

No. District Court Godavery,
Rajahmundry 23rd July 1895.

CURRENT No. 37/13.

From,

G. I. Mackenzie Esquire,
District Judge, Godavery.

To,

The Honourable Mr. J. F.
Price, C. J. J.

Chief Secretary to the Govt.
of Fort St. George,
Madras.

Through D. W. G. Cowie Esquire,
Ag. Registrar of the
High Court of Judicature,
Appellate Side, Madras.

Sir,

I have the honour to state that
I received yesterday G. O. No. 486 dated
22nd April 1895. Communicating Public Works
G. O. dated 28th March 1895, ordering me at
once to clear from the District Munsifs
Court.

1-782-10
28/2/95

Court compound at Amalapur the objectionable trees and unsightly shed which have been placed there.

2. The compound was handed over by the Public Works Department on 7th November 1892. It then contained fruit trees as per margin and since then no other trees have been planted but in February 1894, with the sanction of Mr. Ross, District

- 24. Coconut.
- 5. palmyra.
- 3. mango.
- 1. neredu.
- 2. Jnava.
- 2. Custard apple.

Judge, the compound was leased for five years at Rs 42 per annum and there are now 34 plantain trees

3. The shed is not a cattle shed as Government seems to suppose but a water pandal erected by the local Union and maintained by local funds for the convenience of the Public who attend the Court.

4. When the Executive Engineer wrote to me in December I attended to his representations but as the contract is for a term of years and the water pandal is

+ but the 34 plantain trees were planted since 9/11

+ The cattle shed is in the new building. It is as pointed out in the so.

is a public benefit, I decided not to interfere and I told him so.

5. In obedience to the Government Order now received, I shall move the water pandal out of the compound but the contractor cannot be ejected until 1899, as he holds a lease.

I have &c,
(Signed) G. J. Mackenzie
District Judge.

(True copy)
High Court of Judicature,
Appellate Side,
Madras, 2nd August 1895. } D. W. G. Lowie
Ag. Registrar.

H. C. No. 3980.
Judicial (1895) Department

From
The District Judge,
Gadawari.

Dated 23rd
Despt. 20
Recd. 26th } July 1895.

Enclosures. Enl.
No. 953.

Recd. 1078490 Enl. 1.
Subject.

Bringing to notice, that the clearance of the objectionable trees from the compound round the District Municipi Court-house at Amalapore cannot be effected at once as the compound has been leased for 5 years from 1894 and stating that the water pandal would be removed at once.

No. 486 R. 22 295 No. 6741
Judicial Dept.
CURRENT NO. 2713

No. 2077.
Forwarded to the Chief
Secretary to Government,
Fort Saint George.
(By order.)

High Court
of Judicature,
Appellate Side,
Madras,
2nd August 1895. }
D. W. E. Cowie
Ag. Registrar.

Recd
24 6. 8. 95

Encl. 1

MR 2/8

Recd. 3. 8. 95

Endorsement. No. 1051.

Transferred to the Public Works Dept.

Doneel Davidson
Ag. Under Secretary.

Do. to accomm.
9th August 1895.
The Public Works Dept.

MR
8. 8. 95

OS 274.

P. W. DEPARTMENT.

No. 2198 W of 5 September 1895

Read the following:—

Letter from the District Judge, Gadawari No. 953 d/23rd July 1895
Endorsement by the Registrar of the
High Court of Judicature, Appellate Side } No. 2077 d/2nd August 1895
Endorsement thereon in the Judicial Dept. No. 1851 d/9th August 1895

FOR ORDERS.

It appears a highly irregular proceeding to lease the Compound of a public building to a private party, and although Mr. Mackenzie states that "no trees have been planted" since February 1892 it is clear that the 34 plantain trees must have been planted since then, it would seem desirable that enquiry should be made as to the terms of the lease and if it can be cancelled on payment of moderate compensation this should be done.

We can find out. It is a question whether Mr. Ross shd. not be called upon to pay. W

Mr. Mackenzie must be put right on this point

Mr. Mackenzie seems to

to have misunderstood the Executive Engineer's statement regarding the shed. Mr. Howley in his letter No. 411 of 8th December 1894 attached to the original of G.O. No. 782 W. of 28th March 1895 distinctly states that it was "for the convenience of brahmin gentlemen attending the Court".

The "cattle shed" refers to another building altogether, namely, the old onunsiff's Court, handed over to the Postal Department

S
W
16.8

CH 725
16
8

For Orders

- (1) His Excellency the Governor
- (2) The Hon. Mr. Bliss C. J. E.
- (3) The Hon. Mr. Grose

The leasing of compounds of public buildings to private parties

2198W

B. R. C. W. M.

PUBLIC WORKS DEPARTMENT.

No. 2198 W. of 5th September 1895

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

Endorsement by the Registrar of the High Court of Judicature, Appellate Side, on letter from the District Judge, Coimbatore, No. 953 d/23rd July 1895 (H.C. No. 2077 d/2 Aug: '95) and thereon in the judicial rep. (" " 1857 d/9th -)

His Excellency the Govt. in Council observes that it is a highly irregular proceeding to lease the compound of a public building to a private party, and although Mr. MacKenzie states that no trees have been planted since 1892 it is clear that the 34 plantain trees mentioned in his letter have been planted since then.

2. The District Judge will be called on to report the terms of the lease, and whether it can be cancelled. If this can be done on

the payment of a moderate compensation it should be so arranged. It will be considered hereafter whether Mr. Ross should not be called on to defray the charges incurred.

3. Mr. MacKenzie has misunderstood the statement as regards the sheds. There is ^a ~~an~~ ^{insightful} shed in the compound of the new Court house which is used as a water pondal, and there is a cattle shed in the old Court house building. For the latter the Postal Department is responsible.

28.3.95 No 782
1.4.95 1066

The Honble

The Chief Secretary
of Government

24.8.95

23.9
28/8/95

DESPATCHED
11 SEP. 95

S. E. I. G. I.
Judicial dep.

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of {1895} Madras.
PUBLIC WORKS.

Dated September, 5th.

Recd.

Encl.

G.O., 5th Sept. 1895, No. 2198 W.

SEPTEMBER.

Leasing the Compounds of
Public Buildings

Observing that it is a highly irregular proceeding to lease the compound of a public building to a private party, and calling on the District Judge, Godavari, to report the terms of the lease of the compound of the District Munsif's court at Amalapuram and whether it can be cancelled on payment of a moderate compensation.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following papers:—

From G. T. MACKENZIE, Esq., District Judge, Gódvári, to the Chief Secretary to Government (through the Acting Registrar of the High Court of Judicature, Appellate Side, Madras), dated Rajahmundry, 23rd July 1895, No. 953.

I have the honour to state that I received yesterday G.O., No. 486, dated 22nd April 1895, communicating Public Works G.O., dated 28th March 1895, ordering me at once to clear from the District Munsif's court compound at Amalápuram the objectionable trees and unsightly shed which have been placed there.

2. The compound was handed over by the Public Works Department on 7th November 1892. It then contained fruit trees as per margin and since then no other trees have been planted; but in February 1894, with the sanction of Mr. Ross, District Judge, the compound was leased for five years at Rs. 42 per annum and there are now 34 plantain trees.

24 coccanut.	1 neredu.
5 palmyra.	2 guava.
3 mango.	2 custard apple.

3. The shed is not a cattle shed as Government seems to suppose, but a water pandal erected by the local union and maintained by local funds for the convenience of the public who attend the court.

4. When the Executive Engineer wrote to me in December, I attended to his representations, but as the contract is for a term of years and the water pandal is a public benefit, I decided not to interfere, and I told him so.

5. In obedience to the Government Order now received, I shall move the water pandal out of the compound, but the contractor cannot be ejected until 1899, as he holds a lease.

No. 2077.

Forwarded to the Chief Secretary to Government, Fort St. George.

(By order.)

MADRAS,
2nd August 1895.

(Signed) D. W. G. COWIE,
Ag. Registrar.

No. 1851, Judicial.

Transferred to the Public Works Department.

OOTACAMUND,
9th August 1895.

(Signed) L. DAVIDSON,
Ag. Under Secretary.

ORDER—dated 5th September 1895, No. 2198 W., Public Works.

His Excellency the Governor in Council observes that it is a highly irregular proceeding to lease the compound of a public building to a private party, and although Mr. Mackenzie states that no trees have been planted since 1892, it is clear that the 34 plantain trees mentioned in his letter have been planted since then.

2. The District Judge will be called on to report the terms of the lease, and whether it can be cancelled. If this can be done on the payment of a moderate compensation it should be so arranged. It will be considered hereafter whether Mr. Ross should not be called on to defray the charges incurred.

3. Mr. Mackenzie has misunderstood the statement as regards the sheds. There is a "shed" in the compound of the new court-house which is used as a water pandal, and there is a cattle-shed in the old court-house building. For the latter the Postal department is responsible.

(True Extract.)

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

To the Superintending Engineer, I Circle.
,, Judicial Department.

6741
Govt. of Madras.
PUBLIC WORKS.

Dated

Recd.

Encl.

5 September 1895

Leasing the compounds of
Public buildings

Observing that it is
highly irregular proceeding to
lease the compound of a
public building to a private
party and calling on the
M. J. Godavari to report the
terms of the lease of the compound
to the M. J. Munsif's Court at
A. P. & whether it can be
cancelled on payment of
moderate compensation

20/4

10.5/9

No. 2199 W. J. 5th September 1895
To,
The Secretary to the
Government of India,
Public Works Dept.

Sir,

W
31 Aug

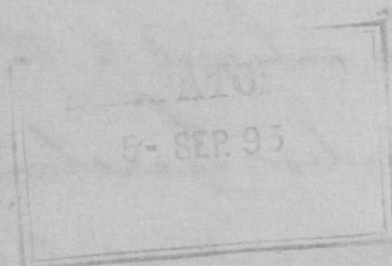
Adverting to the
correspondence ending
with your letter No. 342 G
dated 2nd February 1895
on the subject to the grant
to Under Secretaries of
the Government of Madras
of the extra allowance
of Rs. 100 drawn by officers
of that class in other
Provinces, I am directed
to invite attention to the
fact that it is now 14
months since the question
was raised, and to request
the favor of an early
settlement of the —

matter.

I have ^{few} ~~few~~,

J
W
90.8

cross
sep 5



No. 2199 W 5th September 1895

INDEXED.
u. 69

19.2.95 No 655 c
19.2.95 - 425 W
8.2.95 - 491 c
15.1.95 - 91 W
4.12.94 - 3104 W
16.9.94 - 2950 W
27.6.94 - 1602 W

Grant of extra allowance of
Rs 100 per mensem to the under
Secretaries of Govt. in the P.W.D.