M.R.O. 1—77,604—8-6-37.

(1) Number of pages 34

(2) Date of repair 11-1-40

(3) Initials of the Referencer

B

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 1220	Press / Mis.
197-199.	
Dated 28-8-	1823.

197-199 18/19

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department;
28th August 1873.

Read the following papers :—

No. 197. From W. McQUHAE, Esq., President of the Municipal Commissions, Madura, to the Hon. W. HUDLESTON, Chief Secretary to Government, Fort St. George, dated Chinnamanur, 27th June 1873, No. 21.

I have the honour to submit a letter from the Vice-President of the Dindigul Municipality, dated 21st June 1873, requesting Government to reconsider the bye-law against music in the streets, disallowed in G. O., No. 396, dated 3rd April 1872, Financial Department, and enclosing a resolution of the Commissioners, in which they request Government to give them one of the fire-engines removed from Dindigul in 1860, and to sanction a bye-law against firearms and fireworks in the streets, which was disallowed at the same time as the other bye-law regarding music.

From H. W. BLISS, Esq., Vice-President of the Municipal Commission, Dindigul, to W. McQUHAE, Esq., Acting President of the Municipal Commission, Dindigul, dated Dindigul, 21st June 1873, No. 18.

I have the honour to forward, herewith, copy of a resolution passed by the Municipal Commissioners at their meeting on the 19th June, and to request you will submit the same for the favourable consideration of Government.

2. It is not stated in the resolution, but I may say that the Commissioners are of opinion that, though the town is a small and not a wealthy one, the maintenance of a fire-engine is of such importance that, if Government are not prepared to let them have back one of those formerly kept there, they would be ready to pay for one if one could be spared from the Government Stores. The kind required would be one to be worked by six or eight men. I presume such an engine would not be very expensive ; but as it can hardly be doubted that if the Municipality had existed when the fire-engines were taken away from the Fort in 1860, and had then applied to be allowed to retain one, Government would have allowed it without demand of its value, I trust the Commissioners may rely upon their liberality now if the engines in question are still in existence and not elsewhere in use.

3. With regard to the bye-law, I beg to submit the following remarks.

4. That something of the kind is necessary cannot be disputed, and had the bye-law proposed by the Commissioners not been disapproved by Government (*vide* G. O., No. 396, dated 3rd April 1872, Financial Department), a considerable portion of the Police Station would not have been ignited by a rocket and destroyed, as was the case on the 10th instant. Government, however, refused to sanction the bye-law proposed, and which is quoted in the margin for easy reference, as being too vague. The Commissioners have several times since considered the subject, but have not been able to satisfy themselves what change of wording would meet the objections of Government. They venture, therefore, to resubmit the bye-law for sanction, with the request that, if its wording still does not commend itself to Government, an indication may be afforded them of the nature of the change which is required to obtain approval. If I may venture to say so, the bye-law is not fairly open to objection on the score of vagueness. Its chief objection seems to be that it does not afford the public sufficient protection ; and the only amendment I would suggest would be to insert the words "or in the neighbourhood of the houses" after the word "streets ;" and the Commissioners would be glad if it might be sanctioned in this form.

The unnecessary discharge of firearms and the letting off of fireworks in the streets of the town are prohibited at all hours, unless the written permission of the Commissioners be previously obtained.

5. I would also venture to take this opportunity to draw the attention of Government to the other proposed bye-law on the subject of music, disallowed at the same time as that with regard to fireworks. This also has been frequently considered, but the Commissioners have been unable to ascertain that there is here any such recognized division of native music into the "harsher" and the "softer" kinds, as is apparently known in Kurnool. They are also in the same difficulty as to the "vagueness" of the bye-law in question as with regard to that on the subject of fireworks. There is one misprint in it, as it appears in the Order of Government: that is, the word "or" is omitted after the word "streets" at the end of the first line; but, unless this omission constitutes the vagueness complained of, I trust I may be excused for saying that I do not think the bye-law is really vague. It merely allows, by the use of the words "to the annoyance of the public," a reasonable latitude to the Magistrate who has to try cases brought up under it to determine whether the persons accused are substantially deserving of punishment or not. I should be glad, therefore, if Government could reconsider the question of sanctioning this bye-law also, for native music, &c., form a nuisance in this place which is greatly complained of by all classes who live near the town.

EXTRACT from the Proceedings of the Dindigul Municipal Commissioners held at a Meeting of 19th June 1873.

* * * * *

V. Resolved, with reference to the late fire which destroyed the Police Station, that a supply of fire-hooks and ten buckets be procured, and that Government be moved to order the return to Dindigul of one of the fire-engines which, the Commissioners understand, were removed to the Arsenal at Trichinopoly when the Fort was dismantled in 1860, and also that the bye-law as to the letting off of firearms and fireworks, passed at the meeting of the 10th January 1872, be resubmitted for the orders of Government.

* * * * *

(Signed) H. HICKEY,
Commissioner,
for *Vice-President.*

ADDITIONAL Bye-law proposed for the Dindigul Municipality at the Meeting of 10th January 1872.

The beating of tom-toms or drums, and the use of bells or musical instruments in the streets, or in the neighbourhood of the houses of the town, to the annoyance of the public, are prohibited between the hours of 8 P.M. and 6 A.M., unless the written permission of the Commissioners be previously obtained.

The unnecessary discharge of firearms and the letting off of fireworks in the streets, or in the neighbourhood of the houses of the town, are prohibited at all hours, unless the written permission of the Commissioners be previously obtained.

No. 198. From Colonel A. STEWART, R.A., Inspector-General of Ordnance and Magazines, to J. STURROCK, Esq., Acting Under Secretary to Government, Fort St. George, dated Fort St. George, 2nd August 1873, No. 101-G.

With reference to your docket,* making inquiry regarding a fire-engine said to have been removed to Trichinopoly from Dindigul in 1860, and asking if it

* Dated 11th July 1873.

could not be returned to the latter place, I have the honour to acquaint you that I addressed the Ordnance Officer, Trichinopoly, on the subject, and I beg to enclose copies of that officer's replies to the reference, from which it will be seen that the fire-engine referred to cannot be traced.

2. Our reserves of fire-engines are barely sufficient to meet Army and Departmental requirements.

From Ensign P. FLANAGAN, Deputy Assistant Commissary of Ordnance, Trichinopoly, to Colonel A. STEWART, R.A., Inspector-General of Ordnance and Magazines, dated Trichinopoly, 20th July 1873, No. 226.

No. 1817, requests that an immediate report shall be made regarding a fire-engine said to have been removed to Trichinopoly from Dindigul in the year 1860, and that all the information which can be gleaned shall be afforded.

I have the honour to acknowledge receipt of your letter, dated 17th instant, number and subject as per margin, and, in reply, to state that, on a strict examination of all the record receipts of stores in the office for the year 1860, it does not appear that a fire-engine from Dindigul was received.

2. But in June 1860 there was received from the Officer Commanding that Station, on his list, dated 1st June 1860, the equipment of a fire-engine.

3. From this fact it can be implied that the fire-engine to which these barrack appurtenances were attached was sent on the Barrack Department at this station, and so soon as an examination can be made of the records of that office I will immediately report the result.

From Ensign P. FLANAGAN, Deputy Assistant Commissary of Ordnance, Trichinopoly, to Colonel A. STEWART, R.A., Inspector-General of Ordnance and Magazines, dated Trichinopoly, 22nd July 1873, No. 231.

No. 226, reporting that no fire-engine was received into Ordnance Depôt, Trichinopoly, from Dindigul in 1860.

In continuation of my letter to your address, dated 20th instant, subject as per margin, I have the honour to annex a Memorandum received from the Brigade-Major, Southern District, by which it appears that, on reference to the Returns furnished by the Officer Commanding Dindigul for the year 1860, no fire-engine was borne on them, and that there are no records in the Barrack Department at this station to show that there was one ever at that station.

No. 1666.

MEMORANDUM.

Your Memorandum, No. 227, dated 21st instant.

Has the honour to state that, on reference to the Returns furnished by the Officer Commanding Dindigul for the year 1860, it appears that no fire-engine was borne on them, and that there are no records in this office to show that there was one ever at that station.

(By order.)

TRICHINOPOLY,
21*st July* 1873.

(Signed) B. L. FORSTER, Major,
Brigade-Major, Southern District.

To the Deputy Assistant Commissary of Ordnance, Trichinopoly.

No 21

From, Madras Presidency Office
(Camp) Chingleput 1st
Trichinopoly Dist
2nd June 1873

To, W. Mc Rae Esquire
President, Municipal Commission
Madura

The Honorable H. Sudlaston
Chief Secretary to Government
Fort Saint George.

Sir,

I have the honor to submit a letter from the Vice President of the Dindigul Municipality dated 21st June 1873 requesting Government to reconsider the Bye-Laws against Crackers in the Streets disallowed in G.O. No 894 dated 22nd Sept 1870, Financial Department, and Enclosing a Resolution of the Commissioners in which they request Government to give them one of the fire Engines removed from Dindigul in 1866 and to sanction a Bye-Law against fireworks and fire-works in the Streets which was disallowed at the same time as the other Bye-Laws regarding Crackers.

I have the honor to be,
Sir,
Your Most Obedient Servant.

W. Mc Rae
President

Copy

Govt. of {1873} Madras.

FINANCIAL.

To

THE PRESIDENT OF THE
MUNICIPAL COMMISSION,
Dindigul,
&c., &c., &c.

Dated August, 28th.

Recd. *Encl.*

G. O., 28th August 1873, No. 1220.

AUGUST.
Nos. 197—199.

Dindigul Municipality.—Bye-laws forbidding the use of fireworks or firearms in the streets or neighbourhood of houses, and the use of native music to the annoyance of the public at night, without previous permission, sanctioned. The requisition for a fire-engine not complied with.

No 18. Dundrum Municipal Office
21st June 1873

From,
A. W. Bliss Esquire
Vice President

To,
W. McQuhae Esquire
Acting President
Dundrum Municipality.

Sir,

I have the honor to forward herewith copy of a resolution passed by the Municipal Commissioners at their meeting on the 19th June, and to request you will submit the same for the favourable consideration of Government.

2 It is not stated in the Resolution, but I may say that the Commissioners are of opinion that though the Town is a small and not a wealthy one the maintenance of a fire-engine is of such importance that if Government are not prepared to let them have back one of those formerly kept there, they would be ready to pay for one if one could be spared from the Government Stores. The kind required would be one to be worked by six or eight men. I presume such an Engine would not be very expensive, but as it can hardly be doubted that if the Municipality had existed when the fire-engines were taken away from the Fort in 1860 and had then applied to be allowed to retain one, Government would have allowed it, without demand of its value, I trust the Commissioners may rely upon their liberality now, if the Engines in question are still in existence and not elsewhere in use.

3

1873 June 21 Dundrum
S. Office No 1220
From
The President
Municipal Commissioners
Dundrum

To
The Chief Secretary
to Government

No 1187 Fort William
Dated 23 June 1873
Rec'd 25 "
Answered 28 "

Enclosing copy of a letter from the Vice President & Resident Magistrate, requesting Government to transmit to the Commissioners for the Municipality of Dundrum one of the fire Engines recently withdrawn from Rathfarnham Police Station, for the use of the Municipality.

Referred to the Inspector General of Constabulary & Police.

Inspector General's Office
28th June 1873

Enclosure returned with the following remarks.

The Engine at Rathfarnham was sent to Kilmainham Police Station, and is now in the Phoenix Park Police Station.

The Engine at Kilmainham Police Station is required for the Police there.

The Engine at the Phoenix Park Police Station is required for the Police there.

There is no Engine at present in the Dublin Police Stations.

The Engine at Rathfarnham was sent to Kilmainham Police Station, and is now in the Phoenix Park Police Station.

The Engine at Kilmainham Police Station is required for the Police there.

The Engine at the Phoenix Park Police Station is required for the Police there.

There is no Engine at present in the Dublin Police Stations.

3 With regard to the bye-law I beg to submit the following remarks.

4. That something of the kind is necessary cannot be disputed, and had the bye-law proposed by the Commissioners not been disapproved by Government (Vide G.O. No 396 dated 9th April 82, Financial Department) a considerable portion of the Police Station would not have been upsided by as rocket and destroyed, as was the case on the 10th instant. Government however refused to sanction the bye-law proposed and which is quoted in the margin for easy reference, as being too onerous. The Commissioners have several times since considered the subject but have not been able to satisfy themselves what change of wording would meet the objections of Government. I may venture therefore to re-submit the bye-law for sanction, with the request that if its wording still does not commend itself to Government an indication may be afforded them of the nature of the change which is required to obtain approval. If I may venture to say so the bye-law is not fairly open to objection on the score of vagueness. The chief objection seems to be that it does not afford the public sufficient protection; and the only amendment I would suggest would be to insert the words "or in the neighbourhood of the houses" after the word "Streets"; and the Commissioners would be glad if it might be sanctioned in this form

The unnecessary discharge of fire-arms and the letting off of fire-works in the Streets of the town are prohibited at all hours, unless the written permission of the Commissioners be previously obtained.

5. I would also venture to take this opportunity to draw the attention of Government to the other proposed bye-law on the subject of music disallowed at the same time as that with regard to fire-works. This also has been frequently considered but the Commissioners have been unable to ascertain that there is here any such recognized division of native music into the "Harsher" and the "Softer" kinds as is apparently known in Kurnool. They are also in the same difficulty as to the "vagueness" of the bye-law in question as with regard to that on the subject of fire-works. There is one mis-print in it, as it appears in the order of Government, that is, the word "or" is omitted after the word "Streets" at the end of the first line, but unless this omission constitutes the vagueness complained of, I do not think I may be excused for saying that I do not think the bye-law is really vague. It merely allows by the use of the words "to the annoyance of the Public" a reasonable latitude to the Magistrate, who has to try cases brought up under it, to determine whether the persons accused are substantially deserving of punishment or not. I should be glad therefore if Government could reconsider the question of sanctioning this bye-law also, for native music &c form a nuisance in this place which is greatly complained of by all classes who live near the Town.

I

Thanks the Comm to obey
Sir
Your Most Obed Servt
Signed H. W. Bliss
Vice President
& Secretary

Extract from the Proceedings of the Dindigul Municipal Commissioners held at a meeting of 17th June 1873

× × ×

V. Resolved with reference to the late fire which destroyed the Police Station that a supply of fire hooks and 10 buckets be procured and that Government be moved to order the return to Dindigul of one of the fire engines which the Commissioners understand, were removed to the Arsenal at Trichinopoly when the Fort was dismantled in 1868. and also that the bye-law as to the letting off of fire, arms & fire works, passed at the meeting of the 10th January 1872 be resubmitted for the orders of Government

× × ×

(Signed) H. Hickey

Commissioner

True Copy) for Vice President

T. Ramaroo

Dy Collector
for Collector

Enclosure No 1 to Letter from the President Municipal Commissioners Dindigul to the Chief Secretary to Government Fort St George Dated 21st June 1873

Copy of Proceedings of Municipal Commissioners Dindigul dated 21st June 1873.

Encl 1 in 87/73

Additional Bye-law proposed for the Wellington Municipality, at the meeting of 10th January 1872.

The beating of kettle drums or drums, and the use of bells or musical instruments in the Streets or in the neighbourhood of the houses of the Town to the annoyance of the public are prohibited between the hours of 9 P.M. and 6 a.M. unless the written permission of the Commissioners be previously obtained.

The unnecessary discharge of fire Arms and the letting off of fireworks in the Streets or in the neighbourhood of the houses of the Town are prohibited at all hours, unless the written permission of the Commissioners be previously obtained.

True Copies)
(Signed) H. Hickson
Commissioner
for Vice President

Lowe Colby,

J. Hamilton
Dy Collector
for Collector

Encl. No II
to a letter
from
The Secretary
Wellington Municipality
to the Colonial Secretary
dated Wellington 1872
No 21

Received from the Secretary of the Wellington Municipality a Copy of a Bye Law passed by the Commissioners of the Municipality on the 10th January 1872

Encl. 11/1/73

No 26

178 8

From the Ordnance Office,
Trichinopoly.

To the Inspector General
of Ordnance and Magazines,
Fort Saint George.

Sir,

I have the honor to acknowledge receipt of your letter dated 17th instant number and subject as per margin, and in reply to state that on a strict examination of all the Record Receipts of Stores in the office for the year 1860 it does not appear that a Fire Engine from Dindigul was received.-

No 1817- Requests that an immediate report shall be made regarding a Fire Engine said to have been removed to Trichinopoly from Dindigul in the year 1860 and that all the information which can be gleaned shall be afforded.-

II. But in June 1860 there was received from the Officer Commanding that Station, on his List dated 1st June 1860 the Equipment of a Fire Engine.-

III. From this fact, it can be implied, that the Fire Engine, to which these 1 Barrack Appurtenances were attached was sent on to the Barrack Department at this Station, and so soon as an examination can be made of the Records of that office I will immediately report the result.-

I have &c
(Signed) P. Flanagan Ensign
D. A. Commt of Ordce
(True Copy)

Trichinopoly
20th July 1873.-

Alex Stewart Colonel R. A.
Inspector General of Ordnance and Magazines.-

Ex. Inv. 1

Received 25th July 1873
and Recorded in Letter Book No III
at Page 1 of Letters
to the Deputy Inspector General
of Ordnance and Magazines
Fort St George
Dated Trichinopoly the 20th July 1873
No 21
Signature
Deputy Inspector General
of Ordnance and Magazines

No 26 of 1873 addressed to the Inspector General of Ordnance and Magazines Fort St George dated Trichinopoly the 20th July 1873 Received 25th July 1873

Rec'd 11/7/73

Ordnance Depôt.
Trichinopoly 22nd July 1873.-

No. 231.

From,
The Ordnance Officer
Trichinopoly.-

To
The Inspector General
of Ordnance and Magazines,
Fort Saint George.-

Sir,

In continuation of my letter to your address, date 20th instant Subject as per margin, I have the honor to annex a Memo: received from the Brigade Major Southern District, by which it appears that no reference to the Returns furnished by the Officer Commanding Dindigul, for the year 1869, that no Fire Engine was borne on them, and that there are no records in the Barrack Department at this Station to show that there was one ever at that Station.-

I have &c.

(Signed) P. Flanagan Ensign
D. A. Commt. of Ords.

No. 226- Reporting that no Fire Engine was received into Ordnance Depôt Trichinopoly from Dindigul in 1869.-

Brigade

To
The Ordnance Officer
Trichinopoly.

Dated 20th July 1873.

Reports that no Fire Engine must have been received from Dindigul, in the year 1869, but that Barrack Office Returns connected with me were sent that Office for which it might have been sent to the Ordnance Depôt to be examined, and a Report according to

Brigade Office S^t. D^s.
Trichinopoly 21^st July 1873.-

Memorandum.-

N^o. 1666.

To

The Deputy Assist^t Comm^t.
of Ordnance
Trichinopoly.

Your Memo: N^o. 224 dated 21^st instant.
Has the honor to state that on reference to the Returns furnished by the Officer Commanding Dindigul for the year 1869 it appears that no Fire Engine was borne in them and that there are no Records in this office to show that there was one ever at that Station.-

(By Order)
(Signed) B. L. Forster Major
Brigade Major S^t. D^s.

(True Copy)
(Signed) P. Flanagan Ensign
D. A. Comm^t. of Ord^ce.

(True Copied)

Alex Stewart Colonel R. A.,
Inspector General of Ordnance Magazines.-

Ex^o. Ord^s

Governor's Ext to Ordnance Office.
Lieut Col J. Stevens R
Asst Adjutant Gen.

No. 231

From
The Ordnance Officer
Trichinopoly

Dated 22 July 1873.

Intimates that no
Fire Engine was borne on
Returns of Barrack Depart-
ment as being at Pindigul
and that there are no records
at this station to show that
there ever was one at that
station.-

OFFICIAL MEMORANDUM.

Fin.l Department.

No. MADRAS,

Dated 12th July 1873.

Received

THE Under Secretary to Government, Public, &c., Departments is directed to request that the Inspector General of Ordnance & Magazines will be good enough to state whether a Fire Engine said to have been removed to Trichinopoly from Dindigul in 1860 could be returned to the latter place.

The Municipal Commissioners have submitted an application to

Ordnance Department.

2 Enclosures

ORDNANCE OFFICE:
Fort Saint George,
2nd August 1873.

No. 9/101

From,

Colonel A. Stewart R.A.,

Inspector General of Ordnance and Magazines.

To

The Acting Under Secretary
to Government
Financial Department
Madras.

Sir,

(a) With reference to your Docket, No. dated 11th July 1873.- making enquiry regarding a Fire Engine said to have been removed to Trichinopoly from Dindigul, in 1860, and asking if it could not be returned to the latter place, I have the honor to acquaint you that I addressed the Ordnance Officer Trichinopoly on the subject, and beg to enclose copies of that officer's replies to the reference, from which it will be seen that the Fire Engine referred to cannot be traced.-

2.- Our reserves of Fire Engines are barely sufficient to meet Army and Departmental requirements.-

I have the honor to be,
Sir,
Your most Obedient Servant,

Alex Stewart Colonel R.A.,
Inspector General of Ordnance & Magazines

Ex. Inv. D.

Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter & from

the President of the Municipal Commission, Dindigul,

dy. 27th June 1873, No. 21.

... Insp. General of Ordnance & Magazines, dy. 2nd

August 1873, No. G/101.

Order thereon. Ostd. 28th Augt. 1873. No 1220.

On re-consideration

the Governor in Council

resolves to sanction the

bye laws proposed by

the Dindigul Municipality, as noted in the

margin

"The unnecessary discharge of firearms and the letting off of fireworks in the streets or in the neighbourhood of the houses of the town, are prohibited at all hours, unless the written permission of the Commissioners be previously obtained."

"The

Financial 1873 Pgs attached.

No. 1495

From

The Secretary to Government of Madras Ordnance & Magazines

To

The Chief Secretary to Government

Financial Department

Madras.

S.O. No 1220

Dated 27th June 1873

Rec'd 29th August 1873

No. 1

To 28th August 1873.

Forwards certified copies regarding a fire Engine paid to Dindigul to Purchase Powder from Trichinopoly & Madura.

Financial 1873 Pgs attached.

No. 1495

From

The Secretary to Government of Madras Ordnance & Magazines

To

The Chief Secretary to Government

Financial Department

Madras.

S.O. No 1220

Dated 27th June 1873

Rec'd 29th August 1873

No. 1

To 28th August 1873.

Forwards certified copies regarding a fire Engine paid to Dindigul to Purchase Powder from Trichinopoly & Madura.

margin, against the
use of fireworks or
firearms in the streets
or neighbourhood of the
houses - or the use of
native music to the
annoyance of the pub-
lic at night, without
the previous permission
of the Municipality.

2. The stock of
fire engines will
not allow of com-
pliance with the
Commissioners'

"The beating of
tom-toms or drums, and
the use of bells or
musical instruments
in the streets, or in
the neighbourhood of
the houses of the town
to the annoyance of
the public, are prohi-
bited between the
hours of 8 + 10 P.M. and
4½ A.M, unless the
written permission
of the Commissioners
be previously obtained."

Memo for orders

Financial Depart

From Pres: Mr. Comm.
Pondicherry - 27 June 73.
From Insp. Genl Finances
& Marine - 2 Aug 73

The letter of the President of the Pondicherry Municipality is submitted for orders with reference to the request that Govt will re-consider their decision regarding the proposed by-laws against music in the streets - Very similar by-laws have been passed elsewhere.

On a reference to the ordinance Dept it appears that the Fire Engines asked for cannot be traced and that the reserves of Fire Engines are barely sufficient for army and Departmental requirements.

J.L.

Commissioners' request
to be supplied with
one.

To

The President of the
Mun. Comm. Designate
— Board of Revenue.

48 LEO

+ He lived
10 PM + 4 AM — in
Negro room. Slit throat knife
pen. Suspected + black + pleaded
before 10 PM + early rising + fool
in this County, MD

Govt. of {1873} Madras.

Financial

To

The Pres.t Mun.l Comm.r

Dindigul

Dated Augt. 28 }
Recd. } 1873, No. 220

Nos. 197-199

Dindigul Mun.l. Bye laws for-
bidding the use of fireworks or
firearms in the streets or
neighbourhood of houses &
the use of Native Music to
the annoyance of the public
at night without previous
permission sanct.d The
requisition for a fire Engine
not complied with.