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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No.	<u>1353</u>	Press
B.P. No.		Mis-
Dated	<u>12.6.1970</u>	196

Not to be folded or roughly handled

No. 421. Read the following
Revenue Department.
Read the following Proceedings of
Read the following Proceedings of
1875, No. 2

ABSTRACT.—Communicated
Department, approving arguments
Accounts regarding compensation.

COMMUNICATED to all Collectors
2. Compensation for lands
a reduction in the peishcush or quit
possession, or the assignment of
cases the Board beg the instructions
may be authorized to grant the
limit as to the amount of reduction in
assigned, or whether Government approve
of their Proceedings, dated 17th June
peishcush in Zemindaris must always
Pending the instructions of Government
applications to the Board when the
fresh land or the reduction of quit-rent
granted is in the form of a money payment
Board, but the claim should be disposed of
1875, No. 1,042, Public Works Department
dated 17th June 1875, No. 1,658.

3. Collectors should see that in future
for the same being made previously, unless
and the owners consent to receive such
Collector. When the Board recommends
in the Budget for compensation to be paid
they did not intend that any system of taking up lands without previous payment
should be continued when it could be avoided, but they made the proposal, first,
because all the cases on hand cannot be disposed of for some years to come;
secondly, because it often happens that lands are emergently required while the
amount of compensation cannot be readily settled at once owing to the absence
of parties named for arbitration and other hindrances to immediate settlement; and,
thirdly, because they doubt whether adequate provision for compensation is invariably
made in the estimates as stated by the Collector. It is also observed that, pending
further orders, the Government have authorized the District Engineer of the Goda-
very District to take possession of lands required before compensation is settled if
the owners agree to such a course—*vide* G.O., dated 17th July 1875, No. 2,039, Public
Works Department.

4. The Controller's suggestion, that the interest on the amount of compensation
should be charged to the Revenue Department when the delay is not caused by the

the Madras Government in the
1876, No. 529 :—
Revenue, dated 14th March 1876,
Government, dated 24th November
Department.

the G.O., Public Works
Controller of Public Works
Public Works.

tion and guidance.
Public works often takes the form of
the owner on other lands in his
lien of those taken up. In such
ment as to whether the Collectors
in their own authority without any
ent or value of the fresh lands to be
the Board's suggestions in paragraph 6
No. 1,658. Of course, reductions of
for the orders of Government.
Collectors will continue to submit their
ation proposed is either the grant of
heush. When the compensation to be
no application need be made to the
as laid down in G.O., dated 15th April
communicated with Board's Proceedings,

o lands are taken up without payment
requisition of the land is very emergent
ment as may be determined by the
a provision should be made annually
for lands taken up in previous years,
king up lands without previous payment
ted, but they made the proposal, first,
because all the cases on hand cannot be disposed of for some years to come;
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amount of compensation cannot be readily settled at once owing to the absence
of parties named for arbitration and other hindrances to immediate settlement; and,
thirdly, because they doubt whether adequate provision for compensation is invariably
made in the estimates as stated by the Collector. It is also observed that, pending
further orders, the Government have authorized the District Engineer of the Goda-
very District to take possession of lands required before compensation is settled if
the owners agree to such a course—*vide* G.O., dated 17th July 1875, No. 2,039, Public
Works Department.

5. The orders of Gover
Proceedings, dated 17th

Miscellaneous.

2. The Government agree amount of compensation to the R this point will be referred for recon

ORDER THE

ACCOUNT, No. 24.

S.

1 on paragraph 7 of the Board's

1) C. A. GALTON,
Acting Secretary.

and that the charge of interest on the department will lead to complication, and the Public Works Department.

fact.)

May 1876, No. 1,299.

Offg. Under Secy. to Govt., P.W.D.

3-3-84 B.V.
4-9-85
31-10-85
4-12-91
Ch 2332
Revenue 1878 Department
Govt. of 1876 Madras.

PUBLIC WORKS.

EXAMINER OF PUBLIC
WORKS ACCOUNTS.

dated May 24th.

Issued

Recd. 10 June 1876 Encl.

G. O., 24th May 1876, No. 1239.

MAY.

Nos. 421-422.

14 Ld. B. and of Re. on 14 June
Compensation for Lands taken up for Public
Works.—Proceedings, Revenue Department,
passing orders on Proceedings of the Board
of Revenue on the subject of —, and refer-
ring for consideration in the Public Works
Department the question of the charge of
interest on the amount of compensation to
the Revenue Department communicated to
the Examiner of Public Works Accounts.

Communicated to the
9th July

676

12 June 1876

Copy
Proceedings of the Madras Government, Public Works Department,
24th May 1876.

No. 421. Read the following Proceedings of the Madras Government in the
Revenue Department, dated 21st April 1876, No. 522:—

Read the following Proceedings of the Board of Revenue, dated 14th March 1876,
No. 732.

Read the following Proceedings of the Madras Government, dated 24th November
1875, No. 2,479, Revenue Department.

ABSTRACT.—Communicating to the Board of Revenue G.O., Public Works
Department, approving arguments and conclusions of the Controller of Public Works
Accounts regarding compensation for lands taken up for Public Works.

COMMUNICATED to all Collectors for their information and guidance.

2. Compensation for lands taken up for public works often takes the form of
a reduction in the peishush or quit-rent payable by the owner on other lands in his
possession, or the assignment of fresh lands in lieu of those taken up. In such
cases the Board beg the instructions of Government as to whether the Collectors
may be authorized to grant the compensation on their own authority without any
limit as to the amount of reduction in the quit-rent or value of the fresh lands to be
assigned, or whether Government approve of the Board's suggestions in paragraph 6
of their Proceedings, dated 17th June 1875, No. 1,658. Of course, reductions of
peishush in Zemindaris must always be reported for the orders of Government.
Pending the instructions of Government, the Collectors will continue to submit their
applications to the Board when the compensation proposed is either the grant of
fresh land or the reduction of quit-rent or peishush. When the compensation to be
granted is in the form of a money payment, no application need be made to the
Board, but the claim should be disposed of as laid down in G.O., dated 15th April
1875, No. 1,042, Public Works Department, communicated with Board's Proceedings,
dated 17th June 1875, No. 1,658.

3. Collectors should see that in future no lands are taken up without payment
for the same being made previously, unless the acquisition of the land is very emergent
and the owners consent to receive such payment as may be determined by the
Collector. When the Board recommended that a provision should be made annually
in the Budget for compensation to be paid for lands taken up in previous years,
they did not intend that any system of taking up lands without previous payment
should be continued when it could be avoided, but they made the proposal, first,
because all the cases on hand cannot be disposed of for some years to come;
secondly, because it often happens that lands are emergently required while the
amount of compensation cannot be readily settled at once owing to the absence
of parties named for arbitration and other hindrances to immediate settlement; and,
thirdly, because they doubt whether adequate provision for compensation is invariably
made in the estimates as stated by the Controller. It is also observed that, pending
further orders, the Government have authorized the District Engineer of the Goda-
very District to take possession of lands required before compensation is settled if
the owners agree to such a course—vide G.O., dated 17th July 1875, No. 2,039, Public
Works Department.

4. The Controller's suggestion, that the interest on the amount of compensation
should be charged to the Revenue Department when the delay is not caused by the

*Proceedings of the Madras Government, Public Works Department,
24th May 1876.*

Public Works Department, is novel, and likely to lead to complications if adopted. It is impracticable also to fix a definite date within which Civil Officers shall be held responsible for settling all outstanding claims, but the special attention of Collectors has been directed to the subject, and they have been instructed to make strenuous efforts to clear off the arrears.

5. The orders of Government are requested on paragraph 7 of the Board's Proceedings, dated 17th June 1875, No. 1,658.

(A true Extract.)

(Signed) C. A. GALTON,
Acting Secretary.

Miscellaneous.

THE recent orders in the Public Works Department on the subject of compensation for lands taken up for public purposes do not affect in any way the present practice in the Revenue Department, under which compensation is granted in the shape of assignment of fresh lands in lieu of those taken up; or of reductions in the peishoush or quit-rent. The present rules on the subject will therefore continue to be in force; and the necessity for their revision will be considered after the new Chapter of the Public Works Code, ordered to be prepared in G.O., Public Works Department, 8th November 1875, No. 3,187, is published and issued. Meanwhile, the Board will take steps to ensure promptitude in the adjustment of claims that may arise or have already arisen.

2. The Government agree with the Board that the charge of interest on the amount of compensation to the Revenue Department will lead to complication, and this point will be referred for reconsideration in the Public Works Department.

3. The Government sanction the reduction of the peishoush paid by the Kurapan Zemindar by Rupees 9, as recommended by the Board of Revenue.

(True Extract.)

(Signed) D. F. CARMICHAEL,
Secretary to Government.

No. 422.

ORDER THEREON, 24th May 1876, No. 1,299.

ACCOUNT, No. 24.

COMMUNICATED to the Examiner of Public Works Accounts. Interest will not be charged to the Revenue Department in any case.

(True Extract.)

(Signed) G. W. WALKER, Major-General, R.E.,
Secretary to Government.

To the Examiner of Public Works Accounts.
To District Engineers.
To the Revenue Department.

Exd. S. T. Austin.
Spare Copies

Govt. of 1876: Madras.

PUBLIC WORKS.

To

THE EXAMINER OF PUBLIC
WORKS ACCOUNTS,
&c., &c., &c.

Dated May 24th.

Issued

Recd.

Encl.

G. O., 24th May 1876, No. 1,299.

MAY.

Nos. 421-422.

Compensation for Lands taken up for Public Works.—Proceedings, Revenue Department, passing orders on Proceedings of the Board of Revenue on the subject of —, and referring for consideration in the Public Works Department the question of the charge of interest on the amount of compensation to the Revenue Department, communicated to the Examiner of Public Works Accounts.

MADRAS RECORD OFFICE