M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1328 Press Mis.

11-12

Dated 30 - 9 - 1938

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 5th October 1858.

No. 11. Read the following Extract Minutes Consultation in the Revenue Department, dated 24th September 1858, No. 1298.

Communicating certain correspondence and the orders of Government thereon, on the subject of pressing carriage to meet the exigencies of the public service. } (Vide Revenue Consultation, 28th September 1858, Nos. 19 and 20.)

No. 12. ORDER THEREON, No. 1346; dated 30th September 1858.

Ordered to be communicated to the Magistrates of the several districts of this Presidency.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. *T.* Cartledge.

No. 1298.

Extract from the Minutes of Consultation under date the 24th September 1858.

Read again Extract from the Proceedings of the Board of Revenue dated 28th June and recorded in Diary to Consultation 27th July 1858, No. 1015.

Read also the following Extract from the Minutes of Consultation in the Military Department dated 17th August 1858, No. 3066.

Read the following Papers.

Extract Minutes Consultation Revenue Department.

(Here enter 22d July 1858, No. 1015.)

From Colonel A. McCALLY, Commissary General; to the Secretary to Government, Military Department, Fort Saint George; dated Madras, 18th August 1858, No. 114.

SIR,

No. 1015, *dated 22d July* 1858. I have the honor to acknowledge receipt of Extract from the Minutes of Consultation referring to me certain correspondence with the Civil authorities in North Arcot on the subject of impressment of carts by the Commissariat Officer at Vellore, particularly in reference to 5th para. of Mr. Sullivan's letter.

2. I believe it to be conceded on all hands that the impressment of carriage ought never to be resorted to except under circumstances which render it unavoidable in order to prevent serious injury to the public service.

3. This is well understood by the Officers of the Commissariat, and in the capacity of Superintendent of Police they are guided by this view of the question.

4. The extraordinary demands of the service within the last twelve months has obliged them in many instances to press carriage within Military limits under orders of the Commanding Officers, and if they had not done so, the most serious consequences might have been apprehended.

5. If pressing takes place at all within Military limits, it appears to me advisable that it should be undertaken by the Superintendent of Police under the orders of the Officer Commanding instead of by the Civil authorities.

6. If owners of carts within Military limits are allowed an immunity from impressment, whilst carts in the Districts are impressed by the Civil authorities, there would be a manifest injustice in the exception made.

7. I know not of any distinct authority granted to the Superintendent of Police or the Commanding Officer to impress carriage, and nothing of course but necessity could extenuate the exercise of so oppressive a practice.

8. The maistries in Military Cantonments alluded to by the Collector, and supposed apparently by him to be able to collect carriage, have no influence in overcoming the extreme objection which the cart owners have to engage their carts on a service to which they find there is to be no term, for the arrival at one destination is followed immediately by impressment for another at a greater distance from their homes.

9. These maistries draw a very small salary for collecting carriage which may be willing to engage, they are supposed to know the owners of carts in Cantonments and the neighbourhood; but beyond this no assistance can be expected from them, there is only one bullock and cart maistry at Vellore on a salary of 7 Rupees per month.

10. I have desired Lieutenant Heath the Commissariat Officer and Superintendent of Police at Vellore to abstain from impressing any carts at Vellore, for the use of his own Department or indeed of any other except under the especial order of the Commanding Officer. It appears to me, that objectionable as is the practice at any Station, it is peculiarly so at Vellore from the circumstances which the Collector has described.

11. In a former communication, I had the honor to advocate the keeping up at least one hundred carts with bullocks at Vellore, and the same number at Bangalore for the transport of Commissariat Stores, and also the establishment of transit carts between Vellore and Bangalore.

Your wishes to refrain further pressing have already been anticipated.

(A true Copy.)

(Signed) A. McCALLY, Colonel,
Commissary General.

Communicated to the Revenue Department.

(Signed) W. H. WAPSHARE, Major,
Ag. Dy. Secy. to Govt.

Ordered to be communicated to the Board of Revenue, with reference to para. 2 of their Proceedings of the 28th June last, No. 2208.

2. The Government are of opinion that the power to press carriage should be in the hands of the Magistrate, and that the Military Authorities should apply to that officer for aid in cases of emergency only, where there may not be time to procure carriage, and when all other expedients have failed.

3. With reference to para. 8 of Lieutenant Heath's letter, in which it is suggested that carriage could be procured with less difficulty, if exemption from a second impressment were secured to cart owners who had already completed their contract; it is observed that in Extract from the Minutes of Consultation of the 27th April last, copy of which was communicated to the Military Department, the Government consented so far to adopt a similar suggestion made by His Excellency the Commander in Chief, as to direct that the local authorities should always give consideration to the case of cart owners who had but lately been employed, and should in preference make available the carriage of those who had been longest free from impressment. It should also be added that carts should not be forced to proceed on beyond the distance for which they were originally taken, unless in cases of very extreme necessity, when more liberal rates should be allowed for the further distance; and in the relief of Regiments every opportunity should be taken that the carts bringing the baggage of a Regiment should obtain return loads by carrying to the station whence they have come the baggage of the Regiment which is to be quartered there. Thus, if a Regiment at Vellore and one at Cuddapah are to exchange stations, the bandies conveying the baggage of the Vellore Regiment to Cuddapah should bring back to Vellore the baggage of the Regiment that is to march thither from Cuddapah, or vice versâ.

(A true Extract.)

Chief Secretary.

To the Board of Revenue.
„ Military Department.
„ Judicial Department.

Dispt 2 Oct/58.

Rec'd by Govt. Comm. 5 October Judicial. 1858. Sept.

Extract Minutes Consultation in the Revenue Dept.t 1498.

No. 1134.

Ordered that a Copy be communicated to the Magistrates of the several Districts of this Presidency.

Fort St. George, 30 September 1858.

No. 1134.

Copy to all the Magistrates &c. &c. of Police Madras. } Dispt 25th Oct.

No. 1743.

2 Separate Copies

Communicating certain correspondence and the orders of Govt. thereon, on the subject of procuring Carriage to meet the exigencies of the public Service.

with an Order

11812.