

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	538	Press Mis.
99-100		
Dated	30-4-1918	60

5/6.

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
for the month of April 1860.*

No. 99. Read the following Proceedings of Government, in the Revenue Department, dated 23rd April 1860, No. 617.

Communicating copy of an Order passed by Government in the Public Works Department, dated 9th February 1858, No. 220, directing the Chief Engineer to discontinue the practice of submitting Extracts from his Proceedings, and to address Government by letter, in view to its adoption in the Judicial Department, as far as it may be applicable.

(Vide Proceedings, Revenue Department, from 21st to 30th April 1860, No. 26.)

No. 100. ORDER THEREON, 30th April 1860, No. 538.

Communicated to the Inspector General of Jails and to the Inspector General of Police, for information and guidance.

(Signed) T. PYCROFT,
Chief Secretary.

No. 220.

Extract from the Minutes of Consultation under date the 9th February 1858.

Read the following letter from Captain H. YULE, Officiating Secretary to the Government of India; to H. FORBES, Esq., Acting Secretary to the Government of Fort St. George, dated Fort William, the 27th January 1858, No. 430.

SIR,

In acknowledging your letter No. 2140, of the 21st November, communicating explanations by the Superintending Engineer of the Southern Circle in reply to observations of the Government of India regarding the projects for certain bridges, which formed items in the Budget of 1856-57, I am directed by the Right Honorable the Governor General in Council to express the strong disapprobation with which His Lordship has read the enclosure to your letter.

2. His Lordship in Council does not refer to the Minute of explanation by Major Lawford, the Superintending Engineer, which is satisfactory, and quite unobjectionable both in substance and tone, but to the comment which has been added to it by the Chief Engineer in the form of a "Resolution" in which that officer calls for the support of the Government of Fort St. George "towards the future protection of experienced Officers of the Department of Public Works of the Madras Presidency against allegations of improvidence and inadequacy of design."

* 24th. No. 33, Statement L. "The Bridge over the Pennaur on Trunk Road No. 8," will be recommended for the approval of the Honorable Court of Directors; but I am directed to remark that some doubt is felt regarding the sufficiency of the foundations in the probable event of sand being found in the River bed to a greater depth than that of the substructure.
33rd. The remainder of the District Roads comprising Projects Nos. 31, 33, 34, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, are all sanctioned.
I am however to point out that the wells of the Bridge over the Vignay River, Project No. 43 appear rather deficient in depth; and to suggest for consideration whether it would not be advisable to carry to a greater depth than 8 feet, the foundation Cylinders of the Ambavaty Bridge which it is represented will be founded on sandy soil.

3. The remarks against which the Chief Engineer's so called "Resolution" is directed are to be found in the 24th and 33rd paragraphs of the despatch from this Department No. 3173 of 11th July 1856, and are transcribed in the margin.*

4. It is unnecessary to say that these remarks, or suggestions rather, are in substance and expression entirely moderate and courteous, and afford no excuse, however imperfect, for the tone of remonstrance which Colonel Faber has judged proper to adopt, and to which in fact, it is observed with regret, the Right Honorable the Governor in Council has lent his high sanction by transmitting the Resolution of the Chief Engineer to this government without censure or remark.

5. The terms used by the Chief Engineer can have no other practical meaning than that all projects prepared by officers of the Madras Presidency are to be exempted from criticism by the Government of India.

6. The Government of India in this Department does not desire habitually, or to any large extent, to interfere in professional details; and when it has done so its remarks have been communicated with the same moderation and courtesy as in the present instance. But the Governor General in Council sees no cause to forego the exercise of criticism upon projects of officers of whatever Presidency when submitted for his sanction, and to demand such professional explanations upon those projects, as His Lordship may deem expedient before according that sanction, it is not without benefit that this right has been and will continue to be exercised.

7. The Governor General in Council is not aware of the circumstances under which the Right Honorable the Governor of Fort Saint George in Council deems it allowable that the Chief Engineer should lay his opinions before his Government in the form of "Resolutions." But be that as it may, the Government of India trusts that His Lordship in Council will see the propriety of not again permitting this tone of cavil at its orders and suggestions. Although most

unwilling to adopt the unusual course of interfering between the Government of Fort Saint George and one of its Chief Officers, the Governor General in Council will not hesitate to do so if such interference be found necessary in order to enforce a sense of respectful subordination to authority on the part of that Officer.

Ordered that the above letter be communicated to the Chief Engineer, who will be careful in future to abstain from such remarks as have now called forth an expression of the displeasure of the Governor General in Council.

2. The Chief Engineer shall in future address the Government by letter, and shall discontinue the practice of submitting Extracts from his Proceedings, which, although consistent with the position of a deliberative Board, are inconsistent with that of an individual head of a Department.

(A true Extract.)

(Signed) H. FORBES,

Acting Secretary to Government.

REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Dated 23rd April 1860, No. 617.

By an Order in the Public Works Department, dated 9th February 1853, No. 220, the Chief Engineer was directed to address the Government by letter; and to discontinue the practice of submitting Extracts from his Proceedings, as that form although suitable to the position of a deliberative Board, is inconsistent with that of an individual head of a Department. The

Director of Revenue Settlement.
Inam Commissioner.
Conservator of Forests.

Honorable the Governor in Council resolves to make this Order applicable to other similar Heads of Departments, and to communicate it to the Officers noted in the margin.

2. This Order will be communicated to the other Departments of the Secretariat for adoption there also so far as it may be applicable.

(True Extract)

[Signature]

Secretary to Government.

- To the Director of Revenue Settlement
- Inam Commissioner.
- Conservator of Forests.
- Public, &c. Departments.
- Judicial do.
- Military do.

Exd. Wm. Thomas.

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Madrabar.

[Handwritten signature]
23rd April 1860

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Proceedings of Court
in the Revenue Deptt

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With an Order

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Communicated to the
Inspector General of Mills
8 to the Inspector General
of Police for information
8 guidance.



The Inspector-General of
Sails.
" Inspector-General of
Police
} April 30^m