 per annum for the whole extent if no allowance <sup>was</sup> made for open spaces whereas the quit-rent which the President offers to pay is only Rs. 97 per annum. A proposal by the Dy. Collr. of Madras that the Municipal Commission <sup>should</sup> collect the rents fixed by it and hand over 75 per cent of the proceeds to Govt. appears to have been rejected by the President.

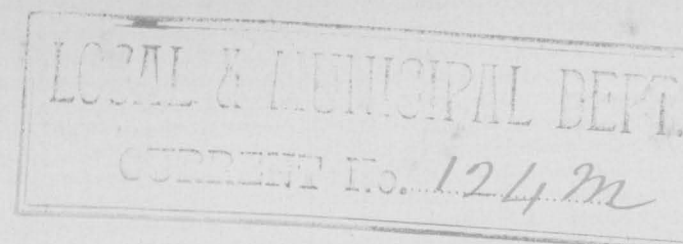
5. Should Govt. as an act of grace be disposed to concede the terms asked for by the Municipality the sanction of the Govt. of India will be necessary under its Resolution No. 1-141 dated 6th Febr. 1872 as the value of the grant exceeds Rs. 500. The value of the grant is in fact 29(Rs. 1333- Rs. 97) = Rs. 37,294.

6. The present case is not analogous as supposed by the Collector to that dealt with in B.P. No. 2362 dated 1st Septr. 1898 of which a copy is enclosed for the information of Govt. In that case the Board held that a tacit permission had been given to the Municipal Commissioners to utilize the grant then in question in any manner

they thought fit. But no such inference can be drawn from the Government orders governing the present case.

(True Copy.)

Ag. Under Secretary to Government.



REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read reference from the Board of Revenue, Land  
Revenue, No. 1252 dated 5th November 1898.

Order thereon, Misc. No. 89 d/ 5th January 1899.

The Government agrees with the Board in considering  
that the lands in respect of which the conditions of the ~~xxx~~  
grant to the Madras Municipality are no longer satisfied  
should be resumed in ordinary course.

(True Extract.)

*G. B. S. S.*  
Secretary to Government.

To the Board of Revenue, Land Revenue, with 1 encl. rtd.  
,, Local & Municipal Dept.

Govt. of {189 } Madras.  
REVENUE.

To

Dated

Recd.

Encl.

Mis. G.O.,  
R. 189 , No.

SUBJECT.

When given for copying

When copied 27-1-99

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When signed 31/1/

189

READ AGAIN G.O., No.

, DATED

189

CURRENT No.

ENCLOSURE TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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