Proceedings of the Madras Government, Revenue Department,
***27th May* 1873.**

No. 186. Read the following Proceedings of the Madras Government in the Public Works Department, dated 5th April 1873, No. 1,054 :—

ABSTRACT.—Passing orders on letter from the Consulting Engineer, requesting instructions on the subject of lands to be rendered by the Railway Companies in Madras.

No. 187. ORDER THEREON, 27th May 1873, No. 531.

Miscellaneous.

COMMUNICATED to the Board of Revenue for information and guidance. The Agents of the Railway Companies should determine, in communication with the Consulting Engineer and the Collectors of districts, what portions of the lands now to be given up are likely, at any time hereafter, to be again required. These lands will then be offered by the Revenue authorities on annual lease at a fair rent, with the condition that they be given up, at six months' notice, when required by the Railway Company, and the original owners will be first allowed the option of occupying them on these terms. The remaining lands, which are given up absolutely, will also be offered to the original owners on ordinary putta tenure at a fair price, which is to be fixed with reference to the selling price of lands of similar quality, and payment of the regular annual assessment. If these persons decline to accept them on these terms, they will be sold, at auction, to the highest bidder, without any upset price, but subject to the annual assessment.

(True Extract.)

(Signed) R. A. DALYELL,
Acting Secretary to Government.

To the Board of Revenue.
,, the Public Works Department.
,, the Consulting Engineer for Railways.

Exd. F. R. Bantleman.

Revenue Dept
Read Proceedings of the Madras
Govt., P.W. Dept. dated 5 April 73
No 1054-

Lr 1048

C.d to the Bd of Rev
for information &
guidance. The Agents
of the Railway Company
should determine in
consultation with the
Collectors of Districts
what portions of
the Lands now to
be given up, are likely
at any time hereafter
to be
again required. These

I do not understand why he should trouble our heads about the "agricultural owners" seeing that when we took the lands we paid them their full value. I very likely we paid dear once! I

will then be offered on lease with the condition that they be given up at six months notice, when required by the Railway Company. The original owners being given a preference. The remaining lands, which are given up absolutely, will also be offered to the original holders, on ordinary lettak terms, and payment of the regular

settled out this condition.

assessment, and should
they decline to accept
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bidder, without any
upset price, but subject
to the annual assm.t
upon them as directed
in the C. O. 22 Jan/65 to 668

to the original holders and if so I do not see why the lands not have the preference

Minute No 1048

This paper, being an order in P.W.D is circulated to H.E. the Govr & the Honble Mr Ellis as desired in Council

It will be observed that this Dept (Rev) proposed to issue instructions in accordance with those contained in the order and that a draft was circulated, accordingly, to the Hon. Mr Ellis, who now objects to giving the "original owners" of the land any preference for their re-occupation, as they have already received their full value in the shape of compensation

The lands under reference are of two

~~I should think it sufficient ... (in point of) ...~~ offering the lands

It would only, of course, be an act of grace to give the original holders the preference in reoccupying or repurchasing the lands from which they were ousted. It is true that they received compensation but the land was taken from them & in some cases this may have been felt as a hardship I do not however desire to press my opinion

[illegible]

classes, those which the Railway Company may possibly require at some future date, and those which they propose to surrender absolutely.

The P. W. D. rule provides that lands of the first class shall be leased with the condition that they may be resumed on six months notice, if required at any future time, but that lands of the second class shall be absolutely disposed of, a preference being given to original owners of the land in both cases should they desire to rent or re-purchase them.

I think we do quite right to sell about to sell the land on lease in such a manner as will preclude the worst possibilities. But does this not [illegible] our [illegible] preference (colors [illegible] letter [illegible] letter [illegible]

In para 6 of the letter from the Govt of India dated 21 Jan 59 No 852, recorded in G. O. dated 21 May 59 No 165, it is prescribed that in the registration of lands of this character of that under consideration, "it will be for the Revenue Officer "to dispose of it to the best "advantage in the interests "of Govt."

In the Disp. of the Madras Govt which are attended to in the P.W. order now under notice it was determined to give the original owners a preference in renting lands which the Railway Company gave up temporarily but in a subsequent order dated 27 Mar 65 No 668 it was ruled that lands given up permanently

If the Railway Cy should
be sold to the highest
bidder at auction, without
any reserve price, but subject
to the payment of the
annual assess^t.

It is submitted that inas-
much as both classes of land
were originally obtained on
the same terms, there is no
valid reason why the original
holders should have a preference
given them in temporarily
renting those which are to
be leased, any more than
in purchasing those which
are permanently resigned,
and that the principle
of the last quoted order
(which is in accordance
with the instructions of the
Govt of India in 1859) may well
be applied to all the land
whether it is to be leased, or
sold, it would then be leased
or sold to the highest bidder, as
it can might be.

D. Taken possession of
by Govt on payment,
in most cases, of full
value, and very liberal
compensation.

Memo

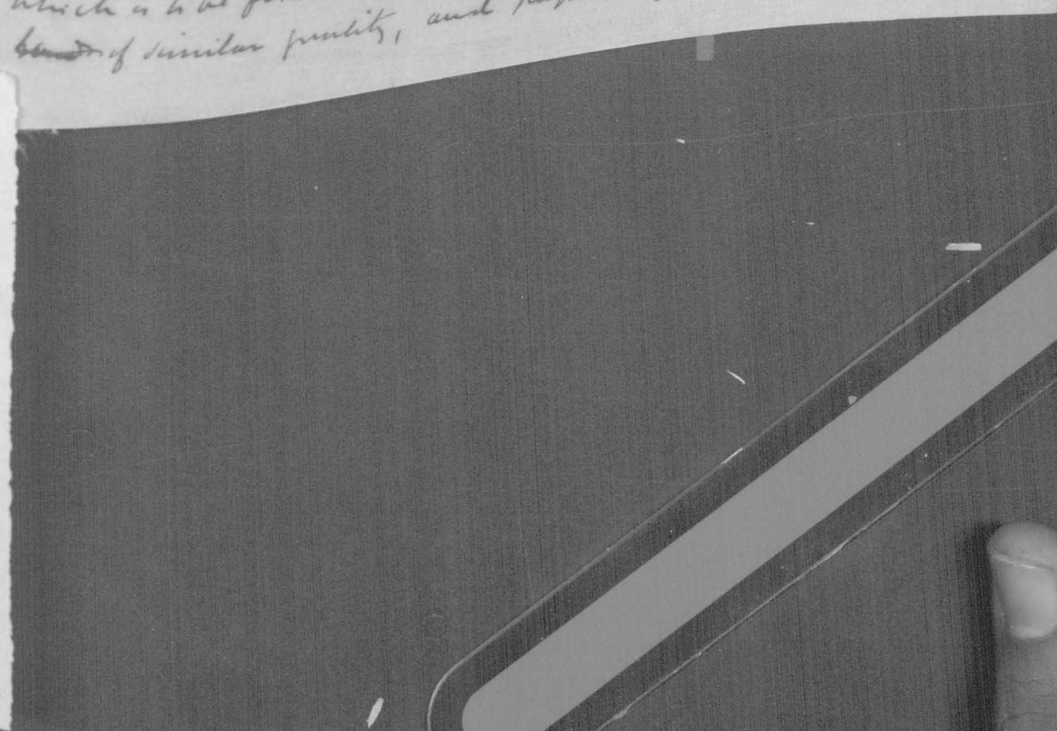
Restoration of lands
not required by the Railway
Companies Board

Use for Memo
re Reference
The average price
of Scrubby land
in the neighbourhood

Consent

C. Wks 1060 No 531. 27 May 1873. 7B

Cd to the Bd of Rev for information & guidance. The Agents of the Railway Companies should determine in communication with the Consulting Engineer & the Collectors of Districts what portions of the lands now to be given up, are likely, at any time hereafter, to be again required. These lands will then be offered, on annual leases, by the Revenue authorities, at a fair rent, with the condition that they be given up, at six months notice, when required by the Railway Company, and the original owners will be allowed the option of occupying them on these terms - The remaining lands which are given up absolutely will also be offered to the original owners, on ordinary particular terms, at a fair price which is to be fixed with reference to the selling price of lands of similar quality, and payment of the regular annual assessment.



C
Chas/73 Bd 19 May

Mine

Restoration

not required by the

If these leases decline to accept them on these terms they will be sold, at auction, to the highest bidder, without any upset price, but subject to the annual assessment.

WB.

List from orders in Council

WB.

14 To the Board of Rev dec 3 June 13.
21 " Public Works Deptt " —
13 " Consulting Engineer for Railways " —