

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	461	Press
		~~Mis.~~
	59-62	
Dated	9-4-	48 1818

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 9th April 1858.

Read the following letters.

No. 59. From C. PELLY, Esq., Collector and Magistrate of Bellary; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Adonie, 11th March 1858, No. 15.

SIR,

1. I have the honor to acknowledge the receipt of Extract from the Minutes of Consultation, Judicial Department, No. 96 of 19th January last, in the 6th para. of which I am called upon for a full report of the arrangements made for providing supplies to the Regiment of Her Majesty's 12th Lancers, in its march through this district, and especially at Coodoor, and if the supplies were defective, to state to what cause their insufficiency is to be attributed. The Government also desire to know under what circumstances the Tahsildar of Codecondah was placed in confinement, and how long he was detained.

2. My reply has, I regret to say, been later than I could wish, in consequence of having to make a second reference to the Sub Collector. But I have now the honor to report for the information of Government that the arrangements made for supplies for the 12th Lancers, were the same as the arrangements usually made for providing supplies to troops marching through this district, and which are in accordance with the orders of Government dated 26th May 1856 published in the Fort Saint George Gazette. An abstract of these orders has been printed and circulated to all the District authorities, for their information and guidance. But in addition to these ordinary measures, in consequence of instructions received from the Army Head Quarters, supplies have been constantly kept ready for troops at all the stations in the principal routes in this District, since September last, and I have been strict in enforcing attention to my orders on this subject, and have punished any inattention on the part of subordinates that has come to my notice. The Sub Collector Mr. Arbuthnott mentions the fact (para. 13 of his letter) that complaints from troops passing through this division of a scarcity of supplies are most unusual, and that several Commanding Officers have told him that they have nowhere had greater attention paid to their wishes and requirements than in the Sub Collectorate of Bellary.

3. With regard to the alleged deficiency of supplies at the village of Coodoor, the Sub Collector reports "that it appears there was a deficiency of green grass, an article not easily procurable at that season on a short notice, and that 50 coolies were not in readiness at a certain nallah." Mr. Arbuthnott states "that such a number could not be procured at a small village like Coodoor, nor is it usual for troops to require coolies at all."

4. But as Mr. Porter in charge of the Commissariat with Her Majesty's 12th Royal Lancers, in his statement dated 19th December which accompanied the Minutes of Consultation under reply, distinctly said that in consequence of a want of supplies the Regiment was put on short rations at Coodoor, I made a further reference to the Sub Collector to explain what other supplies were deficient, as a want of green grass could not be meant. I beg to send Mr. Goldingham's reply; (Mr. Goldingham is in charge of the Sub Collectorate during Mr. Arbuthnott's absence on leave.) Mr. Goldingham states his inability to discover what kind of supplies were deficient, but thinks that Mr. Porter must have alluded to toddy, from the want of which the baker was unable to furnish the necessary quantity of bread, which article the Tahsildar says was in camp at 8 o'clock in the morning. Mr. Goldingham has written to Colonel Fyler to explain what articles were deficient. On receipt of a reply I will communicate the same to Government; but as at present informed, the Tahsildar declares there was no deficiency and the Sub Collector has not been able to discover what things were wanted; and, as the Government will observe, Colonel Fyler never mentioned to Mr. Arbuthnott, whom he met shortly after, any want of supplies.

5. From Mr. Arbuthnott and Mr. Goldingham's letters, it would appear that the Tahsildar was in custody for about 4 hours. The Tahsildar says he was confined without the Colonel's knowledge; but it would appear that it was with Colonel Fyler's knowledge, who says he ordered

Report for the information of Government

Fort St. George, Judicial Consultation, 9th April 1858.

See Colonel Fyler's letter to Joint Magistrate, dated 2nd January 1858.

his release on his explaining that the Cutwal only was to blame, and that the Cutwal was flogged in consequence of the Tahsildar having falsely thrown the blame on him.

6. There are two letters from Colonel Fyler to Mr. Arbuthnott which have been sent to me by Mr. Goldingham, and copies of which are enclosed. It will be seen from these, that Colonel Fyler has paid the fine of 100 Rupees imposed upon him, and protests against the conduct of the Tahsildar, and expresses his intention to bring the circumstance of his being fined to public notice, as it is calculated to lead to similar neglect on native officials. I am not aware whether Colonel Fyler has made any representations to Government.

7. The fine of 100 Rupees having been paid by Colonel Fyler, 50 Rupees adjudged by the Joint Magistrate to the Cutwal, has been paid to him, and the balance 50 Rupees has been carried to the credit of Government in conformity with Act 22 of 1854.

8. Mr. Arbuthnott informed me that the full price of articles taken for the Regiment were not paid, and I called for a statement shewing the amount due by the several Regiments that passed through the District, and I have received the enclosed statement, from which it appears that there is a balance due by the 12th Royal Lancers, Her Majesty's 43rd Regiment and 19th and 50th Native Infantry, as follows:

Note — In the statement received, these two Regiments are classed together and therefore cannot be separately shewn.

By the 12th Royal Lancers.		Rs.	A.	P.
Anantapoor Talook.....		70	15	10
Pengondah do.		5	1	10
Dhurmavaram do.		41	2	3
Her Majesty's 43rd Regiment and 19th Regiment N. I.		107	2	11
Anantapoor Talook		86	13	0
Pengondah do.		14	3	10
Codecondah do.		33	1	2
Dhurmavaram do.		47	7	10
50th Regiment N. I.		181	9	10
Dhurmavaram Talook.....		8	6	1
Total.....		297	2	10

I have the honor to request instructions as to how this sum is to be recovered. Colonel Fyler appears to be of opinion that the chastisement inflicted on the Cutwal resulted in good effects, inasmuch as there was no difficulty in procuring supplies afterwards. But had the public officers taken alarm and absented themselves under fear of similar treatment, the probability is that the Regiment would have experienced the greatest difficulty in procuring any supplies at all on its march; but the Government officers did their duty and procured supplies, which, as it appears, were not paid for properly, threats being used by the Camp people that if the things were not given at the price they pleased to fix, the authorities would meet with chastisement similar to that received by the Cutwal of Paulsamoodrum.

From the Honorable D. ARBUTHNOTT, Sub-Collector of Bellary; to C. PELLY, Esq., Collector of Bellary, dated Paulasamoodrum, 9th February 1858, No. 13.

SIR,

I have the honor to acknowledge the receipt of your letter, No. 39, under date the 1st Instant, and to inform you that the fine of Rupees 100 has been paid by

Fort St. George, Judicial Consultation, 9th April 1858.

Colonel Fyler, by an order on the Paymaster of Bellary, I have requested that officer to pay the amount into your Treasury, and on his doing so, I beg that you will cause Rupees 50 to be forwarded to the Clerk of the Crown and Rupees 100 to be paid to the Cutwal of Paulasamoodrum.

2. As to deficiency of supplies at Codoor, I cannot discover from Colonel Fyler's letter which I enclose, what kind of supplies were deficient, but from all I can learn, it appears there was a deficiency of green grass, an article not easily procurable at that season on short notice.

3. I also enclose a statement from Quarter Master Blake, forwarded by Colonel Fyler, complaining that 50 coolies were not in readiness at a certain nullah.

4. Such a number could not be procured at a small village like Codoor, nor is it usual for troops to require coolies at all.

5. Colonel Fyler appears to have been under the impression that at small villages along the road he had only to ask in order to obtain, it seems never to have occurred to him that no little labour and trouble for many days previous is required to collect supplies at small villages for troops, especially for European troops.

6. I also beg to remark that from the Quarter Master General's (Mysore Division) letter dated 26th November 1857, 230 horses were reported to be with the Regiment. I write under correction but I feel certain that Colonel Fyler himself told me at Gootoor that there were 270 horses.

7. I saw Colonel Fyler at Pengondah and also at Gootoor, but on neither occasion did he say anything of deficiency of supplies at Codoor.

8. With regard to collecting supplies for troops, the plan followed is this: On receipt of a letter from Quarter Master General's Department, stating that troops are to pass through the Division, orders are issued to all the Tahsildars along the line of march that certain troops will beat the different stages on specified* dates and that supplies are to be collected accordingly. On receipt of those orders, the Tahsildars give instructions to the villagers and others and disburse advances for supplies. On the troops arriving on the ground, the supplies are sold to the troops by the Tahsildars, Sheristadars or other responsible talook officers assisted by peons, and the balance due to those bringing supplies is settled.

9. This arrangement only applies to firewood, milk, eggs, fowls, sheep, &c., grain of all sorts is sold to the troops by grain merchants who are ordered to attend at the camp and who usually give a seer less per Rupee than the current price to cover the expense of carriage.

10. Whenever troops are considerably behind the time specified in arriving at any place (as in the present instance) there must be some uncertainty in the collection of supplies and also considerable loss in all perishable.

11. The Tahsildar of Codecondah was placed in custody in the quarter guard for four hours and released at the expiration of that time to enable him to furnish the supplies required.

12. There were no complaints from Brigadier McDuff's Brigade regarding supplies, and the Tahsildars have received certificates from the Officers Commanding H. M.'s 43rd Regiment and 19th N. I., of their having been perfectly satisfied with their supplies. I am however sorry to add that there are several complaints against the Sepoys of the 19th N. I., who it appears on two or three occasions made a rush on the supplies in large bodies and carried off more than they paid for. A separate report will be made regarding this and the information called for in the 5th para. of your letter will be supplied as early as possible.

Fort St. George, Judicial Consultation, 9th April 1858.

13. I cannot conclude without mentioning that complaints from troops passing through this division regarding a scarcity of supplies are most unusual and I have been personally informed by several Commanding Officers that they have nowhere had greater attention paid to their wishes and requirements than in the Sub Collectorate of Bellary.

(True Copy)

(Signed) C. PELLY,
Collector and Magistrate.

From J. D. GOLDINGHAM, Esq., Head Assistant Collector in charge of Sub-division; to
C. PELLY, Esq., Collector of Bellary, dated Pengondah, 2nd March 1858, No. 25.

SIR,

Referring to your letter No. 52, of the 24th Ultimo, I have the honor to inform you that without further communication from Mr. Porter, I cannot clearly discover what kind of supplies were deficient at Codoor. Mr. Porter states that "he enumerated the articles that were required" and that "through the inattention of the Cutwall the Regiment was put upon short rations that day." He then alludes to the difficulty he had of procuring toddy, and which he says did not arrive until 2 o'clock in the afternoon. The absence of green grass would not cause the men of the Regiment much inconvenience. I conclude therefore that from the want of toddy the baker was unable to furnish the necessary quantity of bread. I have written to Colonel Fyler requesting him to explain more fully as from the tenor of Mr. Porter's letter it is probable that in some other respects the supplies were defective. Nothing further can be gathered from the Tahsildar whom Colonel Fyler charges with uttering a palpable falsehood to procure his release from custody. The Tahsildar declares that no kind of supply was wanting and that even the toddy and green grass were brought to the Camp at 8 o'clock in the morning, but he adds that the baker did not take the toddy until 10, being engaged up to that time in preparing a place to bake bread for the Regiment. The Tahsildar states that he was placed in custody from about half past seven to eleven but without the knowledge of Colonel Fyler. The Colonel however states* that he ordered the Tahsildar to be liberated, on his affirming that the Cutwall alone was to blame. The information promised in the 12th para. of Mr. Arbuthnott's letter will be forwarded to you almost immediately.

(True Copy.)

(Signed) C. PELLY,
Collector and Magistrate.

Kurnool, January 2nd 1858.

SIR,

I have the honor to acknowledge your official decision dated 23rd December 1857, sentencing me to a fine of 100 Rupees, I herewith remit an order as per margin for that sum, but respectfully protest against your decision, which I propose submitting and appealing against to the higher authorities.

Order at sight drawn by Regimental Pay Master on Oriental Bank Corporation for Company's Rupees 100.

Your Tahsildar and Cutwall refused to obey the orders of my Quarter Master, who placed them in custody and brought them before me. The Tahsildar's statement upon which you appear to have in a great measure decided, is a palpable falsehood. He distinctly informed me that the Cutwall alone was to blame, on which I immediately released the Tahsildar who was at liberty to go where he pleased, and had ample time and opportunity to provide what was required. It cannot be expected that I was to know the number of miles over which the jurisdiction of these

Fort St. George, Judicial Consultation, 9th April 1858.

people extends, and it was your Tahsildar's duty instead of telling me a falsehood and throwing blame on another to have assisted me.

You inform me that the neglect of duty of this Cutwall should have been immediately reported to the Joint Magistrate. The subsequent punishment of this man was a matter of indifference to me. You would not have received my complaint until long after I had left the ground, and the large body under my command would have been the sufferers. I know that there were or ought to have been officials on the spot paid by Government, to afford the assistance my Regiment required, and as these people appeared inclined to do only as they pleased, I did what I considered my duty in the absence of support from any civil authority, and compelled them to do their's, and get the supplies the Regiment required.

I have paid the fine you inflict, and now protest against the very improper conduct of the officials under your orders. I bring to your notice that the Cutwall was flogged in consequence of the Tahsildar having falsely thrown blame on the Cutwall and thereby caused me to order the latter to be flogged, as the only means of procuring the supplies necessary for the Regiment under my command. A measure most distressful to myself, but as it appears, most effectual.

I have the honor to request you will be pleased to inform me what notice you may take of the conduct of this Tahsildar.

As I consider the infliction of this fine, although my act may be considered by you illegal, calculated to lead to similar neglect in native officials, more especially as indemnity has been made to complainant. It is my intention to bring the circumstance to public notice, now that the march of so many of Her Majesty's Troops through the country is required.

(Signed) L. FYLER, Lieut. Colonel.
Commanding 12th Royal Lancers.

The Honorable D. Arbuthnott,
Joint Magistrate.

(True Copy.)

(Signed) C. PELLY,
Collector and Magistrate.

Secundrabad, January 22nd, 1858.

SIR,

I have the honor to acknowledge your Official Memorandum of 13th Instant.

You will be pleased to bear in mind that when you wrote inflicting a fine of 100 Rupees, you in no way indicated how the money was to be paid. There is no Pay Office between Bangalore and Secundrabad, consequently the only means in my power of complying with your decision without delay was by remitting an order on the Bank.

Having now paid the fine according to the request made in the Memo, under reply, I have the honor to call your attention to the request made in my letter from Kurnool, that you will be pleased to inform me what notice you propose taking of the complaint therein preferred.

(Signed) L. FYLER, Lieut. Col.,
Commanding 12th Royal Lancers.

To the Honorable D. Arbuthnott, Pengondah.

(True Copy.)

(Signed) C. PELLY,
Collector and Magistrate.

Fort St. George, Judicial Consultation, 9th April 1858.

Statement shewing the amount of balance due by the men of the 12th Royal Lancers, 43rd Queen's Light Infantry, 19th and 50th Regiments N. I., on passing through the Sub-Division.

By the men of the 12th Royal Lancers, 43rd and 50th Regiments N. I., on passing through the Sub-Division.									
Talook.	Date of halting.	Names of villages where the Regiments halted.	Names of Regiments.	Articles supplied.	Quantity of articles supplied.	Amount of price.	Amount paid.	Balance due.	
Anantapoor Talook.	17th Decr. 1857.	Maroor	12th Royal Lancers.	Fowls	132	Rs. A. P. 10 14 0	Rs. A. P. 10 0 0	Rs. A. P. 0 14 0	
				Bundles of straw	380	23 0 0	17 0 0	6 0 0	
				Do. firewood	320	20 0 0	13 10 0	6 6 0	
				Bandy hire due by Bandy maistry		4 8 0	1 0 0	3 8 0	
				Total		58 6 0	41 10 0	16 12 0	
		Maroor	43rd and 19th Regts.	Fowls	333	26 14 6	13 11 6	13 3 0	
				Eggs	468	2 7 0	0 14 0	1 9 0	
				Bundles of straw	466	29 2 0	26 10 0	2 8 0	
				Do. firewood	416	25 10 8	24 10 8	1 0 0	
				Total		84 2 2	65 14 2	18 4 0	
Anantapoor Talook.	18th Decr. 1857.	Rammany-pully.	12th Royal Lancers.	Fowls	98	8 8 0	4 7 0	4 1 0	
				Bundles of straw	335	16 12 0	12 11 0	4 1 0	
				Do. firewood	204	12 8 4	10 0 0	2 8 4	
				Milk, seers	64	4 0 0	3 4 6	0 11 6	
				Green grass bundles	162	4 0 0	1 12 0	2 4 0	
		Tent pegs	500	0 8 0	0 1 0	0 7 0			
		Do.	43rd and 19th Regts.	Fowls	400	28 7 11	18 15 8	9 8 3	
				Eggs	1024	5 5 0	3 5 4	1 15 8	
				Bundles of firewood	957	25 10 4	22 10 8	3 0 8	
				Do. green grass	200	4 2 8	3 0 0	1 2 8	
Milk, seers	105½			6 9 6	3 13 0	2 12 6			
Butter, seers	17	1 1 0	0 2 6	0 14 6					
Anantapoor Talook.	19th and 20th Decr. 1857.	Cusbah Anantapoor.	12th Royal Lancers.	Fowls	102	8 3 0	7 1 0	1 2 0	
				Grain for feeding fowls.		0 11 0	0 0 0	0 11 0	
				Bundles of straw	355	19 5 0	14 7 0	4 24 0	
				Do. green grass	209	4 7 6	1 15 0	2 8 6	
				Eggs	762	4 1 8	3 7 3	1 3 6	
		Do	43rd and 19th Regts.	Milk, seers	80	5 0 0	3 12 6	1 3 6	
				Bundles of charcoal	48	0 4 0	0 2 6	0 1 6	
				Do. firewood	463	36 12 4	19 5 6	17 6 10	
				Total		78 12 6	50 2 9	28 9 9	
				Anantapoor Talook.	January 1858.	Do	43rd and 19th Regts.	Fowls	572
Bundles of straw	712	36 13 4	35 14 4					0 15 0	
Do. green grass	62	1 13 6	1 8 0					0 5 6	
Eggs	1350	7 7 7	7 5 1					0 2 6	
Milk, seers	75	4 11 0	4 9 0					0 2 0	
Do	43rd and 19th Regts.	Charcoal				1 4 0	0 8 0	0 12 0	
		Butter, seers	27			2 4 0	1 6 8	0 13 4	
		Bundles of firewood	772			34 8 5	34 5 2	0 3 3	
		Grain for feeding fowls.				3 4 0	0 0 0	3 4 0	
		Total				151 9 7	116 4 0	35 5 7	

Fort St. George, Judicial Consultation, 9th April 1858.

Talook.	Date of halt- ing.	Names of vil- lages where the Regiments halted.	Names of Regiments.	Articles supplied.	Quantity of articles sup- plied.	Amount of price.	Amount paid.	Balance due.
						Rs. A. P.	Rs. A. P.	Rs. A. P.
Dhurmavaram Talook.	15th December 1857.	Chinna Cotta- pully.	12th Royal Lancers.	Fowls	3	0 4 0	...	0 4 0
				Bundles of straw	11	1 2 4	...	1 2 4
				Do. green grass	2	0 0 6	...	0 0 6
				Sheep	11	9 0 0	6 0 0	3 0 0
				Eggs	14	0 1 2	...	0 1 2
				Bundles of firewood	3	0 2 0	...	0 2 0
				Tent pegs	470	2 7 2	...	2 7 2
				Bandy hire	...	2 4 0	0 12 0	1 8 0
				Hire of bearers includ- ing batta.	...	18 3 0	5 8 0	12 11 0
				Total.....	...	33 8 2	12 4 0	21 4 2
	5th Jan'y. 1858	Do	43rd and 19th Regts.	Fowls	455	25 6 0	15 14 4	9 7 8
				Bundles of firewood	644	25 12 8	19 10 0	6 2 8
				Tent pegs and fire sticks.	6,200	9 15 7	...	9 15 7
				Total.....	...	61 2 3	35 8 4	25 9 11
	31st July 1857.	Dundooloor...	50th Regt.	Fowls	15	1 7 0	...	1 7 0
				Eggs	18	0 1 6	...	0 1 6
				Bundles of straw	40 1/2	5 1 0	0 2 5	4 14 7
				Do. firewood	22	1 6 0	...	1 6 0
				Milk, seers	9	0 9 0	...	0 9 0
				Total.....	...	8 8 6	0 2 5	8 6 1
	16th December 1857.	Do	12th Royal Lancers.	Fowls	3	0 1 6	...	0 1 6
				Eggs	15	0 1 3	...	0 1 3
				Sheep	17	12 12 0	6 6 0	6 6 0
				Bundles of straw	12	1 4 0	...	1 4 0
				Do. firewood	2	0 1 4	...	0 1 4
				Tent pegs	392	1 15 0	...	1 15 0
				Milk, seers	1	0 1 0	...	0 1 0
				Total.....	...	16 4 1	6 6 0	9 14 1
6th January 1858.	Do	43rd and 19th Regts.	Fowls	394	21 15 0	12 7 6	9 7 6	
			Sheep	31	20 0 0	18 0 0	2 0 0	
			Milk, seers	125	7 13 0	7 3 0	0 10 0	
			Butter, seers	48	4 0 0	2 13 4	1 2 8	
			Bundles of firewood	500	15 10 0	13 3 3	2 6 9	
			Tent pegs and firesticks.	3,146	6 3 0	...	6 3 0	
			Total.....	...	75 9 0	53 11 1	21 13 11	
Grand total of Dhurmavaram Talook.....				...	195 0 0	107 15 10	87 0 2	
Grand total of four Talooks.....				...	969 9 5 672	6 7 297	2 10	

Bellary District,
Sub Collector's Office at
Muduckserah, 6th March 1858.

(Signed) J. D. GOLDINGHAM,

Head Asst. Collr. in charge Sub-Div.

(True Copy.)

(Signed) C. PELLY,

Collector and Magistrate.

Fort St. George, Judicial Consultation, 9th April 1858.

No. 60. From C. PELLY, Esq., Collector and Magistrate of Bellary; to T. PYCROFT, Esq.,
Chief Secretary to Government, Fort Saint George, dated Ramandroog, 23rd March
1858, No. 17.

SIR,

In continuation of my letter No. 15 of 11th Instant, I have the honor to forward copy of a
letter from Mr. Goldingham, dated 19th Instant, giving cover to one from Colonel Fyler, inform-
ing that there was a deficiency in straw, gram, rice, fire-wood, grass, and milk for the sick men,
and that the toddy was not brought into the Camp until 2 P. M.

The Government will observe that Mr. Goldingham is now inclined to doubt the truth of
the Tahsildar's statement that all supplies were sufficient.

From J. D. GOLDINGHAM, Esq., Head Assistant Collector in charge of Sub Division; to C.
PELLY, Esq., Collector of Bellary, dated Anantapoor, 19th March 1858, No. 38.

SIR,

With reference to my former letter of the 2nd Instant, No. 25, I have the honor to inform
you that I have received a further communication from Colonel Fyler (a copy of his letter herein
enclosed), whereby it will appear that there was a deficiency in straw, gram, rice, fire-wood, grass,
and milk for the sick men, and that the toddy was not brought into the Camp until 2 P. M. as stated
before by the Quarter Master.

The Tahsildar declared that there was no deficiency, I must therefore be allowed to doubt the
truth of his statement.

From Lieutenant Colonel L. FYLER, Commanding 12th Royal Lancers; to J. D. GOLD-
INGHAM, Esq., Head Assistant Collector, Bellary District, Pengondah, dated Secun-
derabad, 12th March 1858.

SIR,

I have the honor to acknowledge your letter of the 2nd Instant, No.
24. The kind of supplies deficient at Codoor, as per margin and state-
ment of the Quarter Master of the Regiment here annexed, some only of
these were brought in that night.

The Tahsildar's declaration is simply a falsehood from beginning to
end. The toddy was not brought into camp at 8 o'clock that morning, nor was he placed into
custody by those under me, except as already detailed in my letter of the 2nd January, to which
I beg to refer you. He was released immediately as he threw all the blame on a man he called the
Cutwall of the place, which Mr. Arbuthnott states to have been that of Paulasamoodrum, there
was therefore nothing to prevent him, making every exertion to supply, the Regiment. A small
quantity of toddy, less than the usual supply was brought into Camp at 2 o'clock P. M. The
evidence of Mr. Porter corroborates the above assertion.

(True Copy.)

(Signed) J. D. GOLDINGHAM,

Head Assistant Collector in charge of Sub-Division.

Fort St. George, Judicial Consultation, 9th April 1858.

Memorandum of deficiencies of supplies at Camp Codoor, 10th December 1857.

Straw.
Gram.
Rice.
Firewood,
Grass.
Milk for sick men.
Toddy.

(Signed) M. BLAKE, Quarter Master,
H. M. 12th Royal Lancers.

(True Copy.)

Secunderabad, 10th March 1858.

(Signed) J. D. GOLDINGHAM,
Head Assistant Collector in charge Sub-Division.

(True Copies.)

(Signed) C. PELLY,
Collector and Magistrate.

No. 61. From Lieut. Colonel L. FYLER, Commanding 12th Royal Lancers; to T. PYCROFT,
Esq., Chief Secretary to Government, dated Trimulgherry, March 18, 1858.

SIR,

In taking the liberty of addressing myself direct to you, I fear I may be deviating from the usual form, if so, I trust the circumstances which compel me to appeal to Government with as little delay possible, in the present stage of the proceedings, I have the honor to submit, will plead my excuse, and that you will be pleased to overlook any apparent want of official etiquette, and submit my respectful appeal to the Right Hon'ble the Governor in Council.

Judicial Department No. 96,
Extract from Minutes of
Consultation 19th January
1858.

The subject of my present representation is as per margin. The copies of correspondence and decision, &c., were sent for my perusal in consequence, I presume, of the directions contained in para. 4 of decision of Government.

As the simplest method of explaining and submitting to Government my version of the case, I take the liberty of copying the decision referred to, with my remarks and answers annexed.

The Hon'ble Mr. Arbuthnott, in his letter of 4th January 1858, has reported me in the most unfavourable light to Government, and conveyed the impression (left uncontradicted) that I not only left the fine inflicted unpaid, but took no notice of the communication. He does not state that I was daily marching with my Regiment when I received his letter, and that I took advantage of the first halting place and Tappal Station, "Kurnool," not only to reply fully to his letter, but also to enclose an order on the Oriental Bank for the full amount of the fine imposed.

I was not instructed in what manner this money was to be paid, nor was I aware it could be paid at Kurnool; the order on the Bank was returned to me, and I was directed to pay the money into the Division Pay Office, which I immediately did, and sent a cash receipt. It has never been acknowledged to this day.

The Hon'ble Mr. Arbuthnott takes no notice of either of the above circumstances, nor does he appear to have made any mention of the facts stated in my letter of 2nd January, materially altering all the features of the case. He seems to ignore this letter, and to be entirely guided by the native account of the matter. Let me respectfully ask, is this the act of an impartial Magistrate? Am I a person whose evidence is not worthy of notice?

I am accused by the Hon'ble Mr. Arbuthnott of being the cause of every description of irregularity throughout his Division, in paras. 3 and 4 of his letter of 4th January 1858, and in the latter para. it is implied that ready money payments were not the custom in the Regiment under my command. The latter implied accusation I simply deny. The vague and totally unfounded

Fort St. George, Judicial Consultation, 9th April 1858.

accusations made against me all through this letter and endeavour to throw all the blame on me of every thing wrong in the Division, are so evidently unjust, it appears almost unnecessary to remark on them. The Hon'ble Mr. Arbuthnott can only have heard what he complains of from the exaggerated statements of Tahsildars and Cutwalls, whom he appears as implicitly to have believed as he has done the Tahsildar of Coodoor, proved to have stated falsely from beginning to end, and whose credibility the Hon'ble Mr. Arbuthnott's Head Assistant, Mr. Goldingham, appears altogether to doubt.

I beg also respectfully to point out that although the mistatements of the Tahsildar of Coodoor and Cutwall of Palasamoodrum, who misrepresented himself as the Cutwall of Coodoor, are taken as evidence against me, no notice whatever has been taken of my charges against these two officials, proved by the evidence in writing of my Quarter Master and the Commissariat Serjeant in charge.

All the regulations made by the former officer and Serjeant were treated with the most perfect contempt. The consequences of which neglect were the breakage of sundry bandy loads of stores and the total absence of all supplies.

It now suits this Cutwall's views to declare he was not the Cutwall of the place, and had no authority in it. Why then did he act as such? why did the Tahsildar represent to me that this man was the Cutwall and that the deficiency in the supplies was solely owing to his neglect? and why was there no Cutwall or Government officer at Coodoor.

The Tahsildar was not kept in custody by me for more than ten minutes, and on his representation that the pseudo Cutwall was alone to blame, the Tahsildar was immediately released. Let me therefore respectfully submit the correctness of the Hon'ble Mr. Arbuthnott's conclusion upon which I was condemned. "The Tahsildar was placed in custody by Colonel Fyler's orders, and was of course useless for the only purpose for which he had gone to camp."

Letter to Hon'ble D. Arbuthnott, Kurnool, 2nd January 1858.

In support of what I now state, I have

Letter from Mr. Goldingham, 2nd March (original answer to do. 12th March. the honor to enclose documents as per margin.

With reference to para. 6, Minutes of Consultation, I have the honor to refer to the letters of Quarter Master Blake and Commissariat Sejeant Porter, as to the results of the arrangements made by the Collector of Bellary for providing supplies, &c. The total want, not only of supplies, but of zeal on the part of the officials in endeavouring to procure them, compelled me, in the absence of civil power and apparent deficiency of all arrangements on the part of the authorities, to act for myself, the result of which was, that there were no more complaints of this sort, but that I was fined for getting supplies for my men, and the supposed Cutwall received Rs. 50 for being punished with 11 lashes, a reward to him for having misrepresented himself and caused all this trouble to upwards of 2,000 people.

(Copy.)

From Lieut. Colonel L. FYLER, Commanding 12th Royal Lancers; to the Honorable D. ARBUTHNOTT, Justice of the Peace, Bellary.

The Joint Magistrate of Bellary forwards his proceedings as Justice of the Peace in a case of assault wherein Colonel Fyler, 12th Lancers, is defendant.

2

The assault consists in the Colonel having caused the Cutwall of Paulasamoodrum to be flogged for not bringing the necessary supplies into camp.

The Cutwall of Coodoor being sent for, this man represented himself as such.

He disobeyed all the orders given to him by the Regimental Quarter Master, who confined and brought him to me.

On the Tahsildar of Coodoor representing to me that the Cutwall alone was to blame, I gave the Cutwall clearly to understand that if the supplies were not forthcoming at 12 o'clock, he should be punished.

They were not brought. I gave him five hours more, and then ordered the man to be flogged, when the supplies were immediately brought in.

Fort St. George, Judicial Consultation, 9th April 1858.

3

The defendant has been convicted and sentenced to pay a fine of Rs. 100, but the fine has not been paid.

4

Mr. Arbuthnott will apply to Major General Coffin, Commanding H.S. Forces, to recover the amount of the fine from Lieutenant Colonel Fyler forthwith, and remit it to him.

5

It appears from the sentence of the Justice of the Peace in this case that the complainant left his own village, Palsamoodrum, in which alone he had any authority, to assist in distributing supplies at Coodoor, distant about $7\frac{1}{2}$ miles from Palsamoodrum, he had no power to collect supplies of any sort. The only man who had any

real power, the Tahsildar, was placed in custody by Colonel Fyler's orders, and was of course useless for the only purpose for which he had gone to camp.

On the evidence of such a man, having the disregard that natives have for truths is the word of a British officer of 32 years standing, in Command of a Regiment of H. M. Lancers doubted, his statement taken into no account, and his name handed up to Government, and case decided without a reference.

6

The Government resolve to call on the Collector of Bellary for a full report of the arrangements made for providing supplies to the Magistrate on its march through the District and especially at Coodoor, and if the supplies are defective to what cause their inefficiency is to be attributed.

They also desire to know under what circumstances the Tahsildar was placed in confinement, and how long he was detained.

The orders of the Quarter Master are treated with contempt by all. The Tahsildar falsely states that he was prevented being of use in consequence of having been kept in confinement, whereas he was detained only ten minutes in the early morning.

At my first halting place, Kurnool, I wrote to the Honorable Mr. Arbuthnott on Jany. 2nd, and enclosed an order at sight on Oriental Bank for Rs. 100. This was returned to me to Secunderabad, with directions to pay the money into the Pay Office, which was done.

It was the duty of the Honorable Mr. Arbuthnott to have acknowledged my letter enclosing him a cash receipt for the amount claimed paid into Treasury as I was directed. This has not been done to this date.

A correct statement forwarded by Mr. Arbuthnott to Government would have prevented the peremptory order conveyed in 4, and the impression being conveyed to the Major General under whom I am serving that I was contumacious to the civil power. I in no way admitted the justice of the fine, but nevertheless I paid it.

This man came to my Quarter Master as the village Cutwall, and all the blame was said by the Tahsildar to rest with this Cutwall. How could I tell to what village he belonged to? Why was he there if he was not the Cutwall and had no power to collect supplies. The Tahsildar, on making above statement was immediately released. He was not more than 10 minutes in custody, and states what was false.

In another statement made by this Tahsildar to Mr. Goldingham he declares he supplied the Toddy for the Baker at 8 A. M., when in statement sent by the Honorable Mr. Arbuthnott to Government Commissariat Serjeant Porter writes—

“The quantity short was never brought that day and the Toddy for the baker was procured after great exertion on my part from the Tahsildar at 2 o'clock.

I beg respectfully to point out there were no officials whatever at Coodoor on the arrival of the Regiment, if the man calling himself the Cutwall was not the real one. The Tahsildar came at about 8 o'clock A. M.

A man with no authority represents himself and is represented by the Tahsildar as the Cutwall, and then claims indemnity from not having authority.

The Tahsildar declares to the Head Assistant to the Collector, “that no kind of supplies were wanting, and Toddy was brought at 8 A. M.” whereas the Serjeant writes the Toddy for the Baker was got by himself, after great personal exertion, at 2 o'clock.

The supplies deficient at Coodoor, were as follows :

Straw.	Grass.
Gram.	Milk for the sick.
Rice.	Toddy.
Firewood.	

The orders of the Quarter Master are treated with contempt by all. The Tahsildar falsely states that he was prevented being of use in consequence of having been kept in confinement, whereas he was detained only ten minutes in the early morning.

Fort St. George, Judicial Consultation, 9th April 1858.

Copy.

From the Honorable D. ARBUTHNOTT, Justice of the Peace, Bellary ; to Colonel FYLER, Commanding H. M. 12th Lancers, dated 12th December 1857.

SIR,

The Cutwall of Palsamoodrum having preferred a charge of assault against you, I have the honor to request that you will either appear personally before me, or depute some one (European or Native) to answer the charge. Enclosed is a true translation.

Translation of a complaint preferred by Lutchmenara Sing, Cutwall of Palsamoodrum in Codecondah Talook, 16th December 1857.

“Agreeably to the order of the Sub Collector, I and Talook Head of the Police prepared all supplies for the 12th Lancers, in conformity to the order of the Head of the Police, I proceeded to Coodoor on the 9th Instant and supplied the necessary things to part of the Regiment that arrived at Coodoor on that day and the morning of the 10th Instant all the Regiment arrived and halted at that villiage. At 8 A. M., Colonel Fyler having sent for me asked me why the supplies were insufficient, I answered I am giving all required things and the supplies are still bringing and that I will supply every thing wanted, when that gentleman detained me there and sent for the Talook Head of the Police from the village Coodoor and questioned him why the supplies are insufficient. The Head of the Police having told as I said, the gentleman then ordered some soldiers to take me and the Amildar to the guard tent and detain us there, who accordingly did so. At 10 o'clock A. M., a Serjeant and the Regimental Cutwall came to the guard and told that the Amildar was ordered to be released for the purpose of bringing supplies, but to retain me in the guard. The Amildar was accordingly released and let out to the village, I was in the guard until $\frac{1}{2}$ after 5 o'clock P. M., when the Regimental Cutwall and guard Serjeant came and took me to the tent of Colonel Fyler. There were two gentlemen outside the tent when Colonel Fyler came there and asked me why the supplies were insufficient, I then told him all things which were supplied until that time. This gentleman in November last when on his way to Bangalore, halted at Palsamoodrum bungalow, ordered me to show good water for his use. Colonel Fyler at that time said I had shown bad water to his servant when he halted in November. He then told the Regimental Cutwall some words in English language, the Cutwall then took off my jacket and cloth, called three pariahs, of whom two persons took hold of my arms, the other brought a whip with which prisoners are beaten. When Colonel Fyler ordered to beat me two dozen lashes. Upon which the person who brought the whip beat me first six or seven lashes, I then fell over from severe pain which I was unable to endure. The pariahs having again taken me up, flogged me three or four lashes, I then fell to the ground, but these persons having again taken me up beat me two lashes, when I was fainted and fell senseless for one hour. Afterwards having obtained my senses I got up myself and finding that Colonel Fyler was standing and that the persons who caught hold of me were gone away, I was a little encouraged and took my clothes from the ground. Colonel Fyler told me to go to the village. Accordingly I went to the village and showed the Tahsildar the marks of the lashes on my back, I supplied remedy to cure the wounds and pains of the lashes which are now a little cured. When the assault was committed by these pariahs according to the order of Colonel Fyler one Taliar of Trevandrum putty hamlet of Boodely, was near and saw the assault, Potail Vencatareddy and Curnum Naugappah of Codecondah village saw the assault from a little distance, Vencatarreday applied remedy for the wounds.

(Translation.)

(Signed) D. ARBUTHNOTT,

Justice of the Peace.

(True Copy.)

(Signed) L. FYLER,

Copy Reply from Colonel FYLER, Commanding 12th Lancers ; to Honorable D. ARBUTHNOTT, Camp Nandy Anantapoor, 20th December 1857.

SIR,

I have the honor to acknowledge the receipt of your letter of the 19th December and to observe that it is impossible for me to return to answer the complaint of the Cutwall of Palsamoo-

Fort St. George, Judicial Consultation, 9th April 1858.

drum as I am proceeding with my Regiment on service, he might have made his complaint when I was there, which I might have replied to on the spot instead of doing so when I had passed with my witnesses, nor do I know any European or Native who can appear for me, I therefore request this letter may be my substitute. I forward with this two statements, one from my Quarter Master, the other from the person in charge of the Commissariat by which you will see the disposition of the Cutwall is a tissue of false exaggerations, I threatened to report him, he has therefore thought to be beforehand with me. When I marched into Camp Codoor at $\frac{1}{2}$ after 7 A. M., there were no supplies ready, the Quarter Master reported to me that the night before he could get neither lights or coolies, though he had asked for them to assist the bandies across a nullah, in consequence there were many upsets and much delay in the arrival of the bandies. As I had no other means of getting supplies except thro' the Cutwall, I gave him until mid-day and told him if they were not in by that time he would be punished, he had 5 hours more to after that, before I acted, at 5 P. M., the things had not arrived, I then ordered him one dozen lashes, eleven were inflicted by a Native who hardly touched him, he was more frightened than hurt, neither fainted or pretended to do so, as all present can testify, he walked away with a promise from me, that if before dark he did not send some of the things most absolutely required, he would receive another dozen. This had the desired effect, about 1 P. M. some supplies were brought into camp. It was necessary to get without further delay what ought to have been in that morning, I took upon myself the responsibility, which cramps so many to act perhaps contrary to rule for the benefit of the public service, trusting to the above facts to bear me out, this is the assault he complains of, which I hope you will think justifiable and that I shall get that support so necessary in the present times in India. The summary way I have dealt with this man has had an excellent effect upon the road, I have had no more difficulties of this nature to contend with, and have little doubt that the other troops coming up will benefit by it. This man in his statement goes out of his way to enter on a subject foreign to the occasion and to tell a most deliberate falsehood, he brings to my recollection that when I marched down in November last, he pointed out to my Bheastie a small dirty *bootic* where natives at the time were washing their clothes, the water full of soap suds, as *water fit for me to drink*, though within two hundred yards I found myself a well of good water, I had no idea at the time the Cutwall at Codoor was reported to me that he was the same man calling himself a Bramin, who had behaved so ill to me at Palasamoodrum.

(True Copy.)

(Signed) L. FYLER, Lieut-Col.,
Commanding 12th Lancers.

Statement of Quarter Master Blake, 12th Royal Lancers.

On my arrival at Codoor on the 9th Instant, I inspected the Camp ground and found a deep nullah at the bottom of it which the bandies would have to cross, I considered it was absolutely necessary that 50 coolies should be employed to assist the bandies to cross during the night, I also considered it necessary that 8 should be placed on both sides for guides for the bandy men to prevent accidents. I immediately sent for the Cutwall of the village and had it fully interpreted to him that he should immediately provide coolies and lights for the above purpose and further gave him orders to have the supplies ready for the Regiment at 7 o'clock the following morning, but none of my orders were obeyed and in consequence several of the bandies with stores were upset and part of the supplies that should be furnished by the Commissariate Department were not received until the following day. I reported the Cutwall of the village to Lieutenant-Colonel Fyler the Officer Commanding the Regiment for not attending to my orders given him the previous night.

Camp Nandy Anantapoor, 19th December 1857,

(Signed) M. BLAKE,
Quarter Master 12th Lancers.

(True Copy.)

(Signed) L. FYLER.

Statement of Serjeant Porter, Commissariat Department.

On the evening of the 9th Instant, I arrived at the village of Codoor, I sent one of the peons to fetch the Cutwall of Codoor about 6 P. M., on his doing so I told the Cutwall that the 12th Lancers were coming to the place in the morning and the articles required by the men of the Regiment a part of the rations allowed by Government would be required by me that evening.

Fort St. George, Judicial Consultation, 9th April 1858.

I then enumerated the different articles together with the probable quantity required and requested he would have them sent at once to my stores, where I would place them under charge of my guard, as they were required for issue very early next morning, this being the Cutwall's duty on the march and I told him so at the time, he then went away to the village, I saw him no more that night. On my going to the stores next morning to issue the rations, I found that only a portion of the articles I had ordered were brought, I questioned my peon on the subject, he stated it was with the greatest difficulty he could collect the quantity which was then present and that he was engaged in doing so, up to 12 o'clock that night, he said there was no one in the village to give him any information on the subject, and that he had lost sight of the Cutwall. The they had arrived at the Jaumdahree through the inattention on the part of the Cutwall. The Regiment only received part of their rations that day (the quantity deficient being made up the following day at Palsamoodrum) About 8 A. M., the same day on returning from the Hospital, I observed the Quarter Master asking the Cutwall some questions regarding the non-appearance of the supplies he had ordered in his own department for the Regiment, I immediately went over and reported the circumstance of the men having been put on short rations that day through the inattention of the Cutwall. On my questioning the Cutwall in Hindostanee repeatedly as to the non-arrival of the supplies, his answer to me every time was, "they are coming," "they are coming." The quantity due never came that day, and the toddy for the baker was procured after great exertion on my part from the Tahsildar at 2 o'clock, I left Palsamoodrum at 3 P. M. the same evening.

(True Copy.)

(Signed) J. PORTER, in charge
Commissariat with 12th Lancers.

Camp Anantapoor. }
19th December 1857. }

OFFICIAL MEMO.

Extract from proceedings in a case of assault tried before the Honorable D. Arbuthnott, Justice of the Peace, is herewith forwarded for the information of Colonel Fyler, defendant in the same case.

(Signed) D. ARBUTHNOTT,
Justice of the Peace.

Pengondah, }
24th December 1857. }

Complainant states as per tenor of charge and shows marks of lashes on his back. Defendant declined appearing personally or by Vakeel but has forwarded a written statement (marked A) in which he acknowledges that he ordered complainant to receive 11 lashes and that they were inflicted, but justifies the proceedings on the ground that the Cutwall had neglected his duty in not furnishing supplies to the Regiment, to prove which statements 1 and 2 are forwarded. The neglect of duty on the part of complainant who is Cutwal of Paulasamoodrum, and a paid Police officer should have been immediately reported to the Joint Magistrate, but this neglect could not justify the illegal punishment inflicted by the defendant. The complainant it appears left his own village Paulasamoodrum in which alone he has any authority to assist in distributing supplies for the Regiment at Codoor, distant about 7 $\frac{1}{2}$ miles from Paulasamoodrum. He had no power to collect supplies of any sort, the only man who had any real power, the Tahsildar, was placed in custody by Colonel Fyler's orders and was of course useless for the only purpose for which he had gone to the Camp. It is thus clear that the defendant by his act effectually prevented the only man who had power to get supplies from doing so and then flogged the wrong man because the supplies were not ready. The defendant, Colonel Fyler, has acknowledged the truth of the charge of assault preferred against him by the Cutwal Lutchmenara Sing, he is therefore fined 100 Rupees, and directed to forward the sum to this office in order that one half, thereof may be remitted to the Clerk of the Crown, and the other half paid to complainant in compensation under Section II, Regulation II, 1820.

(Signed) D. ARBUTHNOTT,
Justice of the Peace.

23rd December 1857.

From J. D. GOLDINGHAM, Esq., Head Assistant in charge of Sub-Division; to Colonel L. FYLER, Commanding 12th Royal Lancers, dated Pengondah, 2nd March 1858, No. 24.

SIR,

I have the honor to acknowledge the receipt of your two letters to the address of Honorable D. Arbuthnott, dated 2nd and 22nd of January 1858, and to request you will be good enough to give me some further information as to what kind of supplies were deficient at Codoor, to enable

Fort St. George, Judicial Consultation, 9th April 1858.

me to reply to the requisition of Government and to form an opinion on the conduct of the Tahsildar.

2. Mr. Porter in charge of the Commissariat states that the Regiment was put upon short rations that day, but from what I can gather, the deficiency existed only in toddy and green grass. The Tahsildar declares that no kind of supplies were wanting, and that the toddy was brought to the Camp at 8 o'clock in the morning, he moreover states that he was placed in custody by those under you, and that you are unaware of the fact.

3. As it is impossible to learn the true facts of the case from the Tahsildar, I request you will be good enough to give me at your earliest convenience, the information required in 1st para. of my letter.

Copy.

From Lieut. Colonel L. FYLER, Commanding 12th Royal Lancers; to J. D. GOLDINGHAM, Esq., Head Assistant Collector in charge Sub-Division, Bellary District, Pengondah, dated Tremulgherry, 12th March 1858.

SIR,

I have the honor to acknowledge your letter, No. 24, of the 2nd Instant.

The "kind of supplies deficient at Codoor," as per accompanying statement of the Quarter Master of the Regiment, are detailed in the margin, some of these were brought in that night.

The Tahsildar's declaration is simply a falsehood from beginning to end. The toddy was not brought to the Camp at 8 o'clock in the morning, and the Tahsildar was not placed in custody "by those under me," except as already detailed in my letter of the 2nd January, to which I beg to refer you. He was released immediately, as he threw all the blame on a man he declared to be the Cutwal of the place, and that Mr. Arbuthnott states as being that of Paulasamoodrum.

This man deliberately declares to you the toddy was brought to the Camp at 8 A. M., and Mr. Porter, in a statement submitted to Government, writes, "the quantity was never brought that day and the toddy for the baker was procured after great exertion on my part from the Tahsildar at 2 o'clock P. M."

If any corroboration of my assertion are required, I presume the above will suffice.

No. 62.

ORDER THEREON, No. 461; dated 9th April 1858.

In reference to Extract Minutes Consultation No. 96 of the 19th January last, the Collector of Bellary replies that supplies for Troops passing through his District are regulated by the rules published in the Gazette under date the 27th May 1856. The Government cannot reconcile this with the fact, now brought to their notice, that a balance of Rupees 297-2-10 is outstanding on account of provisions supplied to the four Regiments marginally* noted; it being clearly laid down in several Clauses of Section 34 of those rules that no articles whatever are to be given without payment. They desire that the Collector will at once advance the amount to the Sutlers, recovering the sum from the Commanding Officers of the several Corps.

2. The Governor in Council thinks it altogether unnecessary, at this distance of time, to weigh the contradictory statements apparent in the correspondence now before him, in regard to the conduct of the Collector's subordinates in the matter of supplies for H. M. 12th Lancers, on their march through the District in December last. He would merely observe that no complaints have heretofore reached him regarding any want of proper provision for Troops in the Bellary Collectorate, and that Lieutenant Colonel Fyler has not cited any occasions of neglect beyond the occurrence now under review, and which he very intemperately proceeded to correct in person.

3. The Government are happy to accept Colonel Fyler's explanation in regard to the payment of the fine inflicted on him by the Joint Magistrate. It is clearly shown that he took the earliest opportunity of remitting the sum to the proper quarter.

(Signed) H. FORBES,
Acting Secretary to Govt.

25th Jan 1858 9

Respectfully
Submitted

My dear Mr. Fyler

Will you kindly
look over the accompanying
documents, I trust will
give all further particulars.
I should like the parties
to be shown up so they
deserve, I know public
opinion at home would
support me. Mr. Arbuthnott

Straw.
Gram.
Rice.
Firewood.
Grass.
Milk for the sick.
Toddy.

*H. M. 12th Lancers
" 43rd Light Infantry.
19th and 50th N. I.

12
as well as his superior
appeal quite to hand
the contents and to be
in their hands, the latter
Mr. Pelley goes by the
name of the "White Man"
in his district, little
redress to be got in
that quarter therefore.
With kind remembrances
to Mrs. Rogers Pelley &
Sincerely yours
L. H. Rogers

N D 1

241 N D 1

[Faint, mostly illegible handwritten text on the left page, possibly bleed-through from the reverse side.]

*The for me
perhaps with
no more
copy to go
agreed to him
more 4
an agrees
once*

No. 15

Bellary Collector & Magistrate Office
Adonis 11 = March 1858

C. Bellary Esqrs
Collector and Magistrate Bellary
J. Dyce Esqrs
Chief Secretary
to Government
Fort St. George

Sir,

1- I have the honor to acknow-
ledge the receipt of Extract from the
Minutes of Consultation Judicial Depart-
ment No. 96 of 19 = January last, in the
6th para of which I am called upon for
a full report of the arrangements made
for providing supplies to the Regiment
of Her Majesty's 12 Lancers, in its march
through this District, and especially
at Coor-door and if the supplies were
defective, ^{to state} to what cause their insuffi-
ciency is to be attributed. The Govern-
ment also desires to know under what
circumstances the Tahsildar of Coor-door
was placed in confinement, and
how long he was so detained.

2- My reply has I regret to say
been later than I could wish in consequence
of having to make a second reference to
the Sub-Collector. But I have now the
honor to report for the information of Government
that

that the arrangements made for supplies for the 12th Lancers were the same as the arrangements usually made for providing supplies to troops marching through this District, and which are in accordance with the orders of Government dated 26th May 1856 published in the Fort St George Gazette. An abstract of these orders has been printed and circulated to all the District Authorities, for their information and guidance. But in addition to these ordinary measures, in consequence of instructions received from the Army of India Quarters, supplies have been constantly kept ready for troops at all the stations in the principal routes in this District, since September last, and I have been strict in enforcing attention to my orders on this subject, and have punished any inattention on the part of Subordinates that has come to my notice. The Sub Collector Mr Arbuthnot mentions the fact / para 13 of his letter / that complaints from troops passing through this Division of a scarcity of supplies were most unusual, and that several Commanding Officers have told him that they have nowhere had greater attention paid to their wishes and requirements than in the Sub Collectorate of Bellary.

3- With regard to the alleged deficiency

deficiency of supplies at the Village of Codoor, the Sub Collector reports that it "appears there was a deficiency of Green Grass, an article not easily procurable at that season on a short notice, and that 50 Coolies were not in readiness at a certain Ballah". Mr Arbuthnot states "that such a number could not be procured at a small Village like Codoor, nor is it usual for troops to require Coolies at all".

4- But as Mr Porter in charge of the Commissariat with Her Majesty's 12th Royal Lancers, in his statement dated 19th December, which accompanied the Minutes of Consultation under Reply, distinctly says that in consequence of a want of supplies the Regiment was put on short rations at Codoor. I made a further reference to the Sub Collector to explain what other supplies were deficient as a want of Green Grass could not be meant. They have sent Mr Goldingham in Reply, Mr Goldingham is in charge of the Sub Collectorate during Mr Arbuthnot's absence on leave, Mr Goldingham states his inability to discover what kinds of supplies were deficient, but thinks that Mr Porter must have alluded to fodder from the want of which the butler was unable to furnish the necessary quantity of bread, which article the Tahildar says was in Camp at 8 O'clock in the morning. Mr Goldingham has written to Colonel Fyler to explain what

See Enclosure No 2 -

See Enclosure No 1.

that articles were deficient. On receipt of a
Reply I will communicate the same to Govern-
ment; but as at present informed the Tahvildar
declared there was no deficiency, and the Sub Collec-
tor has not been able to discover what things
were wanted, and as the Government will
obey, Colonel Tyler never mentioned to
Mr. Abuthrott, whom he met shortly after,
any want of supplies -

From Mr. Abuthrott & Mr. Goldingham's
letters, it would appear that the Tahvildar
was in custody for about 4 hours. The Tahvil-
dar says he was confined without the Colonel's
knowledge, but it would appear that it was
with Colonel Tyler's knowledge, who says he
ordered his release on his explaining that
the Cutwal only was to blame, and that
the Cutwal was flogged in consequence of
the Tahvildar having falsely thrown the
blame on him.

There are two letters from Colonel Tyler
to Mr. Abuthrott which have been sent to
me by Mr. Goldingham, and copies of which
are enclosed. It will be seen from these
that Colonel Tyler has paid the fine of
100 Rs imposed upon him, and protection
against the conduct of the Tahvildar, and
disproves his intention to bring the circum-
stances of his being fined to public notice,
as it is calculated to lead to similar in-
flection on Native Officials. I am not aware
whether Colonel Tyler has made any repre-
sentations to Government.

see Col Tyler's
letter to Mr. Abuthrott
dated 22nd January
1858.

Dated 22nd January
and 22nd Feb 1858
Marked No 344

He must have
one copy of his letter
from Mr. Abuthrott
with a
mini note

Judicial Department

No 490

From the Collector and Magistrate of Bellary
Dated 11th March 1858.

In Orders

The amount due. if loaned
to be paid at once by Govt -
to be received in place of the
proper account afterwards.

The people who furnished the
money -
that the money
mentioned are really due -
were complaints made

At
W. H. H.

the Sub Collector, recovering the sum from the

C.O.s of the several corps.

2 - The 4th in C. thinks it altogether unneces-
sary to weigh

Articles were deficient. On receipt of

Judicial Dept

No 461

E.M.C. 5/9 April 1858

Read the following letters } here enter No 15 & 17
from the Coll^r of Bellary. } 5/11 & 23^d March/58, respectively.

Read also the following letters } here enter
from Lt Col. Flyer - Com^d 12th Royal Lancers } 5/18th March/58.

In reference to E.M.C. No 96 of the
19th Jan^y last, the Collector of Bellary
replies that supplies for troops passing
through his Dist are regulated by the Rules
published in the Gazette under date the
27th May/56. The Gov^t cannot reconcile
his with the fact, now brought to their
notice, that a balance of Rs 297. 2. 10
is outstanding on acct of provisions sup-
plied to the four Regts marginally no-
ted; it being clearly laid down in sev-
eral clauses of Sect 34 of those Rules
that no articles whatever are to be given
without payment. They desire that the
Coll^r will at once advance the amount to
the sutlers, recovering the sum from the
C.O.s of the several corps.

2 - The Gov^t in C. thinks it altogether unneces-
sary, at this distance of time, to weigh
the contradictory statements apparent
in the correspondence now before him,
in regard to the conduct of the Collector's
subordinates in the matter of supplies
for the 12th Lancers, on their march

x H.M. 12th Lancers
" 4th Light Inf.
19-50 = N.I.

brought the district in December
last. He wd. merely observe that
no complaints have heretofore reached
him regarding any want of or
proper ^{provision} ~~arrangement~~ for troops
in the Bellary Collectorate, & that
Lt Col. Tyler has not cited any oc-
-casions of neglect beyond the oc-
-currence now under review, & which
he very in temperately proceeded
to correct in person.

3. The Govt. are happy to accept
Col. Tyler's explanation in regard
to the payment of the fine inflicted
on him by the Joint Magt. It is
clearly shown that he took the earliest
-est opportunity of remitting the
sum to the proper quarter.

W H

To the Col & Magt Bellary.

• Lieut Col. L. Tyler.

Comd. 12 Lancers. Secunderabad.

} Dispt 12.5

11/10/58

without passport

D.H.
31/12/58

C. H. P.
R.S.

to am. 3 & 2 April.
Provincial 1838 & 1839

No 461

Abstract Minutes of Board

21 April 1838

59 @ 62.