Date taken out.	For what purpose.			Initials of clerk taking the paper or of attender.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			

& Munl. (1898) Department.

MISCELLANEOUS.

G.O., No. 34 M

A.M

DATED 6-1-98

[Despatch Abstract.]

of

APPOINTMENT SECRETARY:

Stating that, in the circumstances pointed out by the Collector, the Municipal Council of Mangalore should defer it further proposals for the appointment of a Secretary until the 1st October 1898 and that in the meantime the Governor in Council is pleased to exempt the Municipal Council from the necessity of appointing a Secretary.

Date

BACK PAPERS.

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

FURTHER PAPERS.

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

Appointment of a Secretary - Mangalore Municipality

LOCAL AND MUNICIPAL DEPARTMENT.

Papers to be read in Proceedings: –

ur GO, No. , dated 189 .

ain G.O., No. , dated 189 .

rent No. 3032 · M of 1897, dated 15th August 1897, from G. Venkata Rao, Mangalore.

" " 3237 · M " 1897, " 31st August 1897, " K. Padmanabhayya, Mangalore.

" " 3704 · M " 1897, " 22nd October 1897, " the Collector of South Canara.

" " 3812 · M " 1897, " 2nd November 1897 " B. Ganpat Rao, Bombay.

H.M.

Mesc

ORDER. No 34 Mun & 6-1-98

In the circumstances stated by the Collector, the municipal council should defer its further proposals for the appointment of a Secretary until the 1st of October 1898. In the meantime, His Excellency the Governor in Council is pleased to exempt under subsection (2) of section 39-A of Act IV of 1884, as amended by Act III of 1897, the municipal council, from the necessity of appointing a Secretary.

(From Orders)

F.3
5/1/98

H.I.
5.1.98

H.O

Chairman-M.C. Mangalore
& the Collector of South K

less interest in the work.

LOCAL AND MUNICIPAL DEPARTMENT.

C. No. 2032. M, 3237. M, 3704. M, 3812. M of 1897.

SUBJECT.

Appointment of a Secretary—
Mangalore Municipality.

H. M.

FOR ORDERS.

A. Before the receipt of G.O. No 1465. M, dated 21st June 1897, the municipal Council of Mangalore had, on the 14th June 1897, passed the following resolution on the subject of appointing a Secretary under Section 39-A of Act III of 1884, as amended by Act III of 1897:—

"The Current year's budget was passed "on the estimated income under the "Old act and the available balance "is very small. As the taxes under "schedule A, as amended by the new "act are on incomes, instead of on "assess, the Council fears that its "annual average income may fall "short of the estimate made in the "budget. The Council therefore resolves "not to apply for sanction for the "appointment of a paid Secretary

less interest in the work.

till the schedule brought now into force has been in operation for a year at least and until the Council is sure that the average annual income of the municipality would be such as would necessitate the "appointment of a paid Secretary."

2. Subsequent to the receipt of the Government Order above referred to, the municipal council was of opinion that its resolution of the 14th June, should be reconsidered, and at a special meeting, which was called for the purpose of Considering this matter, on the 31st July, the council resolved by a majority of nine out of fifteen councillors present that a Secretary should be appointed on a salary of Rs 100 per mensem. As however this resolution, which amounted practically to a cancellation of the previous resolution of the 14th June, was not supported by a majority of the councillors on the Council (twenty) as required by section 30(b) of the Act, and was consequently not valid, another special meeting was convened on the 7th August at which the resolution passed on the 31st July

rtment.

G.O. 1465 Mn. A. 21-6-97

(Vide current No 3704 mf)

d mea

regarding the appo at the S
Secretary was confir
candidate was nom
the post of Secretary. S
Treasurer Deputy
Ananthayya, the
however dissented from
solution, chiefly on the fo
grounds:—

(1) that the final resolu
of doubtful legal validi

(2) that the municipal
will not meet the present
upon the , let alone this ne
and

(3) that the appointment
necessary.

The first objection, the colle
siders, is not important, as th
ment of a Secretary is oblige
under Section 39-A of the a
the Governor in Council oth
directs. In support of the se
jection it is argued that if the
is appointed the commissioner
whose good offices the
been working very well
last 31 years, will take
less interest in the work
ring that the appointment
of a Secretary may be advertise

Vide para 10 of Mr Chentsayya's minute
Flag C.

ill the schedule brought now into

orce.

ryices, which has been
is ded upon and that the
uicc of a paid full time
be will probably result in financial
ab improvement in revenue
reater efficiency of admi-
v. The second objection is
only one which requires
ation. In the budget esti-
1897-98, the total income
municipality, including the
balance was estimated
4,180, but it is stated that
ill be a decrease of Rs 2284 in
ual opening balance and a
Rs 5,000 under the profession
the operation of the new act,
the total available funds
only Rs 46,896 against the
d expenditure of Rs 51,000.
ld thus be a deficit of
d although this will be
the sale proceeds of a
ud, yet the existing re-
not be sufficient to
deficit in the succeeding

fo. no 222. m
16-2-97 B.

D. E. F. G.

If, rather, any decision
for the proposals until then
In the meantime the Mal. Hd
be exempted until further orders
from the necessity of appointing a Secy

BD
7/4/98

W.T.

discussion of ways and mean
Collector recommends that it
be referred to the council
detailed consideration of
financial position with re
to the statistics now availab
that the appointment of a Secre
be deferred until the council h
had one clear year's experience
the results of the new schedule
taxation, as resolved upon in
resolution of the 14th June.

Mangalore is one of the best
administered municipalities in
the Presidency, the administrati
having been characterised as
efficient and satisfactory in the
reviews of the successive administra-
tion reports. It does not therefore
appear that there is any pressing
need for the appointment of a Secreta
there, and it is submitted that, as
recommended by the Collector, the
Council may be directed to defer
the appointment until the 1st of
October 1898.

3. The first and second
letters read above are petitions
requesting that the appointment
of a Secretary may be advertize

the last an application for
st.

H K
17/2/97.

Local & Munl. (1897) Department.

A/S

CURRENT No. 3032/R

To lie over pending receipt of the Council's proposals regarding the appt. of a Secretary.

V.R.
27/8/97

From

Y. Venkata Rao
Mangalore

Order

No.

Dated 15-8-1897

Received 23-8-1897

Registered

Enclosures /

Spare copies.

SUBJECT.

Praying that in the circumstances stated the Mangalore Municipal Council may be directed to invite applications for the Secretaryship with a view to select the best possible candidate.

2/8

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

A point of law under the new District Municipalities Act. The Mangalore Municipality. Re Secretaryship.

Enclosure- Memorial to H. E. Governor.

To

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

Sir,

On the publication of the new Act, the Municipal Council of Mangalore, at its special meeting held on 14th June last, duly considered the question of appointing a paid Secretary under Section 39-A and unanimously resolved to postpone it for one year, on financial grounds.

2. Subsequently, G.O No. 1465 M, dated 21st June, 1897, directing certain Municipal Councils (of which Mangalore is one) to submit their opinion on the question of appointing Secretaries was received.

This G.O. was considered by

by the Municipal Council at the monthly General Meeting held on 24th July, and it was resolved that a Special meeting under Section 30(6) of the Act, should be held to reconsider the resolution already passed on the subject on 14th June.

3. This Special meeting was accordingly held on 31st July, and the question discussed whether the resolution of 14th June should not be cancelled and the post of Secretary created at once, and though only 9 Councillors out of 15 present appear to have voted in favour of the proposition for cancelling the old resolution by creating the post at once, the Chairman recorded a resolution thus: "The proposal was carried by a majority of 10 out of the 14 Members of the Council present, 5 members and the Chairman voted against the proposal; it is further

resolved

resolved that the pay of the Secretary should be Rs 100 per mensem".

4. The Chairman, however, appears to have afterwards detected his mistake, and he convened another Special meeting on 7th August, for Confirming the resolutions passed by the Council at the Special meeting held on 31st Ultimo re Secretaryship", observing - "From the accompanying minutes of the proceedings of the said meeting, the resolutions would appear to have been carried by the required majority of 10 members out of the 15 members present, and also that 5 members and the Chairman or 6 members voted against. The correct members seem to have been 9 and 6 respectively. The defect, therefore, requires to be remedied and the resolution in question legalised at the next meeting, if necessary."

5. At this meeting, the Chairman's assertion

assertion that at the previous meeting, only 9 had voted for, and not 10, was apparently accepted, and a resolution passed Confirming the resolutions of 31st July regarding the creation of the post and the fixing of the Salary at Rs 100. Two other matters were also disposed of at this meeting — namely, the nomination of a person for the said post of Secretary so created, and the appointment of a delegate to vote at the ensuing election of Candidates for seats in the Legislative Council.

6. That at the meeting of 31st July, the Chairman declared the proposition regarding the creation of the post duly carried is undisputed. This is confirmed by the very next resolution fixing the salary which could not have been adopted unless the previous resolution creating the post had been passed.

That the Chairman blundered in

in recording the resolution is equally certain. He wrote "carried by a majority of 10 out of the 14 members of the Council present", while, as a matter of fact, 15 were present including himself; but he excluded himself from the term "members", being Chairman. If so, when ten formed the majority, it follows that the remaining 4 members and the Chairman, in all 5, voted against. Whereas, immediately following the wording of this resolution, ran "5 members and the Chairman voted against" which would reduce the majority to only 9.

If the resolution was carried by a majority of 10, then only does it cancel and legally cancel the resolution of 14th June under Section 30(6), and there was, therefore, no necessity to legalise it subsequently at the meeting held on 7th August in the manner it was done. But at this latter meeting, the

Council

Council appears to have admitted 9 to be the correct number and to have nevertheless Confirmed the resolutions in question.

If, on the other hand, the majority was only 9, the resolution is inoperative and does not cancel the said old resolution of 14th June, and consequently the resolution of 7th August confirming it, does not render it operative.

7. Under Section 30(6) of the Act, "no resolution shall be modified or cancelled within three months after the passing thereof Except at a meeting Specially Convened in that behalf." The meeting of 7th August was not Convened for the purpose of modifying or cancelling the resolution of 14th June, but for confirming that of 31st July, for which, however there is no provision in the Act. Nor can that meeting be held to be a special meeting within the meaning of Section 30(6),

because

because there were other matters foreign to the subject, for disposal.

8. The question, therefore, is whether, in the above circumstances, the resolution of the 7th August, Confirming that of 31st July, has any legal force, and also whether the nomination of Secretary made under it can be held to be valid.

9. It is further questionable whether for the nomination itself, it was not necessary to hold a Separate meeting under Section 39-A(1) which provides that the appointment of a Secretary should be made "at a meeting specially held for the purpose."

10. For these reasons, it may be necessary to cancel the proceedings under the powers vested in Government by Section 35(1) of the Act.

I beg to be,
Sir,
Your most obedient Servant
Venkatrao

Mangalore,
15th August, 1897.

Local & Munl. Department.

Dated 15th August, 1897.

Mangalore Munl. Secretaryship.

Submitting that, for the reasons stated, the Council's proceedings connected with the ——, are illegal.

To

H. E. Sir Arthur Elibank Havelock,
G. C. M. G, G. C. I. E,
Governor of Madras.

Humble Petition of G. Venkata Rau, residing in Ganapathy Temple Street, Mangalore.

Dated 15th August, 1897.

Most respectfully sheweth,

That Your Excellency's Petitioner begs to bring to Your Excellency's notice the following facts connected with the proceedings of the Mangalore Municipal Council in the matter of the appointment of its Secretary.

2 That the said Council, at its meeting held on the 7th August, 1897, finally created the said post of Secretary and at once "nominated" Mr. Marthu Bhandary, Head Accountant of the Collector's Office, for the post, without even doing so much as

as advertise and invite applications with a view to secure the services of a really Competent first-rate man for the appointment, and there could have existed no difficulty whatever in finding such a man by a ~~further~~ Competitive Examination, if necessary.

3. That the said post having been created with reference to G.O. No. 1465 M., dated 21st June, 1897, the Council was apparently wrong in making the appointment so soon, for, what the Council was required to do by the said G.O., was merely to submit its Opinion on the question of appointing a Secretary and not to fill it up at once before knowing whether the opinion Expressed would meet with Government approval or not.

4. That it is, therefore, evident that the Council's object in exhibiting as it did such undue haste in filling the

appointment

appointment was to indirectly compel Government to accord its approval to the Council's opinion regarding the necessity of the post, and also, of course, to shut out future candidates who would naturally apply when they hear of its creation.

5. That it is hardly necessary to state that the post in question is a very important one and requires a smart, active and strong young or middle-aged man with a deal of brain power to turn out really efficient work and with ability or fitness to ride for out-door duties, and as his pay is to be met from Municipal funds, greatest care ought to have been exercised in making a proper selection so as to see that such funds were not wasted; but by appointing a person, who could not have been, in the nature of things, spared, if he was of any real good and

fit

fit for advancement in his own department, and who must have been well-nigh jaded by more than thirty-five years' continuous service, the Council has simply driven the rate-payers to lose their confidence in any proper management of their funds by those to whom they are entrusted.

6. That the Council's nominee admittedly owns landed property consisting of a large number of buildings, &c, paying an assessment of about Rs 300, and yielding an income of over Rs 2,000 per annum, and these are mostly within the Municipality itself. And although officers are generally not precluded from holding land, yet Government has always deemed it inexpedient that appointments which necessarily confer a considerable amount of power and influence on their occupants, should be filled by persons holding landed

landed property within the jurisdiction attaching to such appointments, and, therefore, from this point of view also, the Council's nomination could not have been a well-considered one.

7. That under Section 39-A, (3)(c) of the Municipal Act, a Secretary is required to devote his full time to the service of the Council, and as the possession of such property, as above stated, must necessarily take away for its management much of the time and attention which ought to be devoted to the public duties, it is questionable whether the Council's nomination can be justified on this score also.

8. That the Collector's Head-Accountant's pay is Rs 85 with a prospect of rising to Rs 100 when Mr Garstin's Scheme, which appears to have been put off for the present on financial grounds,

grounds, is brought into force, while, the pay of the Municipal Secretary is also Rs 100, but according to the Council's resolution this includes the cost of conveyance, which might amount to at least Rs 30, and consequently the said Secretary-ship can be no real promotion to the Head Accountant, and thus while the appointment is, on the one hand, of no apparent benefit whatever to the nominee, it serves, on the other hand, a bar to the entertainment of a well-qualified competent man for the post.

9. That it appears the Collector recommended, for the one post of Secretary in question, long before its creation or even before its contemplation by the Council, as many as four men from his office with general educational qualifications ranging from F. A. down to perhaps nil, and with

Salaries

salaries ranging from Rs25 up to Rs 85, and while many intermediate clerks with good prospects before them in their own department, did not even think it worth while to apply or perhaps were waiting to apply when the post was actually created, the Council selected, from among the said four, one whose salary stood highest, with educational qualefications least.

10. That no sooner did the Council create the post than it filled the same, and thus many able graduates and others who would have otherwise applied were simply deceived.

11. That as the matter is one in which the interference of Government is not only necessary but would be beneficially felt, Petitioner has thought it fit to lay facts before Your Excellency's Government,

and

and he humbly trusts that the needful will be done.

And Your Excellency's Petitioner shall, as in duty bound, ever pray.

W. McKatlace

Local & Munl. Department.

Dated 15th August, 1897.

23 AUG 1897

Mangalore Munl. Secretaryship.

Memorial to H.E. the Govnr praying that, in the circumstances submitted, the Munl. Council may be directed to invite applications for the —, with a view to select the best possible candidate. ——

Local & Munl. (189) Department.

CURRENT No. 3237/M.

To lie over pending receipt of the Council's proposals regarding the appointment of Secretary.

V.R. 19/9/97

Order

From

K. Padmanabhiaya
Mangalore.

No.

Dated 31-8-97

Received

Registered

Enclosures

Spare copies.

SUBJECT.

Praying that the election of the Secretary to the Municipality may be set aside & a fresh one may be ordered.

19/9/97 a/1515

BACK PAPERS.

G.O.	No.	Department.	Date.
G.O.	3032	Jud	1897

FURTHER PAPERS.

G.O.	No.	Department.	Date.

LOCAL & MUNICIPAL DEPT.
RECEIVED on 7 SEP 1897
No. 3237 M.

To

His Excellency the Governor in Council,
Fort St. George.

The humble petition of K Padmanabhaiya, late Stock Inspector of Civil Veterinary Department, Madras. now residing at Mangalore.

dated 31st August 1897

CHIEF SECRETARY
7 SEP 1897
GOVERNMENT OF MADRAS

May it please your Excellency.

That on the 14th June last the Mangalore Municipality resolved that the income &c do not permit them to introduce the office of a Secretary in their office for a year more, and thus many a competent Candidate gave up the idea to apply presently for the office of the Secretary.

That in consequence of your Excellency's G. O. recently received, the Mangalore Municipality consisting of 20 members appears to have held a meeting on the 31st July last, when out of 15 members then

present q being in favour of a Secretary being appointed presently, it was resolved that Some competent man might be selected and without any advertisement or other public notice whatever the office was left open to 2 candidates (one an Accountant in the Collector's office to be retires shortly, and another the Municipal office manager) out of several among whom there were 4 graduates and 3 F.A's.

That accordingly on the 7th instant (or only a week after the first resolution) at a So called election the retiring Accountant of the Collector's office was chosen.

That, thus the Spirit of your Excelleney's G.O. 1465 m of 21st January 97, requiring Some energetic competent man able to discharge also the out-door work of the Secretary has been in a way overlooked.

That your Excelleney's petitioner is one of those that lost the opportunity to lay his claims before the Mangalore Municipality and try his chance by reason of a want of notice of the office being presently introduced.

That apart from other qualifications of your Excelleney's petitioner he is entitled to be given at least an opportunity to try his lot, as he is a young man of about 38 years, and whose office as Stock Inspector carrying a monthly pay of Rs 100 with an increment to Rs 150. has been lately abolished after a period of 13 years active service in 14 different districts.

In conclusion your Excelleney's petitioner begs that this informal election of the Secretary may be set aside, and after a Sufficient public notice a fresh election may be ordered. For which act of kindness and justice, your Excelleney's petitioner will, as in duty bound, ever remain grateful.

K. Lakshmanabhanja

1897

The memorial of K Padmanabhaiya, late Stock Inspector of the Civil Veterinary Dept Madras.

Subject

Praying that the illegal election of the office of the Secretary to the Mangalore Municipality may be set aside for reasons stated within.

Local & Munl. (1897.) Department.

CURRENT No. 3704/M

From The Hon'ble Collector of South Canara.

Order

Dis: No. 292 G.P. / 97.

Dated 22nd October 1897.

Received 27-10-97

Registered 27-10-97

Enclosures (1) one file - 7

Spare copies

Enclosure 2 (Petition) Inwarded Boundary to be returned with this chairman. C.O. 238 dtd 29/10/97 Returned 13/11/97

SUBJECT.

Forwarding letter from the Chairman, Municipal Council, Mangalore, on the subject of a paid Secretary.

BACK PAPERS.

G.O.	No.	Department.	Date.
Cir	3237	L/97	[illegible]
"	3032	L/97	[illegible]
"	1718	L	4-8-97
"	1465	L	21-6-97
"	1275	L	30-7-97
"	222	L	16-[illegible]

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Dis: № 292 / 97
G.O.

SOUTH CANARA COLLECTOR'S OFFICE,
Mangalore,
22nd October 1897.

3704 Rr

I. A. Nicholson, Esquire,
Ag. Collector of
South Canara.

To

THE ~~CHIEF~~ SECRETARY TO GOVERNMENT,
Local and Municipal Department,
Fort St. George.

Sir,

With reference to G.O. № 1465 M dated 21st June 1897, I have the honor to forward herewith Letter № 395 dated 11th August from the Chairman of the Municipal Council, Mangalore conveying Resolutions of the Council dated 14th June, 24th and 31st July and 7th August on the subject of a paid Secretary and other enclosures.

2. With the above is enclosed a minute of dissent by M.R.Ry. D. Ananthaya Garu, Municipal Councillor and Deputy Collector in charge of the Treasury. I have delayed transmitting these papers as the minute of dissent did not sufficiently disclose the financial data on which dissent was based, and I therefore referred certain questions to Mr Ananthaya for reply: the answers have now been received and furnish actual statistics.

3

Counc

3. It will be seen that the Council had, before receipt of the above G.O. ~~had~~ considered the question of a paid Secretary, and, on June 14 passed a resolution against such appointment on financial grounds, expecting that there would be a large falling off in the proceeds of taxes under schedule A; the resolution proposed postponement therefore for at least a year till the financial results should become clear. On receipt of the G.O. however, a meeting of the 24th July determined to reconsider the first resolution and on the 31st idem passed one in favor of creating such a post on a pay of Rs 100 per mensem: as this was passed by only 9 Councillors, against six dissentients, a special meeting of the 7th August confirmed the resolution alone of the 31st July by 16 votes, Mr Ananthaya dissenting, while a particular individual was also appointed to the post by another resolution: this latter was not necessary under the terms of the reference, which only related to the question of appointing a Secretary. The resolutions of the Council do not mention the question of ways and means, or the necessity for the appointment.

4. Mr Ananthaya then put in his written minute of dissent, which I understand embodies the views and facts which he urged before the council as dissentient. This document is very clearly written and protests against the resolutions in favor of a Secretary on three grounds: (1) that the final resolution is of doubtful validity (para 2); (2) that the Municipal finances will not meet the present demands upon them, let alone this new demand; (3) that the appointment is unnecessary.

5. The first ground is not pressed, though possibly valid. But the question is not important, for by the law (Section 39 A (2)) the appointment must be created unless the Governor in Council otherwise directs. The resolutions merely convey the opinion of the Council, and as such their validity in form is not important.

6. But it is quite otherwise with the financial arguments. Mr Ananthaya states in his minute that the estimated Municipal income for the current year is necessarily reducible from the estimate as follows:-

	Rs
Estimated income as per budget	54,180.
Reduction by decrease in opening balance.	2284
Reduction of Profession tax under the operation of the new Act from Rs 10,000 to Rs 5000 (round figures)	5,000
	7,284.
	46,896

Hence the budget income must be reduced from Rs. 54,180 to Rs 46,896.

7.

7. But the estimated expenditure as per budget is Rs 51,000, so that there will be a deficit of Rs 4104, apart from the expenditure on the proposed appointment. Moreover, in reply to my queries, Mr Ananthaya adds that there are the unforeseen demands for plague expenditure viz: Rs 800 already spent and about Rs 1,600 to be yet incurred: Rs 5,000 are also, it is stated, allotted as a supplementary grant, for road repairs. In his minute Mr Ananthaya mentions an "extraordinary" receipt (Rs 6775) from sale of a burial ground which will cover the deficit, but this appropriation of the funds is unlikely (para 46 of the last Administration Report read in G.O. No 1718 M dated 4th August). Moreover, even if such a receipt covered the current year's deficit, it would not cover that of succeeding years due to the loss on the profession tax.

8. As no data were given for this expected loss on the profession tax, I asked for details. The assessments for the year have now been completed and Mr Ananthaya states that they result in an actual decrease from Rs 10,817 in 1896-97 to Rs 5,313 in the current year: hence his foreboding was fully justified. Nor is this loss made up by increase in other items, only a few hundreds (Rs 360) at most arising from the increase in the tax on vehicles.

The reduction in professional tax appears to me an extraordinary and unintended result of the new Act, but is apparently the effect of taxing only upon actual profits which, as the discussion in the Legislative Council shows, is the principle adopted in the new Law. If the assessments have been properly made I do not see any hope of a material increase therein immediately in succeeding years.

9. Mr Ananthaya argues in the third place that the Council has, by the good offices of the councillors, worked very well for 31 years without a paid Secretary, that they have a full establishment for all purposes, and that if a Secretary is appointed the Councillors will take less and less interest in actual work. But here I must note that this is a criticism on the principle involved in the appointment of a Secretary and that this has been finally decided by the discussions in the Legislative Council: it has there been laid down that the office of a paid full-time Secretary will probably result in financial economy, improvement in revenue, and in greater efficiency of administration.

10. Looking to the statistics now before me I consider that the financial argument

is

is, *prima facie*, of much weight, and in view of the fact that the resolutions in the Municipal Council of July and August do not disclose any discussion of ways and means or indicate any source from which the deficit may be made up or the salary of the Secretary, be provided, I would recommend that the papers be referred to the Council for detailed consideration of the financial position with reference to the statistics now available. As an alternative I would recommend the adoption of the resolution of June 14th viz: to defer the creation of the post until the Council have had one clear year's experience of the results of the new schedules of taxation.

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

F A Nicholson.

Ag Collector

Enclosure

In a letter from the Ag. Collector of South Canara to the ~~Secretary to~~ Secretary to Govt. ~~the Commissioner of~~ Local and Municipal Deptt ~~Salt, Abkari and Separate Revenue~~, Madras, dated

22ⁿᵈ October 1897 ~~No.~~ Dis No. 292/97 G.S.

Letter from the Chairman Municipal Council, Mangalore, on the subject of a paid Secretary.

Council

Local & Munl. (189) Department.

CURRENT No.

From The Chairman,
Municipal Council,
Mangalore.

Order.

No. 395.

Dated 11th August, 1897.

Received

Registered

Enclosures

Spare copies

SUBJECT.

Appointment of a Secretary.- Submitting with reference to G.O. No. 1465 M., dated 21st June 1897, the opinion of the Mangalore Municipal Council with regard to the —— for the Municipality and also requesting that Government will be pleased to approve of the nomination made by the Council and the salary fixed for the post.

Counci

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

G.B.R. No 541/97.

Form No. 70.—50-4. 4. 92.

No 395

MUNICIPAL OFFICE,

MANGALORE, 11th August, 1897.

From,

M. R. Ry. T. M. Rama Rao Avargal,

Chairman, Municipal Council,

MANGALORE.

To,

The ~~(Chief)~~ Secretary to Government,

Local and Municipal Department,

MADRAS.

(thro' the Collector of South Canara).

Sir,

With reference to the latter part of para 1 of G.O. No 1465 M., dated 21st June, 1897, I have the honour to report for the information of Government that before the receipt of the Government order the Council had passed the following Resolution on the 14th June, 1897.

Resolution— "The current year's budget was passed on the estimated income under the old act, and the available balance is very small. As the taxes under Schedule A, as amended by the new act, are on incomes instead of on Arts, &c, the Council fears that its annual average income may fall short of the estimate made in the budget. The Council therefore,

Counc

therefore, resolves not to apply for sanction for the appointment of a paid Secretary till the Schedule brought now into force has been in operation for a year at least, and until the Council is sure that the average annual income of the Municipality would be such as would necessitate the appointment of a paid Secretary."

2. On receipt of the Government Order I placed it before the meeting of the Council held on 24th July, 1897, and the Council was then of opinion that the said Resolution should be reconsidered: and for that purpose I called a special meeting which was held on the 31st July, 1897.

3. At this meeting it was resolved by a majority of 9 out of 15 Councillors present that the post of Secretary should be created and that the pay of the post should be Rs 100 per mensem.

This resolution — which amounted practically to cancel that of the 11th June — to be valid, should have been passed by half the number of the Sanctioned strength of the Municipal Council.

4. A special meeting was therefore held on the 7th instant at which the Council confirmed the resolution of the 31st July, 1897 — Mr D. Ananthaya dissenting. At a ballot taken for the appointment of the Secretary 10 members gave their votes to Mr Marthu Bhandary, and 7 voted for Mr M. Santappa, the present manager of the Municipal Office.

5. Mr Marthu Bhandary who has been chosen by a majority of the Council for the office of the Secretary, is the Head-Accountant of the Collector's Office drawing a monthly salary of Rs 85. He counts a service of over 35 years and is 50 years old. The Treasury Deputy-Collector speaks highly of him, and the Collector has granted him permission to apply for the post and wishes Mr Marthu Bhandary every success. Copies of certificates* submitted by him to the Council (herewith) speak for themselves. He has been a member of the Municipal Council from 21st June 1892 to 20th June 1895. He possesses landed property paying an assessment of Rs 300.

* Vide enclosure No I.

I, therefore, request that the Government will be pleased to approve of his appointment as a Secretary to the Council and also approve of the pay sanctioned by the

Council

Council.

6. Copies* of the several resolutions passed by the Council on the subject are herewith submitted for the information of Government.

*vide enclosures Nos II to V

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

J. M. Rama Rao
Chairman.

Encl. Nº 1 to Nº 461 of 97-98 / Letter Nº 395 11-8-18

To,

W. H. Welsh Esquire,
Collector of South Canara.

Humble petition of Marthoo Bhan-ary, Head English Accountant, Collector's office, Mangalore. Dated 10th June 1897.

Respectfully Sheweth:-

That he learns that under the new Municipal Act III of 1897, each Municipality whose ordinary income is Rs 30,000 or more has to appoint a Secretary to assist in the management of its affairs.

2. That under the said Act our Municipality has to make an appointment of Secretary to assist in the management of its affairs.

3. That your Honor's petitioner is an experienced public Servant of more than 35 years' Standing with a great and thorough knowledge of accounts. His present age is now only 50 years, he having been entertained in Government Service at his Sixteenth year.

4. That his ability, character, reliableness and respectability are testified to by

the many Superiors and Gentlemen under whom he had the honor to Serve (Copies of testimonials are hereto attached).

5. That he is also a landholder paying an assessment of about Rs 300, having an annual income of about Rs 2,000 from his immovable properties.

6. That he had been an elected Municipal Councillor for 3 years and has audited the Municipal accounts in two or three years and thus possesses a thorough knowledge of Municipal affairs, and an intimate knowledge of Municipal accounts. His Services as an auditor have been highly Spoken of by the Government (Vide G.O. dated 10th November 1881, No 2185 Finl, an extract of which will be found among the copies of testimonials.

7. That though very long in the Service, not having passed Some of the tests, he has no prospects of promotion in Government Service.

8. Under these circumstances he has been obliged to Seek for the new post of Secretary to the Municipality.

9. That from what has been Stated above, Your Honor will be Satisfied that by ability, character and Status, Your Honor's humble petitioner is fit for the post of trust as Secretary to the Municipality.

10. That as he is now in Government Service, he cannot apply for the said post without Your Honor's permission.

11. That he humbly craves Your Honor, in recognition of his long and faithful Services to Government, may be pleased to grant him the necessary permission.

12. That he also humbly begs that Your Honor may be pleased to lend to the Municipality his Services, allowing him to retain his lien on the present post of Head English Accountant.

13. Should, however, Your Honor consider that that is not feasible, he prays Your Honor may be pleased to grant him leave or furlough for two years, which Your Honor has authority to grant under Special circumstances, and forward this petition with Your Honor's

Remarks.

remarks for the favorable consideration of the Municipal Council and the Government.

For which act of kindness, the petitioner shall as in duty bound ever remain grateful.

Marthoa Bhaudary

Submitted to the Collector for favorable consideration.

The permission applied for may be granted if this applicant succeeds in passing the test his case will be sent to the Municipality in accordance with the rules.

As regards the character of Marthoa Bhandary I certainly quite forget [illegible] for I have heard all that can be said in his favor has been said in the accompanying testimonials so strongly as to make any remarks in our favor. I fully support everything that has been said in his favor.

For the good work that he has been doing in the office for over thirty years, he has had no [illegible] reward in the way of promotion nor [illegible] because he has not posed the necessary quality of [illegible] which I regret very much.

[illegible]

Mr. Martha Bhandary is permitted to apply, and I should be prepared to recommend leading favorable consideration of the situation this course is found admissible. I wish him every success

11.6.97.

Collector.

Encl No. 461
97-98

A very useful hand in the Account Department and selected for it by myself.

Cottaeamund 3
7 June 1867 3.

(Signed) W. H. Cadell.

A right smart youth.

31.3.70.

(Signed) H. S. Thomas
Ag: Collector

A very clever young man and an excellent accountant. He is so useful in the Account Department that I am afraid he could not be easily replaced. I think it only due to Marthoba Bhandary to state that I have received numerous anonymous and pseudonymous petitions against him and that enquiries I have made have satisfied me that the charges made against him were wholly without foundation. His manner is, I think, against him, and may have made him enemies.

Mangalore 3
2.2.1872 3

(Signed) A. Mc. Webster
Acting Collector

Marthu Bhandary holding the appointment of 4th English clerk and who has always served in the Account Department is a very smart, intelligent and active youth. During my tenure of office as Treasury Deputy Collector I found him exceedingly useful and quite forward to execute readily whatever work was entrusted to him. He is not only a quick and correct accountant but also a competent English and Vernacular writer. I may also add that he has not been wanting in faithfulness.

I did not give him any testimonial when relieved of my office, as the Collector now absent on leave knew him as well as myself.

Mangalore
11th April 1870

(Signed) J. J. Fernandez
Pensioned Dy. Collector.

Marthu Bhandary has worked under my superintendence in the Treasury and Stamp Department since I took charge in January 1869. I have much pleasure in certifying that he has always conducted his duties to my satisfaction.

(Signed) M. R. Weld
Assistant Collector

12-2-70.

Extract from a letter from the Registrar of Assurances, South Canara to the Inspector-General of Registration, Madras dated 20th April 1871. No. 19.

* * * * *

The office I am happy to say is now in thorough working order and the present acting Sub Registrar Marthu Bhandary has shown what carefulness, honesty and hard work can accomplish in a short time.

Registry Office
Mangalore
11th March 1872

(Signed) B. C. Leggatt
Registrar.

Endorsement on a petition presented on 22nd July 1870.

The Acting Collector has been much pleased with the manner in which Petitioner is said to perform his duties, but regrets that in the present arrangements he has not been able to promote him permanently. He has however been given temporary promotion.

23. 3. 70.

(Signed) A. Mc Webster
Acting Collector

---

year

Marthu Bhandary has come under my observation in various ways during my service in this District, and I am able to speak well of his ability, intelligence and industry.

Mangalore 3 (Signed) J. Sturrock
20-9-72 3 Dist. Asst. Collector.

Mr. Marthola Bhandary has worked under me on special duty and his general work has come under my notice on several occasions.

He is in my opinion the best accountant we have, is a ready smart man with a remarkable capacity for work. He has thoroughly mastered Treasury details.

16-12-72. (Signed) Lewis McIver
Ag. Dist. Asst. Collector.

A right smart man.

17-9-74. (Signed) H. S. Thomas.
Collector

To Mangalore. From Ochterlony
To Marthu Bhandary Ag Commissioner
Collector's office Nilgiris
"Will you take clerkship Cinchona Department - Salary eighty Rupees - Wire reply Service counts for pension."
Mangalore Telegraph office 21-5-77

Encl. No. 161
97-98

Marthu Bhandary worked under me in South Canara for eleven years. I consider therefore that I am qualified to express an opinion regarding him.

Canara is not wanting in intelligent and hardworking men, but there are few who have that capacity for work, which Marthu Bhandary possesses in so high a degree, in combination with other qualifications which render him fit for a post of trust.

He is the best accountant in the District. He never shirks work himself and he has the happy knack of getting those under him to work cheerfully.

He has gained the confidence of many officers who have served in the District.

He has enemies, but after eleven years close observation, I never had reason to doubt his thorough honesty and trustworthiness.

Had I remained in the District it was my intention to bring prominently to notice his superior qualifications, claims and services.

Calicut. 3 (Signed) Brooke Leggatt
4th March 1881 3 Dy Collector & Magistrate.

Extract from Government order, Financial Department, dated 16 Nov 81, No. 2185, reviewing the Annual Administration report of the Mangalore Municipality for the year 1880-81.

\+ \+ \+

Para 13. \+ \+. The Govt also note with satisfaction that the audit of the accounts has been searching and thorough.

years

I have extract from
(Signed) J. Ball
Vice President.

Mr. Marthoo Bhandary
to reference to his application for

19.3.94.

Owing to his not having passed all the necessary examinations for promotion several of his juniors have passed over his head, but he could ill have been spared from the Account Department in which he renders most valuable service

20.6.97. (Signed) J. Sherrinak
Collector

A first rate Head Accountant being both quick and accurate in his work which is becoming heavier every year.

11th January 1893. (Signed) V. A. Brodie
acting Collector

Mr. Marthoo Bhandary is a very able and intelligent Head Accountant of long experience. He is also a respectable landholder and an elected member of the Mangalore Municipal Council. I have derived much assistance from him in the management of the Treasury and he has been especially of great use in ensuring punctuality in the preparation of Accounts and returns due to the Accountant Generals office. I hope my successor will find him a very useful and reliable Head Accountant

(Signed) P. F. Fernandes
Treasury Dy Collector

13th May 1894.

Mangalore, 22nd Augt 93.

Dear Mr Bhandari,

You have asked me to give you a note of introduction to my successor and I gladly do so.

You have been known to me as a private friend as well as in your public capacity of Head Accountant and Municipal Councillor ever since I came to this District.

I also desire to thank you for the many acts of kindness I have received at your hands.

Yours sincerely
(Signed) W. S. Cameron
District Surgeon
South Canara

M. R. Ry Marthoo Bhandary is by far the ablest and the most experienced account-ant I have seen here. He understands his work thoroughly well and was of much help to me when I was in charge of the Treasu-ry. He is, besides, a respectable land holder and a trustworthy officer. I shall be glad to

be of

bear of his success in life. He amply deserves encouragement.

Mangalore 9 Feb. 1896. (Signed) S. Duraiswami Aiyangar. Deputy Collector.

Martha Bhandary English Head Accountant Collector's office, Mangalore is an intelligent man with good knowledge of figures. By being employed since long in the Account Department, he has acquired a thorough knowledge of the general plan of the working of the Department and makes himself a very useful as Head Accountant.

He is a native of Mangalore and a man of some status. These facts combined with the knowledge he possesses of account matters enable him to manage the Department very well and get through the work smoothly.

Madras 6 June 96. (Signed) C. Vengoo Pillai. Dy Coll. retired.

I have much pleasure in testifying to the efficiency of Mr. Martha Bhandary English Head Accountant, Mangalore Treasury. Having spent almost all his 30 years service in the Account Department of the Collector's office he knows all branches of work in that Department and is rightly regarded as an authority on account matters in the District. He has done long and meritorious service to Government and intends, I believe, retiring shortly. I wish him every comfort.

Mangalore 25 March 97. (Signed) J. Ramayya. Dy Collector.

True extract and Copies.

Martha Bhandary

J. M. Rama R.
Chairman, M. C.

year 3

1,000 Copies—14. 4. 96.

Enclosure No. II of Letter No. 395

No.....

Extract from the Proceedings of the Mangalore Municipal Council, dated 11th June 1897.

PRESENT:—

M. R. Ry. T. M. Rama Rao Avargal, Chairman.
" Diwan Bahadur A. Pinto ", Ex-officio
Surgeon-Captain. C. Donovan, B. A., M. D.
H. R. Morgan, Esq.
H. Altenmüller, Esq.
D. Vaz, Esq.
M. R. Ry. K. Nanna Shetty Avargal,
Khan Bahadur Haji Abbu Baker Beary.
M. R. Ry. Bail Abbu Beary Avargal.
" K. Rama Rao "
" Rao Bahadur N. Shiva Rao "
" H. Krishna Rao - B. A.
B. J. Saldanha, Esq.
C. J. Brito, "
M. R. Ry. M. Krishnaiya Avargal, B. A.
D. Ananthaya "
J. J. Albuquerque, Esq. and
M. R. Ry. N. Srinivasa Rao Avargal.

Read the Chairman's Notice No. 199, dated the 7th instant, convening this meeting for the following purposes under the new Municipal Act:-

(3). Appointment of a paid * * The ensuing years

haid Secretary, Section
39-A.

Budget was passed on the estimated income under the old Act, and the available balance is very small. As the taxes under Schedule A, as amended by the new Act are on incomes instead of on arts, the Council fears that its annual average income may fall short of the estimate made in the budget. The Council, therefore, resolves not to apply for sanction for the appointment of a paid Secretary till the Schedule brought now into force has been in operation for a year at least, and until the Council is sure that the average annual income of the Municipality would be such as would necessitate the appointment of a paid Secretary.

* * *

/True Extract/

Municipal office,
Mangalore 13th August 1897.

J. M. Rama Rao
Chairman.

13/8/1897

1,000 Copies—14. 4. 96.

Enclosure No. III of letter No. 395
11-8-97

No.....

Extract from the Proceedings of the Mangalore Municipal Council, dated 24th July 1897

PRESENT:—

M.R.Ry. J. M. Ramakrao Avargal, Chairman.
Diwan Bahadur A. Pinto " Ex-officio.
Surgeon-Captain C. Donovan B.A., M.D.
H. R. Morgan Esq.
D. Vaz "
M.R.Ry. K. Narna Shetty, Avargal.
Khan Bahadur Haji Abbu Baker Beary, "
Bail Abbu Beary, Avargal.
K. Rama Rao, "
Rao Bahadur N. Shiva Rao, Avargal.
H. Krishna Rao, ——— "—, B.A.
U. Krishnaya ——— "—, B.A.
D. Ananthaya ——— "—,
J. S. Albuquerque, Esq. and
M.R.Ry. A. Sankappa Punja, Avargal.

* * *

Read G. O. No. 1165M., dated 21st June 1897, requesting certain Municipal Councils to submit their opinion on the question of appointing Secretaries

Special meeting will be called to re-consider the resolution passed on the subject on the 14th June.

Secretaries as required by Section 39-A of the new Act.

* * *

(True Extract)

Municipal Office, Mangalore, 13th August, 1897.

T. M. Rama Rao
Chairman

Enclosure No. IV of letter No. 395
11-8-1897

Proceedings of a special meeting of the Mangalore Municipal Council, held on 31st July, 1897, for the purpose of reconsidering as resolved at the last meeting, the Council's Resolution of the 14th June last re the Secretaryship.

Present.

M.R.Ry. T. M. Rama Rao Avargal, Chairman.
Surgeon-Captain C. Donovan, B.A., M.D.
H. R. Morgan, Esq.,
M.R.Ry. K. Narna Shetty, Avargal.
" Khan Bahadur Haji Abbu Beary, Avargal.
" N. Srinivas Rao, Avargal.
" Baib Abbu Beary, "
" K. Rama Rao "
" Rao Bahadur N. Shiva Rao Avargal.
" H. Krishna Rao Avargal, B.A.
" D. Ananthaya "
" Rao Sahib S. F. Brito "
" U. Krishnaya Avargal, B.A.
" J. S. Albuquerque, Esq., and
M.R.Ry. A. Sankappa Punja Avargal.

Mr. H. R. Morgan proposed that the post of

Secretary

Enclosure No. V of Letter No. 395

1,000 Copies—14. 4. 96.

No.....

Extract from the Proceedings of the Mangalore Municipal Council, dated 7th August 1897

PRESENT:—

M. R. Ry. T. M. Rama Rao Avargal Chairman

Surgeon-Captain C. Donovan, B.A., M.D.

H. R. Morgan, Esq.

D. Vaz, Esq.

M. R. Ry. K. Narna Shetty Avargal,

" N. Srinivasa Rao "

" Bail Abbu Beary "

Khan Bahadur Haji Abbu Baker Beary

M. R. Ry. Rao Bahadur N. Shiva Rao Avargal,

" K. Rama Rao Avargal, "

" D. Ananthaya "

" H. Krishna Rao " B.A.,

C. F. Brito, Esq.

B. F. Saldanha, Esq.

M. R. Ry. Rao Sahib F. F. Brito Avargal,

" U. Krishnaiya Avargal, B.A., and

J. F. Albuquerque, Esq.

1. Read the Resolutions passed by the Council at the Special Meeting held on the 31st ultimo re Secretaryship

It is resolved that the Resolution of the Council dated the 31st July that the post of the Secretary to the be created and Mr J. F. Albuquerque seconded the proposal.

The proposal was carried by a majority of 10 out of the 14 members of the Council present. Five members of the Council and the Chairman voted against the proposal. Mr Ananthaya said that he would present a written protest.

It is further resolved that the pay of the Secretary should be Rs 100 per mensem.

/Signed/ T. M. Ramakao
Chairman, M. C.

/True Copy/

Municipal Office,
Mangalore, 13th August 1897

T. M. Rama Rao
Chairman, M. C.

comp.

Secretaryship.

From the accompanying minutes of the proceedings at the said meeting, the Resolutions would appear to have been carried by the required majority of 10 Members out of the 15 Members present, and also that five members and the Chairman or 6 members voted against. The correct numbers seem to have been 9 and 6, respectively.

The defect, therefore, requires to be remedied and the Resolutions in question legalised at the next meeting, if necessary.

Reading II. G.O. No 1465 M, dated 21st June, 1897 regarding the appointment of Secretaries and Copy of Section 39-A of the new Act

Council should be created and that the pay of the Secretary should be Rs 100 per mensem is confirmed, Mr D. Ananthaya dissenting. (Minute of Dissent appended hereto).

The Secretary should provide himself with a Conveyance at his own Cost.

It is also resolved that Mr Marthu Bhandary be nominated to the post of Secretary.

Act.

Read also Applications for the post of Secretary to this Municipality.

/True Extract/

Municipal Office
Mangalore, 13th August 1897

J. Ra. Rama Rao
Chairman.

11-8-15

Dissent of M.R.Ry. D. Anantkaya Avargal Municipal Councillor.

When the matter first came before the Council on the 14th June, 1897, I stated to the Council that the matter may well be held in abeyance as there is a likelihood of a fall in the receipts under Tax on arts etc for the reasons given in the Resolution of the 14th June, 1897. The sanctioned Strength of the Council is 20 and all the 18 Councillors including myself present unanimously agreed and unanimously passed the resolution of the 14th June, 1897.

The G.O. dated 21st June, 1897, No. 1465M. was laid before the Council at its meeting held on the 24th July when it was resolved to consider the matter at a Special meeting which came on the 31st July, 1897. Fifteen Councillors out of twenty were present at this meeting. Nine Councillors thought that it was desirable to create a Secretaryship and six Councillors including myself opposed it and thought that

the

the very first resolution on the subject of the 14th June, 1897 should stand. As the number of Councillors that voted for the cancellation of the resolution of the 14th June, 1897, was less than half the sanctioned strength of the Council the resolution for the cancellation of the resolution was not valid, under Section 30(6) of the Act. I doubt whether the subsequent special meeting for again considering the resolution of the 14th June, 1897, was correct. I leave it to the Council and Government to decide.

At the meeting held this day 17 out of the sanctioned strength of 20 Councillors were present. 16 Councillors resolved that the appointment of a Secretary on Rs. one hundred a month should be created. I again dissented from them and I am the only dissentient from the rest.

As regards the financial condition of the Municipality, I again

state as I stated at the very first and subsequent meetings that I do not apprehend that the ordinary receipts would fall below 30,000 Rs a year, but what I submitted and submit to the Council for consideration is whether our future financial condition is such as would justify our creating an appointment on a starting monthly pay of 100 Rs or Rs 1,200 a year for the present.

I will first take the estimates of the year 1897-98. The Council estimated that their receipts including the opening balance at the beginning of the year would be Rs 54,180, but the actual balance at the beginning of the year being Rs 4,466, the estimated receipts for the year 1897-98 will be Rs 51,896 or in round figures Rs 52,000. Under the new Act which has come into force from May 1897, all the trades, etc, are to be taxed not according to the profession or trade, as hitherto, but according to the income. The receipts under professional tax

will therefore be reduced by about half if not more, that is, when we used to get hitherto an income of 10,000 Rs, our income from that source will in future be about 5000 Rs. The estimated receipts will therefore be Rs 47,000 our proposed expenditure for 1897-98 is Rs 51,000 in round figures and we have to make up Rs 4,000 to meet the entire expenditure in the year. This I am aware will be met this year from the extraordinary item of receipt; viz the proceeds of the sale of the proposed municipal Mahomedan burial ground leaving at the end of the year the proposed balance of Rs 2,000 which is always unavoidably required to meet unprovided and sudden expenditure such as cholera and other charges if not anything else.

The Council is aware that under the present state of things, which is I believe before Government; there is not much chance of their getting anything from Municipal Petroleum godown, as the

the merchants have been transporting the Kerosine oil imported without storing in the Municipal godown. This will show another substantial fall in the receipts of the Municipality.

The Municipal Council is being aided at present by the Local Funds from 1894-95 to the extent of 1,000 Rs a year on account of the Female and Children's Hospital under the impression that it would benefit the rural population also, and as an incentive and encouragement to start and establish an useful institution in the town. The Council is aware that the Local Board first sanctioned the grant of only Rs 500 a year; but the expected provincial grant having been refused the Local Board generously raised the grant to 1000 Rs at the earnest request and entreaties of the Municipal Council; but the Council cannot always take this into account, as the Local

Board

Board can withdraw or reduce the grant when it is found that the institution does not assist the rural population and as a matter of fact the rural portion cannot be and is not benefitted by it. To prove this I can invite the attention of the Council at least to one fact, viz., the Local Board used to grant 1,200 Rs. a year to the Municipal Hospital at the beginning. It was by degrees reduced to 800 and now it stands at 600 Rs. a year, because it does not appear that the Municipal Hospital renders help to the rural population beyond that, though the Municipal Council, if called upon will not be able to prove that the institution helps the rural portion to the extent of 600 Rs. a year. Thus the 1,000 Rs. now granted for the Female and Children's Hospital can safely be left out of our account to make sure of the safety of our ground.

The

The Municipal Council is probably aware that as the plague in the Bombay Presidency has not entirely disappeared, the Council has to take preventive measures again next month when the sea communication opens again and our Bi-weekly and weekly steamers and country crafts begin to ply. The Council has to meet the unusual expenditure again on this account, as it is impossible at the present moment to predict till what term, this unusual expenditure will have to be met.

It is unnecessary to dwell at length upon other items of expenditure as the Council is aware that we have to meet other proposed expenditure such as the completion of the half finished roads, etc., or we must give up all the improvements we have in hand or contemplated. As the cost of the Municipality, survey is being made and levels are being taken

to introduce drainage into a portion of the town. We have to bear this cost of survey now and if the project be found feasible and sanctioned, we have to raise a loan and pay interest on the loan, and make a sinking fund to pay off the loan.

As to the necessity for the creation of a Secretaryship, I have already explained to the Council that there is no such necessity. We have got good and well paid establishment for all kind of Municipal work - in door or out door work - such as a D.P.W. Overseer, trained Sanitary Inspectors and Sub-inspectors. They have done their work satisfactorily to the extent our funds permit, as testified to by the Inspecting Officers of different Branches. The Government did not find fault with us that the Council has neglected their duties, while the Government has

has every year for the past 31 years acknowledged our honorary services. The creation of the post of a Secretary will only disincline the Councillors to take as much interest in the work entrusted to them as they have been hitherto taking and leave everything to a Secretary. The amended Act provides for the creation of a Vice-Chairman who also by the position given to him will, if required, take more interest in the work and share the work with the Chairman and will, I believe the municipal work will be carried on much more efficiently than hitherto. If in the future the Councillors as well as the Chairman and the Vice-chairman will not take as much if not more interest as they have been now doing and the funds are made sure the Council can create a Secretaryship or the Government can compel the Council to create the office. The creation of the office can in my humble opinion

be

~~Be~~ held in abeyance for some time.

/Signed/ D. Ananthaya
Elected Municipal Councillor
~~7-8-97~~ Deputy and Collector

(True Copy)

Municipal Office,
Mangalore, 13th August 1897.

H. M. Rama Rao
Chairman, M. C.

compd
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3104

Local & Munl. (1897) Department.

CURRENT No. 3812/11

From B. Gampatrao
Bombay.

Order

No.

Dated 2-11-97
Received 4-11-97
Registered 4-11-97
Enclosures 3 - Returned vide
Spare copies. Cir 4350/11/97

SUBJECT.

Applying for the Secretaryship of the Mangalore Municipality

BACK PAPERS.

G.O.	No.	Department.	Date.
Cur	3704	4/11/97	
Co	1617	Mis	17-7-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To 3812/11

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

Sir,

I understand that the election by the Mangalore Municipal Council of Mr. Martin Bhandary as its Secretary - a post created under the new District Municipalact, Madras, is said to be objected to by the residents of Mangalore, S. Canara, on certain reasonable grounds. I am sorry I heard of the creation of this post so late as after the election was made. I now beg to apply to Government praying that my name may be suggested and recommended to the Municipal Council in preference to those already before it, if they think fit.

2 My service under Government in the High Court of Bombay begins from 1883 having all the time worked in all the branches of its appellate and original jurisdictions. I am at present in the office of the Clerk of the Crown, my work both as Head Clerk and his Assistant having been considered by my superiors satisfactory as will be seen from the testimonials, copies of which are enclosed. My age is abnt 35 years.

3 I beg to add in particular that I held the

SECRETARY TO GOVERNMENT
4 NOV
LOCAL & MUNICIPAL DEPARTMENT

the post of Manager, Municipal office, Mangalore, for a period of 2 years and 2 months from November 1888 to December 1890, when the Bombay Government expressed their unwillingness to further allow my services under the Mangalore Municipality, when I had to resign the Municipal service and revert to the Bombay High Court. A copy of the certificate signed by Surgeon-Major W. A. Lee, the then Chairman of the Municipal Council, is also enclosed.

4. The Chairman of the Municipal Council having approved my services asked the Bombay Government to permanently lend my services to the Municipality, which was refused by the Government on the ground that I have not completed 10 years qualifying service under Government but I have now completed service more than what is required.

5 I beg to request therefore that my claims may not be overlooked while the appointment for the said Secretaryship is considered.

Bombay
2nd November 1897

I beg to be Sir,
Your most obedt servant
B. Ganpatrao.

No. 166 of 1897

Forwarded for favourable consideration. The applicant has done his work well in my Office & I am sorry

M. H. Starling
Clerk of the Crown
High Ct. Bombay

2-11-97

No. 465 of 1889.

From

The Chairman,
Municipal Council
Mangalore.

To

The Registrar,
High Court, Appl: Side
Bombay.

Mangalore, 30th September 1889.

Sir,

I have the honour to state that the Managership of this Municipality having been vacant Mr. B. Ganpatrao a clerk of the permanent establishment of the High Court (now on leave) was selected among several other candidates for the post and both myself and my predecessor Surgeon-Major W. A. Lee found the selection to be best. The said selected candidate appears to have accepted the offer with

your

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your permission but does not seem to have taken steps to obtain the sanction of the local Government as required under 88, Note 2 of Chapter III of the Civil Pension Code (6th Edition).

2 The term of two years' extraordinary leave granted him by you will expire in a few months more and I shall be sorry to lose his services. As he took up the appointment at a time when the Civil Pension Code above mentioned was in force, I think that that code should govern the case of his transfer.

3. I have therefore the honour to request that you will be so good as to move the Government of Bombay to lend his services to this Municipality as a special case on payment by him to Government of the required pensionary contribution from the date of joining the present appointment viz 1st November 1888.

I have &c

Sd/ J. M. Fernandez

Chairman M. C.

Re/g. from Government the Chairman, Municipal Council, Mangalore, Stating that the Government in Council regrets that his request is inadmissible.

1/3812 Nov 1889

Copies of Testimonials.

Mangalore
10th May 1887.

I have much pleasure in certifying that Mr. B. Gauputrao, Manager Municipal Office has, since his appointment by me in Novr. last, by close application to his work and good business habits obtained a mastery of the duties of the post; and I have no doubt that these qualities will secure him the approbation of my successors.

He has my cordial wishes for his future success.

Sd/ W. A. Lee
Chairman M. C.
District Surgeon South Canara.

Certified that Mr. B. Gauputrao has performed the duties of his office to my satisfaction and is competent to fulfil the duties of a higher position than he now holds.

16th March 1896. Sd/ M. H. Starling
Clerk of the Crown.

Certified that during the two and a half years I acted as Clerk of the Crown I found Mr. Baindur an extremely hardworking and careful Clerk. He can draft letters well. He is very methodical, painstaking & diligent, and I quite agree with Mr. Starling that he is competent to fulfil the duties of a higher position than he now holds.

Sd/ E. B. Raikes
formerly Acting Clerk of the
16th March 1896

I knar the applicant – & that the late Mr. C.E.G. Crawford had the highest opinion of him. I have seen his work when holding Sessions; & he deserves the good report which his immediate superiors have given him. I hope he may obtain what he desires.

16/3. Sd/ E. J. Candy
Judge, High Court.

Mr. Baindur is intelligent and hardworking. I believe him to have the making of a capital officer.

Sd/ G. Jacob
Ag. Registrar
High Court.

Mr. Baindur is intelligent and his abilities are really above the average.

15th June 1892 Sd/ C. W. Japp
Ag. Registrar.

Mr. Baindur is a good & capable Clerk and an industrious and respectable man. I believe him to be capable of better work than that of a Clerk

Sd/ C.E.G. Crawford
12th May 1887. Registrar, High Court
Bombay.

Mr. Baindur was employed for 7 years as a clerk in the High Court on the Appellate Side and had, I understand, given entire satisfaction in the discharge of his duties. I have heard him spoken of in high terms by the past Registrars.

20/12/95. Sd/ R.D. Sethna
Registrar, High Court

Hedenham Hall
Bungay
July 29th. 1897.

Dear Snow,

The bearer of this Ganpatrao Baindur has written to me here for a testimonial to give to you as he is going to apply to you for a headclerk's place when the Health department is reorganized. He has been either my 2nd. Clerk or acting head Clerk all the times I have acted as clerk of the Crown and he has always done all his work well. He is more intelligent at drafting than most clerks, and he is exceedingly diligent & careful. I also believe him to be thoroughly trustworthy. I hope he will get what he desires.

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Yours sincerely
Sd/ E. B. Raikes

The reorganization scheme of the Health department is still under consideration of the Municipal Corporation, Bombay.