

Revenue (1898) Department.

MISCELLANEOUS SERIES.

G.O., No. 4906

DATED 12th December 98

[Despatch Abstract.]

Commtg to the B & R G.O., P.M.D., directing the
Chief Engineer for Irrigation to arrange for a competent
officer of the P.M.D., inspecting & reporting exactly what
benefit the Kcoanattur estate in the southern half of the
Polarram island derives from the bank along the northern
half of it; and ordering that, in the meanwhile, no further
steps need be taken for the recovery of the contribution referred
to in G.O., No. 684 J. of 7th September 1898.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
10	3869	Rev	28-9-98				

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
10	1455	Rev	22-4-99				

Revenue Dept

IRRIGATION.

Government (1898) of Madras.
PUBLIC WORKS.

Current No. 8348

Recd. } 7th Dec 1898.
Regd. }

Enclosures

Spare copies

G.O., No. 899 I., 18th November 1898.

NOVEMBER.

Communicated to the
Board of Revenue.



Mr. [Signature] 18/11/98

Polaveram Island Embankment, Godavari District

Directing the Chief Engineer for Irrigation to arrange for a competent officer of the Public Works Department inspecting and reporting exactly what benefit the Kesanakurru estate in the southern half of the Polaveram island derives from the bank along the northern half of it, and ordering that, in the meanwhile, no further steps need be taken for the recovery of the contribution referred to in G.O., No. 684 I., dated 7th September 1898.

7/12/98

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Irrigation.

READ—the following paper :—

Petition from SRI BALUSU RAMALAKSHIMAMMA Garu, the Guardian of the Minor Proprietor of the Kesanakurru Estate, Gódvári District, to the Joint Secretary to the Government of Madras, Public Works Department, Irrigation Branch, dated 14th October 1898.

Showeth—

1. That according to G.O., No. 684 I., dated 7th September 1898, communicated to the petitioner, it appears that the estate should, *as usual*, continue to contribute one-fifth of the estimated cost of all works in connection with the Polaveram island.

2. That the said order, when considered along with both the petition presented to the Collector by the petitioner and the report of the Superintending Engineer, I Circle, to the Chief Engineer for Irrigation, quoted in the abovesaid Government Order, is *ultra vires*.

3. That it does not appear that any weight was given and any discussion was made as regards the several points urged in her petition.

4. That, according to the plan herewith annexed, the portions belonging to the Government and those belonging to the Estate distinctly appear therein; again the portions belonging to the Government are situated in a low level and on the northern side of the embankment, while those belonging to the Estate are situated in a higher level and on the southern side. If any repairs become necessary, they should be, for the most part, only in connection with the northern side of the embankment; for only a rivulet passes along the southern side, while the big river is situated on the northern side, and being a tidal river, always cuts down the bund little by little both at the time of the freshes and at other times.

5. That it is quite unjust that the petitioner should be compelled to pay the cost of works executed for the benefit of the Government villages and not in the least useful to the Estate villages, and that denying her prayer is only denying her estate villages bordering on the embankment.

6. The petitioner further submits that she is quite willing to contribute the proportionate share of costs of works when executed in connection with her estate villages, in whatever manner that share might be fixed by the authorities.

7. Moreover, the G.O., No. 2840, dated 24th October 1876, does not at all indicate that the petitioner should ever afterwards continue to contribute the share whenever any works are executed from time to time; it does not at all refer to repairs and other things, and that only in connection with the construction of the embankment which appeared necessary for the preservation of both the Estate and the Government villages that the petitioner was ordered to pay one-fifth of the cost of works then executed; this Government Order does not go beyond the works then under operation.

8. That present order of Government is in contravention of the Government Order mentioned in paragraph 7 and is not in the least supported by it.

9. As regards the payments referred to in paragraph 6 of the report of the Superintending Engineer, I Circle, to the Chief Engineer for Irrigation quoted in G.O., No. 684 I. of 1898, the petitioner begs to submit that the item "Rs. 170" was only paid under protest, and that the other amount said to be previously paid was voluntarily given inasmuch as that amount formed the cost of repairs executed within the estate limits; and the words "as usual" mentioned in this Government Order are not supported by facts and cannot at all relate to these payments.

10. That the petitioner submits that, if the Government cannot dispose of this petition favourably to the petitioner on the facts alleged, the subordinate authorities may be ordered to appoint a competent Commissioner to inspect the locality in question and report on the matter and that, until final orders are passed on that report, the Collector may be instructed to stay away the execution of any process for the recovery of the amount in dispute.

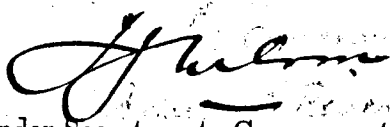
11. Lastly, your humble petitioner begs to submit that, if on consideration of the abovesaid facts, the petitioner were not granted any relief, she would be put to the necessity of obtaining redress through civil courts.

ORDER—No. 899 I., dated 18th November 1898.

In modification of the order of Government published with Proceedings, No. 684 I., dated 7th September 1898, as the petitioner represents that the Kesanakurru estate should not be called on to contribute towards the cost of work done on the northern side of the island of Polaveram, His Excellency the Governor in Council directs that a competent officer of the Public Works Department should inspect and report exactly what benefit the estate in the southern half of the island derives from the bank along the northern half of it.

The Chief Engineer for Irrigation will arrange for this being done, and pending receipt of, and orders of Government on this report, no further steps need be taken for the recovery of the contribution referred to in the Order of Government, No. 684 I., dated 7th September 1898.

(True Extract.)


Under Secretary to Government,
Irrigation Branch.

To the Chief Engineer for Irrigation.
" Superintending Engineer, I Circle.
" Examiner, Public Works Accounts.
" Guardian of the minor proprietor, Kesanakurru estate.
" Revenue Department. ✓

Exd. T. K. Narayana Aiyangar.

When given for copying _____
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When examined _____
When signed _____

189 .

READ AGAIN G.O., No.

DATED

189 ,

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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IN ORIGINAL.

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