(1) Number of pages 24

(2) Date of repair 28-7-87

(3) Initials of the Referencer

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Public Works DEPARTMENT

G.O. No. / B.P. No.	3190 W.	Press. / Mis.	
Dated	12 - 11 - 1883.	19	

S.O.N.

Not to be folded or roughly handled.

Archives – 1 10,006-9 80

3190
1

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following letter from F. BRANDT, Esq., Collector of the Nilgiris, to the Secretary to Government, Public Works Department, dated Ootacamund, 30th October 1883, No. 124 :—

I have the honor to report that I have agreed with M.R.Ry. Tiruvengadasami Mudaliar as to the price to be paid by Government for the 3 acres 35 cents of land near the Government Gardens and Crewe Hall which, under G.O., 30th August 1883, No. 2427 W., Public Works, I was directed to acquire under the provisions of Act X of 1870.

2. The sum agreed upon, and for which award has been accordingly made, under Section 14 of the Act, is Rs. 4,050, *plus* 15 per cent. thereon as required under Section 42; total Rs. 4,657-8-0.

3. Mr. Tiruvengadasami gave evidence that he had been a year or so ago offered Rs. 7,500 for this land; it is certain he was not willing to sell it at any price; Mr. Schmidt, who appeared as witness for the owner, deposed to this.

Mr. Schmidt further deposed that he believed the land, if now put up to sale in blocks for building sites, would fetch from Rs. 1,000 to Rs. 1,500 an acre.

On the other hand, Mr. Jamieson, called as a witness by me, deposed that he would not give more than Rs. 1,000 for the whole block, exclusive of the buildings.

4. It is true Mr. Tiruvengadasami paid only some Rs. 1,500 for the land to Mrs. McIvor in 1880; but there is no doubt that the improvements in the vicinity effected by Government in making the garden road and a bridge to the Ottley road and otherwise have materially enhanced the value of the land.

I believe Mr. Schmidt when he says that though he might, he believes, have offered the owner on behalf of Government a year or so ago up to Rs. 5,000, the owner would not hear of parting with the land.

5. I have myself also inspected the land and the buildings; and I think, with reference to prices paid for land elsewhere, and seeing that the owner is certainly very unwilling to part with it, looking also to the fact that it is undesirable to run the risk of appeal to the civil court with attendant expenses, Rs. 1,000 an acre was a proper, quite sufficient, but not extravagant price to offer.

As to the buildings, there was agreement on all sides.

6. I have the honor to request that the amount may be placed at my disposal for payment to Mr. Tiruvengadasami Mudaliar at once, when possession can be taken forthwith.

ORDER—dated 12th November 1883, No. 3190 W., Public Works.

The Collector of the Nilgiris should take possession of the land, and hand it over to the Executive Engineer at Ootacamund, adjusting the amount disbursed through the Civil Accountant-General.

2. An appropriation to cover the cost of the land will be made later in the year.

(True Extract.)

Major, R.E.,
Under Secy. to Govt., P.W.D.

To the Collector of the Nilgiris.
" Superintending Engineer, Fourth Circle.
" Examiner, Public Works Accounts.
" Revenue Department.

Exd. E. Fernandez.
Spare Copies

3190
2

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of {1883} Madras.

PUBLIC WORKS.

Dated November, 12th.

Read. *Encl.*

G.O., 12th Nov. 1883, No. 3190 W.

NOVEMBER.

Tiruvengadasami Mudaliar's Land at Ootacamund

Authorising the Collector to take possession of —.

3190
3

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following papers :—

From A. J. B. ATKINSON, Esq., Collector of the Nílgiris, to the Secretary to Government, Revenue Department, dated Ootacamund, 17th February 1883, No. 9.

I have the honor to forward copies of certain correspondence, and to ask for orders.

2. Enclosure A is a letter from the Executive Engineer, Nílgiris, asking me to take early steps to hand over a man's private property to him, at the same time settling the compensation. I sent a copy of this to M.R.Ry. Tiruvengadasami Mudali, the person affected, and asked him to call at the Cutcherry and let me know what he had to say. He did so, and Enclosure B is his statement. This I sent with a letter, Enclosure C, to the Executive Engineer, and asked whether I was to make an amicable settlement, or whether I was asked to proceed under Act X of 1870. Enclosure D is the reply of the Executive Engineer.

3. I am not aware for what purpose the land is required, nor have I received any order of Government in the matter, without which I cannot prepare a draft notification required under Part III, Section 4 of Act X of 1870.

4. It is clear from Enclosure B that the owner does not wish to part with his land, and it is certain from the value of land in Ootacamund, and especially in that quarter in which the land lies, that the compensation will be heavy. I also find that the Municipal Commissioners have given the land-owner leave to erect cottages on a plan of which they approved. I have, however, asked him to discontinue his work until the order of Government is passed.

No. 78.

Endorsement on the above.

Submitted to Government with reference to memorandum, No. 251 E., dated 30th July 1883, Public Works Department.

OOTACAMUND,
1st August 1883.

(Signed) F. BRANDT,
Collector.

From J. C. LARMINIE, Esq., Executive Engineer, Nílgiri Division, to the Acting Collector of the Nílgiris, dated Ootacamund, 17th January 1883, No. 448.

I have the honor to forward, herewith, in duplicate, tracings from the plan of a piece of ground situated south of the road leading to Stonehouse, which takes off from the approach road to the Government Gardens a little to the south of the Gate Lodges. This piece of ground, which is bounded on the north by the abovementioned road leading to Stonehouse Hill, on the west by the stream which flows from Garden Bridge and skirts the new approach road, and which joins the hill stream which forms the

eastern boundary of the piece of land in question, the property of one Tiruvengadasami Mudaliar, the Abkari Contractor, and now occupied by an old shed and some heaps of bricks, is urgently required for Government purposes, and I have the honor to request that you will be so good as to take the earliest possible steps to hand it over to this department, at the same time settling the amount of compensation to be paid for it.

No. 161.

Endorsement on the above.

Submitted to the Chief Engineer with reference to instructions in his demi-official letter on the subject.

Ootacamund,
17th July 1883.

(Signed) J. C. LARMINIE,
Executive Engineer.

From F. BRANDT, Esq., Collector of the Nilgiris, to the Secretary to Government, Public Works Department, dated Ootacamund, 22nd July 1883, No. 70.

With reference to your memorandum, No. 231 E., dated the 18th instant, I have the honor to state that, on receipt of letter No. 448, of 17th January 1883, from the Executive Engineer, Nilgiri Range, Tiruvengadasami Mudaliar, the owner of the land, was called on to appear at this office, and at his personal interview with, and in a letter dated 2nd February 1883 addressed to, Mr. A. J. B. Atkinson, he expressed a disinclination to part with the land.

2. Mr. Atkinson thereupon wrote to the Executive Engineer on the 9th February last and asked whether he was to make a private arrangement as to cost, or whether he was to proceed under Act X of 1870. The Executive Engineer's reply was that as it seemed that all private offers were declined, it did not appear that anything else could be done save to put the Act into force; but he did not distinctly ask that this should be done.

3. Mr. Atkinson felt doubtful if he could proceed under the Act without distinct orders of Government to do so, and in letter No. 9, dated 17th February 1883, addressed to the Secretary to Government, Revenue Department, asked for instructions; to this letter no reply has as yet been received.

4. A reminder has this day been sent to the Revenue Secretary, who has been asked to communicate with you on the subject.

From F. BRANDT, Esq., Collector of the Nilgiris, to the Secretary to Government, Revenue Department, dated Ootacamund, 22nd July 1883, No. 71.

I have the honor to request the orders of Government on this office letter, No. 9, dated 17th February 1883, regarding the acquisition of a piece of land in Ootacamund owned by Tiruvengadasami Mudaliar.

2. The Secretary to Government in the Public Works Department has recently written to me on the subject, and I have replied to him in my letter, dated 22nd instant, No. 70.

Mis. No. 3034, Revenue.

Transferred to the Public Works Department in continuation of endorsement, No. 778, dated 21st February 1883.

(Signed) H. E. STOKES,
Ag. Secretary to Government.

Ootacamund,
23rd July 1883.

3190/4

Order—dated 9th August 1883, No. 2210 W., Public Works.

The Collector of the Nilgiris will submit for approval a draft declaration, and take the requisite steps for acquiring the land in question under the provisions of Act X of 1870, the purpose for which the land is required being the parading of troops and volunteers, ~~comprising~~ recreation ground for clerks of the Government Offices and other kindred objects of a public nature.

Camping.

(True Extract.)

(Signed) R. H. SANKEY, Major-General, R.E.,
Secretary to Govt., P.W.D.

To the Collector of the Nilgiris, with Survey.
" Superintending Engineer, Fourth Circle.
" Military Department.
" Public do.

Exd. A. F. Goodall.
Spare Copies

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of {1883} Madras.

PUBLIC WORKS.

Dated August, 9th.

Recd. *Encl.*

G.O., 9th Aug. 1883, No. 2210 W.

AUGUST.

Land required at Ootacamund

The Collector of Nilgiris to submit a draft declaration, and take the necessary steps for acquiring the — for the parading of troops and as a recreation ground for clerks, &c.

3190/5

30TH AUGUST 1883, No. 2427 W., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following letter from F. BRANDT, Esq., Collector of Nilgiris, to the Secretary to Government, Public Works Department, dated Ootacamund, 21st August 1883, No. 85:—

As directed in G.O., No. 2210 W., dated 9th instant, I have the honor to submit a draft declaration, prepared in accordance with the provisions of Section 6, Act X of 1870, relating to the acquisition of land belonging to Tiruvengadasami Mudaliar near the Botanical Gardens in Ootacamund.

ORDER—dated 30th August 1883, No. 2427 W., Public Works.

Ordered to be published in the Fort St. George and District Gazettes.

2. The Collector of the Nilgiris will take order for the acquisition of the land in accordance with the provisions of Act X of 1870.

(True Extract.)

(Signed) R. H. SANKEY, Major-General, R.E,
Secretary to Govt., P.W.D.

To the Superintendent, Government Press (with Declaration).
" Collector of the Nilgiris.
" Superintending Engineer, Fourth Circle.
" Revenue Department.
" Military do.

Exd. J. Henricus.
Spare Copies

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of {1883} Madras.

PUBLIC WORKS.

Dated August, 30th.

Recd. *Encl.*

G.O., 30th Aug. 1883, No. 2427 W

AUGUST.

Acquisition of Land

The Notification for the — near the Botanical Gardens at Ootacamund, in the possession of one Tiruvengadasami Mudaliar, ordered to be published in the Fort St. George and District Gazettes.

3190
6.

15TH OCTOBER 1883, No. 2908 W., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following letter from F. BRANDT, Esq., Collector of the Nilgiris, to the Secretary to Government, Public Works Department, dated Ootacamund, 5th October 1883, No. 107 :—

With reference to G.O., dated 30th August 1883, No. 2427 W., Public Works, I have the honor to enclose copy of proceedings in the matter of acquisition of Tiruvengadasami Mudali's land, and ask whether Government wish to proceed to take possession of the land forthwith under Section 17 of the Act.

2. I think that, in the circumstances in which the adjournment has been granted, this might very properly be done if desired.

ENCLOSURE.

Under Act X of 1870.

This is the day fixed for inquiry as to compensation to be given for land taken up in Ooty, and believed to belong to Tiruvengadasami Mudaliar.

2. The latter to-day applies through a pleader for adjournment, on the ground that he is at Bangalore engaged in a law suit.

3. The adjournment is highly inconvenient, as I remained in Ootacamund on purpose for this inquiry, and shall now be out in Wynaad for two weeks at least; but I suppose it must be adjourned.

4. The inquiry is accordingly adjourned, under Section 12 of the Act, till Monday the 29th

5. Delay having been caused by this request for adjournment, of which no notice has been given until the last moment, I shall apply to Government as to whether the case should or should not be treated as one of urgency, and possession taken under Section 17 of the Act. The notice required was issued on the 18th September last, and possession can be taken at once.

(Signed) F. BRANDT,
Collector.

5th October 1883.

ORDER—dated 15th October 1883, No. 2908 W., Public Works.

The Collector will proceed to acquire the land in the ordinary course. There is no necessity to adopt summary proceedings.

(True Extract.)

(Signed) J. SHAW-STEWART, Colonel, R.E.,
Secretary to Govt., P.W.D.

To the Collector of the Nilgiris.
" Revenue Department.

Exd. A. F. Goodall.
Spare Copies

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of {1883} Madras.

PUBLIC WORKS.

Dated October 15*th*.

Read. *Encl.*

G.O., 15th Oct. 1883. No. 2908 W.

OCTOBER.

3/90 W

Acquisition of Land

Summary steps considered unnecessary for the — at Ootacamund belonging to Tiruvengadasami Mudaliar.

Nilgiri Collector's Office
Ootacamund 30th October 1883.

No. 124.

3190
1

From.

F. Brandt Esqre
Collector of Nilgiri District

To.

The Hon'ble J. H. Dr. Shaw-Stewart
Secretary to Government
Public Works Dept.

Sir,

I have the honor to report that I have agreed with Mr. R. R. Tiruvengadasami Mudaliar as to the price to be paid by Government for the A'c 3.35 of land near the Government Gardens and Crewe Hall which, under Government Order, 30th August 1883 No 2427. W, Public Works, I was directed to acquire under the provisions of Act X of

of 1870.

2. The sum agreed upon, and for which award has been accordingly made, under Section 14 of the Act, is Rupees 4,050, plus 15 per cent thereon as required under Section 42: total Rupees 4,657.8.0.

3. Mr. Tiruvengadasami gave evidence that he had been a year or so ago offered Rupees 7,500 for this land: it is certain he was not willing to sell it at any price: — Mr. Schmidt who appeared as witness for the owner deposed to this.

Mr. Schmidt further deposed that he believed the land, if now put up to sale in blocks for building sites, would fetch from 1000 to 1500 Rupees an acre. 3140/8

On the other hand Mr. Jamieson, called as a witness by me, deposed that he would not give more than Rupees 1000 for the whole block — exclusive of the buildings.

4. It is true Mr. Tiruvengadasami paid only some 1,500 Rupees for the land to Mrs Mc Ivor in 1880: but there is no doubt that the improve = ments in the vicinity effected by Government in making the Garden road and a bridge to the Attery road and otherwise have materially enhanced the value of the land.

I believe Mr. Schmidt when he says that though he might, he

believes, have offered the owner on behalf of Government a year or so ago up to Rupees 5,000, the owner would not hear of parting with the land.

5. I have myself also inspected the land and the buildings: and I think with reference to prices paid for land elsewhere and seeing that the owner is certainly very unwilling to part with it, looking also to the fact that it is undesirable to run the risk of appeal to the Civil Court with attendant expenses, 1000 Rupees an acre was a proper, quite sufficient, but not extravagant price to offer.

As to the buildings there was agreement on all sides.

(6)

6. I have the honor to request that the amount may be placed at my disposal for payment to Mr. Venga Lasami Mudeliar at once, when possession can be taken forthwith.

I have the honor to be
Sir
Your most obedt. servt.
D Brandt
Collector.

3190
10

Nr. Ch. 9666

1883.

Revenue Department.

From

THE COLLECTOR ~~AND MAGISTRATE~~,

OF NILGIRIS.

To

THE ~~CHIEF~~ SECRETARY

TO GOVERNMENT,

P. W. Dept

No. 124

Dated 30th
Despatched 31 } October — 1883.
Received 3/N/83

ENCLOSURE - None.

SUBJECT.

Reporting that it has been agreed to purchase Mr. V. Srinivasadasami Mudeliar's land under Act X of 1870 for Rs 4657-8-0 & requesting that the amount may be placed at Collector's disposal for payment to Mr Srinivasadasami Mudeliar.

B

Co. 2210. h 9. 8 B
" 1127. h 30. 8 B
" 2908. h 15. 6 B

h. 3190 W

3190/11

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the 12th November 1883

READ the following

Letter from the Collector of Nilgiris — } H. E. No: 124 of 30th October 1883

The Collector of the Nilgiris should take possession of the land, and hand it over to the Executive Engineer at Ootacamund, adjusting the amount disbursed thro' the Civil Accountant General.

2. An appropriation to cover the cost of the land will be made later on in the year.

Cu

8/11

To
The Collector of the Nilgiris
" Supg. Engr. Fourth Circle
" Examiner P. W. Accounts.
" Rev. Departt.

Mr. 6/11

Co. 11: 853. 6/11

3190
12

F.C.
B.Ro. 175 W. 21-1-84

9666

1 C

Govt. of Madras. 1883

PUBLIC WORKS.

13/11

Date

Read. Encl.

G. O. 12 Nov. 1883. No. 3190. b.

Nos.

Serinivasa Iyengar Madras

Land at Coimbatore

=

Authorising the Collector

to take possession

of —

72

Submit draft for