

20TH MAY 1895, No. 1211 W., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil and Military Works.

READ—the following paper :—

G.O., dated 4th May 1895, Mis. No. 1786, Revenue.

Read—the following office-note from the Secretary to Government, Public Works Department, to the Secretary to Government, Revenue Department, dated 17th April 1895, No. 8 D.

Under existing procedure proposals are frequently made by Public Works officers to the Public Works Department of the Secretariat for the sale of abandoned buildings in charge of this department. The sanction given sometimes includes the sale of the land attached to the buildings, and when this is the case, the sale is, under paragraph 2 of G.O., No. 1400 W., dated 27th May 1889, carried out by the Revenue authorities. This procedure seems to require amendment. The Public Works officers who initiate the proposals for the sale of building sites are not only ignorant of the revenue details essential to the conveyance of a valid title but are not even in a position to judge of the expediency or otherwise of the alienation of the land at all. It would probably be better, therefore, if all proposals for the sale of the sites of buildings were submitted by the Collector direct to the Revenue Department; when the question is simply one for the sale of the materials of which the buildings are composed, the existing practice under which Superintending Engineers apply to the Public Works Department of the Secretariat might be continued.

2. If you agree, orders on the subject might issue in the Revenue Department.

Order—dated 4th May 1895, Mis. No. 1786, Revenue.

The procedure suggested in the above office-note will be adopted in future whenever it is proposed to sell buildings in charge of the Public Works Department with the sites on which they stand or with the attached lands. In such cases the Public Works officer in charge of the building should place himself in communication with the Collector of the district who will take the orders of Government in the Revenue Department.

(True Extract.)

(Signed) G. S. FORBES,
Ag. Secretary to Govt.

ORDER—dated 20th May 1895, No. 1211 W., Public Works.

Communicated to officers of the Public Works Department for information and guidance.

(True Extract.)

Under Secy. to Govt., P.W.D.

To the Chief Engineer for Irrigation.
" Superintending Engineers.
" the Consulting Architect to Government.
" the Examiner, Public Works Accounts.

Exd. C. A. Munisawmy.

Spare Copies

BUILDINGS AND ROADS.
CIVIL AND MILITARY WORKS.

Govt. of {1895} Madras.

PUBLIC WORKS.

Dated May, 20th.

Recd.

Encl.

G.O., 20th May 1895, No. 1211 W.

MAY.

Buildings

Proceedings, Revenue Department, prescribing the procedure to be followed in future whenever it is proposed to sell — in charge of the Public Works Department with the sites on which they stand or with the attached lands, communicated to officers of the Public Works Department.

Government of Madras.

PUBLIC WORKS DEPARTMENT.

OFFICE NOTE.

From

W

To

See sent to Govt

Rev sent

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(sd) J. Ponnappaiah
Col R.E.

J.
C.H.B.B.

Secy to Govt P.W.D.

1400 W of 27-5-89
722 W of 23-3-95

N^o 8 D of 17-4-95

Further notice
at 3590/855
sent to Madras Works
for their notice - 6/5

9/17/4

P 8,000-17-7-94.

REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read Office Note ^{from} of the

Public Works Department, dated 17th April 1895, N^o 8 D.

*Handwritten
at only*

Order thereon, 4th May 1896 No 1786. Mrs

The procedure suggested in the above office note will be adopted in future whenever it is proposed to sell buildings in charge of the Public Works Department with the sites on which they stand or with the attached lands. In such cases the Public Works officer in charge of the building should place himself in communication with the Collector of the District who will take the orders of Government in the Revenue Department -

(True Extract)

Secretary to Govt -

To

The Board of Revenue (L.R.)

Public Works Dept -

Gobt. of {1895} Madras.
REVENUE.

To

The Public Works Dept.

Dated

Reed.

Encl.

Mis. G.O., 4 May 1895, No. 1786-

SUBJECT.

Prescribing the procedure to be followed in future whenever it is proposed to sell buildings in charge of the P.W.D. with the sites on which they stand or with attached lands.

With order

P. W. CURRENT No. 3590

Dec: 10.5.95

1211/20 May 1895

Communicated to officers of the Public Works Department for information and guidance

C. & P. D.
S. G. R.
C. H.
21/5/95

R. S.

20/5/95

Cus 3590

Ac

Please see this paper. The only despatches should be some discretion with respect to removing & files from current returning to Madras. C.H. makes the & paper "prime", & yet the only despatches re-moves the file!

The same thing was done with regard to a file received from O.S. yesterday. Certain papers provisionally disposed of by & were, were read in the final G.O., but all the same they were re-moved from the file - H.C. here wrote for them & think.

Please return Cus 3590 with the books & be printed - C.

S.A.W.

Papers submitted herewith. I am very sorry for the mistake and I have arranged that no D papers should be removed.

The sale of the police huts includes the sale of the site, & it is submitted that para. 20, chap II, Vol I of the Code therefore applies.

R.R.
C.H. 5/4
Please give your opinion

D.A.

As would, G.O. 722 of 23 March 95 does, I think, cover the sale of the land on which the building stands, but the sale of land is more a matter for the Revenue Dept, and orders of this kind should, I think, issue in that Dept. G.O. 1600 of 27 May 95 laid down a form of procedure - but it did not, I think, go far enough - but only, should the sale.

off lands be conducted
by the Revenue author-
but the opinion of the
Collector should always
be asked and the matter
considered entirely in the
Revenue Dept. The Sd
Dept must be presumed
to be ignorant of land
titles. They cannot
even convey a title to
the land which they
may have sold. ^{decided to} say
then should they have
anything to do with the
matter directly?

The procedure is given
revised.

N.S.
Safes

The question seems to be,
not whether the sale of the
huts will cover the sale
of the land, but whether the
sale of the land will cover the
sale of the huts, for the huts are
the subject of consideration. It may
be well to make a reference to
the Revenue Dept, I think.

DW
Kindly say whether

files without being shown to
0520 of May
1795
24

[Faint handwritten notes, mostly illegible]

[Faint handwritten notes, mostly illegible]

is intended that the
reference to the
Revenue Dept: is to be
the question of general
procedure as indicated in
my previous note or whether
the particular case brought
forward by C is meant.
The sale of the huts may,
or may not, include the
sale of the land. but
the sale of the land
carries with it, I think,
the sale of the huts. If
a person buys a piece
of land he is entitled
to all the fixed structures
on the land, and in
this category are included
houses & trees -

N.S.
Safes

A reference might, I think,
be made in the question
of general procedure. On
further consideration I have
passed the draft.

at 80
S

3590

Gobt. of 1895 Madras.
PUBLIC WORKS.

575/17

21/3/95

Union

Recd.

Recd.

G.O. 20. May 1895 No. 1211. A.

Buildings

For: Revenue Department
rescribing the procedure to
be followed in future whenever
is proposed to sell - in charge
the P. W. D. with the sites on
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thatched lands, Comptd to
quiro of the P. W. D.

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