

L. & M.
1,000-22-255

Local & Munl. (189) Department.

PRINTED.

G.O., No. 1132 M

DATED 9. 8. 99

INDEXED.

[Despatch Abstract.]

Constitution of Nandyal a municipality
ordering the publication of notification
for the — in the Fort St. George &
the Kurnal D. Gazette & requesting
the submission of the budget estimates
of receipts & charges for the next half year
of the current year

BACK PAPERS.

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

FURTHER PAPERS.

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

Government (1899) of Madras. LOCAL AND MUNICIPAL.

Recd.

Regd.

1899.

Enclosures

Spare copies

G.O., No. 1132 M., 9th August 1899.

AUGUST.

Constitution of Nandyal a Municipality.

Ordering the publication of notifications for the — in the Fort St. George and the Kurnool District Gazettes, and requesting the submission of the budget estimate of receipts and charges for the second half of the current year.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—again the following paper:—

G.O., No. 617 M., dated 4th May 1899.

ABSTRACT.—Ordering the publication in the Fort St. George and Kurnool District Gazettes of a notification for the constitution of Nandyal a Municipality, and requesting the Collector to report the date of publication of the notification in the District Gazette.

READ—also the following papers:—

From the Agent, Southern Mahratta Railway, dated 1st June 1899, No. 6338—4697.

ABSTRACT.—Protesting against the railway quarters and station at Nandyal being included in the boundaries of the new Nandyal Municipality.

From M.R.Ry. Diwan Bahadur, R. V. SRINIVASIAH Avargal, B.A., Acting Collector of Kurnool, to the Secretary to Government, Local and Municipal Department, dated 6th June 1899, R.C. No. 478—B. & G.

With reference to paragraph 2 of G.O., No. 617 M., dated 4th May 1899, I have the honour to report that the notification contained in paragraph 1 thereof was published in diglott in the District Gazette on the 3rd instant.

2. The reply to paragraph 3 of the Government Order will be submitted as soon as reply to a reference made to the Head Assistant Collector, Nandyal, on the subject has been received.

From M.R.Ry. Diwan Bahadur, R. V. SRINIVASIAH Avargal, B.A., Acting Collector of Kurnool, to the Secretary to Government, Local and Municipal Department, dated 24th July 1899, R.C. No. 478—B. & G.

Adverting to paragraph 3 of G.O., No. 617 M., dated 4th May 1899, and in continuation of my letter, R.C. No. 478—B. & G., dated 6th June 1899, I have the honour to state that the Head Assistant Collector recommends the appointment of M.R.Ry. R. Gopala Aiyar Avargal, B.A., B.C.E., Executive Engineer, Nandyal Sub-division, as a member of the Council of the proposed Nandyal Municipality in the place of Mr. A. Gallyot who was originally proposed. I approve of this recommendation.

2. Of the nine individuals who were recommended for appointments as non-official members of the Council in this office letter, Dis. No. 3500-Genl., dated 17th September 1898, M.R.Ry. S. V. Kannayya Nayudu and Mr. A. Groves have since left Nandyal and the Head Assistant Collector proposes the names of M.R.Rys. B. Koneri

Rao Garu and S. K. Devasikamani Pillai, B.A., L.T., in their places and I approve of the proposal. These gentlemen have expressed their willingness to serve on the Council. A statement showing the constitution of the Council as at present proposed and the occupation or position in life of the persons proposed for appointment as councillors is herewith submitted.

3. Mr. A. Y. G. Campbell, the Acting Head Assistant Collector, may be appointed as the Chairman of the Municipality. He is over 25 years of age.

ORDER—No. 1132 M., dated 9th August 1899.

The Government does not consider that the objections raised by the Agent of the Southern Mahratta Railway to the inclusion of the railway station of Nandyal within municipal limits are valid, inasmuch as the Municipal Council cannot tax the railway administration without the previous sanction of the Government of India. The exclusion of the railway station from the limits of the proposed Municipality would involve the exclusion of the adjoining areas, which it is desirable for administrative reasons to bring under the operation of the Municipal law. The following notification will accordingly be published in the Fort St. George and the Kurnool District Gazettes:—

NOTIFICATION.

In exercise of the power conferred by sub-section (4) of section 4 of the Madras District Municipalities Act IV of 1884, as amended by Act III of 1897, His Excellency the Governor in Council is pleased to declare that the local area situated within the boundaries specified below shall be a Municipality on and from the 1st day of October 1899, on which date the Nandyal union shall cease to exist:—

North.—A straight line from the khandam stone on the eastern boundary of survey No. 916 of Nandyal to the south-west corner of survey No. 1642, crossing the Madduleru stream; then survey Nos. 1642, 1662, 1664, 1663, 1670, 1682, 1671, 1677, 1678, 1719, 1720, 1721, 1722, 1723, 1821 and 1816, all of Nandyal; thence a straight line drawn from the south-east corner of survey No. 1816 to the junction of the Atmakuru-Koilkuntla road with Billalapuram cart-track.

East.—A line from the eastern extremity of the northern boundary described above passing along the foot of the Nandyal tank bund on the western side of the same until it reaches the southernmost extremity of survey No. 2295 of Nandyal; then survey Nos. 2323, 2321, 2320 and 2317 of Nandyal and survey Nos. 414, 434, 433, 441, 442, 443, 451, 378, 377, 175, 182, 186 and 231 of Nunepalli.

South.—A straight line drawn from the north-west corner of survey No. 231 of Nunepalli to the north-east extremity of survey No. 235; then survey Nos. 235, 255, 270, 268, 348, 343, 331, 332 and 318, all of Nunepalli and No. 555 of Nandyal.

West.—A straight line drawn from the south-west corner of survey No. 556 of Nandyal to the south-east corner of survey No. 541 of the same village; then survey Nos. 541, 540, 538 and 536 of Nandyal, the village boundary line running along the west of survey Nos. 535, 534, 533 and 522; then survey No. 520 of the same village; thence a line along the left bank of the Kundair stream up to the south-west corner of survey No. 408 of Nandyal, where the Kundair stream aforesaid is joined by the Madduleru stream; thence a line crossing the Madduleru stream to the southernmost corner of survey No. 393 of the same village; and thence a line along the right bank of the Madduleru up to the khandam stone on the eastern boundary of survey No. 916.

2. The following notification under section 12 of the District Municipalities Act, as amended, will be published in the first issues of the same gazettes after the 1st October 1899:—

NOTIFICATION.

Under section 12 of the Madras District Municipalities Act IV of 1884, as amended by Act III of 1897, His Excellency the Governor in Council hereby declares that, until further orders,

- (1) the maximum number of Municipal councillors to be appointed for the time being for the Municipality of Nandyal shall be twelve;
- (2) none of the Municipal councillors shall be elected; and
- (3) the Chairman shall be appointed by the Governor in Council.

4

No. 1132 M., 9TH AUGUST 1899.

3. The appointments proposed by the Collector will be gazetted in the first issue of the *Fort St. George Gazette* after the 1st October 1899. In the meantime, the gentlemen nominated by the Collector should meet informally and prepare a budget estimate of receipts and charges for the second half of the current year, which should be submitted to Government as soon as possible after the 1st October 1899.

(True Extract.)

M. HAMMICK,
Ag. Secretary to Government.

To the Collector of Kurnool.
" President, District Board, Kurnool.
" Public Works Department (Railway Branch).
Gazette.

Exd. P. Setharam.

NOTIFICATION.

In exercise of the power conferred by Section 14 of the Madras District Municipalities Act, 1884, ^{His Excellency} the Right Honourable the Governor in Council is pleased to appoint ~~the undermentioned gentleman~~ to be the Chairman of the Municipal Council of the Municipality of Nandyal.

Mr. A. G. G. Campbell. I.C.S.

Municipal

LOCAL AND MUNICIPAL DEPARTMENT.

NOTIFICATION.

In exercise of the power conferred by Section 10 of the Madras District Municipalities Act, 1884, His Excellency the Governor in Council is pleased to appoint the undermentioned gentlemen to be Municipal Councillors for the Municipality of *Nandyal* :-

M.R.Ry. A. Gopala Aiyar Avargal
B.A., B.C.E.

G. Venkataramanayulu
Nayudu faru

K. Subrahmaniam Aiyar
Avargal

" B. Koneri Rao faru

" A. Subbanna faru

" A. Chenchayya faru

" ~~Khajur~~ Maisur Rao faru

H. M. D. Khaji Khaja ~~Khajur~~ Sahib

Mr. Eduljee B. Pacha

H. M. D. Pir. Padshah

M.R.Ry. S. K. Devasikhamani
Pillai Avargal
B.A., L.T.

S.O. 1132.M
9. 8. 29.

Gazette - Part 1 - A

MUNICIPAL.

CURRENT No. M.

G. O. No.

1132.M

9. 8. 99

Fort St. George Gazette—Part I-A.

Local & Munl. (1899) Department.

CURRENT No. 1530 M

To be over pending receipt of the report
on the Collector called for in para 27
of no-617 undy to May 1899.

Received NO-1562M

Not received yet

current to

10/6 galathea

are
10/6/99.

Order

From

The Agent.

Southern Mahanatta Railway

No 6338

116977

Dated 1-6-99

Received 6-6-99

Registered 7-6-99

Enclosures nil

Spare copies 7

SUBJECT.

Protesting against the
Railway quarters and
station at Nandyal
being included in the
boundaries of the new
Nandyal municipality

13/6.

BACK PAPERS.

G.O.	No.	Department.	Date.
10	617	Ind	4-5-99
	1869	2	9-10-95

FURTHER PAPERS.

G.O.	No.	Department.	Date.

SOUTHERN MAHRATTA RAILWAY.

No. 6338
4697

LOCAL & MUNICIPAL DEPT.
DHARWAR. 1st June 1899.
1530M
THE SECRETARY

Agent's Office



TO THE GOVERNMENT OF MADRAS,

Local and Municipal,

Madras.

SIR,

With reference to G. O. No. 617.M, dated the 4th May 1899, copy sent to me for information, I have the honour to forward herewith copies of the marginally noted correspondence

Letter No. C. R. 1496 of 26th January 1896, from the President, Taluk Board, Nandyal, to the Agent, S. M. Railway.

Letter No. 1177 of 3rd February 1896, from the Agent, S. M. Railway, to the President, Taluk Board, Nandyal.

Letter No. C. R. 1496 of 8th February 1896, from the President, Taluk Board, Nandyal, to the Agent, S. M. Railway.

Letter No. 1885 of 21st February 1896, from the Agent, S. M. Railway, to the President, Taluk Board, Nandyal.

Letter No. C. R. 2075 of 8th March 1896, from the President, Taluk Board, Nandyal, to the Agent, S. M. Railway.

and to say that I protest against the Railway quarters and station at Nandyal being included within the boundaries of the new Municipality. Nandyal. The station is about two miles distant from the town.

2. From the papers sent, it will be seen that the services hitherto rendered to the Railway by the existing Nandyal Taluk Board are *nil*. As to the future, the Railway has already made ample provision for the conservancy work of the staff quarters, etc., at Nandyal station.

3. In the papers quoted in G. O. No. 1869 of 8th October 1895 (copy sent by the President, Taluk Board, in support of his proposal to levy house-tax on Railway buildings, Nandyal) it appears that, when in 1895 the Government of Madras addressed the Government of India on the subject, it based its request, that Railway Companies should be made liable to Municipal taxes, on the ground of "Services rendered." Thus:—"The tax affords to Municipal Councils no more than a reasonable recoupment for services rendered" or again "the additional burdens which are inevitable from the existence of Railway stations within their limits." Now let these extracts be compared with the present G. O. No. 617-M., where the question of "Services rendered" or "to be rendered" is simply ignored, attention being given solely to the means whereby additional income can best be secured.

4. Thus, although the Head Assistant Collector and the Collector did not originally even suggest the idea of the boundaries of the new Municipality being extended so as to include the Railway station, the Collector later on and apparently in response to a "Government Memo." (contents not given) states that, in his opinion, "it is not desirable that the Railway and other places situated to the south of Chamma-kalwa should be excluded from the limits of the proposed Municipality, as the finances are likely to be materially affected thereby." He then—rather naively—goes on to

9

explain how the inclusion of these places would mean an increase in the estimated receipts of Rs. 1,119, which increase would be nearly all net profit, seeing that the extra expenses would only be about Rs. 270! I think that all this justifies my assuming that the inclusion of the Railway premises is proposed simply as a means of getting revenue, the question of "Services rendered" so prominently put forward in addressing the Government of India in 1895 being *now* ignored.

5. Lastly, I note from Madras G. O. No. 1869 of 1895 that the Government of India has ordered that "if any Local or District Board is desirous of imposing any tax not now levied on the Railway Administration, an application may, under the resolution referred to, be submitted with full reasons for imposing the tax and with the views of the Railway Administration affected by the proposal."

6. In accordance with this ruling, I request that a copy of this letter, giving my reasons for protesting—as I do—against the Municipality being allowed to extend their boundaries nearly two miles so as to include the Nandyal Railway station, staff quarters, buildings, &c., within Municipal boundaries, may be submitted to the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

J. W. S. S. S. S. S.

MAJOR, R. E.,

Agent.

(with 9 spare copies)
By Book Post

10

Accompaniment to letter No. 6338/4697, dated 1st June 1899, from the Agent, S. M. Railway, Dharwar, to the Secretary to the Government of Madras, Local and Municipal, Madras.

—: (o) :—

Copy of letter No. C. R. 1496, dated 26th January 1896, from the President, Taluk Board, Nandyal, to the Agent, S. M. Railway.

With reference to G. O. No. 1869 L, dated 9th October 1895, it is proposed that house tax should be levied on Railway buildings at Nandyal. I have the honor to request you will be good enough to forward your representation, if you have any to make, at an early date.

Copy of letter No. 6338/1177, dated the 3rd February 1896, from the Agent, to the President, Taluk Board, Nandyal.

With reference to your No. C. R. 1496 of the 26th ultimo, I have the honour to request that you will be good enough to furnish me with a copy of G. O. No. 1869, L., dated 9th October 1895, therein referred to.

Copy of letter No. C. R. 1496, dated the 6th February 1896, from the President, Taluk Board, Nandyal, to the Agent, S. M. Railway.

I have the honor to forward herewith a copy of G. O. No. 1869 L, dated 9th October 1895.

Copy of letter No. 6333/1885, dated 21st February 1896, from the Agent, to the President, Taluk Board, Nandyal.

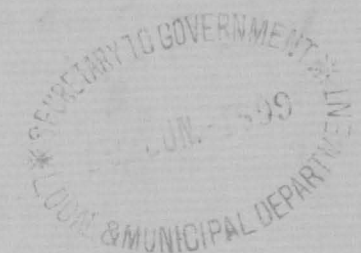
With reference to correspondence ending with your No. 1496, dated 6th February 1896, I have the honour to request you will inform me what services are rendered by the Taluk Board at Nandyal within, and in connection with, the Railway premises at Nandyal which, in their opinion justifies their considering themselves entitled to recover house-tax from the Railway.

Copy of letter No. C. R. 2005, dated the 5th March 1896, from the President, Taluk Board, Nandyal, to the Agent, S. M. Railway.

With reference to your letter No. 6338/1885, dated 21st February 1896, I have the honor to inform you that no services are rendered at present by the Union Panchayat, Nandyal, in connection with Railway premises at Nandyal.

Local & Munl. (1899) Department.

CURRENT No. 1562



From

The Collector of
Kurumal

Order

Rb No. 478 / 1519 799

Dated 6 June 99

Received 12th

Registered 4

Enclosures nil

Spare copies 1

SUBJECT.

Reporting the date of
publication in the Dist
gazette of the notification
regarding the constitution
of Kurumal a Municipal

KR

G.O.	No.	Department.	Date.

G.O.	No.	Department	Date.

Lenal
no

Amas

Occupation or
position in life

Chaerina

- | | | |
|-----------------------------|--|---|
| 1 | A. G. G. Campbell Esqre. I.C.S. | Ag. Head Assistant Collector, & Municipal Executive Engineer. |
| 2 | M. R. Dy. R. Gopala Surtani
B.A., B.C.E. | Municipal and District Acting Tahsildar of Mandal |
| 3 | J. Venkataramanyulu
Tahsil from Mandal | |
| <u>Non-official members</u> | | |
| 4 | M. R. Dy. Kodur Subramanyaya
Tahsil | Trend from Mandal |
| 5 | " B. Koneri Ramiah | do |
| 6 | " Aepoli Subbannaiah | Grain Merchant |
| 7 | " Atmakus Chenchayya
Tahsil | Rich money lender and Merchant. |
| 8 | " Khaderohad Naidsur | Rich Land-holder |
| 9 | H. M. D. Khaji Khaji Mothappa
Sakali | Saukdar and Khaji |
| 10 | M ^r . Eonjee B. Pacha | Learting Agent Railway Refreshment Room Contractor |
| 11 | H. M. D. Per Padcha Sahib | Saukdar |
| 12 | M. Ahy S. H. Denalika.
Mami Pillai. Tal. B.A., L.T. | Head Master S.P.G. High School Mandla. |

Kumool Collection Office } Secy. Secy.
Dated 24th July 99 } Secy. Secy.

Again G.O., No. 674, dated 4th May 1899.
 Current No. 1530m of 1899, dated 1st June 1899 from the Agent, S.M. Railway
 Current No. 1562m of 1899, dated 6th June 1899 from the Collector of Koonool
 " 2018m " " 24 July " " "

SUBJECT.

Constitution of Nandyal Municipality

FOR ORDERS.

V.

In the Government order read above, a notification under Section 4(1) of the Act, declaring the intention of Government to constitute Nandyal Municipality was ordered to be published in the Fort Saint George Gazette and the Koonool District Gazette with the intimation that all objections to this proposal should be submitted to Government within six weeks of the publication of the notification.

2. In the second of the letters read above, the Collector reports that the notification referred to was published in the D. Gazette of the 3rd June 1899, while with the third he submits, with reference to para 3 of G.O. No. 674, dated 4th May 1899, revised proposals for the Constitution of the Council.

1132m
 9-8-99
 Cus 1562m. B.

Cus 2018m. C.

2018/m/99.

3. The first letter read above is from the Agent of the Southern Railway, protesting against the inclusion of the Nandyal Railway Station within the limits of the proposed Nandyal municipality chiefly on the grounds

(1) that the Railway Station is about two miles distant from the town,

(2) that the Services hitherto rendered to the Railway by the existing Nandyal Taluk Board are suit, and as to the future, the Railway has already made ample provision for the Conservation of the Staff quarters etc at the Nandyal Station and

(3) that whereas the application of the Kainatapuram Union in the ^{District} ~~Cuddapah~~ Levy house-tax on Railway buildings was submitted to the Government of India in 1895, the request was based on the ground that Railway Companies should be made liable to municipal taxes on the score of "Services rendered," the question of Services rendered or to be rendered has been ignored in the present instance, consideration being given solely to the means whereby the additional income can best be secured.

The Agent accordingly requests that

11x
Civ. 1530 m. D.

F.
Vide para. 6 of the letter to the Govt. of India in
G.O. no 1869. L. dated 9-10-95.

Vide para. 6 of his letter flagged D.

3. 15
Vide Resolⁿ of the Govt of
India in G.O. 1917 L. P
27.9.94

Vide his note flagged K.

that in accordance with the ruling of the Govt of India that all applications for the levy of new taxation on Railway Administrations, should be submitted to that Government, a copy of his letter protesting against extending the municipal boundaries nearly two miles so as to include the Nandyal Railway Station, Staff quarters &c within Municipal boundaries may be submitted to the Govt of India.

4. It is however observed that
V. When G.O. no 617 m. dated 4th May 1899, was sent to him for Counter-signature, the Consulting Engineer ^{for Railways} objected to the inclusion of the Nandyal Railway Station within the limits of the proposed municipality on much the same grounds as those now set up by the Agent. S. N. Railway, but as the Ad-
J. -vocate General who was consulted in the matter, considered that the Railway Station ~~could~~ could not be made liable to taxation except with the special sanction of the Govt of India, it was thought that his objection did not hold & the notification in question was ordered to be published - vide the notes in G.O. no 617 indy 4th May 1899.

M

Whatever may therefore be the objections of the agent of the S. N. Railway to the levy of municipal taxes on the railway buildings & lands within the municipality, there is apparently nothing to be said now against the inclusion of the Railway station &c within municipal limits, seeing that such taxes cannot be levied without the sanction of the Govt. of India and that Govt. is not likely to accord such sanction unless cogent reasons are adduced. ~~Reasons~~ from

paras. 2 & 3 of the Collector's letter printed G. on pages 3 & 4 of G.O. No. 617 m. d. 4th May 1899, it will be seen that the ~~elimination~~

of the Railway Station from the municipal limits would involve the exclusion of some other villages & hamlets & also the European quarters from those limits, - a circumstance which would affect materially the finances of the proposed municipality. It is therefore submitted that the Constitution of Nandyal ^{into} ~~Cum~~ Railway Station a municipality may be ~~sanctioned~~. The proposals made by the Collector for the Constitution of the Council may also be approved.

5. The accompanying draft order is submitted for approval:-

12/5/99

The Govt. of India
have nothing to do
with this question
of municipal limits.
MA

[L. M.]

590-19-1-98.

Again G.O. no. 617 m. d. 4-5-99. Nos. 1530, 1562 & 2018 m. of 98.

LOCAL AND MUNICIPAL DEPARTMENT.

SUBJECT.

PS
ORDER.

No 1132 m. d. 9.8.99

The Government does not consider that the objections raised by the Agent of the Southern Maharashtra Railway to the inclusion of the Railway Station of Nandyal within municipal limits are valid, in as much as the municipal Council cannot tax the Railway administration without the previous sanction of Government of India. ~~However~~ The exclusion of the Railway Station from the limits of the proposed municipality, would involve the ~~elimination~~ ^{exclusion} of the adjoining ~~localities~~ ^{localities}, which it is desirable for administrative reasons, to bring under the operation of the municipal law. The following notification will accordingly be published in the Fort St. George and the Kurnool District Gazette.

Notified

Notification.

In exercise of the power conferred by Subsection (4) of Section 4 of the Madras District Municipalities Act IV of 1884, as amended by Act III of 1897, His Excellency the Governor in Council is pleased to declare that the local area situated within the boundaries specified below shall be a municipality on and from the 1st day of October 1899, on which date the Nandyal Union shall cease to exist.

[H.E. boundaries as in G.O. No. 617 and 4th May 1899]

2. The following notification under Section 12 of the D. Municipalities Act as amended, will be published in the first issues of the ^{same} Fort Saint George Gazette after the 1st October 1899.

Notification

Under Section 12 of the Madras D. Municipalities Act IV of 1884, as amended by Act III of 1897, His Excellency the Governor in Council hereby declares that, until further orders,

(1) The maximum number of municipal Councillors to be appointed for the time being for the municipality of

of Nandyal, shall be twelve;
(2) None of the municipal Councillors shall be elected; and
(3) The Chairman shall be appointed by the Governor in Council.
3. The appointments proposed by the Collector will be gazetted in the first issue of the Fort Saint George Gazette after the 1st October 1899. In the meantime, the gentlemen nominated by the Collector should meet informally and prepare a budget estimate of receipts and charges for the second half of the current year, which should be submitted to Government as soon as possible after the 1st October 1899.

1/2
2/3/99

1/2
5/10/99

The Collector of Kurnool
President D. Board Kurnool
Public Works Dept., Railway Branch,
Gazetted 29/8/99
with notes returned.
23/8/99 3/10/99
per 13/8/99

L. & signature.

Print.

23 8 99

P.O. No.

617 m dated 6-8-99

P

1530 m

P

1562 m

+ 2018 m

A

Order to C. No.

Order of Government

A

Order of Government.

Statement with ditto.

Papers not filed up, bring grant for dispatch in original.

N.B.:-

- A = Print in full
- B = Not to be printed.
- P = Print abstract only.
- C = Print heading only.

People's Bank, Railway Branch, with water supply.