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MADRAS RECORD OFFICE

Government of Madras

Public Works

DEPARTMENT

G.O. No.	<i>546 (Ry)</i>	Press
B.P. No.		Mis.
Dated	<i>20-2</i>	18 <i>76</i> .

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
28th February 1876.*

No. 523. Read the following Proceedings of the Madras Government in the Educational Department, dated 10th February 1876, No. 42 :—

ABSTRACT.—*Civil Asylums.*—The explanation of the Collector of Madras respecting the sale of certain lands connected with the Asylum accepted, and the grant of compensation on account of the plot taken up by the South Indian Railway Company for their goods-shed, sanctioned.

No. 524. ORDER THEREON, 28th February 1876, No. 546.

RAILWAY, No. 59-A.

COMMUNICATED to the Consulting, Engineer, who will arrange for payment of compensation, at the rate authorized

for the land reserved for the Railway Company.

(True Extract.)

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

To the Consulting Engineer for Railways.
" Examiner of Railway Accounts.
" " of Public Works Accounts.

Exd. S. T. Austin.
Spare Copies

*Proceedings of the Madras Government, Educational Department,
10th February 1876.*

Civil Asylums.

Read the following papers :—

No. 20. From the Hon. J. G. COLEMAN, Secretary to the Civil Orphan Asylums, to the Hon. D. F. CARMICHAEL, Officiating Chief Secretary to Government, Fort St. George, dated Madras, 3rd September 1875, No. 80.

I have the honor, by desire of the Directors of the Civil Orphan Asylums, to acknowledge the receipt of Proceedings of Government, No. 278, of 19th August 1875, Educational Department, and to convey the best thanks of the Directors for the orders issued in paragraphs 2 to 4.

2. With regard, however, to the third paragraph of the letter of the Acting Collector of Madras of 30th July 1875, and paragraph 5 of the Proceedings above quoted, the Directors wish me to submit the following remarks. In no communication, either to Government or to the Collector, have the Directors asked to be paid for their playground, knowing, as they do, that another in exchange is to be given. But it is evident that Mr. Leman considers that the entire ground to the north of the long school-room, from it to the Poonamallee Road, is the playground. That certainly *was* the playground of the late Military Male Orphan Asylum, but the Government, when tendering the Egmore buildings and grounds to the Directors, assigned to them *only a portion* of the said playground, the northern boundary of that portion being limited in line with the commencement of the wall built by the Madras Municipality; the remainder of the said playground up to the drain on the Poonamallee Road being segregated for the purpose stated in clause 3 of paragraph 1 of G.O., 6th May 1871, No. 116, Educational. The Directors believe that this division is clearly marked on the map forwarded to them by the Chief Secretary to Government with his letter, No. 117, of 6th May 1871, Educational, and returned in their Secretary's letter of the 29th idem. Had this segregated site been sold when it was directed by Government in August 1871, the extent of the playground of the Civil Asylums would have been quite clear to Mr. Leman. When the Directors in January 1872 entered into the occupancy of the buildings and grounds in Egmore, they became the custodians only temporarily up to 1873 both of this site as well as that on the west, in consequence of their sale being held in suspense by the Collector to meet the requirements of the Railway. These sites were never considered as forming portion of the property made over by Government to the Directors, and it is presumed that under this consideration Government upon Proceedings of the Board of Revenue, No. 4759, of 31st May 1875, passed on letter from Mr. Hunter-Blair, the Collector, sanctioned the refund of quitrent on these sites collected from the Directors for 1872 and 1873.

3. While the Directors admit that they still hold possession of their playground, save where the lines of rail have been laid, they fail to see how it can be said that since January 1874 they hold the grounds appertaining to the segregated site at the north, for it will be seen from their resolution of 10th November 1873, in reply to the letter of the Acting Deputy Collector of Madras of the 4th idem, both which documents are before the

* Recorded in G.O., Educational, No. 278, Government,* that they intimated that dated 19th August 1875. the Railway authorities could take

possession of the old buildings required by the latter and (as the Directors meant) the grounds connected therewith; hence in paragraph 2 of the said resolution the Directors inquired when the value of the both buildings and grounds would be invested. If the buildings and part only of the grounds are sufficient for the purposes of the Railway, the remainder of the grounds might, it appears to the Directors, be put up for sale.

4. The first official intimation the Directors received in regard to the exchange of their playground is G.O., No. 2325, of 13th September 1873, Public Works Department. No allusion is therein made to any modification in the original proposals of the Government. The tenor, however, of Mr. Leman's letter (paragraph 3) alluded to above raises a doubt, and I am therefore requested by the Directors respectfully to inquire whether the Government consider that the Institutions are or are not entitled to the value of the grounds and buildings on the site towards the Poonamallee Road, and which from paragraph 5 of G.O., 26th August 1871, No. 252, Educational, would appear to have been colored "greenish brown" in the plan therein alluded to.

5. Apologising for again soliciting the attention and consideration of Government to this matter, I have, &c.

No. 426.

Referred to the Acting Collector of Madras for any remarks he may desire to offer. It is desirable that a good ground plan should accompany the Collector's reply.

OOTACAMUND,
6th September 1875.

(Signed) D. F. CARMICHAEL,
Officiating Chief Secretary.

No. 21. From J. HUNTER-BLAIR, Esq., Collector of Madras, to the Hon. W. HUDLESTON, Chief Secretary to Government, Fort St. George, dated Madras, 19th January 1876, No. 16.

I have the honor to report on G.O., No. 426, dated 6th September last, on letter from the Secretary to the Madras Civil Orphan Asylums, No. 80, dated 3rd idem.

2. A ground plan of the Asylum compound is herewith submitted. All the lands shown in it, except the portions colored green, formed the compound before any part thereof was taken for the Railway or other public purposes.

3. The first part taken off the compound marked No. I. was taken up for a road by the Municipality, which at nearly the same time took possession of No. II. also, and gave it over to the owner of the adjoining compound to the west in consideration, I believe, of his surrendering a portion of his land for the new road. The Collector of Madras had no voice in this transaction, and therefore I am unable definitely to state the purposes for, and the authority under, which this portion was taken.

4. When the premises were transferred to the Directors of the Civil Orphan Asylums under G.O., dated 26th August 1871, No. 252, Government ordered the outlying portions of the compound to be sold and the proceeds to be

invested in Government securities for the benefit of the Asylums. These form the portion to the west of the new road colored blue and the portion of the northern site between the Poonamallee Road and the dotted line in the plan colored purple. The part to the west has been sold with the exception of the part reserved for the Railway line, and the proceeds have been invested in Government securities—*vide* G.O., dated 13th February 1875, No. 45.

5. The Deputy Collector has been directed to settle the compensation due to the Asylum for the part reserved at an early date.

6. As regards the northern site, the entire plot colored purple has been taken by the South Indian Railway Company for their goods-shed. The part to the south of the dotted line formed the Asylum playground before the Railway Company required it, and the Directors say it is in lieu of this plot that the Government have granted to the Asylum the lands colored green in the plan. The portion to the north should have been sold under G.O., dated 26th August 1871, and it is with reference to the non-sale of this land that the Directors now complain.

7. The reason why it was not sold is explained by the Deputy Collector to be due to his having interpreted G.O., dated 26th August 1871, to refer only to the land west of the new road, as per his letter of the 22nd ultimo, copy of which is herewith submitted. This supposition was further strengthened by the fact that the entire plot was always used as a playground by the Military Male Orphan Asylum boys.

8. The Deputy Collector's view is further supported by G.O., dated the 4th January 1876, No. 11, Public Works Department, in which the Government appear to be of opinion that the bungalow to the south of the Male Asylum Road and situated in the land colored green in the plan is given in exchange for the buildings used as workshops by the Railway Company. If, however, the Government consider the Asylum entitled to compensation, then the ground can be paid for at the rate prevailing in the neighbourhood, Rupees 150 per ground. This as well as the compensation on account of the part reserved for the Railway line in the western site will have to be paid by Government as the land falls under Class A, Railway lands, which have to be provided free of cost to the Railway Company.

9. I shall arrange for the amount being settled and invested in Government securities, as soon as I receive the orders of Government on this letter.

From C. CUNDASAWMY MUDALIYAR, Acting Deputy Collector of Madras, to J. HUNTER-BLAIR, Esq., Collector of Madras, dated Madras, 22nd December 1875, No. 1733.

I have the honor to submit the report called for in your docket, No. 902, dated 22nd September last, on G.O., No. 426, dated 6th idem, relating to the lands in the Civil Orphan Asylum compound in Egmore, portions of which were taken for the Carnatic Railway Company.

2. I forward a ground plan of the compound, and all the lands delineated in it, except the portions colored green, were originally part and parcel of the Asylum compound, before any part thereof was touched, whether for Carnatic Railway Company, or for any other public purpose.

3. The first slice of land lost to the Asylum in the compound is marked I. in the plan, and forms the new road running nearly north to south between Police Commissioner's Road and

*Proceedings of the Madras Government, Educational Department,
10th February 1876.*

Poonamallee Road, and its construction is sanctioned by G.O., No. 1051, of 14th July 1871. The Municipality who constructed the road did not, however, adhere to the original plan of the road, and they gave it certain bends towards the south.

4. The second bit of land taken from the Asylum compound is marked II. in the plan, and lies to the west of the new road towards its end on the Poonamallee roadside, and I am informed it was given away by the Municipality to the owner of the compound immediately to the west of it; but for what purpose, and on what terms, and upon what authority, are not known to this office. Its extent also is not known, nor is it possible to ascertain it, by reason of its having been incorporated with a neighbour's compound.

5. The Asylum lost next the outlying portion of the compound, marked III. on the plan, to the west of the new road, except the long and narrow slip reserved for the Carnatic Railway Company, which portion of land measures grounds 15 square feet 504 $\frac{1}{2}$, and compensation in money was ordered to be given for it in Collector's Official Memorandum, No. 872, of 13th September 1875. This plot, marked III., was sold by public auction under G.O., dated 26th August 1871, No. 252, and the sale proceeds invested in Government-securities for the benefit of the Asylum.

6. The fourth bit of land taken from the compound is for Carnatic Railway purposes under G.O., No. 2325, dated the 19th September 1873, and it is marked IV. in purple color in the plan. I may, however, mention that, in exchange of the land thus lost to the Institution on account of the Railway Company, Government have in the order above quoted sanctioned the purchase of the entire extent of land, colored green in the plan, by way of substitution, with a splendid building situated in it. The purchase has been effected, the building has been transferred to the Asylum authorities, and the land is being prepared for a playground by the Carnatic Railway Company.

7. There now remains to meet the remarks of the Secretary to the Civil Orphan Asylum contained in his letter to Government, No. 80, of 3rd September 1875, with Government Order thereon, No. 426, dated 6th idem.

8. The sum and substance of the Directors' grievance is that the Institution is entitled to money compensation for a portion of the Asylum compound taken for Railway purposes, and that the Revenue Department omitted to sell this portion of the compound along with the outlying portion, as directed by Government in their Order, No. 252, of 26th August 1871.

9. It will be seen on a reference to the plan that the new road divides the Asylum compound into two parts, and the Government in their order already quoted sanctioned the sale of the outlying portion of the compound only meaning thereby the block of land to the west of the new road. Any artificial subdivision of the main compound of the Asylum this office had no means of knowing, nor was it clearly marked on the plan then submitted with the Secretary's correspondence, and which is now missing. The entire compound to the east of the new road and to the north of the block of buildings was used as a playground by the late Military Orphan Asylum, before the Civil Orphan Asylum got possession of the property, and it was believed that the present Directors maintained the same arrangement. The claim of the Institution to any money compensation for a portion of their main compound, especially after the Government have given an extensive and costly block of land with a building in exchange, seems therefore to be untenable. I have, however, marked off with a dotted line the slice of the main compound on the Poonamallee roadside, for which claim is laid to money compensation.

10. With regard to omission to sell certain outlying portions of the compound by which the Directors mean the slip of land to the west of the new road towards the Poonamallee roadside marked II. and the northern portion of the main compound marked off by a pencil dotted line in the plan, I beg to inform you that the first piece could not be sold, as the Municipality gave it away to the holder of the neighbouring property in fulfilment of certain arrangements, to which this office was not a party, and the second piece was included in the Schedule of lands required by the Carnatic Railway Company, to meet whose requirements Government have in their Order, No. 23, dated 24th January 1872, Educational Department, countermanded their first order of sale of the outlying portions, No. 252, dated 26th August 1871.

*Proceedings of the Madras Government, Educational Department,
10th February 1876.*

11. I return the plan received with your docket, No. 902, of 22nd September last.

12. I beg to subjoin a statement showing the extent of land which originally belonged to the Asylum compound, and the portions subsequently taken from it with the authorities under which they were taken, as well as the purposes for which they were taken.

STATEMENT of Lands originally belonging to the Asylum Compound in Egmore and portions subsequently taken.

Property as it originally stood.	Extent.	Purposes for which portions have been taken.	Upon what Authority taken.	Extent.	How marked in the Plan.	Remarks.
Asylum compound in Egmore.	18 23 1,996	I. New road	G.O., No. 1051, of 14th July 1871.	1 1 1,505	Red Colour.	
		II. Given away to a neighbour.		Not known.	Do.	Given by the Municipality.
		III. Sold by Messrs. Frank and Co.	G.O., No. 252, of 26th August 1871.	3 6 515	Blue.	The proceeds invested in Government-securities.
		IV. Carnatic Railway Company.	G.O., No. 2325, of 19th September 1873.	6 8 2,165	Purple.	Includes G. 15, 504 $\frac{1}{2}$ square feet of land in the outlying portion taken for Carnatic Railway for which money compensation had to be paid upon Collector's Official Memorandum, No. 872, of 13th September 1875.

MADRAS,
22nd December 1875.

(Signed) C. CUNDASAWMY MUDALIYAR,
Acting Deputy Collector.

No. 22. ORDER THEREON, 10th February 1876, No. 42.

The explanation afforded by the Collector and Deputy Collector of Madras on the points adverted to by the Directors of the Civil Orphan Asylums is accepted, and will be communicated to the Directors.

2. Adverting to paragraph 8 of the Collector's letter, the Governor in Council is of opinion that the Civil Asylums are entitled to compensation for the piece of land mentioned in paragraph 6, and directs that it be awarded at the rate per ground (Rupees 150) prevailing in the neighbourhood.

3. These papers will be communicated to the Public Works Department in view to orders being issued in that department for the payment of compensation on the portion of land reserved for the Railway Company.

4. The money realized will, as suggested by the Collector, be invested in Government-securities.

(True Extract.)

Chief Secretary.

To the Collector of Madras.
.. Public Works Department.
.. Accountant-General.
.. Directors of the Civil Orphan Asylums.

Ed. J. Wright.

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No. 546 Public Works Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 28th Sept 1896
 Read the following:—

Proceedings of the Educational Dept. (M.C. 112 of 28 Sept 1896)

Communicated to the Consulting Engineer who will arrange for payment of compensation at the rate authorized, for the land reserved for the Railway Company.

[Signature]

C. for Railways
 P. for Accounts
 C. for M. & S. & S.
 Examined

Dec 11/3/96

[Signature]

Recd. 21 Feb. 1896.
 E.I. L. with Librarian.

Recd 28 Feb 76 B. 528

[Signature]

[Signature]

1871

Com. of 1870-1871

PUBLIC WORKS

The Board Engineer
for Railways

1912

28 Feb 1871

573-5711

Land taken up by the South
Co. for Main Road. Sheds.
Part of the Educational Dept.
sanctioning the grant of
Compensation to the Civil
Engineer for the ———— Commission
— indicated to the Eng. Eng. for
1871.