

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT

G.O. No. <i>1711</i>	Press ~~MIS.~~
156-157	
Dated <i>17.6.1862</i>	<i>79</i>

6/7

Not to be folded or roughly handled

120

12

Proceedings of the Madras Government, Judicial Department,
17th October 1862.

No. 156. Read the following Proceedings of Government in the Public Works Department,
dated 10th October 1862, No. 2,418.

*Referring letter from the Deputy Chief Engi-
neer Southern Circle, relative to the principal,
the son of one Ramayen, in certain riotous pro-
ceedings in the Tanjore District (through
which a useful public work has been much
damaged), who has taken refuge in the French
territory of Karikal; in view to steps being
taken for the offender being given up to the
English Police.*

(Vide Proceedings Public Works Department,
dated 10th October 1862, Nos. 147 & 148.)

No. 157. ORDER THEREON, 17th October 1862, No. 1,711.
Referred to the Magistrate of Tanjore for report.

(Signed) T. PYCROFT,
Chief Secretary.

N^o 174 of 1842/63.

Southern India.

District Engineer Office,

Madras 12th September 1862.

From

Captain J. Mullins

Acting District Engineer

To

Chief Engineer

D.P.W.

Public Sir

Constructing an Under
Tunnel for the drain-
age of Kudithanghicheri -
Estimate Rs. 1,340 -
Sanctioned by Govt. on the
6th Aug 62. p. 53.

I have the honor to report the follow-
ing circumstances which
have arisen from the Construc-
tion of the Under Tunnel
marginally noted -

2 This Tunnel was designed to carry the
drainage of the Village of Kudithanghicheri & also
the surplus Channel of several other Villages
and thereby to give it a lower outfall into the
Porayar. - It was commenced in January
last, and appears from the first to have been
strongly objected to by a wealthy Mirasidar
named Ponnayya, who owns several Villages
and who has some land in the Village of Kudithanghicheri. It is not easy to ascertain from what
his objections proceeded from, though
not-improbable reasons are given, for he in
no way suffers any injury by the Construction
of the Work and probably, to the extent of his
holding in the Village drained by it, he
desires some benefit -

3 It is not necessary to report all the
details

Details of the case, as they would make this communication a very long one, and the case has received, as will be seen below, very full investigation, and I have inspected the work and a plan of all the Channels in the locality, and have satisfied myself that the work was a proper one, and that whatever indirect motives actuated Panayen, he has not suffered from any want of consideration on the part of those who recommended the Under-Tunnel for Sanction.

4 During the progress of the work which is situated on waste lands on the border of one of Panayen's Villages, great efforts were made to cause its postponement or abandonment, and at last, at his instigation, a large party of men came down in May last and forcibly interfered, filling in the foundations & scattering the materials &c. For this several men were fined and imprisoned, and Panayen was fined as a ringleader to the extent of (I think) Rs 320, on several distinct Charges. He appealed from the Deputy Magistrate's decision, but the sentence was confirmed by the Acting Magistrate.

Rs 31-5-0, the value of the work damaged, were paid to the Sub Engineer in Charge of the Range, by the Deputy Magistrate.

5 The work was then proceeded with, and when almost completed, another gang under the leadership of Panayen's son, came down at the beginning of July and

and destroyed a part of the Arch of the Tunnel, and then cut the protecting band, and laid it under water, and they appear to have hoped that, owing to the lateness of the season, it would not be restored this year. - While this operation was in progress, the persons who were in charge of and were watching the Tunnel, were forcibly held by a party of the gang.

Information was at once given to the Sub Magistrate of Manargudi, but this individual does not appear to have been inclined to exert himself to bring the offenders to justice, as much delay was allowed to occur in investigating the case, and, but for the care of Sub Engineer Steh. da Nayudu, it appears probable, that not only would the offenders have got off, but that the Sub Engineer himself would have got into serious trouble, for, during the delay above noticed a plot was formed, for bringing forward evidence to prove that the same had fallen in, and that the Sub Engineer had made a false charge. This Officer who is in charge of the Range, obtained information that a Head Constable, who had been bribed with Rs 200 and he learnt that a bribe of Rs 400 was to be given to another witness at a certain house at Manargudi, and with the aid of the Police, the whole party was pursued, taken, prosecuted and convicted, by

by the Deputy Magistrate, one of those punished, and who appears to have been actively engaged in this nefarious plot, being a 'Prox. of the Sub Magistrate' - I find that the Acting Magistrate has been informed of the Sub Magistrate's apparently suspicious Conduct and I have no doubt he will take such notice of it as the Circumstances may warrant.

7 The Deputy Magistrate was, it appears, absent from Mamarjudi from the 13th to the 18th July during which time the Case was in the Sub Magistrate's hands, but he received Orders from the Acting Magistrate, to at once take it up and the result has been that two Men dependents of Ramayya have been Convicted and sentenced to rigorous imprisonment, while the Chief Offender Ramayya's Son has evaded the Warrant issued against him, by taking refuge in the French Territory at Narikal, - and so for the present, he remains unpunished - The Sentence in the Bribery Case has been appealed against but Confirmed, and the Sentence in the 2nd Damage Case is now under appeal, and I learn that Mr Norton, who happens to be at Tanjore, has been retained for the Defendants, of Course, by Ramayya - In the event of the Sentence against the two Defendants being Confirmed, soon or late, it will no doubt be applied

handed, but should the reverse be the Case of Course his trial will be but a nominal one - Even the partial success which has been obtained at present in punishing those Men who, by the influence of Ramayya, no doubt, thought that they would go unpunished, is very creditable to all concerned in bringing them to justice and I hope that Ramayya's Son will yet undergo the imprisonment to which he stands entitled.

8 The damage sustained in the 2nd Case, has cost Rs 49-15-0 for its repair. This will be recovered through the Court, if the Deputy Magistrate's decision be upheld; otherwise, I shall have to apply for its being written off to "Profit and Loss" - Owing to the lateness of the Freshes, the repairs were promptly completed with the permission of the Subordinate Court, and the Under Surveyor is now performing the duty for which it was constructed -

9 In Conclusion, I may mention that the Deputy Magistrate visited the Under Surveyor and not only satisfied himself as to the reality of the damage and as to its Cause, the use of iron implements for its destruction being apparent from marks on the brickwork, but he also found that Ramayya's Surplus Channel had not been injured, and that the Land which this Mirasidar wished to call his own and

to bring forward as Cultivated was Perambur
 waste and that Ramayen had just sown
 some Cholam on it to make it appear
 that the construction of the work was a
 trespass.

10 I have a letter from the Acting Ma-
 gistrate to Sub. Engineer Attchuda Nayudu
 it appears probable that should the decision
 of the Deputy Magistrate in the 2^d Case
 be upheld, Ramayen will be made an-
 swerable for the safety of the Tunnel which,
 most certainly, will not be damaged
 left at his instigation or with his sanction.

I have &c
 Colonel Munro Captain
 Acting District Engineer

To go to the District Engineer
 15th 88

Done 16th Dec 1888
 depending on the
 decision of the
 Court of Sessions
 the construction of
 the Tunnel will
 be decided.
 For the District
 Engineer

Done 29.12.1888

No 174

Done 12.3.1889

The Deputy Chief
 Engineer

Done 17th
 Done 17th

PUBLIC WORKS DEPARTMENT.
 Revenue Irrigation.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following letter from Lieutenant-Colonel J. OUCHTERLONY, R. E., Deputy Chief
 Engineer, Southern Circle, to Colonel W. I. BIRDWOOD, R. E., Secretary to Govern-
 ment, Public Works Department, dated Madras, 26th September 1862, No. 88:—

1. Letter from District Engineer, dated 12th September 1862, from the Acting District Engineer
 of Tanjore, communicates the particulars of certain riotous proceedings in that District of a very
 outrageous character; through which a useful public
 work (an under-tunnel* for the better drainage of
 the village lands of "Koodithangacheri") has been
 twice wilfully and seriously damaged, and its entire destruction threatened.

The principal, or at least the most overt offender, the son of one Ramayen, has hitherto
 evaded justice by taking refuge in the French territory of Karikal: and I sub- letter
 referred to for the consideration of Government in case they might consider the case worthy of
 representation to His Excellency the Governor of the French Settlements with a view to the
 offender being given up to the English Police.

ORDER THEREON, 10th October 1862, No. 2418.

Referred to the Judicial Department.

(True Extract)

[Signature]

Colonel. R. E.

Secretary to Govern

To the Judicial
 Deputy Cl

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