

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 251	Press Mis.
58-55	
Dated	5-2-1963

Not to be folded or roughly handled

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following Proceedings of the Board of Revenue, dated 26th January 1863 :—
Read the following letter from A. WEDDERBURN, Esq., Collector of Cuddapah, to
W. HUDLESTON, Esq., Secretary to the Board of Revenue, Fort Saint George,
dated Cuddapah, 22nd January 1863, No. 9.

SIR,

1. I have the honor to request the opinion of the Board of Revenue, whether a Department occupying for public purposes, Grámanettam land, or village site, can, after its public occupation of the same ceases, sell the land for the benefit of the Department.

2. I have observed an Advertisement of the Sessions Judge in charge of the Jail, inserted in the "Cuddapah Gazette" of the 17th instant, at page 30, in
* Not within the Jail premises. which certain land formerly occupied by a paper manufactory,* which is now removed, is to be sold to the highest bidder.

3. I am under the impression that when a public Department no longer requires Government *rent free* land, the same should lapse to Government, when the Collector should determine whether it should be sold for building or cultivating purposes, or kept open for sanitary reasons.

4. I am not aware that there is any rule or precedent on the subject, but I personally expressed to the Judge my doubt whether he had the power to dispose of the land, the Advertisement of which, however, shows that he has not considered my objection valid.

5. Doubtless a private occupier of village site may transfer his right to the same to another party; but the question is whether the temporary occupation of such land for public purposes by a Department gives that Department a right to dispose of the land by sale, and to credit itself with the proceeds. I should have thought that after its occupation of the land was over, the same should lapse to Government, to be disposed of by the Collector.

1. Ordered to be submitted for the early orders of Government. The sale is advertised for the 31st instant.

2. The Board entirely concur in opinion with the Collector that the disposal of Government land, assigned for public purposes, but no longer required for them, should be left to the Collector of the District who is the local representative of the Executive Government *especially* where as in the present case the land forms part of the village site.

(A true Copy and Extract.)

(Signed.) W. HUDLESTON, *Secretary.*

ORDER THEREON, 5th February 1863, No. 251.

The Civil and Sessions Judge is requested to report the circumstances and authority under which the premises in question were sold.

(True Extract.)

(Signed.) J. D. SIM,

Secretary to Government.

To the Civil and Sessions Judge of Cuddapah.

„ Judicial Department.

„ Board of Revenue.

Exd. S. T. Augustin.

The first one came in
the second that had
not the "German" but
or village. I should
let be sold in the
provision reference to the
city - in a much as it is
usually a small one and
many of the people of
the village.

164-79 ✓

N^o 257.

The C & S Judge
is requested to
report the cir-
cumstances
I am thereby
under which
the premises in
question were
sold.

[Signature]

From St. George's
5th Feb 1863

1864 To the Civil & Session Judge
of Cuddalore
5 - Judge P. P. P.
14 - D. of Rivers
N^o 58 & 59.

Rev. 1863
Proc. of 5th Feb 1863
Proceedings of the Court
of Revenue.

Dated 26th
Sup^o 25th January 1863
Rev. 27th

From Session Judge of
Cuddalore 11th Feb 1863
in No 6 March 1863
N^o 251.5 July

With an order
Submitting with the
Board's opinion a letter from
the Collector of Cuddalore
requesting the opinion of
the Board, whether a
department occupying land
for public purposes has
a right to dispose of
such land & when it is
not required

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