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MADRAS RECORD OFFICE

Government of Madras

Public Works

DEPARTMENT

G.O. No.

B.P. No.

3478

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Dated

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
8th December 1875.*

No. 132. Read the following letter from J. HUNTER BLAIR, Esq., Collector of Madras, to Major-General G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Madras, 30th November 1875, No. 395:—

I HAVE the honor to submit the following case for the orders of Government.

2. In G.O., 30th June 1875, No. 1,829, Public Works Department, Government authorized the Deputy Collector to purchase, under Act X. of 1870, a bungalow and compound in Chetput, part of which was required by the South Indian Railway.

3. On the 22nd October last the Deputy Collector reported that the valuation estimate of the property was ready, and requested my sanction for settling the claim.

4. On 7th August 1875 I was informed by the Consulting Engineer for Railways that the question of the alignment of the South Indian Railway, north of the Cooum, was under the consideration of the Government of India, and all the railway works were stopped, I therefore directed the Deputy Collector to give notice to all parties concerned that no land would, for the present, be taken up until further orders were received.

5. The owner of the bungalow and compound, Basheroonissa Begum, now pressed for an early settlement, and the question whether the Government could be compelled to take up the whole land at once was referred to the Advocate-General for his opinion. That officer was of opinion, that as no award had been made under Section 14 of the Act, nor a reference made under Section 15, Government may decline to complete the acquisition subject to the provision of Section 54.

6. Mr. Champion, the Attorney for the owner, has now sent a notice to the Deputy Collector, calling upon him to close the matter at an early date, and threatening legal proceedings in the event of his not doing so. The Government Solicitor, in consultation with me, advises that Government must at once either take up the whole property and pay the value to the owner, or the part already taken must be restored to the owner under Section 54 of Act X. of 1870, together with such compensation as may be determined to be due for past occupation by Government. There is another similar case in Egmore, but the party has not yet pressed his claims for early settlement. As no final orders on the subject of the alignment of the railway have been yet received, I request that the Government will be pleased to pass their early orders on this reference, as legal proceedings are threatened, and inform me whether the lands are to be purchased or restored to the owners.

7. In the event of the alignment of the railway remaining undisturbed, the bungalow and compound can then be purchased; but I do not like incurring so much expense as long as there is a chance of the ground not being required at all.

No. 133. ORDER THEREON, 8th December 1875, No. 3,478.

RAILWAY, No. 21.

* G.O., No. 3,100, dated 2nd November 1875.

It is observed that the Government of India having sanctioned* the completion of the line up to the proposed goods station at Madras, there is no longer any obstacle to the acquisition of the requisite land in Chetput. Copy of G.O., No. 3,100,

Proceedings of the Madras Government, Public Works Department,
8th December 1875.

of 2nd November 1875, will be supplied to the Collector of Madras in case he should not have received any communication from the Consulting Engineer for Railways.

(True Extract.)

Major-General, R.E.,
Secretary to Government.

No 395. Madras Government Office.
30th November 1875
To, Mr. J. Hunter Blair, Esq.,
Collector of Madras.
Major-General, G. W. Walker, R.E.,
Secretary to Government
Public Works Department

Sir,
I have the honor to submit
the following case for the orders of
Government.

2. In Government Order 30th
June 1875, No 1829, Public Works
Department, Government authorized the
Deputy Collector to purchase under Act
of 1870 a Pungalar and Compounds in
Jelput, part of which was required by
the South Indian Railway.

3. On the 22nd October last the
Deputy Collector reported that the valuation
estimate of the property was ready and
requested my sanction for settling the
claim.

4. On 7th August 1875 I was
informed by the Consulting Engineer
for Railways that the question of the
alignment of the South Indian
Railway

Railway north of the Coom was under the consideration of the Government of India and all the Railway works were stopped. I therefore directed the Deputy Collector to give notice to all parties concerned that no land would for the present be taken up until further orders were received.

The owner of the Pungalur and Compound Pachawonpa Begum now pressed for an early settlement, and the question whether the Government could be compelled to take up the whole land at once was referred to the Advocate General for his opinion. That officer was of opinion that as no award had been made under Section 14 of the Act nor a reference made under Section 15, Government may decline to complete the requisition subject to the provision of Section 54.

Mr. Champion the Attorney for the owner has now sent a notice to the Deputy Collector calling upon him to close the matter at an early date and threatening legal proceedings in the event of his not doing so. The Government Solicitor in consultation with me advises that Government must at once either take up the whole property and pay

the value to the owner, or the part already taken must be restored to the owner under Section 54 of Act X of 1870 together with such compensation as may be determined to be due for past occupation by Government. There is another similar case in Egmore but the party has not yet pressed his claims for early settlement. As no final orders on the subject of the alignment of the Railway have been yet received I request that the Government will be pleased to pass their early orders on this, referred as legal proceedings are threatened and inform me whether the lands are to be purchased or restored to the owners.

In the event of the alignment of the Railway remaining undisturbed the Pungalur and Compound can then be purchased, but I do not like incurring so much expense as long as there is a chance of the ground not being required at all.

I have the honor to be,
Sir,
Your most obedient servant,
Walter Han
Collector of Madras

No. 3478

Public Works Dept

Proceedings of the Madras Government

Under date the 8th Decr 75.

Yours

Read the following:—

The collector of mudas (K.S. No 395 d/30 Nov/75)

* Ld. 3000 d/2nd Nov. 1875

It is observed that the Government of India having sanctioned the completion of the line up to the proposed Goods Station at Madras, there is no longer any obstacle to the acquisition of the requisite land in Cheshput. Copy of G.O. No 3100 of 2nd November 1875 will be supplied to the Collector of Madras in case he should not have received any communication from the Consulting Engineer for Railways. *W. H. P.*

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Dept of Public Works
Madras

Collector of Madras
No 132/3

3478

132/3

Northward Extension of the S.E.
Railway from the ^{Level} of the
at Chembur — The Collector
of Madras informs that the
Port of India have sanctioned
the completion of the S.E. line
up to the proposed goods station
at Madras, there is no longer any
obstacle to the acquisition of
the Bangalore & Company at
Chembur for the —

No 132/3