M.R.O. 1—77,000—8-6-37.

(1) Number of pages. 8

(2) Date of repair 29.11.38

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 44	Press Mis.
52-53	
Dated 17-1	1872.

52-53 S/L

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department,
17th January 1872.

No. 52. Read the following letter from the Executive Engineer, Tinnevelly, to the Superintending Engineer, 8th Division, dated Palamcottah, 20th December 1871, No. 656 :—

I have the honour to bring to your notice that Mr. McNair, Sub-Engineer, was yesterday arrested on the judgment debt of Rupees 589-12-4 against Government at the suit of Nina Pillay. The warrant, of which I enclose a copy, was issued by the District Munsif of Tinnevelly, and to save Mr. McNair from going to jail I gave a cheque for the money, and will debit the same in my accounts to "Mis ellaneous advances." I trust you will, under the circumstances, approve my having paid the money at once.

2. The total sum paid is Rupees 591-8-4 for which I hold the Court's receipt, the expenses of execution being Rupees 1-12-0, which, added to the judgment debt as above, makes up the total sum paid.

3. The fact of this judgment for Rupees 589-12-4 having been given against Government was fully reported in my No. 29 of the 11th May, and I then requested that an appropriation might be made at an early date to enable me to meet the claim when made.

4. On receipt of your letter to Government, No. 813, of the 14th June, the matter was transferred to the Revenue Department, and in G. O., No. 1165, of the 6th July, the Collector of Tinnevelly was called upon to submit copies of the decrees, but inasmuch as the Government have not up to this time paid the money for which there was a decree against them, the indignity of arrest has been put on Mr. McNair, who, having nothing whatever to do with the original suit, simply had the misfortune to be Mr. Colquhoun's successor.

5. I request you will be good enough to report the matter to Government at an early date, in order that an appropriation may be made to cover the expenditure which will appear in my accounts of the current month.

6. I beg also you will refer the question as to the propriety of the District Munsif's proceedings in thus arresting Mr. McNair for a debt due by Government. It certainly seems very hard that Government servants should be liable to be put into jail for debts not in any way their own, and I think, moreover, that the District Munsif should have issued a notice requiring payment within a certain time, before proceeding to actual arrest.

No. 3691.

Submitted to Government, with reference to G. O. of the 12th July 1871, No. 104, with a request that early sanction may be accorded for an allotment for the amount of Rupees 589-12-4.

2. A reference has been made to the Civil and Session Judge of Tinnevelly as to what notice should be taken of the unusually harsh proceedings on the part of the District Munsif of Tinnevelly, and his reply will be duly communicated.

MADURA, *23rd December* 1871.

(Signed) RICH. A. ROBERTS, Lieut.-Col., R. E.,
Superintending Engineer, 8th Division.

Proceedings of the Madras Government, Financial Department,
17th January 1872.

Referred to the Financial Department with reference to the orders in that Department, dated 28th November 1871, No. 708.

4th January 1872. (Signed) J. CARPENDALE, Colonel, R. E.,
Secy. to Govt., P. W. D.

No. 53. ORDER THEREON, 17th January 1872, No. 44.

To be recorded.

(True Extract.)

R. S. ELLIS,
Chief Secretary.

Exd. J. Wright.

Pro: 28th November 1871. No 87-88 in S.
P. Gl. Con, 13th July 1871. No 104.
" — 9th December 1871. " — 30-32.

~~Fin.~~ 1872 Dept
~~Finance~~ No 3691

No 6153.

From

The Supg Engineer
4th Division

To,

The Secretary to
Government
Madras.

No 4 A.

Dated 23d } December 1871
Recd 28 }
4 January 72

Submits copy of a letter from Executive Engineer Mr Rundall regarding the judgement passed against the Government at the Suit of Nina Pillay and requests early sanction for an allotment of Rs 559-12-4 referred to Revenue.

Referred to the Financial Dept with reference to the order in that Dept of 28 Nov 1871, No 708.

Col RE

4 Jany

Recorded

52. 63.

Referred

Govt. of 1872 Madras.

FINANCIAL.

Dated January, 17*th*.

Recd.

G. O., 17th January 1872, *No.* 44.

JANUARY.

Nos. 52-53.

Recording letter from the Superintending Engineer, 8th Division, regarding the arrest of Mr. McNair, Sub-Engineer, on the judgment debt against Government at the suit of Nina Pillay, and the necessary adjustment in the accounts of the amount paid by the Executive Engineer, Tinnevelly, for Mr. McNair's release.

Govt. of {1872} Madras.

Financial

21. 11

Dated Janry 17.
Recd — Encl.

G. O. 17th January 1872. No 44

Nos. 52. 53.

Recording Letter from the Sub.
Engr. 8th Dn. recording the arrest
of Mr. McNair Sub Engr., on
the Judgment Debt against
Govt. at the Suit of Nina
Pillay, and the necessary ad-
justment in the accounts of
the amount paid to the Exe-
cuting Timbrell for Mr.
McNair's release