

## 21. PANCHAYAT ASSETS

### 21.2 Properties of Panchayat Unions located in Town Panchayats area

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Letter No.3987/TPI/97-6 Dated : 11.04.97

From

S. Malathi, I.A.S.  
Secretary to Government,  
Municipal Administration and Water Supply Department,

To  
Director of Rural Development,  
Panagal Buildings,  
Chennai - 15.

Sir,

Sub : Properties of Panchayat Unions - Handing over to Town Panchayats - If located in Town Panchayats area - Orders issued - Further Instructions - Reg.  
Ref : 1) G.O. (Ms) No.298, Municipal Administration and Water Supply Department Dated: 20.11.96.  
2) Your D.O Letter No. 84736/95/PCA.1 Dated: 03.03.97

I am directed to state that the Government in the G.O. (Ms) No.298, Municipal Administration and Water Supply Department, dated: 20.11.96 have directed that the Assets which lie under the jurisdiction of Town Panchayat and being maintained by Panchayat Unions be transferred from Panchayat Unions to Town Panchayats for maintenance and management with immediate effect.

2. In your letter, dated 27.12.96, you have reported that in accordance with the provisions of the Tamil Nadu Panchayats Act, 1994, the ownership of all the properties belonging to Panchayat Unions from the existing District Boards have to be transferred only to the District Panchayats to be constituted and not to the Town Panchayats concerned and as per section 112 of the Tamil Nadu Panchayats Act 1994, it is the duty of the Panchayat Union to maintain the Panchayat Roads, Rural Dispensaries, Elementary Schools etc. It will be very difficult to distinguish the Panchayat Union Roads which pass through Town Panchayat areas as partly belonging to the Panchayat Unions and partly Town Panchayats. Besides, section 119(2) of the Tamil Nadu Panchayat act 1994 provides enormous powers to maintain any assets whether they are located inside the Panchayat area or not, and also whether provided for in this section or otherwise. If all assets belong to Panchayat Unions in the Town Panchayat Area are to be handed over in favour of Town Panchayats, which are located in the Town Panchayat area, it may create bottlenecks in the administration and you have requested the Government to issue further instructions to and over the assets which lie under the jurisdiction of Town Panchayats.

3. After careful consideration of the above points the Government direct that if Panchayat Union own buildings / Offices lie in Town Panchayat limits, these would remain with the Panchayat Union as these only public assets such as roads/culverts/shandies/water connections, etc should be transferred to Town Panchayats.

4. This letter issues with the concurrence of Rural Development Department wide their U.O.No.13135A/C1/96, Dated: .03.97

5. The receipt of this letter may kindly be acknowledged.

for SECRETARY TO GOVERNMENT