

896 J. 12.11.83

P.M.C. 8494

2906 W. of 4th Nov/86

Gobt. of 1886 Madras.
REVENUE.

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Issued

Recd. 1.11.86

Encl. 1

G.O., 18th October 1886, No. 900.

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John
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OCTOBER.

S. E. VI circle
S. E. VI. C. Despn 4.11.86

Land-compensation Returns

from Tanjore for half-year ending 30th June
1886, reviewed.

2 Copies to only
with orders

5/11
12/11

18TH OCTOBER 1886, No. 900, REVENUE.

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

READ—the following Proceedings of the Board of Revenue, dated 3rd September 1886, No. 1963 :—

Read—the following letter from J. B. PENNINGTON, Esq., Collector of Tanjore, to the Secretary to the Board of Revenue, dated Puthu Chattram, 19th August 1886, No. 5638 :—

I have the honor to submit herewith two statements—one showing the progress made in the disposal of applications for lands required, and the other of claims to compensation of lands taken up for public works, including railways, &c., in the district of Tanjore for the half-year ending 30th June 1886.

2. *Statement No. I.*—There were 18 applications for 38 acres and $1\frac{17}{4}$ cents required for 24 projects at the beginning of the half-year, but the extent shown in column 8 of the last half-yearly statement No. 1 is 37 acres and $93\frac{9}{4}$ cents. The increase of $8\frac{1}{8}$ cents over the figures of the last half-yearly return is explained thus :—

- (a) The extent of 80 cents relating to project No. 8 of the last half-yearly statement is now omitted, as it appears that no formal application has been received in this office for the acquisition of that land.
- (b) The total extent of the land taken up for project No. 32, referred to in the last half-yearly return, is $72\frac{5}{8}$ cents and not 27 cents as entered in the said return; the latter figure represents only the extent of land that remained unutilized out of the total extent taken up for the construction of the Medical school.
- (c) The extent of land required for project No. 30, shown in the last half-yearly statement No. 1, is 12 acres and 33 cents and not 12 acres and 30 cents.
- (d) $39\frac{1}{2}$ cents relating to project No. 28 entered in this half-yearly statement have been omitted through a mistake in the last half-yearly statement.

Ten applications for 10 acres and $77\frac{3}{2}$ cents of land were received during the period in connection with ten new projects and one old project. Thus the total number of applications for disposal, excluding the seven which have been omitted from the statement with reference to the Board's Proceedings, No. 2502, dated 24th August 1883, is 28 and the extent applied for is 48 acres and $78\frac{3}{4}$ cents of land for 34 projects.

3. Land to the extent of 14 acres and $87\frac{4}{4}$ cents relating to projects Nos. 1, 2, 3, 7, 18, 20, 21, 23, 32 and 33 was transferred during the half-year, and 13 acres and $16\frac{3}{8}$ cents required in connection with projects Nos. 4, 27 and 31 have since been ordered to be transferred. 13 acres and $12\frac{3}{4}$ cents of land required for projects Nos. 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 22, 24, 28, 33, and 34, will be transferred as soon as compensation therefor is settled, and the transfer of 6 acres and $44\frac{3}{8}$ cents relating to the projects Nos. 26 and 29 will be effected after the compensation is settled, which is pending publication in the *Fort St. George Gazette* of the draft declarations since submitted to Government. Draft declarations will be submitted to Government for the acquisition of 1 acre and $16\frac{1}{8}$ cents relating to projects Nos. 25 and 30 on receipt of information from the divisional officers.

4. *Statement No. II.*—Three hundred and fifteen cases for 14 acres and $21\frac{1}{8}$ cents of land were said to have been pending at the close of the half-year ending 31st December 1885; but instead of the above figures, 333 cases for 15 acres and $4\frac{1}{8}$ cents of land are shown in the present half-yearly statement. The difference is owing to the facts that the land required for closing the breaches of the Harichandranadi at Alathamadi and Nathapallam villages has since been reported by the Deputy Collector, Mannargudi division, to have been transferred by the tahsildar of Tiruturaipundi in

April 1885, and that certain owners of the land which was taken up for the improvement of the right bank of the Cauvery appear to have sold their lands to persons already included in the list. There were thus 333 cases for four projects pending at the beginning of the half-year, and 108 cases more for nine projects were received during the half-year, making a total of 441 cases for 13 projects.

5. Of these, compensation was paid during the half-year in 98 cases in connection with projects Nos. 3, 5, 6, 7, 10, 11 and 12. Notices to receive payment will be shortly sent in 341 cases relating to projects Nos. 1, 4, 8, 9 and 13. In one of the two cases relating to project No. 2, a compensation bill has since been sent for payment to one party, while a notice has been sent by post to the other, who is absent at Kandy, to the effect that he may receive compensation if he gives a guarantee against further claims since reported to exist within three months from the date of receipt thereof. With regard to the cases referred to the District Court for adjudication in connection with projects Nos. 4 and 9, notices to receive payment will be sent as soon as the settlement of compensation is made by the District Court.

6. Every endeavour has been made to have the pending applications, &c., referred to in the statement disposed of as promptly as possible.

ENCLOSURES Nos. 1 AND 2—Compensation statements.

Resolution—dated 3rd September 1886, No. 1963.

Statement No. I.—The correct extent of land remaining to be transferred at the beginning of the half-year is now reported as 38 acres and $1\frac{1}{4}$ cents and not acres 37 and cents $93\frac{3}{4}$. Adding to the former the area applied for during the half-year, viz., acres 10 and cents $77\frac{6}{4}$, the total extent comes to acres 48 and cents $78\frac{3}{4}$. Deducting the extent transferred during the half-year, acres 14 and cents $87\frac{5}{4}$ (not acres 14 and cents $87\frac{5}{4}$ as given in the Collector's statement), the area still remaining to be disposed of is acres 23 and cents $90\frac{1}{2}$.

2. *Statement No. II.*—Owing to certain adjustments made during the half-year as explained in paragraph 4, the number of claims remaining for settlement at the commencement of January 1886 stood at 333 and not at 315 as reported in the return for the previous half-year. Together with the new claims, the total number amounted to 441. Of these, 98 were disposed of within the half-year and out of the balance, 343, the Collector reports that notices to receive payment will be shortly issued in 341 cases. The progress appears to be satisfactory.

(A true Copy and Extract.)

(Signed) M. HAMMICK,
Acting Secretary.

To the Secretary to Government, Revenue Department,
with two compensation statements to be returned.
„ the Collector of Tanjore.

ORDER—dated 18th October 1886, No. 900, Revenue.

Miscellaneous.

* In statement No. I, cases Nos. 7, 16, and 25.
In statement No. II, cases Nos. 2, 4, 9, and 14.

It is observed that in several cases * lands were taken possession of before the settlement of compensation and transmission of bills. The Board will call the Collector's attention to G.O., dated 2nd October 1883, No. 1217.

2. Case No. 4, in statement No. I, in which it is stated that the land was taken up by the Public Works officer without reference to the Revenue Department, will receive notice in the Public Works Department. Similarly, case No. 20, in the same statement, in which the Local Fund

Engineer is stated to have entered upon the land without the intervention of the Revenue authorities and against the will of the mirasidars, will receive notice in the Financial Department.

3. There are small arithmetical errors in the statements. According to entry No. 27, in statement No. I, the extent of land transferred for the extension of the Municipal High School at Máavaram is $67\frac{1}{8}$ cents; but entry No. 6, in statement No. II, shows the extent taken up to be $66\frac{1}{4}$ cents. Columns 5 and 6 in statement No. I are not correctly totalled. The figures given in column 6 of statement No. I and the same column of statement No. II do not agree, and further, the description of items in the two statements does not admit of identification. The Board will instruct all Collectors to specify in the first column of both the taluk, village, and the purpose for which the land was required or acquired.

4. Collectors should also be instructed that, where an award of compensation or a reference to the District Court had been made before the land was taken up, the fact should be stated in the column of remarks.

(True Extract.)

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

To the Board of Revenue, with two statements returned.

„ the Public Works Department, with extract of case No. 4, in statement No. I, in MS.
„ the Financial Department, with extract of case No. 20, in statement No. I, in MS.

Exd. A. Aubert.

80 Copies.

No. 2906 W of 4. 2/1007/86

Communicated
to the Supdy. Engr.
VII circle who will
direct the attention
of the Exec. Engineer
Tanjore Division to
the irregular occupa-
tion of land brought
to notice.
(sd) J. O. H.

Gobt. of 1886 Madras.
REVENUE.

Issued
Recd. Encl.

G.O., 18th October 1886, No. 900.

No. 2906 W of 4. 2/1007/86.

OCTOBER.

Land-compensation Returns

from Tanjore for half-year ending 30th June
1886, reviewed.

S. & VII circle.

With order

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REVENUE DEPARTMENT.

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Exd. A. Aubert.

80 Copies.

Govt. of 1886 Madras.

REVENUE.

Issued

Recd.

Encl.

G.O., 18th October 1886, No. 900.

OCTOBER.

Land-compensation Returns

from Tanjore for half-year ending 30th June 1886, reviewed.

12TH NOVEMBER 1883, No. 896 I., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Irrigation.

READ—the following paper :—

G.O., dated 2nd October 1883, No. 1217, Revenue.

Read—the following letter from J. HANNAN, Esq., Superintending Engineer, Second Circle, to the Chief Engineer for Irrigation, dated Masulipatam, 23rd August 1883, No. 1415 S.G. :—

I have the honor to forward herewith, in original, a letter * I received from Captain Campbell, R.E., Executive Engineer, Sangam Project Division, with its enclosure (return requested), relative to the delay in obtaining the requisite land for the Duvur branch channel, and to request you will be so good as to obtain the orders of Government in the matter of land compensation generally, in view to some arrangements being made by which this department can enter upon land for which the question of compensation has been settled. Captain Campbell's suggestion in the last paragraph of his letter on this point, if followed, would, in my opinion, obviate the difficulty.

ENCLOSURES.

Letter from Captain D. McNEIL CAMPBELL, R.E., Executive Engineer, to the Superintending Engineer, Second Circle, dated Sangam, 17th August 1883, No. 157.

In forwarding, herewith, copy of a letter received from the Collector regarding the compensation for the land required for the Duvur branch channel, I have the honor to suggest that the Chief Engineer may be requested to move Government in the matter of compensation generally, so that, if possible, some arrangements may be made by which this department can obtain land required for public works more quickly than at present.

2. The land statements for the Duvur branch channel were submitted to the Collector on the 5th March 1883, and it is only two days since that I got permission to enter on a few fields; by far the greater portion of land required has not yet been handed over. This is owing to no fault of the Collector, who, I know, has tried his utmost to get the matter settled quickly, but it is due to obstructiveness on the part of the land-owners, and the working of the Government Order directing that land is not to be entered upon till the owners have been paid for it.

3. The result of this Government Order is that if a ryot does not wish to part with his land which he has agreed to give for a certain sum, all he has to do is to keep out of the way, so that the money cannot be paid to him; that this is done is evident from the Collector's letter. In many cases it would be very advantageous for a ryot to keep his land for two or three weeks—and he can always manage to do so by being absent when payment is to be made for his land.

4. About three months have elapsed between the time when compensation for some of the lands required for Duvur branch channel was settled and payment made, and in these three months the ryots could raise another crop, which would be a great advantage to them, while it would cause a delay of three months in carrying out the work.

5. If nothing is done to accelerate the acquisition of land, it is impossible that officers in charge of projects, for which a large extent of land is required, can be held responsible for not working out the year's grant.

6. I would suggest that the following course might be pursued. After land-owners have agreed to receive a certain amount of compensation, and the bills have received the countersignature of the Superintending Engineer and been returned to the Collector, the latter officer should

S. & VI circle

With order

put the money in deposit, and give permission to enter on the land as soon as this is done, the owner being informed that he can have the money whenever he chooses to come for it within a certain period.

Copy of a letter from J. LEE-WARNER, Esq., Acting Collector of Nellore, to the Executive Engineer, Sangam Project Division, dated 8th August 1883, No. 3964.

With reference to your letter, No. 915, of the 6th instant, I have the honor to inform you that, although compensation may have been settled in the case of the lands referred to therein, you cannot enter upon the same until the amount of compensation is duly paid to the parties. Government have strictly ordered that no land shall be entered upon before the compensation money is paid. The strictest orders have been sent to the tahsildar to make these payments at an early date; but it is not so easy to catch the parties.

No. 28 W.

Transferred to the Secretary to Government, Revenue Department, with a recommendation that G.O., R.D., No. 1007, dated 24th August 1880, may be modified as suggested by Captain Campbell in paragraph 6 of his letter.

Ootacamund,
12th September 1883.

(Signed) J. O. HASTED, Colonel, R.E.,
Ag. Chief Engineer for Irrigation.

Order—dated 2nd October 1883, No. 1217, Revenue.

Miscellaneous.

The Right Honorable the Governor in Council is of opinion that the restriction established in the order quoted may now be relaxed with advantage even further than proposed in the papers read above. He is accordingly pleased to rule that the Collector may take possession of, and hand over to the Public Works Department, land for which compensation has been settled and agreed to as soon as the bills have been signed and sent to the Executive Engineer.

2. This order of course applies only to land acquired by private negotiation. Where it is acquired under the Act, it can be entered upon as soon as the Collector has made an award of compensation or a reference to the court.

(True Extract.)

(Signed) J. D. REES,
for Ag. Secretary to Government.

ORDER—dated 12th November 1883, No. 896 I., Public Works.

Communicated to all Superintending Engineers for information and guidance.

2. The Examiner of Public Works Accounts will take steps for the issue of a standing order modifying paragraph 1538 of the Public Works Code.

(True Extract.)

(Signed) J. O. HASTED, Colonel, R.E.,
Ag. Joint Secy. to Govt., P.W.D.,
Irrigation Branch.

To Superintending Engineers.

To the Engineers-in-Chief, State Railways.

„ Consulting Engineer for Railways.

„ Chief Engineer for Irrigation.

„ Examiner, Public Works Accounts.

„ Revenue Department.

Exd. A. F. Goodall.

Spare Copies

IRRIGATION.

Govt. of (1883) Madras.

PUBLIC WORKS.

Dated November, 12th.

Recd.

Encl.

G.O., 12th Nov. 1883, No. 896 I.

NOVEMBER.

Land

Instructions in regard to taking possession
of — required for Public Works before
actual payment of compensation.

[Faint handwritten notes and signatures, possibly bleed-through from the reverse side, covering the right page.]

Statement Showing Progress in disposal of Applications for land required for Public Works including Railways &c in the District of Jaipur for the half year, ending 30th June 1886.

Name of the Department Applying.	Date of Application half year	Extent of land to be taken up during the previous year	Extent of land to be taken up during the half year	Date of transfer	Extent of land to be taken up during the half year	Remarks explaining Cause of delay in transfer, &c.
1	2	3	4	5	6	7
		State and other land	State and other land	State and other land	State and other land	10
4. In the execution of an Immigration Scheme at Jaipur	December 1885	103 $\frac{1}{2}$	"	103 $\frac{1}{2}$	"	103 $\frac{1}{2}$
		X	X	X	X	X

The Executive Engineer
says that the land taken
possession of land with
the consent of the agents
the order for the formal
transfer has been sent
on record of and
residential.

(In copy)

Attest
Secretary to Govt.

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

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4. *Statement No. II.*—Three hundred and fifteen cases for 14 acres and $21\frac{1}{8}$ cents of land were said to have been pending at the close of the half-year ending 31st December 1885; but instead of the above figures, 333 cases for 15 acres and $4\frac{1}{8}$ cents of land are shown in the present half-yearly statement. The difference is owing to the facts that the land required for closing the breaches of the Harichandranadi at Alathamadi and Nathapallam villages has since been reported by the Deputy Collector, Mannargudi division, to have been transferred by the tahsildar of Tiruturaipundi in

April 1885, and that certain owners of the land which was taken up for the improvement of the right bank of the Cauvery appear to have sold their lands to persons already included in the list. There were thus 333 cases for four projects pending at the beginning of the half-year, and 108 cases more for nine projects were received during the half-year, making a total of 441 cases for 13 projects.

5. Of these, compensation was paid during the half-year in 98 cases in connection with projects Nos. 3, 5, 6, 7, 10, 11 and 12. Notices to receive payment will be shortly sent in 341 cases relating to projects Nos. 1, 4, 8, 9 and 13. In one of the two cases relating to project No. 2, a compensation bill has since been sent for payment to one party, while a notice has been sent by post to the other, who is absent at Kandy, to the effect that he may receive compensation if he gives a guarantee against further claims since reported to exist within three months from the date of receipt thereof. With regard to the cases referred to the District Court for adjudication in connection with projects Nos. 4 and 9, notices to receive payment will be sent as soon as the settlement of compensation is made by the District Court.

6. Every endeavour has been made to have the pending applications, &c., referred to in the statement disposed of as promptly as possible.

ENCLOSURES Nos. 1 AND 2—Compensation statements.

Resolution—dated 3rd September 1886, No. 1963.

Statement No. I.—The correct extent of land remaining to be transferred at the beginning of the half-year is now reported as 38 acres and $1\frac{1}{4}$ cents and not acres 37 and cents $93\frac{2}{4}$. Adding to the former the area applied for during the half-year, viz., acres 10 and cents $77\frac{6}{4}$, the total extent comes to acres 48 and cents $78\frac{3}{4}$. Deducting the extent transferred during the half-year, acres 14 and cents $87\frac{3}{4}$ (not acres 14 and cents $87\frac{1}{4}$ as given in the Collector's statement), the area still remaining to be disposed of is acres 23 and cents $90\frac{1}{2}$.

2. *Statement No. II.*—Owing to certain adjustments made during the half-year as explained in paragraph 4, the number of claims remaining for settlement at the commencement of January 1886 stood at 333 and not at 315 as reported in the return for the previous half-year. Together with the new claims, the total number amounted to 441. Of these, 98 were disposed of within the half-year and out of the balance, 343, the Collector reports that notices to receive payment will be shortly issued in 341 cases. The progress appears to be satisfactory.

(A true Copy and Extract.)

(Signed) M. HAMMICK,
Acting Secretary.

To the Secretary to Government, Revenue Department,
,, the Collector of Tanjore.
with two compensation statements to be returned.

ORDER—dated 18th October 1886, No. 900, Revenue.

Miscellaneous.

* In statement No. I, cases Nos. 7, 16, and 25.
In statement No. II, cases Nos. 2, 4, 9, and 14.

It is observed that in several cases * lands were taken possession of before the settlement of compensation and transmission of bills. The Board will call the Collector's attention to G.O., dated 2nd October 1883, No. 1217.

2. Case No. 4, in statement No. I, in which it is stated that the land was taken up by the Public Works officer without reference to the Revenue Department, will receive notice in the Public Works Department. Similarly, case No. 20, in the same statement, in which the Local Fund

Engineer is stated to have entered upon the land without the intervention of the Revenue authorities and against the will of the mirasidars, will receive notice in the Financial Department.

3. There are small arithmetical errors in the statements. According to entry No. 27, in statement No. I, the extent of land transferred for the extension of the Municipal High School at Máyavaram is $67\frac{1}{4}$ cents; but entry No. 6, in statement No. II, shows the extent taken up to be $66\frac{1}{4}$ cents. Columns 5 and 6 in statement No. I are not correctly totalled. The figures given in column 6 of statement No. I and in the same column of statement No. II do not agree, and further, the description of items in the two statements does not admit of identification. The Board will instruct all Collectors to specify in the first column of both the taluk, village, and the purpose for which the land was required or acquired.

4. Collectors should also be instructed that, where an award of compensation or a reference to the District Court had been made before the land was taken up, the fact should be stated in the column of remarks.

(True Extract.)

H. A. Chant.

Ag. Under Secy for Secretary to Government.

To the Board of Revenue, with two statements returned.
,, the Public Works Department, with extract of case No. 4, in statement No. I, in MS.
,, the Financial Department, with extract of case No. 20, in statement No. I, in MS.

Exd. A. Aubert.

80 Copies.