Public Works (1899) Department.

G.O., No. 480 W

DATED 15-2 1899.

[Despatch Abstract.]

New Taluk Cutcherry at Kasaragod.

Stating that H.E. the Govr in Council sees no necessity for making any alterations in the site & plan of the ———, S. Canara Dt.

7/83

Indexed. 17/2

[P. W. 2 / 1,000—7-1-99.]

BACK PAPERS.

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

FURTHER PAPERS.

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

B.
From orders

P.W. DEPARTMENT.

READ the following :—

Endt. of the Judl. Dept. No. 206 dt 21.1.99

Letter from the Supdg. Engr., IV Circle, No. 48/W dt 30.1.99

N-480 W. d 15 Feby '99

~~Circulated to~~

ORDER.

As there will be 16 feet between the buildings at the nearest point, His Exc. the Governor in Council sees no necessity for making any alteration in the site or plan of the Taluq Cutcherry.

APK
Pr. 10.2.99

11/2/99

13/2/99

To
The Judl. Dept.
for favour of C.i.

T. An
B. Pls
15/2/99

To
The Judl. Dept
" Supdg. Engr., IV Circle with 2 plans retd

[P. W. 4 / 1,000—14-11-98.]

P. W. Department.

Read the following :–

Endt. of the Judl. Dept. No. 206 dy 21.1.99.

Letter from the Suptg. Engr., IV Circle, No. 48/W dy 30.1.99

Circulated to

(2) H.E. the Governor

(1) The Hon'ble Mr. Arundel C.S.I.

SAW

FOR ORDERS.

The District Judge of S. Canara, on inspecting the District Munsif's Court at Kasaragod, is of opinion that the new Taluq Cutcherry, which is now under construction, is a great deal nearer the Munsif's Court house than it ought to be, & that its proximity to the Court will give rise to considerable inconvenience. He remarks that; from a personal conversation with the Collector, he gathers that the cutcherry is being erected nearer to the Court house than was contemplated in the original plan signed by a former Collector, according to which he believes the two buildings would not have been nearer than 25 feet at any point. He recommends that further building should be stopped until the plan of construction is so modified (if it cannot be entirely altered) as to allow a clear space of at least 28 to 30 feet between the new Cutcherry & the Court house, which can be done by constructing the Tahsildar's room on the west of his Court room, instead of on its present site.

The High Court forwards the correspondence for the orders of Govt.

The Depty. Engr., IV Circle, who was asked to report on the matter, forwards the site plan ~~which~~ accompan~~ied~~ying the sanctioned estimate signed by a former Collector, which shows that, so far from building the new cutcherry nearer the Court House than was contemplated in the sanctioned site plan, it has been placed a little nearer to the Sub Registrar's Office. The distance between the two buildings is

nowhere

nowhere less than 16 feet.

As regards the District Judge's suggestion that the Tahsildar's room should be built on the west of his Court & the verandah on the North omitted, the Depty. Engr. considers that these changes would spoil the symmetry of the building & would be a far greater evil than its proximity to the Munsif's Court.

As the original idea was to have the Munsif's Court & Tahsildar's Cutcherry in the same building, the Depty. Engr. thinks too much importance is being attached to the want of space between the two buildings.

It is now too late to entirely change the site

as

as concrete to the value of Rs 3000 has been laid, & the Supdg. Engr. does not think it is possible to improve on the present site.

Orders are requested whether the plan should be modified as suggested by the District Judge. This is not recommended, in view of the S.E.'s remarks, that this be done. A great deal of stress is now laid on the numbers of revised estimates in this Dept. and one most fertile cause of this, and of the consequent excesses on the original sanctioned amount, is ~~owing~~ due to the way in which officers of other Depts so often require modifications of plans which have been duly approved in their own Dept.

ASH
7.2.99.

To put two such buildings in so close proximity was certainly a mistake, but will the increase of distance from 16 ft to 20 or 30 ft remedy the original defect to any great extent?

Ceul
7/2/99

I think Mr. Garrett & the St. Mg Local bd (who should have spoken before) have made too much of this. There will be 16 ft. between the buildings at the nearest point and I see no need for alteration of the site.

AA 8.2.99

A.S.H 9.2.99

Unless Govt. is prepared for loss & delay I do not see that we can do anything else but complete the building as designed.

C No 1072

Dr

The H. M. says there is no need for any alteration of the site, but the question for decision is whether there is to be any alteration in the plan.

RB
10.2.99

The H.M. evidently means that no alteration is req^d.—

Ceul
11/2/99

---

99) **Department.**

CURRENT No. 1072

From A. H. Garrett Esq
Supg Engineer 4 Circle

No. 48/W

Dated 30th January 1899
Received } 4-2-99
Registered }
Enclosures ~~8~~ 10 (2 plans)
Spare copies

SUBJECT.

New Taluk cutcherry at Kasergod
Regarding the site of the and the work ordered to be resumed

SAW

Mi. 11.2.99

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A.S.K.
7.2.99.

Unless Govt. is prepared
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Public Works (1899) Department.

CURRENT No. 1072

Order

From
A. H. Garrett Esq
Supg Engineer 4 Circle

No. $\frac{48}{W}$

Dated 30th January 1899
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H.M. 8-2-99. H.E. 8/2/99 // 10.2.99 Publ. Dept. Gove i. 11.2.99

BACK PAPERS.	
No.	Date.
531C	25.1.99
606W	9.3.98
391W	8.2.97

FURTHER PAPERS.	
No.	Date.

From,

The Ag: District Judge,
South Canara

To,

The Registrar of the
High Court,
Madras

Dated 18th December 1898.
Desp'd do
Recd

SUPG. ENGINEER'S OFFICE, P.W.D.
No. 166 W
27 JAN. 99
Enclo. 1
FOURTH CIRCLE.

Enclosure to letter No. A.

Plan

Index.

1 Munsiff's court
2. Suitor's shed.
3 The space occupied by excavations made for constructing the new Taluk Katchery.
3a. The site of the old Local Fund Board Middle school rayed to the ground.
4. Sub Registrar's office.
5. The present Taluk Katchery
5a. Subjail
5b. Stationary Magistrate's court.
5c. Cattle pound.
6. Board Primary school.
7. Vakil Ganapaya's office and garden.
8-9-10-11-12-13 Paths
14 Jalsoor road.
15 Mangalore Cannanore trunk road.
16. Line of shops
17. Line of shops and private gardens and houses.
18 Private gardens and houses and temple &c.

Distance between Nos 1 and 3 is 12 ft, that between 1 and 3a is 47 ft; that between 3 & 4 is 25 ft; that between 1 & 2 = 4½ ft & that between 1 & 5 = 21 ft and that between 3 and 15 is 95½ ft.

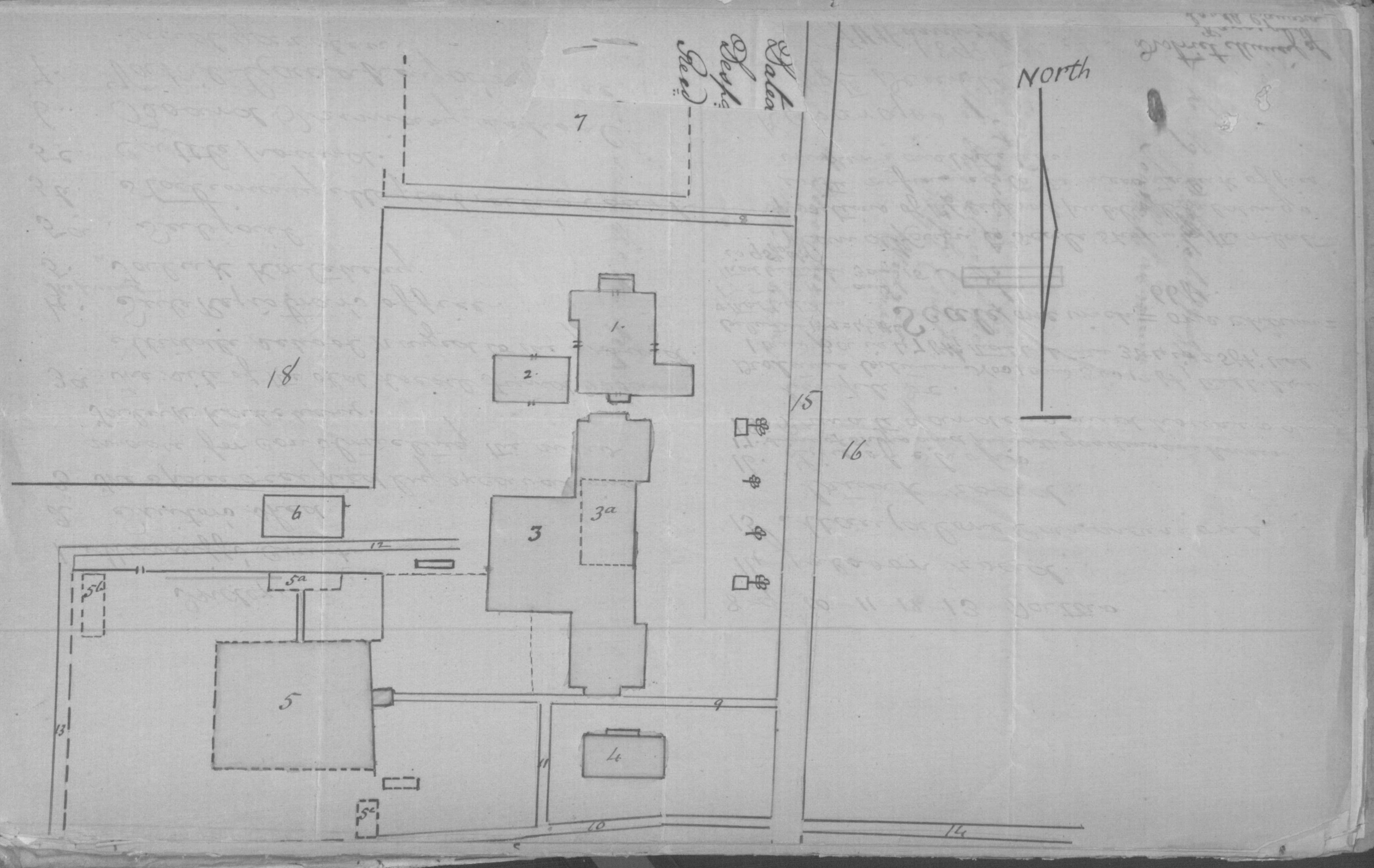
Scale one inch = one chain = 66 ft.

Plan drawn to scale showing the relative positions of the several public buildings with reference to the new Taluk office under construction. – Referred to in the letter to the High Court

Kasaragod
18th December 1898.

F.W. Hannwell
Ag. Dist. Judge

District Munsif of Kasaragod
South Canara



8

District Judge,
South Canara

SUPG. ENGINEER'S OFFICE, P.W.D.
No. 1044
27 JAN. 89
Enclo 2
FOURTH CIRCLE

To

The Registrar of the
High Court,
Madras.

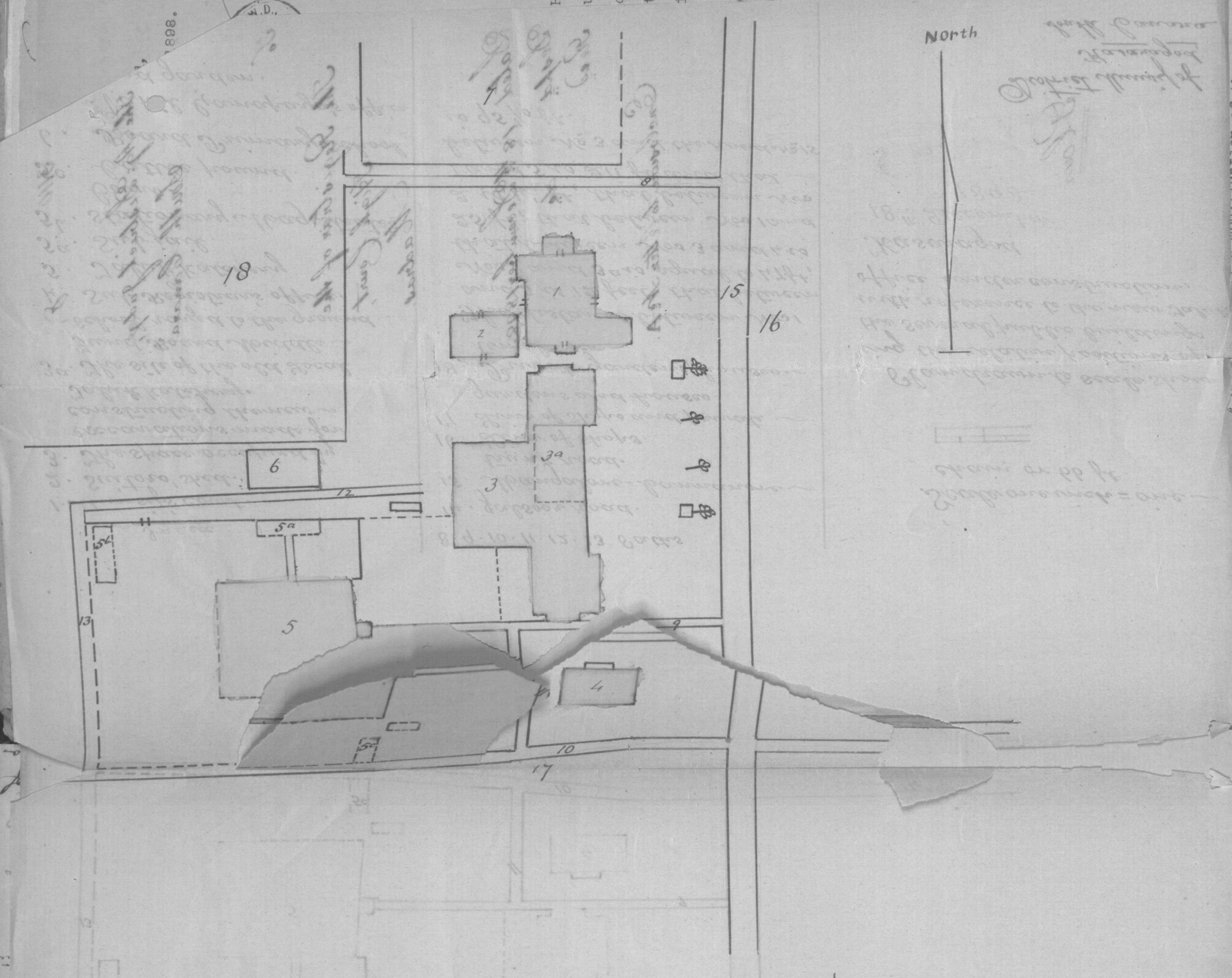
Dated 18th December 1898.
Despd do
Recd

HIGH COURT
22 DEC. 1898
MADRAS

94

Enclosure to letter No. A.

Plan



Index

1. Munsif's court.
2. Suitors' shed.
3. The space occupied by excavations made for constructing the new Taluk katchery.
3a. The site of the old Local Fund Board Middle School razed to the ground.
4. Sub Registrar's office.
5. Taluk katchery.
5a. Subjail.
5b. Stationary Magistrate's Court.
5c. Cattle pound.
6. Board Primary School.
7. Vakil Ganapaya's office and garden.
8. 9. 10. 11. 12. 13 Paths
14. Jalsoor road.
15. Mangalore-Cannanore trunk road.
16. Line of shops.
17. Line of shops and private gardens and houses.
18. Private gardens, houses temple &c.

The distance between Nos 1 and 3 is 12 feet; that between Nos 1 and 3a is equal to 47ft; that between Nos 3 and 4 is 25 ft; that between Nos 1 and 2 is 4½ ft, that between Nos 1 and 5 is 211 ft and that between No. 3 and the road No. 15 is 95 7/10 ft.

Scale one inch = one chain or 66 ft.

Plan drawn to scale showing the relative positions of the several public buildings with reference to the new Taluk office under construction.

Kasaragod
18th December
1898.

By order

District Munsif of
Kasaragod
South Canara

8

j: District Judge,
South Canara

SUPG. ENGINEER'S OFFICE, P.W.D.
No. 1011/IV
27 JAN 89
Encl 2
FOURTH CIRCLE.

To

The Registrar of the
High Court,
Madras.

Dated 18th December 1898.
Despd. do.
Recd.

HIGH COURT
22 DEC. 1898
MADRAS

95

Enclosure to letter No A.

Plan

No. A.

Kasaragod,
18th December 1898.

SUPG. ENGINEER'S OFFICE, P.W.D.
No. 1011/IV
27 JAN 89
Encl 3
FOURTH CIRCLE.

From

F. H. Hamnett, Esquire,
Acting District Judge,
South Canara.

To

The Registrar of the
High Court of Judicature,
Madras.

Sir,

I have the honour to bring to the notice of the High Court that on my inspection of the District Munsif's Court at this Station, I have found that a Taluq Cutcherry is about to be constructed on a site which extends to within 12 feet of the Court house. Its construction in this locality, besides being very inconvenient by causing unnecessary crowding and noise in close proximity to the Court house, will effectually block out the light from, and seriously affect the ventilation of, the rooms on the southern side of the Court building.

2. As far as I can gather no judicial officer was consulted about the suitability of this site. The Pleaders and the District Munsif inform me that they were under the impression that the new building would not extend nearer to the Court house than the old Middle School building, which was pulled down to make room for the Taluq Cutcherry, and which was I am told at least 50 feet distant from the Munsif's Court house. They have only discovered that the new building is to extend to within 12 feet of the Court building after seeing the excavations made for the foundations. The work has not yet progressed beyond this stage and I would strongly recommend that the Government should be moved to stop the construction of the present building until a modification of the plan can be

sanctioned, so as to allow a clear space of at least 50 feet between the new building and the Court house.

3. The present Taluq Cutcherry building is situated only about 100 yards from the Court house, and I am not award why the new building could not have been located on this site and a temporary building rented for the Taluq Cutcherry while the new one was under construction.

4. If, however, it is now too late to change the site already selected, the new building can be extended towards the west or east and kept further away from the Court house on the northern side.

5. I enclose a plan showing the relative positions of the various buildings referred to.

6. I am sending copies of this letter to the Collector of the District, the Superintending Engineer of the Circle, the Executive Engineer of the District, and the local D. P. W. Officer for their information and with a request to the D. P. W. Officers that the construction of the northern rooms of the new building may be postponed pending the orders of Government on this reference, if the High Court deem proper to forward it.

7. I may mention that the reference is made at the request of the Local Bar and District Munsif.

I have &,

(Signed.) F. H. Hannett,

Acting District Judge.

314

(True Copy.)

A. L. Hannay
18/1 99

High Court of Judicature,
Madras, 12th January 1899.

Registrar.

No 775/M

Office of the Superintending Engineer
Fourth Circle,
Coimbatore 28th Dec. 1898.

From
A. H. Garrett Esquire,
Superintending Engineer,
Fourth Circle, Coimbatore.

To
The District Judge
South Canara.

SUPG. ENGINEER'S OFFICE, P.W.D.,
No. [illegible]
27 JAN 89
ENCLO 4
FOURTH CIRCLE.

Sir,

I have the honor to inform you that on receipt of your No A dated 18th December 1898, I wired to the Executive Engineer, Calicut to suspend work at Kasaragode Cutcherry.

2. Yesterday however, I received informati from the Executive Engineer, which led me to cancel my order, and allow work to proceed.

3. The foundations of the Taluq Cutcherry were marked out and the excavation commenced on the 9th November, and if the District Munsif and the Local Bar thought they would be put to inconvenien by the close proximity of the Cutcherry to the Munsif's Court, it is surprising that they delayed their representations till the 18th December, the date of your visit.

4. The distance between the two building is nowhere less than 16 feet, and as concrete to the value of Rs 3000 has been laid, and labour and materials have

all been arranged for, I am unable to undertake the responsibility of allowing further delay to occur especially as I do not think it would be possible to improve on the present site.

I have the honor to be,
Sir,
Your most obedient servant,
(signed) A. H. Garrett,
Superintending Engineer
Fourth Circle.

(True Copy)

F W Marrett
Ag. District Judge

Compd.
Ain.

all been arranged for, I am unable to undertake the responsibility of allowing further delay to occur especially as I do not think it would be possible to improve on the present site.

I have the honor to be,
Sir,
Your most obedient servant,
(signed) A. H. Garrett,
Superintending Engineer
Fourth Circle.

(True Copy)

Ag. District Judge

To No. 8110 of 1898

The Registrar, of the,
High Court
Madras.

189 9
Ind 2
314

6072

Enclosure No1. to a letter No
from the District Judge. South
Canara.

No 51

District Court South Canara
4th January 1899.

...NEER'S O...
No. 7014
27 JAN 99
Enclo 5
FOURTH CIRCLE.

From

J. H. Hamnett Esquire,
Ag. District Judge
South Canara.

To

The Superintending Engineer
Fourth Circle,
Coimbatore.

Sir,

With reference to your letter No $\frac{775}{M}$, dated 28th December 1898, I have the honor to inform you that I am still of opinion that the new building, is a great deal ~~too~~ nearer, the Mansif's Court-house than, it ought to be, and that I gather from a personal, conversation with the Collector that it is being erected nearer to the Court-house than was contemplated in the original site plan, signed by a former Collector, according to which, I believe, the two buildings did not, approach nearer than 25 feet at any point.

2. I am of opinion that even if the site can not be entirely altered, the Tahsildar's room should be, constructed on the west of his Court room, instead of in its present site, so as to allow, a clear passage of at least 28 to 30 feet between the new building and the Munsif's Court-house. The

Collector

Collector approves of this proposal and informs me that the Sub-Divisional Officer reports that this alteration of the plan can be easily made if sanctioned. I see nothing surprising in the District Munsif and the members of the Bar not having made any representation in this matter earlier. They only very recently learnt that the new building was to be constructed so close to the Court-house, and having heard that ~~the new building is~~ I was coming to inspect the ~~locality~~ Court, they probably waited till I personally inspected the locality before making their representation. Further, the fact that they made no representation earlier is beside the question. The point is whether the two buildings will not be too close to each other if the Talug Cutcherry is erected on the site now marked out.

I have the honor to be,
Sir,
Your most obedient Servant,
Signed/ F. H. Hamnett
Ag. District Judge

(True Copy)

(Errors two only)

F W Hamnett
Ag. District Judge

Compd
Ain

To In C. No. 3110 of 1898

The Registrar of the High Court
Madras.

[illegible] proposal and
[illegible] the Divisional Officer
report that [illegible] of the plan, [illegible]
[illegible] made if constructed. I see nothing
[illegible] in the District Munsif Court and the
members of the Bar not having made any
representation in the matter earlier. They
[illegible] very recently learnt that the new
building was to be constructed so close to
the Court house, and having heard that
~~the new building~~ I was coming to inspect the ~~[illegible]~~ Court they probably
waited till I personally inspected the
locality before making their representation.
Further, the fact that they made
no representation earlier is beside the
[illegible]. The point is whether the two
buildings will not be too close to each
[illegible] of the Taluq Cutcherry is erected
as now [illegible] out.

I have the honour to be
[illegible]
Your most obedient servant
[illegible]

Dw 5.5
650/55
1072

1899
Jud. Dept.
Enclos. No. 1
314

Enclosure No 2 to letter No
from the Ag. District Judge
South Canara.

CURRENT No. 314

Ref. on Cur. No. 2110 of 1898.

High Court of Judicature, Madras.
12th January 1899.

SUPG. ENGR'S OFFICE, FOURTH CIR.
No [illegible]
27 JAN 99
Encld 6

From

A. L. Hannay, Esq.,
Registrar of the High Court of Judicature, Madras.

To

The Hon'ble Mr. G. Stokes,
Chief Secretary to the Government of Madras.

Hon'ble Sir,

I am directed to forward for the orders of Government copies of the marginally noted correspondence in reference to the site of the new Taluq Cutcherry at Kasaragod. The District Judge of South Canara, on inspecting the District Munsif's Court at that station, has found that the new building is a great deal nearer the Munsif's Court house than it ought to be, and that its proximity to the Court will give rise to considerable inconvenience. From a personal conversation with the Collector, the District Judge gathers that the Cutcherry is being erected nearer to the Court house than was contemplated in the original plan signed by a former Collector,

1. Letter No. A, dated 18th December 1898, from the District Judge, South Canara to the Registrar High Court.

2. Plan showing the relative positions of the various buildings referred to.

3. Letter No. $\frac{775}{M}$, dated 28th December 1898, from the Superintending Engineer 4th Circle, to the — District Judge of South Canara.

4. Letter No. 51, dated 4th January 1899, from the District Judge of South Canara to the Superintending Engineer 4th Circle.

according to which, he believes the two buildings would not have been nearer to than 25 feet at any point. He recommends that further building should be stopped until the plan of construction is so modified (if it cannot be entirely altered) as to allow a clear space of at least 28 to 30 feet between the new Cutcherry and the Court house, which can be done by constructing the Tahsildar's room on the west of his Court room, instead of on its present site.

I have the honour to be,
Honourable Sir,
Your most obedient servant,

A. L. Hannay
10/1/99
Registrar.

P.W.

~~Judicial~~ (1899) Department.

E6
10/1/99

CURRENT No. ~~314~~ ~~689~~

CHIEF SECRETARY
10 JAN 1899
GOVERNMENT OF MADRAS

UNDER SECRETARY
10 JAN 99

C.S.

~~To~~

~~The Public Works Department~~
~~for remarks (U.O.)~~

From

The Registrar of the
High Court of Judicature,
Madras.

Ref. on Cur No. 3110 of 1898.

21/1/99 Order

Endorsement:- No. 206, d/ 21-1-99
Transferred to the Public Works Dept.

Ag. Under Secretary

20/1/99.

Dated 12th January 1899.
Received 19th / 23rd 1-99
Registered 19 1-99
Enclosures ~~Four~~ 6 (2 plans)
Spare copies

Vide 391 W dt 8.2.99 with c.no. 1051/99 with J. 24-1-99

SUBJECT.

Forwarding for the orders of Government certain copies of correspondence from the District Judge of South Canara, in reference to the site of the new Taluq Cutcherry at Kasaragod, and requesting to stop further building until the plan is modified so as to allow a clear passage of 28 to 30 ~~feet b~~ feet between the new Cutcherry and the Court house.

To The Public Works Dept.

SUPG. ENGINEER'S OFFICE, P.W.D.,
No. ....
27 JAN 89
Enclo. ....
FOURTH CIRCLE.

BACK PAPERS.

8

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.