2843

Public Works (1896) Department.

G.O., No. 2555 W.

DATED 2 September 1896.

[Despatch Abstract.]

Site for a rifle range: Considering that another
— for the S. I. Ry: Volunteer Corps at Pakala
than the one proposed must be sought and
that the Corps must bear the cost of removing
the Butts to the new site.

80/6

W 39

INDEXED. 3/9

P. W. 26.
500—13-2-96.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

BUILDINGS AND ROADS.
MILITARY WORKS.

Government {1896} of Madras.

PUBLIC WORKS.

Recd. } 1896. *Enclosures*
Regd. } *Spare copies*

G.O., No. 2555 W., 2nd September 1896.

SEPTEMBER.

Site for a Rifle Range

Considering that another — for the South Indian Railway Volunteer Corps at Pákala than the one proposed must be sought and that the Corps must bear the cost of removing the butts to the new site.

No. 2555 W., 2nd September 1896.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Military Works.

Read—the following papers :—

From S. H. WYNNE, Esq., Collector and District Magistrate, North Arcot, to the Secretary to Government, Public Works Department, dated Palmaner, 23rd April 1896, Ref. on Cur. Ver. No. 997/B.

At the end of June last the Commandant, South Indian Railway Volunteers, asked for the acquisition of certain land at Pákala for a rifle range. As the land required was not clearly described by him and could not be correctly ascertained for the purposes of a draft notification, there was some delay and the Divisional officer's report was not received by me till January last. I then found that there were objections to the use of the land for this purpose, viz. : it was surrounded by cultivated land, there was a right of way across it for cattle, &c., the ryots objected, and there was other land mostly waste and poramboke which could be obtained at a cheaper rate.

2. Under these circumstances, I did not approve of the land selected and informed the Commandant accordingly, stating that I would recommend the acquisition of the other land on hearing from him. He replied that he did not consider the other land "suitable," giving no reasons, and said the Corps would be ready to pay the cost of the land, if necessary. He further informs me that "the range has already been constructed" and states that his "authority for constructing the range before the land was finally handed over will be seen in the attached copy of a letter received by me in November 1895 from the Acting Head Assistant Collector."

3. Copy of the Head Assistant Collector's letter is enclosed, and it will be seen that it was no authority of any kind for entering upon the land. Moreover, at a much later date, viz , 1st February, the Commandant wrote to me asking that "information might be sent to this office at a very early date stating whether the ground may be taken up" but saying nothing about his having entered upon it, and constructed a range.

4. The action of the Commandant in entering without authority upon land which he wished to have acquired under the Act, is very embarrassing.

5. I do not think the land is such as should be acquired at all. There are objections as stated above. Government when putting the compulsory provisions of the Act in force has to make a declaration that the acquisition is necessary, and it is straining the Act to make such a declaration when there is land belonging to Government available. The cost of the land preferred by the Commandant will, I believe, undoubtedly be heavier, and the Commandant's proposal to pay for the land from the funds of the Corps is inadmissible if the land is to be taken up under the Act, because the South Indian Railway Volunteers are not a registered Company—*vide* section 3 (*e*) and the second paragraph of section 6 (1).

6. It seems to me that as the Commandant has occupied the land without authority and is willing to pay for it, he may be left to make his own arrangements; but I have the honour to request orders as to whether a draft notification is to be sent up for the land.

Enclosure.

From J. W. HUGHES, Esq., Acting Head Assistant Collector, North Arcot, to the Commandant, South Indian Railway Volunteer Rifle Corps, Negapatam, dated Ránipet, 15th November 1895, Ref. No. 3670.

Referring to your letter No. 1218, dated 6th instant, I have the honour to inform you that, as soon as the declaration is published and the award made, the land will infallibly be transferred, but that it is necessary to have the ground cleared in order to measure it, for, without this, no declaration can be prepared.

2. The enclosure is returned.

From the Deputy Adjutant-General, Madras Command, to the Secretary to Government, Public Works Department, dated Ootacamund, 15th June 1896, No. B/M.W. 4043.

The Lieutenant-General Commanding the Forces considers it desirable to acquire the site on which the Volunteers have commenced to construct a range, and have already expended about Rs. 800. As the land is required for a "public purpose," His Excellency recommends it being taken up under the provisions of the Land Acquisition Act.

2. The General Officer Commanding Madras District has been informed that the Officer Commanding the South Indian Railway Volunteer Corps was entirely at fault in entering upon the land before he was officially informed that he could do so.

From S. H. WYNNE, Esq., Collector and District Magistrate, North Arcot, to the Secretary to Government, Public Works Department, dated 16th August 1896, Ref. on Cur. Ver. No. 997/E.

Adverting to the memorandum from Government, No. 545 D., dated 25th June 1896, I have the honour to state that the use of the land therein referred to as a rifle range would cause danger to the public. It is reported that the site is about 30 yards from Chennugaripalli and 280 yards from Manappavaripalli, hamlets of Pákala, and that the ryots of these and two other hamlets and their cattle have to cross the line very frequently. Besides, a country-cart track from Pákala to Chittoor is reported to pass across it.

Order—No. 2555 W., dated 2nd September 1896.

As the Collector reports that a rifle range on the proposed site would be a source of danger to the public, it is, in the opinion of His Excellency the Governor in Council, clear that the land should not be acquired under the Land Acquisition Act. Another site must be sought, and the Corps must bear the cost of removing the butts. Their construction on the present site was unauthorized.

(True Extract.)

Under Secretary to Government.

To the Collector, North Arcot.
„ Superintending Engineer, IV Circle.
„ Public Department.
„ Deputy Adjutant-General, Madras Command, for the information of His Excellency the Lieutenant-General Commanding the Forces.

Exd. T. K. Narayana Aiyangar.

A

For orders

No 2555 W, d/ 2nd September 1896

Public Works Department.

3P

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

Letter from S. H. Wynne Esquire, Collector and District Magistrate, North Arcot (H.C. L. 997/B, d/ 23rd April 1896).

From the Deputy Adjutant General, Madras Command " " B/M.W. 4043, d/ 15th June 1896.

From S. H. Wynne Esq., Collector & District Magistrate, North Arcot " " 997/E, d/ 16th August 1896.

Print with Encls

As the Collector reports that a rifle range on the proposed site would be a source of danger to the public, it is, in the opinion of His Excellency the Governor in Council, clear that the land should not be acquired under the land acquisition act. Another site must be sought, and the corps must bear the cost of removing the Butts. Their construction on the present site was unauthorised.

(The Chief Secretary, Public Department for favour of Counterinitials)

D papers to be returned to O

27.8.96

The Collector, North Arcot.
" Suptg Engineer, IV Circle.
" Public Department.
" Deputy Adjutant General, Madras Command, for the information of the Lt General Commanding the Forces.

Dr 1/9/96

28/8/96

24/8/96

(40—4,000—2-11-95.)

Public Works (1896) Department.

CURRENT No. 7843

~~H~~ 86

For Orders.

Submitted with reference to His Excellency's note dated 22-6-96 on the previous paper.

20/8/96

W

R.S.

As the Collector reports that a rifle range on the proposed site would be a source of danger to the public, it is clear that the land should not be acquired. Another site must be sought and the Corps must bear the cost of moving the Butts. Their construction on their present site was unauthorized.

A.H.
22.8.96

From The Collector. North Arcot

Refer: on Cur. Ver. No. $\frac{997}{E}$ of 96

Dated 16th August 1896

Received 20 " "

Enclosures "

Spare copies

SUBJECT.

Reporting that the use of the land applied for by the Commandant of the S. I. Ry Volunteer Corps at Pakala, as a rifle range, would cause danger to the public.

[P. W. 39
1,701—8-8-96.]

OS 336

CHW 24/8

BACK PAPERS.

G.O.	No.	Department.	Date.
	545 D.		25/6/96
	2174 C		7/5/96.
678 W			24/2/96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

NORTH ARCOT, COLLECTOR'S OFFICE,

No. of 189 . Refce. on Cur. Res: no: 997 E of 1896.

17 AUG. 9

Dated 16th August 1896

FROM

S. H. Wynne Esquire
COLLECTOR AND DISTRICT MAGISTRATE,
North Arcot,

TO

THE Secretary to Government.
Public Works Department
Madras.

6

SIR,

Advertiing to the memorandum from Government no: 545 D dated 25th June 96 I have the honour to state that the use of the lands therein referred to as a rifle range would cause danger to the public. It is reported that the site is about 30 yards from Chennugaripalli and 280 yards from Manappavaripalli hamlets of Pakala, and that the ryots of these and two other hamlets and their cattle have to cross the line very frequent. Besides, a country cart track from Pakala to Chittoor is reported to pass across it.

I have the honor to be
Sir
Your most obedient Servant

For Collector

Cpd. CE
xd
17/8/96

Ootacamund

15th June 1896.

5P

No. B / M. W. 4043

The Secretary to the Government
of Madras. P. W. D.

The Lieutenant General Commanding the Forces, considers desirable to acquire the site on whic the Volunteers have commenced to construct a range and have alread expended about Rupees 800/- as the land is required for a "public pur His Excellency recommends it bein taken up under the provisions of th Land Acquisition Act.

2. The General Officer Commanding Madras Dt. has been informed that the Officer Commandi the South Indian Railway Volunteer Corps was entirely at fault in enter upon the land before he was officia informed that he could do so.

S. E. Bullmer Colonel
Asst. Quarter Master General
for Dy. Adjutant Genl.

P. W. CURRENT No. 5510

P.W. C.No.

Encls 3.

Regd: 18-6-96
Received June 16.

~~46~~
B

The Collector objects to this acquisition. I think he should be asked to report whether the use of this site as a range wd. cause danger to the public. ASH 22.6.96

Communicated to the Collector of North Arcot with reference to his letter No. 997 B dated 23rd April 1896.

2. The Collector is requested to submit a draft notification for the acquisition of the land.

20/6/96

2174 cd 7.5.96
678 W 24.2.96

CAW

To
Collector of N. Arcot

11/6 a/18/6

North Arcot, Collector's Office,
Camp Palmaner 23rd April 1896.

No. of 189 .
Ref on Curr. No 997/B of 96.

1P

From

S. H. Wynne Esquire,
Collector and District Magistrate,
North Arcot,

To

The Secretary to Government
Public Works Department.
Madras.

Sir,

At the end of June last the Commandant, South Indian Railway Volunteers, asked for the acquisition of certain land at Pakala for a rifle range. As the land required was not clearly described by him and could not be correctly ascertained for the purposes of a draft notification there was some delay, and the Divl Officer's report was not received by me till January last. I then found that there were objections to the use of the land for this purpose, viz: it was surrounded by cultivated land, there was a right of way across it for cattle &c, the ryots objected, and there was other land mostly waste and purampoke which could be obtained at a cheaper rate.

what is this?

2. Under these circumstances, I did not approve of the land selected and informed the Commandant accordingly stating that I would recommend the acquisition of the other land on hearing from him. He replied that he did not consider the other land "suitable," giving no reasons, and said the Corps would be ready to pay the cost of the land if necessary. He further informs me that "the range has already been constructed" and states that his "authority for constructing the range before the land was finally handed over will be seen in the attached copy of a letter received by me in Novr 1895 from the acting Head Assistant Collector."

3. Copy of the Head Asst Collectors' letter is enclosed and it will be seen that it was no authority of any kind for

It was something exceedingly like it!

2P

entering upon the land. Moreover, at a much later date, viz 1st February the Commandant wrote to me asking that "information might be sent to this office at a very early date stating whether the ground may be taken up," but saying nothing about his having entered upon it and constructed a range.

4. The action of the Commandant in entering without authority upon land which he wished to have acquired under the Act, is very embarassing.

5. I do not think the land is such as should be acquired at all. There are objections as stated above. Government when putting the Compulsory provisions of the Act in force has to make a declaration that the acquisition is necessary, and it is straining the Act to make such a declaration when there is land belonging to Govt available. The cost of the land preferred by the

Commandant will I believe undoubtedly be heavier, and the Commandant's proposal to pay for the land from the funds of the Corps is inadmissible if the land is to be taken up under the Act, because the S. I. Ry Volunteers are not a registered Company vide Sec 3(e), and the second para of Sec 6(1).

6. It seems to me that as the Commandant has occupied the land without authority and is willing to pay for it he may be left to make his own arrangements, but I have the honor to request orders as to whether a draft notification is to be sent up for the land.

G.O. 2
5570/96

I have the honor to be,
Sir,
Your most obedient Servant

Ag Collector

Copied by
25/6

Volunteers
Ranges.

Reference No 3670 of 1895.
North Arcot Hd asst Collr's Office
Camp Ranipet 15-11-95.

38

From
J. W. Hughes Esquire.
Ag Hd asst Collector.
North Arcot.

To
Lieut: Col. C. E. Crighton.
Commandant.
S. I. R. Vol Rifle Corps
Negapatam.

Sir,

Referring to your letter No 1218 of 6th Instant, I have the honor to inform you that, as soon as the declaration is published and the award made, the land will infallibly be transferred but that it is necessary to have the ground cleared in order to measure it, for, without this, no declaration can be prepared.

2. The enclosure is returned.

I have &c
(Sd) J. W. Hughes
Ag Hd asst Collector

(True copy) (Signed) A. Leech
Regl Major
S. I. Ry Vol R. C.

(True copy)

Ag Collector

Compd
25/6

FROM

THE COLLECTOR AND
DISTRICT MAGISTRATE,
North Arcot.

To
The Secretary to Govt.
P. W. Department
Madras

No. of Enclosures. 1.

Letter, dated 23rd April 1896.
Ref on Cur. No. 997/B of 1896.

SUBJECT.

Stating that the Commandant of the South Indian Railway Volunteers has applied for the acquisition of land which is objectionable to be acquired, and requesting instructions as to whether draft notification should be submitted for its acquisition.

No. 678 W d/ 24-2-96
677 W d/ 24-2-96

DESPATCHED
27 APRIL 96

Cw

P. W. CURRENT No. ~~4030~~

Mus 11/5 E.1

6510/96

B/25/45

Diary No. 25/45
Recd. 9 MAY 1896
Branch S. E. R.
12 MAY 1896

Encls. 1

Recd: 29.c.5

418

No. 2174 C d/ 7th May 1896

Referred to H.E. the Lieutenant General Commanding the Forces for favour of opinion.

2. If the Corps is to be left in possession of the land in question, it is proposed to order that the Commandant must make his own arrangements for its purchase.

D. McW. Campbell Col. R.E.
Jt. Secretary to Govt. P.W.D.

CWM
4.5.96.

O.L.S. 50

R 6/5

8