

MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.	1704	Press Mis.
Dated	17-11-	1918

Not to be folded or roughly handled

19

*Proceedings of the Madras Government, Public Department,
17th November 1871.*

No. 44. Read the following letter from the Acting Collector and President of the Municipal Commissions, Godavery District, to the Chief Secretary to Government, Fort St. George, dated Cocanada, 1st November 1871, No. 7:—

Adverting to the Order of Government, dated 13th ultimo, No. 1553, Public Department, on a telegraphic petition sent by one Garaga Soobanna, of Cocanada, complaining of the action taken by the Municipal Commissioners with reference to the levy of certain fees, I have the honour to forward copy of a report on the subject from the Vice-President with enclosures.

2. There can be no question as to the perfect legality of the Commissioners' proceedings, and the Government will, I think, recognize that their subsequent action showed they were not at all disposed to exercise harshly the power vested in them by the law.

From the Vice-President of the Municipal Commission, Cocanada, to the President of the Municipal Commissions, Godavery District, dated Cocanada, 28th October 1871, No. 5.

In reply to your letter, No. 386, dated 21st instant, enclosing the Government Order which calls for a report on the petition against the action of our Commission in the matter of market places, I have the honour to enclose copies of our proceedings.

2. The Act (Section 124) authorizes Municipal Commissioners to *provide* market places, and charge fees for the use of them. The word "provide" is not very clear. After some discussion, the majority of the Commissioners declared themselves of opinion that all that was necessary was that we should set apart certain places, and declare them to be markets. At the same time we agreed, though we framed no resolution on the subject, that we would gradually, and as we were able, provide shelter and other conveniences for the people frequenting the markets.

3. A few days after the passing of the first of the enclosed resolutions, the leases of the market places were sold by auction. No sooner was this done than we became aware of the extreme unpopularity of the measure; and, consequently, in our next meeting we passed the second resolution which for a time at least annuls the first.

4. I cannot help thinking, however, that this unpopularity was rather unreasonable. It arises out of a mistake, which the petitioner to Government also makes. When in his telegram he says, "New tax, instance six pice for woman for day for selling anna grass, so on," he seems to forget that there is not the slightest necessity for a woman with one anna's worth of grass to set up a separate stall for the sale of it; in fact, it would be a ridiculous proceeding on her part, even if there was no fee at all.

5. I am sure the perusal of the enclosed resolutions will convince you that there is this year, as "last year, no oppression," and that when petitions were presented, the Commissioners, though not like their "President, new, yet heard sympathizing."

Resolution passed at a Meeting of the Municipal Commissioners held on the 4th October 1871.

Resolved that the market opposite to the Nookalammah's Pagoda, and the one in Amavarie's street in Cocanada, and the fish-bazaar square in Jagannathapoorum, be declared as markets under Section 124 of the Act, and that fees at the following rates be charged:—

Quarter-Anna for sitting-room.

Half-an-Anna for a stall.

One Anna for a meat stall.

(True Extract.)

(Signed)

E. L. PEARSE,

Vice-President.

Proceedings of the Madras Government, Public Department,

17th November 1871.

Resolution passed at a Meeting of the Municipal Commissioners held on the 18th October 1871.

Read petition from retail dealers frequenting the market places.

Resolved that no fees shall be levied until something more has been done in the way of providing for the petitioners' convenience in the market places, and that the money already received from the farmers of market fees be returned to them.

(True Extract.)

(Signed)

E. L. PEARSE,

Vice-President.

No. 45. ORDER THEREON, 17th November 1871, No. 1704.

The Government think that the word "provide" in Section 124 means more than "set apart." It implies, as the Commissioners themselves, from their second resolution, seem ready to admit, something specially done either in making a place available for a market which would not otherwise have been so, or in fitting it for the special purpose.

2. The petition will be endorsed—

"The Government learn that the levy of the fees complained of has been discontinued."

(True Extract.)

Chief Secretary.

To the President of the Municipal Commissions, Godavery District.

No. 5.

59
Municipal Office
Cocanada 28th October 1871.

From

E. L. Pearse Esq^{re}

Vice President

To

Municipal Commission

H. E. Sullivan Esq^{re}

President

Municipal Commission

Cocanada

Sir

In reply to your letter No. 386 dated 21st Inst, enclosing the Govt. Order which calls for a report on the petition against the action of our Commission in the matter of Market places, I have the honor to enclose copies of our Proceedings.

2.

The Act (Sec 124)

authorizes Municipal Commissioners to provide Market places, and charge fees for the use of them. The word "provide" is not very clear: after some discussion, the Majority of the

Bolt of 1871 300 yds.

PUBLIC.

To

THE PRESIDENT OF THE
MUNICIPAL COMMISSIONS,
Godavery District.

Dated November, 17th.

Recd.

End.

G. O., 17th November 1871, No. 1704.

NOVEMBER.
Nos. 44-45.

Passing orders with reference to a petition from one Garaga Sobanna, of Cocanada, complaining of the levy by the Commissioners, of fees for market places.

the Commissioners declared themselves of opinion that all that was necessary was that we should set apart certain places, and declare them to be Markets. At the same time we agreed, though we framed no resolution on the subject, that we would, gradually and as we were able, provide shelter and other Conveniences for the people frequenting the Markets.

3. A few days after the passing of the first of the enclosed Resolutions, the leases of the Market places were sold by auction. No sooner was this done than we became aware of the extreme unpopularity of the measure; and consequently in our next meeting we passed the second resolution which, for a time at least, annuls the first.

4. I cannot help thinking, however, that this unpopularity was

79
was ~~rather~~ ^{rather} unreasonable. It arises out of a mistake, which the Petitioner to Government also makes. When in his telegram he says "ten tax instance six pice for woman for day for selling anna grass, so on," he seems to forget that there is not the slightest necessity for a woman with an anna's worth of grass to set up a separate stall for the sale of it; in fact, it would be a ridiculous proceeding on her part, even if there was no fee at all.

5. I am sure the perusal of the enclosed Resolutions will convince you that there is this year, as "last year, no oppression," and that when petitions were presented, the Commissioners, though not like their "President, now, yet heard sympathizing."

I have the honor to be
Sir
Your most Obedt. Servant
J. Russell
Vice President

Resolution passed at a meeting
of the Municipal Commissioners held
on the 14th October 1871.

Resolved that the Market
opposite to the Koor Kalamah's Pagoda,
and the One in Annararies Street in
Cocanada, and the Fish Bazar square
in Jagannathapuram be declared as
Markets under Section 124 of the Act,
and that fees at the following rates be
charged.

Quarter Anna for sitting room.

Half an Anna for a Stall.

One Anna for a Meat Stall.

(True in trust)

W. E. C.

The President

Resolution passed at a Meeting of the
Municipal Commissioners held on the 18th October
1871.

Read petition from retail
dealers.

1871 Dec 14

Received from

the President

Municipal Commission

Resolutions of

the Municipal Commission

Government

1871 Dec 14

Recd

1871

Copy published

from the President's

in Dec. 23 7/71.

dealers frequenting the Market places.

Resolved that no fees shall be levied until something more has been done in the way of providing for the petitioners' Convenience in the Market places and that the money already received from the farmers of Market fees be returned to them.

^{Extract}
True Copy

J. J. Pugh.
Vice President

128. 2717 Nov 24/1
L. B. N. 144.

No. 7.

From

Cocanada 1st November
1871.

By Collector & President Municipal Comm.

To
The Chief Secretary
to Government
Fort Saint George

Sir

Adverting to the Order
of Government dated 13th March
No. 1553 Public Department on
a telegraphic petition sent by
One Garaga Soabanna of Cocanada
complaining of the action taken
by the Municipal Commissioners
with reference to the levy of certain
fees, I have the honor to forward
copy of a report on the subject
from the Vice President with
enclosures.

2. There can be no
question as to the perfect legality
of the Commissioners' proceedings
and the Government will I think
recognize that their subsequent
action

Public 1871 Department

Public 1891 Department
Sum

The President

Maricourt Comm.

70
The dancing floor

The Chief Clerk

Aggravation

MS A.9.2.1 Nov 1791

Dec 9-1

2007

~~Lucia~~

No 2337

Guarding Copy

of a report from the

And I understand - on the

subject of changing

See for the name of Smith

100

With an Order

17. Nov. 1891. M^o 1704

Handwritten notes on lined paper, including the word "j" and the number "20".

The 100th March must be word preserved

in Section 124 means more than "retaining"

It implies, as the comment says here,

Bellevue, from Main Street, looking
down North Avenue, New York

ready to submit, something specially

done either in recalling a phrase or

for a market which would not be

have been 40, or ~~in fact~~ in fact

at for the special purpose.

2. The lactation curve for *Endoneca*: —

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We have confided in you (said)

di-son-tened

Handwritten signature: *W. H. H.*

of the the c.

Satanstoe Richard Sharp 27 Jan.

Account of the ... 2511

Court of 1871 Madras.

Public

To the President of the
S. C. Judicature

Dated 17th Nov 71
Recd

Recd

G. O. 17th Nov 71 No. 1704

Nos. 44-45

Passing orders
with reference to a
petition from one
Paraga Subanna
of Coarada com-
plaining of the
levy by the com-
missioners of fees
for market places.