

PRESS SERIES.

G.O., No. 1004

Dated 2nd December

[Despatch Abstract.]

Ordering the publication in the Fort St. George and North Arcot Dist. Gazette of the draft notification under Section VI of the Forest Act for the admission of certain rights in respect of the Rangaechari Yeri (Tank) included within the Panchamadugu Reserved Forest in the Gudiyattam Taluk, North Arcot District.

Revenue (1897) Department.

CURRENT No. 9604.



From

The Secretary to the Commissioners of
Land Revenue
Board of Revenue
Madras

F No. 1127 mis

Order

Dated 2nd 16 November 1897

Received 8th

Registered 10th

Enclosures 5

Spare copies

SUBJECT.

Submitting to Government with Remarks, for approval and publication in the Fort St George Gazette, draft notification under section 18 of the Madras Forest Act, for the admission of certain rights in respect of the Rangachari peri tank included within Panamudugai Reserved forest in the Gudiyatum tk, N. Arcot.

BACK PAPERS

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Draft Notification

901.

His Excellency, the Governor in Council is pleased (to admit) under the provisions of Section 18 of the Madras Forest Act (V of 1882), the under-mentioned rights in addition to those already admitted in Government Notification No 91 dated 29th February 1892 (in Block No 73, Paramadagi Reserve of the Gudiyalam Taluk, North Arcot District) -

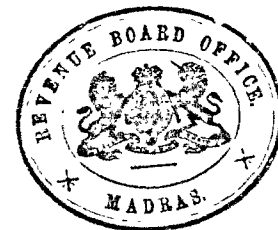
1. A right to enter the Reserve for the purpose of repairing the tank, known as Rangachari Yeri (Survey no 17 of Vanchantungal Village) situated within the Paramadagi Reserve.
2. A right of Way for men and carts to a width of 12 ft - It enters the reserve at a point about 165 yards South-West of the North-East corner of Survey no 2 of Dharapadavadu and runs in a North-Westerly direction for about 2 furlongs to the tank.

For Collector,

North Arcot

5/10/97

North Arcot



Handwritten signature or initials.

Proceedings of the Board of Revenue

(Land Revenue),

Dated 2 - 11 -

1897.

F No. 1127

Miscellaneous.

READ

endorsement by E.P. Pophert Esq. Conservator of Forests
Central Circle of 21-7-97 and 165 forwarding letter from
D. H. Wynne Esq. Collector of North Arcot of 16-7-97
Circular 56 of 97-98.
Reference thereon of 3rd August 1897.

The Board observes that the tank which it is
proposed to disafforest, lies ~~in the~~ in the interior of the
Forest more than a quarter of a mile west of the
eastern boundary of the Reserve. The Collector is
therefore requested to report, through the Conservator,
whether it would not be sufficient to admit the right
under sec. 18 of the Forest Act. It should also be stated
whether any right of way other than those now allowed
should be admitted in order to provide for access
to the tank.

2. The necessary draft notification should be submitted if the Collector sees no objection to the course proposed.

Read also - Endorsement by E.P. Popen Esg^r Conservator of Forests Central Circle 279-10-97 No 700 forwarding letter from S.H. Wynne Esg^r Collector of North Arcot 276-10-97 Dis No 505 of 97-98.

Resolution.

In the first of the papers read above, the Collector of N. Arcot submitted a draft notification under sec: 24, to disafforest the area covered by S. No. 17 of Vandrantangal village, known as Rangacheri Eari (tank) and comprised within the limits of the Panamadupe Reserve.

2. This tank had not been dealt with at settlement, but the proposed application of sec: 24 seemed to the Board to be unnecessary. The Collector was therefore asked to report whether it would not be sufficient to admit certain rights under sec: 18 of the Forest Act. In reply it is reported that as a small pattah holding, which was admitted as enclosure during settlement - happened to lie in the middle of the tank, the disafforestation of the whole area was suggested.

The Board is of opinion that the somewhat cumbersome method of sec: 24 need not be applied to this case. The present report seems to indicate that

there are no private rights over the tank bed, except in the case of S. No. 18 which has already been allowed as an enclosure. If the view, that the tank was not a private one, be accepted, it will suffice to admit under sec 18 by an order in writing from the Collector, a right of access to persons wishing to repair the tank. As the point, however, is not made clear by the Collector, and as the tank would, no doubt, have been excluded in the notification under sec: 16 if the matter had been brought to the notice of the Forest Settlement officers and had been adjudicated upon in the ordinary course, it would seem but fair to issue a formal notification so as to put the present occupant of the tank in the same position as he would have been if notice had been served on him under sec 6 of the Forest Act.

4. The Board accordingly submits to Government the enclosed draft notification under sec: 18 for approval and publication in the Fort Saint George Gazette.

(True copy and extract)

Receives
Secretary

To the Secy to Govt. RO
with Colbr's letter in origl
with enclosure 2 draft with/without

Read chs 9604 of 97

P.P. Forest No 229.

Order No. 1004 Pres. d/2.12.97.

See

done
with

The Govt concurs
in the views expressed by the
Board in its Props read above.
The draft notⁿ under Sec 18
of the Forest Act will accord-
ingly be published in the Fort
St George and the North
Arcot District Gazettes

12/5
3/11-12-97

The Board of Res: L.R.
.. Eupt. Govt Press
with note.

done
with

Note

The facts are concisely
stated in the Board's Resolu-
to which attention is solicited.
The office ^{Indeavour} ~~would~~ to ascertain
whether ~~there~~ ^{any} precedent
in which a different proceed-
was adopted i.e. a notⁿ under
Sec 24 ~~was~~ issued. ~~under~~ ⁱⁿ ~~the~~ ^{the} ~~same~~ ^{the} ~~circumstances~~. As however
similar case is traceable
from the Indexes and as
seems clear that the tab-

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

READ—the following Proceedings of the Board of Revenue (Land Revenue), Forest Mis. No. 1127, dated 2nd November 1897:—

Read—the following letter from S. H. WYNNE, Esq., Collector of North Arcot, to the Secretary to the Commissioners of Land Revenue (through the Conservator of Forests, Central Circle), dated Vellore, 16th July 1897, Dis. No. 56 of 1897-98:—

I have the honour to submit herewith the accompanying draft notification for the disafforestation of Survey No. 17 of Vandrantangal village known as Rangachari yeri included in block No. 73, Panamadugi reserved forest, Gudiyattam taluk, and to request that Government may be moved to publish the same under section 24 of the Forest Act.

Endorsement by E. P. POPERT, Esq., Conservator of Forests, Central Circle, dated Andimatam, 21st July 1897, No. 165.

Forwarded.

Reference on the above, dated 3rd August 1897.

The Board observes that the tank, which it is proposed to disafforest, lies in the interior of the forest more than a quarter of a mile west of the eastern boundary of the reserve. The Collector is therefore requested to report, through the Conservator, whether it would not be sufficient to admit the right under section 18 of the Forest Act. It should also be stated whether any rights of way other than those now allowed should be admitted in order to provide for access to the tank.

2. The necessary draft notification should be submitted if the Collector sees no objection to the course proposed.

(Signed) R. C. C. CARR,
Secretary.

Read—also Endorsement by E. P. POPERT, Esq., Conservator of Forests, Central Circle, dated 9th October 1897, No. 700, forwarding the following letter from S. H. WYNNE, Esq., Collector of North Arcot, to the Secretary to the Commissioners of Land Revenue, dated Vellore, 6th October 1897, Dis. No. 505 of 1897-98:—

Adverting to Board's reference on Forest Register No. 2184 of 1897, dated 3rd August 1897, I have the honour to report that, under the terms of the grant, permission was merely given to construct the tank. No patta was then given for the waterspread, nor was assessment charged on account of it. A mere admission under section 18 of the right to enter the reserve and repair and keep in order the tank would therefore be so far sufficient.

2. It happens, however, that a small patta field (Survey No. 18) was included in the middle of the waterspread of the tank, which still remains in patta and on which assessment is paid. The existence of this patta field was brought to notice at settlement; but the facts connected with it were not ascertained and the place was not inspected; and the consequence was that this small area situated in the middle of the tank was excluded as an enclosure at settlement and a special right of way was allowed to it! When the range officer went to demarcate this enclosure, he reported that the

land was "not visible being immersed in the water and is never cultivated." It seemed, therefore, more symmetrical to disafforest the whole area, and hence the proposal. If, however, the Board considers an admission under section 18 sufficient, a draft notification for the purpose is enclosed. It includes an admission of a special right of way. The right of way to the little piece of land (Survey No. 18) referred to above is not sufficient or convenient for the repairs and for this reason in the former notification a further right of way was proposed.

Resolution—Forest Mis. No. 1127, dated 2nd November 1897.

In the first of the papers read above, the Collector of North Arcot submitted a draft notification under section 24 to disafforest the area covered by survey No. 17 of Vandrantangal village, known as Rangachari yeri (tank) and comprised within the limits of the Panamadugi reserve.

2. This tank had not been dealt with at settlement, but the proposed application of section 24 seemed to the Board to be unnecessary. The Collector was therefore asked to report whether it would not be sufficient to admit certain rights under section 18 of the Forest Act. In reply, it is reported that as a small patta holding, which was admitted as enclosure during settlement happened to lie in the middle of the tank, the disafforestation of the whole area was suggested.

3. The Board is of opinion that the somewhat cumbrous methods of section 24 need not be applied to this case. The present report seems to indicate that there are no private rights over the tank bed, except in the case of survey No. 18, which has already been allowed as an enclosure. If the view that the tank was not a private one be accepted, it will suffice to admit under section 18 by an order in writing from the Collector, a right of access to persons wishing to repair the tank. As the point, however, is not made clear by the Collector, and as the tank would, no doubt, have been excluded in the notification under section 16 if the matter had been brought to the notice of the Forest Settlement-officer and had been adjudicated upon in the ordinary course, it would seem but fair to issue a formal notification so as to put the present occupant of the tank in the same position as he would have been if notice had been served on him under section 6 of the Forest Act.

4. The Board accordingly submits to Government the enclosed draft notification under section 18 for approval and publication in the *Fort St. George Gazette*.

(True Copy and Extract.)

(Signed) R. C. C. CARR,
Secretary.

To the Secretary to Government, Revenue Department,
with Collectors' letters, in original,
with enclosures (two draft notifications and a map).

ORDER—No. 1004, Revenue, dated 2nd December 1897.

Forest No. 229.

The Government concurs in the views expressed by the Board in its Proceedings read above. The draft notification under section 18 of the Forest Act will accordingly be published in the *Fort St. George* and the *North Arcot District Gazettes*.

(True Extract.)

(Signed) G. S. FORBES,
Ag. Secretary to Government.

To the Board of Revenue (Land Revenue),
with map and enclosures.
„ the Superintendent, Government Press, with notification.

NOTIFICATION.

His Excellency the Governor in Council is pleased, under the provisions of section 18 of the Madras Forest Act (V of 1882), to admit, in addition to the rights already admitted in Government notification No. 91, dated 29th February 1892, the under mentioned rights in respect of block No. 73, Panamadugi reserve of the Gudiyattam taluk, North Arcot district :—

(1) A right to enter the reserve for the purpose of repairing the tank, known as Rangachariyeri (Survey No. 17 of Vandrantangal village), situated within the Panamadugi reserve.

(2) A right of way for men and carts to a width of 12 feet. It enters the reserve at a point about 165 yards south-west of the north-east corner of Survey No. 2 of Dharapadavoda and runs in a west-north-westerly direction for about two furlongs to the tank.

Ed. Shaik Karim.

25 Copies.