

Local & Munl. (1899) Department.

G.O., No. 585 M.

DATED 1-5-99.

INDEXED.

[Despatch Abstract.]

Petition

Letter. Informing Mr. R. M. Osman
Labbai Maracayar, Negapatam, that the Govt.
cannot comply with his request to set
aside a certain candidate who stands for
election as a Councillor in the Municipality.

Local & Muni. (1899) Department.

CURRENT No. 1026m

Misc
Order

From

No. 585-*Munis* 8/1-5-99 M. Gothumaulavai Mariyayo
Negapatam

The Government Cannot
Comply with the Petitioner's request.

No.

1.2
21/1/99

26/10/99

Dated 11th

Received 13th

Registered 15th

Enclosures 2

Spare copies "

April 99

Note

For precedent, please see No.
214 M d 26th January 1898. L.

SUBJECT.

Stating that under section 10-3
(2) of the amended municipal
Act the candidature of
the Mustapha Mariyayar for
the Nagore Eastward election
appears illegal and
objectionable and praying
for early orders on the subject.

Pet. 200 2/5/99

BACK PAPERS

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

LOCAL & MUNICIPAL DEPT.

CURRENT From 1026 M

Negapatam

Dated 11 April 1899

M. R. Ry. M. Gothumanlamai Maricayar
Ex. Municipal Councillor and Candidate
for the Nagore Eastward

The Secretary to Government
Local and Municipal Department

Sir Under the circumstances I beg to refer
Section 10 A (2) of the Amended Municipal
act runs as follows —

"No person is qualified to be appointed a
Municipal Councillor, if, any of his servants
or any person in whose service he is employed
is a member of the Municipal Council"

With reference to the principle involved
in this section a question now arises as to
whether two undivided members of the same
family who are brothers can both be Muni-
cipal Councillors at the same time.

2 M. R. Ry. Mustapha Maricayar al has
been nominated as a candidate for the
Nagore Eastward election which is to take
place on the 29th instant, while his brother
Vappakkandu Maricayar and while —
Bahadur is already a Municipal Councillor

of two individuals who stand in the relation of master and servant must, I think, apply with greater force in this case where the relationship and the intimacy between the two persons are more close and binding on each other. Although the wording of the section in question is not clear on the point, yet the principle involved in both the cases appear to be the same and the Candidature of Mr Mustapha Maricayar seems illegal, and objectionable

3. Under the circumstances I beg to request that Government will be pleased to pass a definite rule on the subject

4. As the question is one of importance and as its decision on the point will materially help the Council in the conduct of the ensuing election I beg to request that Government will pass early orders on the subject and communicate its decision by wire, if possible, before the said date of election viz 29th April 1899

I have the honour to be,
Sir

Your Most obedient Servant

Mooshman Libhai Maricayar

has nominated for the Nagore Eastward election which is to take place on the 29th instant while his brother Vappakandu Maricayar and Subh Bahadur is already a Municipal Councillor

The objection which presents in this case
of two individuals who stand in the relation
of master and servant must, I think,
apply with greater force in this case where
the relationship and the intimacy between
the two persons are more close and binding
on each other. Although the wording of the
section in question is not clear on the
point, yet the principle involved in both
the cases appear to be the same and the
Candidature of Mr. Mustapha Maricayaz
seems illegal and objectionable.

Under the circumstances I beg to request
that Government will be pleased to pass
a definite rule on the subject.

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I have the honor to be
Your most obedient servant
William J. H. M. M. M.

When given for copying _____
When copied _____ 189
When examined _____
When signed _____ 2/8

READ AGAIN G.O., No.
189

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DETENTION
IN ORIGINAL.

N.B.-
A = Copy in full.
B = Not to be copied
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Q = Copy heading only.

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