

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1668	Press
		~~Mis~~
Dated	19-10-19	1867

169-170

4/5

Not to be folded or roughly handled

13

**Proceedings of the Madras Government, Judicial Department,
19th October 1867.**

Read the following papers :—

No. 169. Proceedings of the Board of Revenue, dated 17th September 1867,
No. 5933.

Read the following letter from the Acting Collector of Madras, to the Secretary to
the Board of Revenue ; dated Sydapett, 5th September 1867, No. 290.

I have the honor to submit, for the orders of the Board of Revenue, the follow-
ing circumstances connected with an application made by the Treasury Deputy Col-
lector of the Godavery District to the Madras Deputy Collector, to post bearers for
one Nawaub Sahib, District Moonsiff of Nursapore.

2. On the receipt of the application, the Madras Deputy posted the requisite
number of bearers at Gummidiundi. Nawaub Sahib not having arrived, the bearers
returned, having waited three days at that station. A Memorandum of the charges,
amounting to Rupees 35-7-9, was sent by Rungasawmy Iyengar to the Godavery
Treasury Deputy ; but, instead of the money being sent, the Madras Deputy was
requested to collect it from the party who was in Madras.

3. Nawaub Sahib declined the payment, on the ground that bearers were not
regularly posted for him in other districts, and that, therefore, he was obliged to
travel by carts and boat to Madras.

4. This fact was represented to the Collector of Godavery, and he was inform-
ed that, whatever might have been the delay in other districts, there was no fault
with this district, and was, therefore,
asked to remit the money due to the
bearers. In reply, he writes (vide his
letter enclosed) that it is beyond his power to recover the amount, as the traveller
is in Madras.

14th August, No. 219.

5. It is evident that the bearers must be paid by some one, and if the Officer
posting the dak is not responsible, I do not know from whom to realize the money.

6. The traveller, if still in Madras, might be sued in the Small Cause Court ;
but if the claim were denied, it would be difficult to prove it without summoning
witnesses from a distance.

7. I request the Board's instructions in this matter.

From the Collector of the Godavery District, to the Acting Collector of Madras ; dated Cocanada,
14th August 1867, No. 219.

With reference to your letter of the 6th instant, No. 539, I have the honor to inform you
that it is out of my power to recover the amount due to the bearers, the traveller being now at
Madras, and in your jurisdiction.

2. As you were already informed, no deposit was required from him, he having been a District
Moonsiff, and a well-known man here. His complaints of having been put to inconvenience in
other districts cannot receive any attention before payment, and of this rule, perhaps, he is not
aware. His letter to the Madras Tahsildar, enclosed in yours, is returned.

The Collector should again call upon Nawaub Sahib for payment, with the
intimation that, if he fails to liquidate the amount, the matter will be reported for
the orders of Government.

(True Copies and Extract.)

(Signed) R. A. DALYELL,
Secretary.

*Proceedings of the Madras Government, Judicial Department,
19th October 1867.*

No. 169A. Proceedings of the Board of Revenue, dated 9th October 1867, No. 6466.

Read the following letter from the Acting Collector of Madras, to the Secretary to the Board of Revenue; dated Sydapett, 3rd October 1867, No. 327.

In reply to the Board's Proceedings, dated 17th ultimo, No. 1933, I have the honor to state that the District Moonsiff of Nursapore has been again called on to pay the batta due to the bearers posted for him in this District. In reply, the District Moonsiff has asked for copies of all letters that have passed on the subject of his dak between the Deputy Collector and other Officers, with a view to appealing to the Government on the subject. I have directed the Deputy Collector not to furnish any copies, or to receive any further communications from him, until the batta which is undoubtedly due to the bearers posted in this District is paid in full. I have the honor to request the Board's further instructions in the matter.

Resolved that the foregoing papers be submitted for the information of Government, in the Judicial Department, with the Board's request that the District Moonsiff referred to may be required to disburse the amount due by him for bearers posted for him in the Madras District, with an expression of the disapproval of Government of his conduct in the matter.

(A true Copy and Extract).

(Signed) R. A. DALYELL,
Secretary.

No. 170. ORDER THEREON, 19th October 1867, No. 1668.

The Civil Judge of Rajahmundry will call upon Nawaub Sahib, the District Moonsiff of Nursapore, to remit immediately the sum of Rupees 35-7-9 to the Collector of Madras, due by him on account of bearers posted for his service in the Madras District.

2. The Government highly disapprove of the course taken by Nawaub Sahib. The bearers having been posted in accordance with his request, he was bound to pay the charges incurred, and it would then have been open to him to make any representation he thought fit.

(True Extract).

Chief Secretary.

To the Civil Judge of Rajahmundry.
" Board of Revenue.

Exd. J. H. Burns.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read Proceedings of the Board of

Revenue

the date 9th Oct. 1867. No. 6466.

Order thereon 19th October 1867 No. 1668.

*The Civil Judge of
Rajahmundry will call
upon Nawaub Sahib,
the District Moonsiff of
Nursapore, to remit the
sum of Rupees 35-7-9 to
the Collector of Madras,
due by him on account
of bearers posted for his
service in the Madras
District.*

*2. The Government
highly disapprove of the
course*

course taken by Nawant
Lahit. The beaus having
been posted in accordance
with his request, he was
bound to pay the charges
incurred, and then to
have ^{him open to him to} make any representa-
tion ~~which he wanted to~~
~~make~~ he thought fit.

by A.

To the Civil Judge of
Rajshumundry }
Board of Revenue.

22/3/10

Sept. 1867
Proc. Sup. Ct.

(5)

109.174

Section 867. Department.

No. 1668

PROCEEDINGS OF GOVERNMENT.

Dated 19th October 1867

F.P. No. 1738
12/3/68

c1604
117