[L. & M. 5,000—5-4-10.]

Local & Munl. (1899) Department.

MISCELLANEOUS.

G.O., No. 533 Mu

DATED 24-4-1899

INDEXED. DESPATCHED

[Despatch Abstract.]

Land.

Sanctioning, with remarks, the proposed lease of a certain piece of land belonging to the Negapatam Municipality to one Kamalam of Negapatam.

BACK PAPERS.

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

FURTHER PAPERS.

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

Local & Munl. (189) Department.

CURRENT No. 2896 M

N

Refce 1184 18/10/98

The Chairman is requested to submit a sketch showing the position of the land which it is proposed to lease out, the Street and the adjoining property and to submit a form of the ~~Order~~ agreement which the Council proposes should be executed by the person referred to.

KR 10/10/98

ade 12/10/98

From The Acting Collector of Negore

Dis No. 4001/Rev of 98

Dated 5th September 1898

Received 10 SEP 1898

Registered 9 SEP 1898

Enclosures Nil 2

Spare copies

Copy tkn p. 7/10 18/10/98

SUBJECT.

Submitting with remarks Negapatam Municipal Chairman's letter No. 114 dated 27th May 1898 requesting sanction for the lease of a certain piece of Municipal land to one Kamalam of Perian West Street, Negapatam

P.T.O.

To

The Chairman, Munl. Council, Negapatam.

Dup 18/10/98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CNo 2896 m/98 974 m/99

Misc

Order. No. 533 M Mis Dy 24/4/99

The proposed lease of the land in question is sanctioned.

2. The attention of the Municipal Council is however drawn to the Collector's remarks in para 2 of his Endorsement on the Chairman's first letter read above.

V.R
19/4/99

WA
21.4.99

Note.

The land which it is now proposed to lease out, has already been built upon under licences obtained from the Municipal Council in previous years. The lessee having however disputed the title of the Municipality to the lands in question, the matter had to be taken to the Civil Courts and after the litigation was decided that the Municipality was the rightful owner. The lessee has however now come to terms with the Municipality & agrees to pay a rent of Rs 2·9 per annum & to execute a lease deed for the land, undertaking to surrender it whenever required by the Municipality. It is also stated that the structure on the land in question cannot be removed without demolishing the whole building. The proposal may be sanctioned.

To
The Chairman, Municipal Council
thro' the Collr of Tanjore
Endt No. 1701 M dy 5-10-98
2234 M dy 13-11-97
1509 M dy 3-7-97
1828 M dy 6-11-95
1907 M dy 10-12-94
1413 M dy 22-10-91
210 M dy 20-2-89

Chk Photos

20 f
356
Int 955 M

for orders V.R

2093 Elec 85

Local & Munl. (189) Department.

CURRENT No.

Endt on Chairman 2093 Elec 85

Forwarded -

A preliminary report has already been submitted (vide this Office Rc No 574 of 1898 dt 24-5-98 = The encroachment is a small one & for obstructive and even if so, for, no objection to the lease being granted -

H.C. Stokes
18.6.98

Asst Collr -

17 JUN. 98

Order.

COLLECTOR & MAGISTRATE 19 JUN. 1898 TANJORE.

HEAD ASSISTANT RECEIVED 15 JUN. 98 TANJORE

From
The Chairman delegate
Municipal Council
Negapatam

No. 114

Dated 27 May 1898
Despd 30-5-98
Received
Registered
Enclosures
Spare copies

SUBJECT.

Application for the Sanction of Government for the lease of a certain piece of Municipal Land to one Ramalinga Pillai Power Loom Weaver Negapatam -

Rc 196

Cir 196 2/2896/m/98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No 44

OFFICE OF THE MUNICIPAL COUNCIL.

Negapatam 27th *May* 1898.

From

The Chairman, Municipal Council, *Ex officio*

Negapatam.

To

The Secretary to the Government of Fort Saint George,

Madras,

Local and Municipal Department,

Through the Head Assistant Collector and the Collector of Tanjore.

Sir,

Under G.O No 210 M dated 20th February 1889 I have the honor to request the sanction of Government for the lease of a piece of Mc land as defined on the margin to one Kandasamy of Pno 31, Peria Koil West street Negapatam. The land in question formed part of the street and, as such, vested in the Council under Section 23 of the Mc Act. The lease in question is only a renewal of the old ones of 1894 & 1895 as will be seen from what follows,—

In the year 1894 when the said woman applied for permission to renew her house, the late Mr Frank Oliver, the

Mc Land situated in front of Pno 31 Peria Koil west street Negapatam on which a portion of the pyal of the said house stands 27½ ft × 1½ ft.

Do in front of the pyal of the said house on which the alody pavement stands 2 5/16 × 2 ft.

the then Chairman, found, on measurements taken, that the house was 1½ ft in excess of its pymash width, and that this excess was Mr. property, and accordingly got from her an admission of the title of the Council to the same by securing a lease duly signed by her for 27½' x 1½'. Again in the year 1895 the same woman applied for permission to put up a new alody pavement in front of the pyal of the same house to a width of 2 ft and license was accordingly granted for a masonry pavement for 27 ft in length by 2 ft in width, on her admission of the title of the Council to the site and on her agreeing to remove the structure and surrender the land at the pleasure of the Council. In putting up the pavement she exceeded the license by 7" in width and put up a screen wall without permission at the south end of the pavement. The Council then cancelled the license and called upon her to remove the structure altogether

altogether. She removed the excess of 7 inches but disregarded the order of the Council to remove the whole of the new structure. She was prosecuted, convicted and fined. In the meanwhile she disputed the title of the Council to the lands covered by both the leases and filed a civil suit applying for a permanent injunction against the Council interfering with her rights. The suit was however dismissed with costs and the Council's right established. She preferred an appeal in the District Court, in which a decree confirming that of the lower court was passed. She then appealed to the Council for mercy and applied for permission to retain the erection admitting the title of the Council to the disputed site, and agreeing to pay the rent demanded and to bear all the costs of the Council as defrayed by it in both the Courts. The Council in its resolution dated 10th February 1898 accepted the terms offered and allowed her to

retain

retain the structure unaltered. She has executed a fresh lease acknowledging the title of the Council for 31 x 3½ ft of land and agreeing to pay a rent of Rs 2-2-9 per annum and to vacate the same at the pleasure of the Council, besides permitting the costs of the Council Rs 63-14-6. But the land now built upon by her measures as noted above on the margin and the lease will be amended accordingly. A portion of the main terrace building stands over the 1½ ft of land included in the pyal, while the pavement below is roofed with corrugated iron sheets. The superstructure on the former cannot be removed without demolishing the whole building. Under the above circumstances the Council has thought fit to renew the lease. I request that Government will be pleased to sanction this temporary alienation of the Mc property.

I have the honor to be
Sir
Your most obedient servant
H. C. Stokes
Chairman Exoffitio.

Endorsement on Negapatam Municipal Chairman's letter No. 114 dated 27th May 189

No. 4001 Jos. Rec. Submitted.

LOCAL & MUNICIPAL DEPT.
CURRENT No. 2896

2. The transaction, though nominally a lease, is practically a permanent alienation and I am of opinion that such transactions ought to be very sparingly entered into, and that the rent levied should be really penal — while that levied in the present case is not.

3. Another case in which it is proposed to lease out a piece of land measuring 48 x 8¾ feet to Messrs Adamson Macfaggart and Co. on payment of an annual rental of Rs 5 per 100 square feet, was submitted to Government with my endorsement C. No. 309/mb dated 3rd June '98 and orders on the subject have not as yet been received

Jos 1701 m 5-10-98

Tanjore Collector's Office
5th September 1898

Srinivasa Pillai 8/9/98
for ag: Collector

RD/

131 M
M.C. 1899

Local & Munl. (189) Department.

1375 for 9

Endorsement No. 1375/8[illegible] of 99

Submitted thro' the Collector of Tanjore.

H.C. Stk

a.g.a. a Collector 24.3.99

Re 22.3.99 Endorsement No 131 Mtl 1899

Forwarded.

Tdmi

Order. 2.4.99. Ag Collector

CURRENT No. 974 M

HEAD ASSISTANT COLLECTOR & MAGISTRATE REG'D. NO. 121 MAR. 99 TANJORE

From The Chairman Municipal Council Negapatam

No. 1044

Dated 21st March 1899

Received 7th April 99

Registered 8th ——

Enclosures Two.

Spare copies nil.

SUBJECT.

Sketch showing the position of land proposed to be leased out to one Kamalam and submitting a —— with copy of agreement. &c

BACK PAPERS.

G.O.	No.	Department.	Date.
Refer	1184		18.10.98
C. No	892	2nd	4.3.99
98	1846	2nd	31-10-98
98	1791	2nd	5.10.98
98	13	2nd	10-1-98
98	52	2nd	10.1.98
98	2234	2nd	13.10.97
98	1509	2nd	3.7.97
98	912	2nd	14.4.97
96	3	2nd	6.1.96
95	1028	2nd	4.11.95
94	1907	2nd	10.12.94
93	1813	2nd	22.10.91
89	210	2nd	20.2.89

FURTHER PAPERS.

G.O.	No.	Department.	Date.

(8 Annas Stamp-paper)

This Conditional deed executed to the Chairman, Municipal Council of Nuwara Eliya on the 2nd of April 1898, by one Kanalan owner of premises No. 30, Delugoda Estate Nuwara Eliya Common Cooly Lines Estate Nuwara Eliya.

The Municipal Council has the title to the land in question which is situate in the Nuwara Eliya Division of the Nuwara Eliya District, and comprises as per description detailed below:-

North: To the main road of the Delugoda Estate Nuwara Eliya Common Cooly Lines Estate.

East: To the said premises belonging to the executant measuring 57 3/4 ft E. to W. in the Plymouth accounts.

North: To the Pyal of Ballubaikes house and the Municipal land in front of it.

South: To the Pyal of Angammals house and the Municipal land in front of it.

The Municipal Council agrees

aleam Specification, is included in the pyol of the said premises (30).

The Land measuring 1½ ft & Ec to W as per terms of the rent deed executed by me to the Council on 31-3-94 and that to the east Viz/ 2 ft (Ec to W.) and 31 feet (N to S) two leases established as harmonful Land with reference to decisions of the District Munsiffs Court in O.S No 30 of 1895 and O.S No 755 of the Tuticorin District Court, and permission granted to me with reference to Resolution No 10 of 10-2-98 of the Municipal Council Nagapatnam, to erect an alady with Zinc roofing over it, by which I am entitled to enjoy the said Land aggregating to Viz 3½ ft east to west, and 31 ft North to South. paying, every year an annual rent of Rs 2-2-9 Calculated at Rs 2 per 100 sq ft.

I do further bind myself to surrender, at my own cost, the Land in question at any time when demanded by the Council at its pleasure, in view to this being a lien made to the

the Council along with rent duly received from me, Shall I fail to pay every year the rent due by me in advance.

In witness thereof, I have hereunto, Set my hands

(Sd) Kannalam

Witness (Sd) Veerangavadyagal of Nagapatnam.

" Thomkrishna Gpt Vakil of Nagapatnam.

" Varilil Arikara Gpt Sarpe of Seaboa

" Mannu Gpt of Prarevatam residing at Nagapatnam

(True translation)

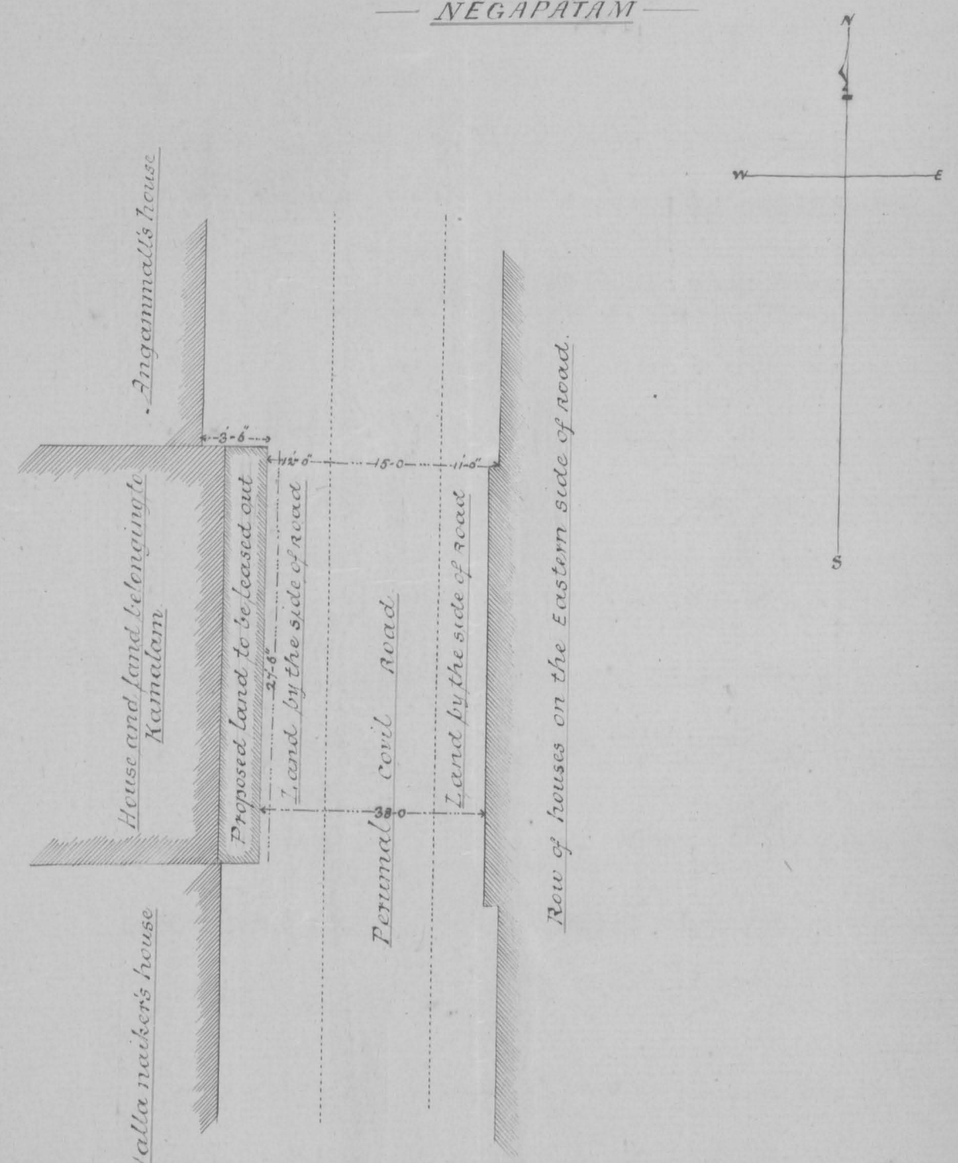
P. R. C. Nº 50

Chairman

Conf. P.E. / 57/ rdr

MUNICIPAL COUNCIL
8 MAR. 1899
NEGAPATAM.

— sketch —
— showing the position of land —
— proposed to be leased out to —
— Kamalam —
at
— NEGAPATAM —



A. Sundram Pillay
Mⁿ Overseer.

2/274/M/99

OFFICE OF THE MUNICIPAL COUNCIL.

Negapatam 16th December 1899.

Recd 21-3-99

From

The Honorable Mr. R. T. Robinson Nagapattinam

Chairman, Municipal Council,

Negapatam.

LOCAL & MUNICIPAL DEPT.

To 974 M

The Secretary to the Government of Fort Saint George,

Madras,

Local and Municipal Department.

Through the Head Assistant Collector and the Collector of Tanjore.

Sir,

Adverting to your memorandum No 1184 dated the 18th October 1898, I have the honor to enclose a Sketch showing the position of the land referred to therein, and to submit a Copy of the agreement which the Council has obtained from the party referred to. I regret the delay that has occurred in answering your reference which has been occasioned by a change in the personnel of the Overseership. The papers

1/974/M/99

seem to have been mis-
-placed in the Coroner's office
I have the honor to be
Sir
Your Most Obedt Servt
P. P. C. of C.
Chairman

When given for copying ——
When copied ——
When examined ——
When signed 26/6 } 189

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

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A		
LETTER OF GOVERNMENT.									
STATEMENT WITH DITTO.									
PAPERS NOT FILED UP; BEING MEANT FOR DESPATCH IN ORIGINAL.									

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