Archives I-10,006—16-8 77.

(1) Number of pages 98

(2) Date of repair 20. 11. 86

(3) Initials of the Referencer

AMIL NADU ARCHIVES

VERNMENT OF TAMIL NADU

P. W DEPARTMENT

G.O. No. 2436 W

B.P. No.

Press.

Mis.

Dated 26 — 9 — 1879 ~~197~~.

V. S. M.

to be folded or roughly handled

2436 W
1

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

26th September 1879, No. 2,436 W.

Buildings and Roads.
Civil Works.

Read the following papers :—

No. 64. Proceedings in the Public Works Department, dated 17th October 1877, No. 1,090 W, sanctioning an estimate, amounting to Rupees 4,275, for constructing a new road connecting Hall's road and Casamajor's road in lieu of that closed by the works of the Lying-in Hospital at Madras.

No. 65. Letter from the Collector of Madras, dated 16th September 1878, No. 292.

No. 66. Letter from do. do. dated 30th September 1878, No. 301.

No. 67. Letter from Government Solicitor, dated 26th October 1878, No. 419.

No. 68. Letter from the Consulting Architect, dated 11th December 1878, No. 501.

No. 69. Letter from do. do. dated 9th July 1879, No. 193.

No. 70. Letter from do. do. dated 14th August 1879, No. 280.

No. 71. Endorsement in the Public Department, dated 20th May 1879, No. 1,065.

No. 72. Letter from the Sanitary Commission, Madras, dated 4th June 1879, No. 792.

No. 73. Letter from the President, Madras Municipality, dated 9th September 1879, No. 1,890, stating that the Commissioners are prepared to carry out the work for the sum sanctioned.

No. 74. ORDER THEREON, 26th September 1879, No. 2,436 W.

FUNDS to the extent of Rupees 4,275 for the construction of the road in question are provided from the Provincial Reserve at the disposal of Government. The Superintending Engineer will arrange for the payment of the amount to the Madras Municipality.

(True Extract.)

(Signed) R. H. SANKEY, Colonel, R.E.,
Secretary to Govt., P.W.D.

To the Superintending Engineer, Third Circle, with 2 plans.
„ President, Municipal Commission.
„ Examiner of Public Works Accounts.
„ Financial Department

Exd. E. C. Shunker.
Spare Copies

2436 W
2

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of (1879) Madras.

PUBLIC WORKS.

To

The SUPERINTENDING ENGINEER,
THIRD CIRCLE,
&c., &c.

Dated September 26th.

Issued

Recd. Encl.

G. O., 26th September 1879, No. 2,436 W.

SEPTEMBER.

Nos. 64-74.

New road connecting Hall's road and Casamajor's Road.—Provides Rupees 4,275 for the construction of the —in lieu of that closed by the works of the Lying-in Hospital at Madras.

2436 W
3

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

26th September 1879, No. 2,436 W.

Buildings and Roads.
Civil Works.

Read the following papers :—

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(True Extract.)

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Secretary to Govt., P.W.D.

To the Superintending Engineer, Third Circle, with 2 plans.
" President, Municipal Commission.
" Examiner of Public Works Accounts.
" Financial Depft

Exd. E. C. Shunker.
Spare Copies

2436 W
4

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of [1879] Madras.

PUBLIC WORKS.

To
The SUPERINTENDING ENGINEER,
THIRD CIRCLE,
&c., &c., &c.

Dated September 20th.

Read

Enclo

G. O., 20th September 1879, No. 2,130 W.

SEPTEMBER.

Nos. 64-74.

New road connecting *Hall's road* and *Casamajor's road.*—Provides Rupees 4,3 for the construction of the —in lieu of th closed by the works of the Lying-in Hosp tal of Madras.

No. 292

Madras Collector's Office
16 September 1878

243

From
R. J. Melville Esquire
Collector of Madras

To
Colonel E. A. Foord R.E.
Secretary to Government
Public Works Department

Sir,

G O No 2248 W 17th May 1878
G O No 2524 W 25th June 1878

With reference to the orders of Government marginally noted, I have the honor to report the following circumstances for orders.

Ext.

2. In April 1877 the Consulting Architect to Government requested this office to arrange for taking up the Land Custom House Road on behalf of Government as it was required for the New Lying-in Hospital buildings. On enquiry it was ascertained that the Jaghirdar of Arnee who owned the property immediately to the north of the proposed New Lying-in Hospital and was the only person benefited by the road agreed to its being closed provided that a portion of it at its northern end which was not required for the Hospital buildings were made over to him to enable him to open a gateway in lieu of one which would be closed by the shutting up of the road. If this could not be done the Jaghirdar wished to retain the old gateway and desired that he ~~may~~ might be allowed a right of way through the compound of the Govt Central Museum which adjoins that of the gateway and through which a road ran parallel to the Land Custom House Road.

3 The President of the Municipal Commission who had a voice in the matter was consulted at the same

time

time on the subject. That officer admitted that the Land Custom House Road was not of much use to the public but desired that if it should be closed, Hall's Road might be prolonged to Casamajor Road at the expense of Government. The cost however he stated would be inconsiderable as a private road already existed along the whole length of the strip which was about 15 feet in width. He further added that the prolongation of Hall's Road to Casamajor Road would enhance the value of the Amee Jaghirdar's property who would then have no ground for demanding compensation on account of the shutting up of the Land Custom House Road. The cost of the Municipal President's proposal was estimated at about Rs 3,000×

×
Cost of land R 250
Cost of metalling the existing road and cutting side ditches 50
300

4. These facts were intimated to the Consulting Architect and he was further told that the sanction of Government was required for the acquisition of the land in question.

5. As the plan that accompanied G. O. No 2048 W dated 6th May 1878 did not show what width of land was to be acquired, the Consulting Architect was written to on the subject and it has now been ascertained that he provides for a roadway 40 feet wide between the side walls or nearly thrice the width originally estimated for.

6. This necessitates the acquisition of a larger extent of land than that originally estimated by this office and at a much heavier cost as will be seen from what is stated below.

7. Of the land required for the new road the part north of the dotted line in the enclosed tracing and between that and the new wall also marked in the plan lies in one compound and the remaining part in another. The owner of the former states that the severance of the part will cause a material deterioration in the value of the whole property and he therefore asks that the whole

compound

compound with the buildings thereon may be taken up by Government for 60000 Rs. Under Sec 55 of Act X of 1870 and in accordance with the recorded opinion of the Advocate General on the subject, Government must take up the whole compound if the owner insists on it.

8. The other portion of the land required for the new road belongs to a trust estate and the local agents of the trustees demand Rs 7500 for the land.

9. Adding 15 per cent to the total sum of Rs 67,500 on account of compulsory acquisition under Sec 42 of Act X of 1870, the cost of purchasing the land required for the new road under the Act will be Rs 77,625, of which a portion will be recovered by the resale of the unrequired extent of land. Resales of land acquired by Govt have more or less resulted in loss to Government and I am not at all sure that it would be otherwise in the present instance.

10. In these circumstances I request to be informed if Government consider that the whole extent of land coloured pink in the enclosed tracing should be acquired at such a heavy cost.

G. O. No 1090 W
dd 17 October 1877

11. Government deprecate the cost of constructing the new road as a most wasteful expenditure if it is to be constructed as proposed by the Consulting Architect to Government: the cost originally estimated, viz. Rs 4275 will be increased twentyfold.

12. If the extent originally provided for viz. 15 feet of roadway be considered sufficient then the cost of acquiring the required

extent

patent of land which lies in one property alone, metalling the road and cutting side ditches will be about Rs 2000, provided the agents of the trust estate still agree to give up the portion actually required without insisting on the whole being taken by Government.

I have the honour to be
Sir
Your most Obedient Servant

Collector of Madras

1878 Dep/
No. 1244 5

Recd: 4 Nov 2/78

Encl. 1 plan

Qr Nos 1090 W D 17/10/77
2048 W D 6/5/78
2624 W D 25/6/78.

Recd - 13-12-78
Recd - 5-11-78. Rd 25-4-79.

Recd 3-11-78. Rd 12-10-78
Cd - 19-9-78. Rd 28-9-78

65
~~64~~

O L Sheet 62 - Septr

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243 ½

Letter from the Collector of Madras No. 292 d/16th Septr 1878.

FOR ORDERS.

The requirements of the owners of the property is most exorbitant & shd not be conceded.

Shd open the road thro' the Museum compound if it can be done without serious inconvenience to the ~~institution~~. Of wh. I am doubtful. unless it be walled on the South west side throughout its length. R. Chisholm has [illegible]

The Chief Engineer under the circumstances now brought to notice recommends the line proposed be abandoned and thus no compensation will be necessary. The alterations demanded by the Jagirdar of Arcot might be carried out, and the new line opened through the Government Museum grounds as marked in dotted lines on the plan. The traffic under any condition can be but small and of no inconvenience to the Museum which will be reached by a portion of the line.

E A Ward Col: R.E.
Chief Engr. & Secy to Govt.
P.W.D.

19th Septr 1878.

Condemnation a serious dilemma - if we are legally compelled to take up the whole compound in order to extend [illegible] road to Chintadripet would be very much opposed to public interests. Involves question the legal liability. Sec 55. Act X of 70. bars Govt. from taking up part of a

FOR ORDERS.

Hon W. Hudleston
His Grace the Governor
Hon Mr W. Robinson KCSI
Hon D. F. Carmichael

building. It is [illegible] that no building is concerned in the present instance. & the opinion of the Govt Law Officer cited as extending this requirement to land is not [illegible]. The law in England is certainly not in accordance with this opinion & [illegible] question [illegible] construction. Telegh. to Collr. for reference to the G.O. conveying the opinion

[illegible] 23/9

[illegible] 26/9

Cir. 19-9-78 Tel: 28.9.78
[illegible] Sheil 12 Septr

2426W
8

Telegram

To Madras
Collector

Para 7 of your letter 292. give reference to or send the recorded opinion of Advocate General mentioned

J. W. Fairwell Col
Under Secy to Govt
PWD

Despd 28 Sep 78

Opinion 2436W 18

I am of opinion that Bacheram Missa

TRAFFIC CODE FORM 01.

Class. 5	INDIAN TELEGRAPH.	Local No. 630

To (Station) Ootacamund

FROM (Station) Madras

Words. 16/4

Time tendered for transmission. (Madras time.) Day. 30 H. 15 M. 10

OFFICIAL INSTRUCTIONS.—

2436W 9

To (Person) Madras Works

FROM (Person) Collector

Your	telegram	28th
copy	of	advocate
generals	opinion	submitted
by	todays	post

RECD. FROM ______ (L. L.) ______

AT ___ H. ___ M., on the ______

BY ______

Date TACAMOND 30-9-78

SENT TO ______ (L. L.) ______

AT ___ H. ___ M., on the ______

BY ______ Telegraph Master

(P. 1)- Govt. Tel. Press,—No. 636,—10-10-77,—1000000.

Jurisdiction

R.W. 14th Sept

No. 12446

Recd 4 Nov.

Recd 1st October /78

Rem 13-12-78
Min 5.11.78
Cir 3-10-78 Retd 12-10-78
L. Shiel 26 Septr

2436W

18

Opinion

I am of opinion that Basheroon Nissa Begum Sahiba has a right to demand unde Section 55 of the Land Acquisition Act that the whole of her compound shall be taken up if any portion of it is acquired under the Act. The Section corresponds with Section 92 of the Lands Clauses Consolidation Act — (8. Victoria C.18) and the word "house" in this section it has repeatedly been held by the Courts must be read in its ordinary and legal sense as comprising all that would pass by the grant of a Messuage which includes not only the curtilage but the garden and all that is necessary to the enjoyment of the house if within one curtilage, whether attached to th main building or not and though purchased subsequently to the erection of the main building

Grosvenor vs Hampstead Junction Railwa Company 26 L.J. Ch: 731. King vs Wycombe R.C. 29 L.J. Ch 462. Governors of St Thomas Hospital vs Charing Cross R.C. 30 L.J.C. 395.

I feel no doubt that a similar constructio would be put upon Section 55 of the Land Acquisition Act by the Courts of this country a I may mention that Mr. Busteed, though he considered himself precluded by want of

Jurisdiction

Jurisdiction from deciding the point Judicially intimated that this was his own very decided opinion.

(Signed) H. S. Cunningham
28-1-75.

Judge's Order.

I decline jurisdiction on the ground that

(1) a counternotice having been given, renders me functus Officio.

(2) That the Collector appears to be a trespasser as to the portion which he declines to take up and I am not empowered by the Act to decide the point.

(True Copy)

(Signed) H. G. Prichard
Government Solicitor

(True Copy)

Collector of Madras.

C.S.B.

ul

On a letter from the
Collector of Madras to
the Secretary to Govt
P. W. Dt No. 301 of 30
Septr 1878.

B/1244/22

No. 301

Madras Collector's Office
30th September 1878.

2436 W/12

From

R. I. Melville Esqre
Collector of Madras

To

Colonel E. A. Foord, R. E.,
Secretary to Government
P. W. Department.

Sir,

With reference to your telegram dated 28th Instant, I have the honour to submit copy of the Advocate General's opinion referred to in para 7 of this office letter No. 292 dated 16th Instant.

Encl.

I have the honour to be
Sir
Your Most Obedient Servant

Collector of Madras

CB 111

2436w
13

1878 Dec

No. 1244

From
The Collector of
Madras
To
The Secretary to
Government
P.W.D.

Dated 30th } September
Recd 1st } October 1878.

No. 301.
Encl.

Submitting copy of the Advocate General's opinion regarding land required for the New Lying-in-Hospl.

2436 W

66

Recd 13-12-78.
Recd 5.11.78.

Cir 3.10.78 Retd 12.10.78
O.h. Shiel 6 2 Septe

Opinion.

I do not think the Government are legally bound to take more land than they require - There is no question relating to a house or building - Under Section 24 of Act X of 1870 the owner may be entitled to compensation for the severance of the land taken from the land left to him, but there is nothing in the Act, so far as I can see, to compel the Government to take more land than they want.

(Signed) P. O'Sullivan
Advocate General.

Madras, 25th October 1878.

(True Copy)
Ernest Barclay
Government Solicitor.

2436w
15

PW 1248/92

Enclosure in Letter from
the Government Solicitor
Madras to the Secretary to
Government, P. W. Dept. No.
dated 26th October 1878, No.
419.

G.O. No. 2436W of 1879

No. 419.

2436W
16

Madras, 26th October 1878.

From
Ernest Barclay
Government Solicitor
Madras

To
Colonel E. A. Foord, R. E.
Secretary to Government
Public Works Department
Ootacamund.

Sir,

1. I have the honor to acknowledge receipt of the Order of Government dated 12th October 1878, No. 4617, P. W. D., together with its enclosures, requesting the Advocate General's opinion relative to the question whether Government are legally compelled to take up the whole compound required for the new Lying-in-Hospital.

2. I submitted the matter for the consideration of the Advocate General and I now forward herewith a copy of his opinion and return the enclosures which accompanied the above Order of Government.

I have the honor to be,
Sir,
Your most Obedient Servant.
Ernest Barclay
Government Solicitor.

2436 w
17

C.S. 4617. 12.10.78
F.O. 1841 W. 25-4-77
F.O. 090 W. 17-10.77
— 2048 W. 6-5.78
— 2624 D - 25-6.78

L. 1244 8

1878.

From
The Government Solicitor
Madras
To
The Secretary to Govt.
P.W.D.
Ootacamund

Dated 26th } October
Recd }

No. 419.
Enclosures 7.

Forwards copy of the Advocate General's opinion on the question whether Government are legally compelled to take up the whole compound required for the new Lying-in Hospital, and returns the enclosures.

G.O. No 2436 W of 1879

67

Recir 13-12-78.
Recir 5-11.78
Recir 31-10.78 Retd 2.11.78
Cir 29-10.78 Retd 31-10.78
O.L. Sheil 104 Octr

74364
18

Detailed quantities.

Description of work.	No. L. B. D.	Contents	Total
New Wall along Museum.			
Excavation	700 × 02 × 63 × 0	5.250	
		Cyds	195
Concrete	700 × 02 × 01 × 0	1.400	
		Cyds	52
Brickwork foundations	700 × 01 × 32 × 0	1.750	
——— " ——— superstructure	700 × 00 × 10 4 × 9	2.771	
——— " ——— Coping	700 × 01 × 31 × 0	875	
——— " ——— pilasters, both sides	70 1 × 90 × 54 × 9	242	
	Cfts	5.638	
		Cyds	209
Plastering	700 × 0 × 12 × 6	8.750	Sfts
		Sqres	87½
Fixing broken bottles over Wall		Lfts	700

	No.	L.	B.	D.	Contents	T
New Wall along Lying-in-Hospital						
Excavation		475 „ 02	„ 6 3	„ 0	3,563	
					Cyd^s	1
Concrete		475 „ 02	„ 01	„ 0	950	
					Cyd^s	3
Brickwork						
foundations		475 „ 01	„ 3 2	„ 0	1.188	
Superstructure		475 „ 00	„ 10 2	„ 0	1.188	
Do.		475 „ 00	„ 8 2	„ 9	571	
Coping		475 „ 00	„ 10 0	„ 4	132	
				Cft^s	3.379	
					Cyd^s	125
Plastering		475 „ 0	„	13 „ 3	6,294	Sft
					Sqr^s	63
Earthwork in diverting channel, roadway &c:						
Channel		500 „ 12	„ 01	„ 6	1,500	
Road		700 „ 030	„ 01	„ 0	21,000	
				Cft^s	22,500	
					Cyd^s	834
Metalling Roadway		700 „ 0	„	18 „ 0	12,600	Sft^s
					Sqr^s	126
Making Culvert						

Estimate of the cost of diverting the Land Custom house road through the Museum compound as per accompanying plan.

Quantity	Item	Rate	per	Amount	Total
	New Wall along Museum				
195 Cyd^s	Excavation	„ 2 „	Cyd^s	24 6 „	
52 „	Concrete	4 „ „	„	208 „ „	
209 „	Brickwork in chunam with country bricks	4 4 „	„	888 4 „	
87½ Sqr^s	Plastering 2 Coats	2 6 „	Sqr^s	207 13 „	
700 Lft^s	Fixing broken bottles over Wall	„ 1 3	Lft^s	54 11 „	1,383 2 „
	New Wall along Lying-in-Hosp^tl				
132 Cyd^s	Excavation	„ 2 „	Cyd^s	16 8 „	
35 „	Concrete	4 „ „	„	140 „ „	
125 „	Brickwork in chunam with country bricks	4 4 „	„	531 4 „	
63 Sqr^s	Plastering in colors	3 „ „	Sqr^s	189 „ „	876 12 „
834 Cyd^s	Earthwork in diverting channel, Roadway &c	„ 1 6	Cyd^s	„ „	78 3 „
126 Sqr^s	Metalling Roadway	5 „ „	Sqr^s	„ „	630 „ „
	Culvert	„ „ „		„ „	150 „ „
	Contingencies	„ „ „		„ „	155 15 „
				Rupees	3,274 „ „

Rupees Three thousand two hundred and seventy four.

Cons^g Architect's Office
Chepauk 11^th December 1878.

Consulting Architect to Gov^t

24364
20

Estimate for diverting the
Land Custom House Road
thro' the Museum compound.

Estimate Rs 3274-0-0

Consulting Archts Office
Chepauk 11th December 1878

24364
21

No. 501

Consulting Architect's Office,
Chepauk, 11th December 1878.

From

The CONSULTING ARCHITECT to GOVERNMENT,

To

The CHIEF ENGINEER, PUBLIC WORKS DEPARTMENT,
BUILDINGS and ROADS BRANCH.

Sir,

I have the honor to acknowledge the receipt of your memo No 5373 dated the 3d instant regarding the deviation of the Custom house Road near the new Lying in Hospital.

Enclosures.
1 Estimate
2 Tracings

The cost of making the new line through compound A will be as follows;

Boundary wall	839 " "
Making Road	255 " "
Cost of land 4 grounds 1595 Sft	795-1-6
Total	1889-1-6

1889-1-6
1900 - 6
3789 2

Through compound B as follows;-

Gateposts and hedge	151 " "
Making road	530 " "
Cost of land 9 grounds 1605 Supl ft	1219 " 6
Total	1900 " 6

Cost of making a new Road at C as follows;-

Rebuilding Stables	895 "

Latrine	100 - -
Boundary walls	2285 - -
Road	990 - -
Culvert	150 - -
Total	4420 - -

The width of the Road as it exists running through Compounds A & B is 15 ft. between the boundary walls, and it is proposed to increase it to an uniform width of 40 ft. thus a strip 25 ft. broad is taken up.

The Collector states that "the Owner of Compound "A demands under Sec. 55 of Act X of 1870 that" "the whole of the Compound be taken by Government" "for Rupees 60,000 and if he insists, the whole" "Compound with the house and buildings must" "be taken up. A sum of Rupees 7500 is demanded for" "the portion required out of Compound B. These sums" "are exclusive of the 15 per cent allowance payable" "on account of Compulsory requisition under Sec" "42 of the Act."

It has occurred to me on considering this question that the old road may be retained and instead of being entirely reconstructed according to the alternative C it might be bent out when opposite the buildings so as to maintain a distance of 18 ft. from the buildings to the

edge of the Road. This plan commends itself also on account of its Cheapness, as it will not cost more than Rupees 3,274 - 0 - 0 according to the detailed Estimate which I now enclose. In order to make this last proposition perfectly clear I have caused a plan to be made of the Road to a larger Scale which is enclosed with the other papers.

I have the honor to be
Sir
Your most Obedt. servt.
R. Chisholm
Consg. Archt. to Governmt.

~~G.O. 25-6-9~~

G.O. 17-10-77 No. 1090 W.
" 6-5-78 - 2048 W.
" 25-6-78 - 2624 W.
C.E. 12-10-78 - 4617
" 3-12-78 - 5373.

ROADS AND BUILDINGS.

From
The Consulting Architect
to Government,

To
The Chief Engineer, P. W. Department,
Buildings and Roads Branch.

No. 501

Dated 11th. December 1878

Received

C.E. No. 1601 d/15 Apl. 7

No. of Enclosures. 3

Deviation of Road near the new Lying-in Hospital.

TO BE RETURNED
WITH REPLY.

68

O. L. Sheel 15 Apl
Cir 13-12-78.

P.W. Dept.

Telegram from the Collector of Madras, dated 30th Septr 1878.

Letter from . . ——— d/30 Sept. No. 30

Submitted to the Hon'ble W. Hudleston with reference to his remarks with the suggestion that under the circumstances the Chief Engineer's proposal to abandon the new line of road and open one through the Museum be sanctioned.

Edward [illegible]
Ch. Engr & Secy to Govt
P.W.D.

No. Send the papers to Mr. Hudleston for advice by C.E.
I am not convinced
J.M.

3rd Oct 78

[illegible]

No 4617 dated 12th October 1878

Memorandum.

Letter from the Collector of Madras No. 292 dated 16th September 1878.

Referred to the Govt. Solicitor for the opinion of the Advocate General as to whether the Govt. are legally compelled to take up the whole compound alluded to by the Collector, in order to extend Hall's Road to Casamajor's road. Section 55 of Act X of 1870 bars Govt. from taking up any part of a building but no building is concerned in the present instance – land only being required

(By order)
(Signed) E. A. Hord. Col. R.E.
Ch Engr P.W.D.

Do –

C.B. [illegible] Lt. Col.

To
The Govt. Solicitor ✓
With G.Os. No. 1090 W d/17th Octr/77. No. 2048 W d/5th Aug/78
and 2624 W d/25 June/78 and letter to be returned

Despd - 12-10-78

No. 3373 d/ 3rd December 1878

36W
25

Letter [illegible]
regarding [illegible]
letter and enclosure [illegible]
plans the Chief Eng. [illegible]
been received to [illegible]
matter following [illegible]
with the [illegible]

Mr. Clerke is requested to be so good as to supply as early as practicable

1 What will it cost to make the line through compound. A noting width of ground taken up. including those for the walls the cost of the walls - with the amount of [illegible] extra required for the [illegible], for [illegible] or other [illegible] necessary

2. The same with reference to B.

3. Cost of making Road along [illegible] building the walls and [illegible] building Out house [illegible] repairing the [illegible]

W.J.
28.11.78

Architect to Govt.
with plan

~~2436/26~~

in Communication with
Dr. Branfoot, the acting
Supt. of the Lying-in-
Hospital, is requested
to report whether there is
any objection, on any
round, to this ar-
rangement.

A.S.P.
30/6

30/6/02

Memorandum.

With reference to the Consulting Architect's letter No 501 of the 11th Decr 78, and the correspondence herewith forwarded, it is understood that none of the buildings which will interfere with the road are constructed or begun.

If the passage marked A in the plan were shortened from 80 to 50 feet, the buildings would be 18 feet from the existing road, and it would not be necessary to divert the road at all.

The Consulting Architect.

ROADS AND BUILDINGS.

No. 193

Consulting Architect's Office,
Chepauk, 9th July 1879.
Despd 14 July 1879.

From
The CONSULTING ARCHITECT to GOVERNMENT,

To
The CHIEF ENGINEER, PUBLIC WORKS DEPARTMENT,
BUILDINGS and ROADS BRANCH.

Enclosures.

Sir,

With reference to your memo No 89 dated t
8 July 1879 I have the honor to state that all th
buildings connected with the Lying in Hospita
South west of the passage A have been begun

I have been in correspondence with the
Municipality regarding a modification of the diversi
of Halls Road and at present await the reply of the
Collector on a question of cost, as soon as this is receive
I will return the papers with definite proposals.

I have the honor to be
Sir
Your most Obedt servt

R Chisholm

Consg Architect to Governt

ROADS AND BUILDINGS.

From
The Consulting Architect
to Government,

To
The Chief Engineer, P. W. Department,
Buildings and Roads Branch.

No. 193

Dated 9th July 1879
Despd 14th July 1879.
Received

NO. OF ENCLOSURES.

Road diversion near Lying-in Hospital - Madras.

14

69

24364
28

116

P. W. SECRETARIAT—1879-80.

KEEP-WITH.

Letter Number 193

dated the 9th July 1879

from the Consulting Architect

States that all the buildings connected with the Lying in Hospital South west of the passage marked A on the plan have been begun and that he is in correspondence with the Municipality regarding a modification in the diversion of Hall's Road as also with the Collector on a question of cost and that as soon as replies are received he will forward the papers with definite proposals.

[illegible] 16/7

Sub. these case Await the proposals? A.S.P. 16/7

yes R.H.H. 15/7/79

P.W. Dept.

2436/79

Letter from the Government Solicitor, Madras, 26th Oct. 1878, No 419.

Circulated to the Hon. W. Hudleston.

The Chief Engineer is still of opinion that it will be better not to make this new Road.

E A [illegible] Col. R.E.
Chief Engr & Secy to Govt PWD

Circulate.

I think opening a [illegible] open this the [illegible] Compound will be very detrimental to public interest. Gov. must replace the closed road. I wd. carry out the orig. project & prolong this road – as the objections relating to acquisition of land does not appear to be of force. L.W.

29th Oct/78.

RL 21/11

I concur 5/11 [illegible]

Recd 13-12-78.
Recd 6.11.78
Recd 31.10.78 Retd 2.10.78
Cir 29-10-78 Retd 31.10.78
V. R. Shelf 104 Octr

ROADS AND BUILDINGS.

2436
280

No. 280

CONSULTING ARCHITECT'S OFFICE,
Chepauk, 14th Augt 1879.

From

THE CONSULTING ARCHITECT TO GOVERNMENT,

To

THE CHIEF ENGINEER, PUBLIC WORKS DEPARTMENT,
BUILDINGS AND ROADS BRANCH.

SIR,

× of 1875

Enclosures.
File of papers.

I have the honor to return the papers forwarded to me with your memo No ×89 dated the 3d ultimo which relate to the closing of Land Custom House Road.

As already reported in my letter No 193 dated the 6 July the passage marked A on the plan cannot be now shortened as all the buildings west of it have been begun indeed the larger wards were up to roof level nearly a year ago.

The result of my correspondence with the Municipality and the Collector of Madras is, that the Municipality now offer to make the 1 Diversion in Halls road if the Government hand over to them the sanctioned amount in the Estimate. (Rupees 4275-0-0) I may mention that the Collector states that the property being in trust can only be obtained under the Act, but Mr Jones of the Municipality has an offer from Messrs Arbuthnot & Co the Trustees to sell the strip required for Rupees 4000–0–0

It would seem to me highly desirable that the offer of the Municipality be accepted and the matter thus closed.

I have the honor to be
Sir
your most Obedt. servt.
R Chisholm
Consg. Archt. to Governmt.

ROADS AND BUILDINGS.

From
The Consulting Architect
to Government,

To
The Chief Engineer, P. W. Department,
Buildings and Roads Branch.

No. 280

Dated 14th August 1879
Received

Ch. Eng. 233 of 19th Augt 79

No. of Enclosures.

Diversion of Custom House Road.

7°

TO BE RETURNED WITH REPLY.

To Coty 16-8-79

---

the Cons: Architect.

The undersigned has the honour to request that fuller information as to the proposals made by the Municipality may be supplied.

It is not mentioned how and where Halls' Road is to be diverted.

The ~~[illegible]~~ alternative proposals at present before Govt. are

(1) to shut up the old road joining Pantheon and Halls' Roads, and to prolong Halls' Road to Casamajor's Road, &

(2.) to keep open the old road, and to bend it out ~~[illegible]~~ opposite the lying in hospital blocks, at a distance of 18 feet from them.

The diversion of Halls' Road is apparently a third alternative.

No. 18/8

13/8/79

actually begun, proposed to shorten the passage marked A and a in the two places. Mr Chisholm says that some progress has been made with the blocks, so that this suggestion can't be carried out now. And in his last letter he states that the Municipality will undertake on receipt of Rs 4275, the amount of the estimate of (C), "to make the diversion in Hall's Road".

Probably the Municipality intend some how to prolong Hall's Road to Casamajor's Road, but as this will cost Govt. Rs. 1000 more than the alternative plan of bending out the old Road, and the majority of doctors support this latter proposal, some fuller information is apparently required.

May the following memo: be sent to

P. W. DEPARTMENT—1879-80.

MEMORANDUM.

Current No. No. 241. 2436W 34-A

Letter Number 2/21 Augt/79

dated the

from the Supg. Engineer of

From the enclosed letter from the Cons. Arch., it appears that the Madras Mun. have offered to widen and extend Hall's Road, on receipt of Rs. 4275, the sanctioned amount of the est. to which G.O. No. 1050 W. of the 17th Octr 1877 relates.

2. With reference to this offer, I have the honour to inform you that as the Consulting Architect's proposal to divert the Land Custom House Road opposite the lying-in Hospital buildings was estimated to

cost Rs. 3274, Govt. will not object to allow that sum out of the Estimate, should the Municipality prefer to widen Halls road instead, but that no further contribution can be looked for.

3. I have the honour to enquire whether the Municipality will accept that amount, and to request an early reply.

J.P.
21/8

Letter issued 2 [illegible]

---

till it joins Casamajor's road. This was to cost Rs. 4275.

It was at one time, however, feared that it would be necessary to take up the whole of compound A, and as Rs 60,000 were asked for it, an alternative plan had to be devised.

The late Chief Engineer was for opening the new line through the Museum grounds, but Govt. did not approve his suggestion.

(2) was then proposed by Mr Chisholm; the plan being to retain the old road marked to be closed, and, where the hospital blocks stretched out, to bend it outwards, at a cost of Rs. 3274.

Dr Harris was opposed to this proposal; Dr Colvin Smith supported it; Dr Cornish, on the whole, supported it.

His Grace, thinking that the objectionable blocks had not been

1879

From C. E. 233 1/19 Aug. 1879

The Consg: Architect

No. 280 of 14th Aug/79

A

Reports that the Municipality now offer to make the diversion in Halls road on payment to them of the sanctioned amount in the estimate - Rs 4275.

To W Mr Chisholm's letter is not clear, and apparently a "further" reference must be made to him to enquire what he means by the "diversion" of Hall's Road. It never seems to have been contemplated that that road should be diverted. The two alternative proposals now before Govt. are (1) to prolong Hall's Road

ABJ 18/8

No. 241.

Office of Surgeon General, I.M.
Fort St. George 16th May 1879.

From

Colvin Smith, MD.,
Ag. Surgeon General, I.M.

To

The Chief Secretary to Government
Public Department.

Sir,

In returning the correspondence forwarded under your No. 938 of 28th April 1879, I have the honor to submit together with my remarks a letter from the Superintendent Lying-in-Hospital, which implies that the road which it is intended to divert in the neighbourhood of the new hospital buildings should be permanently closed.

2. Dr Harris' objections are chiefly based on the fact that the diverted road would be too near the contagious cottages which it is proposed to build, and that it would afford facilities for the ingress of trespassers and subject the patients of the cottages to dust and noise.

3. I see no reason, however, why the cottages in question should not be erected on the other side of the compound, beyond the

the Rest House in the plan, and the Rest House put on the proposed site of the cottages. This would obviate the main objections as to the proximity of the road. As regards trespassers Mr. Chisholm's Scheme provides for an Enclosing wall on the hospital side of the diverted road, which will ensure the privacy of the grounds.

4. The proposed diversion therefore has my approval, subject to the suggestions above mentioned, and I beg to recommend it to His Grace the Governor in Council.

I have the honor to be
Sir,
Your Most Obedient Servant
Colin Smith for Dy Surgn Genl
Sr. Surgeon General, M.M.

2436/35

No. 1065 –

1066

Forwarded to the Public Works Depart=ment, with reference to that department Endorsement No. 1601 – d/ 25th April 1879.

(Signed) [illegible]
Offg Chief Secy

Ootacamund
20th May 1879.

Public 1879. Depart.
(Medical)
From
The Surgeon General with the Govt.
To
The Secretary to Govt.
Pub. Dept.
No. 1099
16th May –
Regd 19th May 1879
No. 241.
Submits remarks on the proposed new buildings of the Lying in Hospital.

With Enclosure

File called for from Madras 26/5
Received 29/5

Recd 2nd June 1879

7.

O.K. Sheet 63 May

No. 37 d/ 31st May 1879.

Letter from the Cons. Architect No. 501 d/ 11th Dec/78.
Letter from the Supt. Lying in Hosp. No. 21 – 12th May/79.
Letter from the Sy. Surgeon General No. 241 – 16th do –

–

Referred to the Sanitary Com=missioner for remarks.

It is observed that the Sy. Surgeon General and Dr. Harris differ as to the propriety of building the cottage for women affected with contagious diseases on another site than that at present proposed.

(By Order)

(Signed) R.H. Sankey Col. R.E.
Secy. to Govt.

To
The Sanitary Commissioner
with papers.

Lc No 37 dt 31st May/79

Office of Sanitary Commissr.
Coonoor 4th June 1879

No.

From

The Sanitary Commissioner
for Madras

To

The Secretary to Government
Public Works Dept.
Ootacamund

Sir

With reference to your Memo No. 37 of 31st May 1879 and enclosures, I have the honor to state that the making of the new road through compounds marked A & B in the plan, under present orders with regard to economy is unadvisable.

2 Mr Chisholm's suggestion for altering the course of the old road, so as not to bring it too near to the buildings seems to meet the difficulty in the least expensive way.

3. With regard to the location of the puerperal wards so near the road, it must be remembered that the road

was

was never one of great traffic, nor is likely to be much used ~~out~~ in the future by carts or carriages. I do not therefore apprehend any injury to the patients by maintaining the road as modified in Mr Chisholm's plan, and the proposed wall sufficiently secures the privacy of this portion of the Hospital buildings from trespass.

4. If however the Surgeon General and Dr Harris think that the proximity to the road is likely to have a bad effect on patients, it might be desirable, as suggested, to move the puerperal wards to the site near the Rest House, but in this case there would be the disadvantage of having the patients at a greater distance from the Nurses and Matrons quarters. In my opinion the nuisance likely to arise from the road is not of sufficient importance to necessitate any deviation from the building plans.

I have the honor &c
Sir
Your most obdt Servant

WmRCornish F.R.C.S.
Sanitary Commissioner Madras

2436 W
38

From
The Sanitary Commr
for Madras
To
The Secretary to Govt
P.W. Department
Dated 4th } June 1879.
Despd
Recd
No 792

Submitting remarks
in connection with the
Buildings of the Lying-
-in Hospital Madras

72

Cir 18.6.79 . Rd 3.7.79

To Dy 10-6-

P. W. SECRETARIAT—1878-80.

KEEP-WITH.

Letter Number

dated the 4th June/79

from the Sanitary Commiss

Dr Cornish is, on
nomical grounds, oppo
to making a new road
through the compounds
and B.

He thinks on the
that the proposal made
in the last para of Mr
Chisholm's letter of the 17
~~December~~ 1st letter be carried out, and that, as
there will be little traff
on it, the "bent out"
will not injure the patients
in the contagious dise
wards.

If it is consid
that the proximity of
road is likely to ha
bad effect on the patients
he would move the
puerperal wards

Cir 18.6.79
10.6.79

proposed by the Acting Engineer General. But unless it is absolutely necessary, he would not do this for one of the reasons given by Dr. Harris. See para 3 of Office letter dated 30th of May —

Circulated for orders Whether the estimate of Rs: 3274 for bending out the old road when opposite the buildings, as proposed in the last paragraph of Mr. Chisholm's No 501 dated 11th Decr 78, is now to be sanctioned.

A.S. 7/6

17/6/79 —

Jt. Secretary.

LH

If opinion — [illegible]
not are take some of the
buildings which were
interfere with the road
are condemned or [illegible]
why not shorten proposed
at A from 80 to 50
feet — which will leave
the buildings 18 feet
from existing road
[illegible] 20
[illegible]

S. P.

Are the funds to be appropriated separately, or shall they be provided from the reduced Rs 15000 allotment for the Lying-in hospital

M.P. 19/

S. W.

Please settle

~~[illegible]~~

19.9.79

Funds will have to be provided separately [illegible] the reduced [illegible] [illegible] purely [illegible] existing [illegible]

I think it worth the addl. Rs 1000. I have the road closed rather than "lean to". We should give the Rs 4275 to the Municipality

[illegible] for Rs 4275

Recd 17.9.79 Sub Ltd 19.9.79
Cir 18.9.79 Sttd 19.9.79
O.L. Sheet 26 Sept 79

2431

For orders

This is the case connected with the proposed road post-[illegible] and Lying-in Hospital which has been so long pending.

For information as to the present state of the question please see accompanying letter No 1890 of 9th Sept 1879 from the President of the Municipal Commission also the Office note of 18/8/79

Mr Chisholm did not reply to my memo of the letter date but I understood from him personally ~~that~~ the Municipality would be ~~tempted~~ accept the offer made by Government ~~to~~ some time. Rs 325 [illegible] wishing and [illegible]

Halls road
(a work they were
really anxious to
carry out, and in
respect ~~to which~~ they
had ~~means of coming~~
~~to terms with~~ the
Agents (Messrs Arbuthnot
and Co) for the property
~~through~~ which it runs

The Municipality
~~Commissioners~~ now distinctly
decline the offer, ~~but~~
as the Govt. have clearly
intimated ~~the intention~~
not to give the extra
Rs 1000 which the Munici-
-pality demand I pre-
-sume ~~that~~ the road
deviated past the Lying-in
Hospital as proposed
by Mr Chisholm may
now go on?

12/9/78

Comm[illegible] Govt of
1877: Oct 17 -
& [illegible] sanction
[illegible]
[illegible]
[illegible]
I [illegible]
my [illegible]
[illegible]
which [illegible]
[illegible]
[illegible]
made 2 years [illegible]
when [illegible]
[illegible]

Madras Municipality.

P. W. & C. No 1690

PUBLIC WORKS & CONSERVANCY DEPARTMENTS,

Madras, 9th September 1878.

24 36
42

From
L. R. BURROWS, Esq.
President,
Municipal Commission.

To
Colonel L. H. Sankey, R.E.
Chief Engineer P.W.D.
Ootacamund

Sir,

I have the honor to acknowledge
receipt of your letter of the 21st Ultimo No 241
in reply to state that the Municipality are not
pared to accept the amount of Rs 3274 in lieu
the land taken up for the new Lying-in-Hosp
Buildings. I must explain that the original
-derstanding on which the Commissioners ag
to the closing of the road was that an alternati
road should be provided by extending Halls
to Casa Major's Road. The Government also
understood this and in their Order Financial –
partment 28th September 1878 No 1735 para 6
ark that the road should not have been clos
until the alternative road was ready. The cause
the delay was, as is well known to your Dep
ment, due to the circumstance that Mr Chish
proposal could not be carried out for any th
like the sum estimated. So long as there app

P.W.D.
22[illegible]79
No. [illegible]

no possibility of effecting for a reasonable sum
the purpose which the Commissioners originally
ad in view in sanctioning the closing of
Land Custom House Road, it would have been
unreasonable to insist on the terms of the original
understanding being adhered to by the Public
Works Department. But the offer of a diverted
road parallel to the old Land Custom House
Road does not appear justifiable, now that the
Commissioners are prepared to carry out their
original design for the amount estimated by Mr
holm and which the Government have already
in the order forwarded with your letter, sanctioned.

The enclosures of your letter are returned.

I have the honor to be
Sir,
Your most obedt Servant
[illegible]
President Municl Commn

G.O. 1090 W. 18.10.77.
[illegible] 223. 19-8-79
— 241. 21-8-79

7?

Recd 17-9-79 Ptd 19-9-79
Exd 12-9-79 Desp 17-9-79

P.W.D.

243/43

No. 1601

Letter from the Consulting Architect to Government, No. 501, dated 11th December 1878.

Referred, through the Public Department, to the Surgeon General, Indian Medical Department, for report whether the diversion of road proposed in the Consulting Architect's last paragraph is in any way objectionable, from a medical point of view.

[illegible] Coll. R.E.
Secy. to Govt. P.W.D.

Ootacamund
15 April 1879

To The Surgeon General
Indian Medl. Departt.
thro' the Public Departt.
with papers to

A.W. 22/4

TO BE RETURNED
WITH REPLY.

1066

No. 938.

Referred to the Surgeon General Indian Medical Department for report.

C. Masters
Offg. Chief Secy.

By Govt. command
28th April/79.
To the Surgeon Genl. Ind. Med. Dept.

Public (1879) Depart
(Medical)

From
The Public Works
Department

Dated 25th
Recd. 28th } April/79.

No. 1601

Enclosure

A 921

Referring letter from the Consg. Architect for an enquiry whether the deviation of the road near the Gosha Hospl. is objectionable from a medical point of view.

With endorsement
[illegible]

Recd 2nd June /79

284

No 21

Govt. Gosha Hospital
Madras 12th May 1879

From
Surgeon Major W. A. Harris, M.D.
Supdt. Gosha Hospital

To
The Dy. Surg: Genl. Ind. Med.
Presy. Divn.

Sir

I have the honor to state with reference to the memo of the Secy. Surg. Genl. endorsing a letter and plan from the Consulting Architect to Govt. to the address of the Chief Engineer P.W.D., No 501, dated 11th December, 1878, which were forwarded with your docket No 2438 of the 3rd instt., that, in my opinion, the proposed deviation of the road close to the South west end of the new Gosha Hospital buildings is, from a medical point of view, highly objectionable.

When the question of closing the Land Custom House road was first discussed the contiguity of this road to the new Hospital compound was considered a sufficient reason for recommending it to be taken up, as the noise and dust from traffic and the facilities it would afford to servants and the friends of the women in Hospital of passing in and out at all times of the day and night were regarded as the only drawback to a site which seemed in all other respects a most excellent one for the location of the Hospital.

It will be observed in the plan

Decr. 1878

Chief Engr. & Secy: to Govt. P.W.

that the end of one of the wards extends for several feet into the old road way and that it is proposed to make the new road immediately on the other side of the old boundary wall, which is only 18 feet distant from one of the main buildings and from the cottages, in which the women suffering from the severer forms of puerperal disease will be located. It cannot be doubted therefore that the noise and dust from constant traffic on a road only a few feet distant from rooms occupied by puerperal women would prove not only very disagreeable to them but would probably in many instances be prejudicial to their recovery.

It should be mentioned that the selection of this site for the cottages was made with reference to the direction of the prevailing winds, that it was considered the quietest part of the compound and that it was the most convenient on account of its proximity to the Matrons and Nurses' quarters. It possesses moreover a great advantage in being distant from the Labour ward and Post shed and it would be impossible to fix upon any other site as suitable as the present one for the location of the women affected with contagious diseases.

I have the honour to be
Sir
Your most obedt Servant
[illegible]
Supdt Lying-in Hospl

No. 2554.
Forwarded with reference to the Surg. Genl's No 2238 of 2d Instt. [illegible] returned with enclosures.

[illegible]
Offg Dy Surg Genl
[illegible]

Decr 1878

Chief Engr & Secy: to Govt

1066

Recd 2d May/79

No 2630 1879 | 2760 | 15.5.79

From

Supt. of Works [illegible]

To

Offg [illegible]

No 21

Dated 12 } May 1879
Recd 12 }

Subject

Regarding the [illegible] the [illegible]

Read 14 May

2436
46

Letter from the Consulting Architect to Govt.

No. 501 d/ 11th December 1878.

FOR ORDERS.

The extortionate demands made by the owners of the properties concerned are such as to render the adoption of the line AB. prohibitory hence the Chief Engineer recommends Mr. Chisholm's alternative curved line costing Rs 3,274. The traffic on the road can be but small and therefore the curve proposed will not matter.

E A [illegible] Col. R.E.
Chief Engr. & Secy. to Govt. PWD.

Dec 1878

Adopt Chisholm's suggestion by all means. He might have thought it fit to render it [illegible] hoped will avoid putting us in such a difficulty again. [illegible]

[illegible] the present [illegible] [illegible] extortionate claims [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

FOR ORDERS.

24364
47

ir 13-12-98.

To Hon'ble W Huddleston

Diversion of road near
Lying-in Hospital Madras

His Grace the Governor
wished to see this work
at Madras but as
for some unexplained
reason the file does
not appear to have
been sent him it is now
for consideration whether
the work should not
proceed. I note
however ~~that~~ as yet
the medical authorities
who may possibly object
to Mr Chisholm's last
proposal as bringing
the line of road too
close to the Hospital
have apparently as
yet expressed no
opinion.

R H

see back

means

The Hon'ble Mr Huddleston
approves of the opinion
of the Medical Officers
on this point being now
obtained.

R H

2/[illegible]/79

No. 2436 W. B

P. W. Department.

2436

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 26 Septr /79.

READ the following

o: in the P.W. Dept. No. 1090 W d/ 17th October 1877 sanctioning an Estimate amounting to Rs 4,275 for constructing a new road connecting Nalls road and Casamajors road in lieu of that closed by the Works of the Lying-in-Hospital at Madras

Letter from the Collector of Madras (R.E. No. 292 d/16 Septr 1878)
—— do —— (— — 301 — 30th — —)
—— do —— Govt. Solicitor (— — 419 — 26th Octr — —)
—— do —— Consulting Architect (— — 501 — 11th Decr — —)
—— do —— do (— — 193 — 9th July 1879)
—— do —— do (— — 280 — 14th Augt — —)
Endorsement in the Public Dept. (— — 1065 — 20th May —)
Letter from the Sanitary Commissioner Madras } — — 792 — 4th April —)
—— do —— President Madras Municipality No. 1890 d/ 9th Septr 1879, stating that the Commissioners are prepared to carry out the work for the sum sanctioned.

Funds to the extent
of Rs 4275 for the
construction of the road
in question

are provided from the Provincial Reserve at the disposal of Gov^t. - The Sup^g. Engineer will arrange for the payment of the amount to the Madras Municipality

26.7

26.7

37 / 4

6

S. E. 3^d Circle with 2 plans ✓
President Mun^l. Com^n. 3 ✓
Ex^n. P.W. Acct. ✓
Finance al Dept. ✓
Despd 3-10-79
a Desptd 6-10-79

E. G. M

Aos 6819 &c.

Govt. of 1879 Madras.

PUBLIC WORKS.

To

C.T.M.

30-9-79

Dated

Fwrd

Recd.

Encl.

G. O. 26 Septr. 1879, No. 2436 W

Nos. 64-74

New Road connecting
Halls Road and Casa-
majors Road — Provides
Rs 4275 for the construction
of the ~ in lieu of that cl
by the works of the Lying-
in hospital at Madras

6