8/9.

CURRENT No. 1133

India Office,

London. 18th February 1892.

Judicial.

No. 1.

My Lord.

My attention has been directed to the letter of your Chief Secretary dated the 7th Ultimo. transmitting, with reference to section 85 of Stat. 11 and 12, Vic. ch. 21, copies of the Schedule filed in the Insolvency of Mr. Shubrick, Superintendent of the Distric Jail, Tanjore.

2. The circumstances und which I, so recently as Augus last, on the recommendatio of your Government, gave

my

His Excellency
The Right Honourable
The Governor in Council
Fort St. George.

my sanction to Mr. Shubrick being permanently appointed to the Jail Department will be fresh in the memory of your Lordship, and I am surprised now to learn that he has applied for the benefit of the Insolvent Act. I observe moreove that the Schedule which he ha filed shows that in September 1890 Mr. Shubrick was arrested on a decree for Rs. 1634 - 4 - 10, and was discharged only on the amount claimed being paid off by Messrs Parry & Co., who now in consequence are entered in the Schedule as creditors. The schedule furthe shows that in October 1890 another creditor obtained a decree against him from Madras High Court for Rs. 16,557 - 6 - 10.

3. I assume that the fact tha Mr. Shubrick was in pressing pecuniary difficulties was not known to your Excellency in Council when the applications were made to me to sanction his bein employed by Government. But I must add that his appointmen under these circumstances implie some want of the circumspection that should always be exercised in choosing persons not before employed, for the public service. And assuming that the fact tha he was in difficulties was not known to your Lordship. Mr Shubrick acted improperly in no explaining his position before he accepted an appointment at your hands. However, that may be. Mr Shubrick's having applied for the benefit of the Insolvent Act, renders him liable to removal from his appointment

and it becomes a serious question whether it is possible to permit him to retain it.

4. I request that I may be informed of the views of your Government on the matter, and that I may be furnished with a full report of the circumstances under which Your Excellency's Government were induced to propose him for the appointment.

I have the honour to be,

My Lord,

Your Lordship's most obedient
humble servant,

Ross.

Judicial (1892) Department

CURRENT No. 1133

From

The Right Honorable the Secretary of State for India

CONFIDENTIAL. No. 81.

No. 1.

Dy. 18. 2. 92
Ay. 8. 3. 92
In Regy 11. 3. 92

Insolvency of Mr. R. L. Shubrick of the Jail Department

No 9

Judicial

18th February 1892.

The Letter to Fort St George

No 1

219.

India Office,
London, 18th February 1892.

Judicial.
No. 1.

My Lord,

My attention has been directed to the letter of your Chief Secretary dated the 7th Ultimo, transmitting, with reference to section 85 of Stat. 11 and 12, Vic. ch. 21, copies of the Schedule filed in the Insolvency of Mr. Shubrick, Superintendent of the District Jail, Tanjore.

2. The circumstances under which I, so recently as August last, on the recommendation of your Government, gave my

His Excellency
The Right Honourable
The Governor in Council
Fort St. George.

my sanction to Mr. Shubrick being permanently appointed to the Jail Department will be fresh in the memory of your Lordship, and I am surprised now to learn that he has applied for the benefit of the Insolvent Act. I observe moreover, that the Schedule which he has filed shows that in September 1890 Mr. Shubrick was arrested on a decree for Rs. 1634-4-10, and was discharged only on the amount claimed being paid off by Messrs Parry & Co., who now in consequence are entered in the Schedule as creditors. The schedule further shows that in October 1890 another creditor obtained a decree against him from the Madras High Court for Rs. 16,557-6-10.

3.

3. I assume that the fact that Mr. Shubrick was in pressing pecuniary difficulties was not known to your Excellency in Council when the applications were made to me to sanction his being employed by Government. But I must add that his appointment under these circumstances implies some want of the circumspection, that should always be exercised in choosing persons not before employed, for the public service. And assuming that the fact that he was in difficulties was not known to your Lordship, Mr Shubrick acted improperly in not explaining his position before he accepted an appointment at your hands. However, that may be, Mr Shubrick's having applied for the benefit of the Insolvent Act, renders him liable to removal from his appointment

and it becomes a serious question whether it is possible to permit him to retain it.

4. I request that I may be informed of the views of your Government on the matter, and that I may be furnished with a full report of the circumstances under which Your Excellency's Government were induced to propose him for the appointment.

I have the honour to be,

My Lord,

Your Lordship's most obedient

humble servant,

(signed) Cross.

No 3

Judicial

18th February 1892

Copy

Letter to Fort St George

No 1

Confidential.

Copied 19/3

C.S.

Reference

Dt. 19.3.92.

The I. G. of Jails is requested to submit at a very early date a report upon the circumstances under which W. Shubrick was recommended to Govt. for appointment to the Jail Dept. It should be distinctly stated whether the ~~[illegible]~~ fact of his insolvency was known to the I.G. at the time of making his recommendation.

18 Mar

18 March.

I.G. of Jails

DESPATCHED
19/3/92
IN M.S

C.O.

R. to I.G. of Jails

[illegible]

Confidential

No. 90.

Office of the Insp. Genl. of Jails
Ootacamund 21st March 1892

CURRENT No. 1332

From.

A. G. Cardew Esquire
Ag: Insp. Genl: of Jails

To.

The Hon'ble J. F. Price
Chief Secretary to Government
Fort Saint George.

Sir,

In reply to confidential Memorandum, Judicial Department, dated 19th March 1892, C No. 1133, I have the honor to state that the circumstances under which Mr. Shubrick was recommended to Government for appointment to the Jail Department, so far as they are on record in this office, are as follow. In January or February 1890, before Colonel Macdonald Smith became Acting Insp. Genl. of Jails, an application for a jail appointment was made to him on Mr. Shubrick's behalf. When, in the following August, the approaching reversion of Syed Khadir Padshah Sahib to Revenue employment left a vacancy in the Palamcottah District Jail, Colonel Macdonald Smith asked Mr. Shubrick if he still wished to enter the Jail Department, and as Mr. Shubrick replied in the affirmative, his name was

Submitted

submitted to Government.

He was appointed in Sept. 1890

2. There is clear proof that at that time Colonel Macdonald Smith did not know of Mr. Shubrick's embarassments at all, for it was not until the 28th October 1890 that Mr. Shubrick wrote to Colonel Smith stating his position and saying that he was advised that he ought to tell Colonel Smith how he stood.

3. Mr. Shubrick's chief creditor is the Commercial and Land Mortgage Bank, which advanced a large sum on the security of his estates which were mortgaged to it. In August 1890 the Bank took over the estates, but it was not until the middle of October 1890 that it secured a decree against him. Mr. Shubrick has stated more than once that the value of his estates was more than sufficient to meet his liabilities, and it was not until the Bank obtained its decree in October 1890 and seemed inclined to execute it against him personally that the question of his becoming insolvent arose. In August 1890, therefore, Colonel Smith knew nothing of such a contingency and probably the idea had not occurred to Mr. Shubrick himself.

4. It appears, further, that what ultimately obliged Mr. Shubrick in Dec: 1891 to file a petition of insolvency was the action of the Bank in selling his estate at auction, after very short notice, for a trifling sum. Had this not been done, and had the estate been well sold, the insolvency might have avoided, and this also goes to show that the fact of insolvency could not have been known to Colonel Macdonald Smith when Mr. Shubrick was recommended to Government for appointment.

I have the honor to be,
Sir,
Your most obedient Servant.

A.G. Cardew

Ag: Inspector General of Police.

&c.

Confidential

Judicial

Jail (1892) Department

CURRENT NO. 1332

From

The Insp. Genl of Jails

To

The Chief Secy: to Govt:

Fort St: George

CHIEF SECRETARIAT
24 MAR 92

CONFIDENTIAL. No. 107

Dated 21st March 1892

Desp.d

Recd.

No. 90

Enclosures Nil

Reporting the circumstances under which Mr. Shubrick was recommended to Government for appointment to the Jail Dept:

C.S.

Print

DESPATCHED
25 MAR 92
IN M.S

Reference. 925.3.92

With reference to his letter dated the 21st March 1892 No. 90 (Confd) the I. G. of Jails is requested to state whether the I.G. of Jails knew of Mr. Shubrick's involved circumstances when in ~~Decem~~ 1891 Feby 1892 he recommended his Confirmation in the Jail Dept. The I.G. is also requested to obtain & forward a copy of the Schedule in Mr. Shubrick's insolvency.

24 Mar.

25 March

Annexure to ~~Let~~ Jud. Despatch ~~No~~ [illegible] June

1892, No. Enclo 4 10

Ord.

Stamp Re [illegible] included in Stamp on petition
WB
7.4.92

No. 138 of 1891

In the Court for the Relief of Insolvent Debtors at Madras

Monday the fourth day of April one thousand eight hundred and ninety-two.

Present

already in type

The Honorable Mr. Justice Wilkinson

one of the Commissioners of this Court

(Discharge order)
1891

In the matter of the Petition and Schedule of Richard Ladbrooke Shubrick an Insolvent Debtor

The matter of this petition and schedule coming on by adjournments this day to be heard in the presence of Mr. R. Grant Counsel for the abovenamed Insolvent Richard Ladbrooke Shubrick and of Mr. Smith of Counsel for the Commercial and Land Mortgage Bank creditors No. 1, and the other opposing creditors Messrs. Spencer and Company creditors No. 2, in the said schedule, being called and none of them appearing either by Counsel or in person and upon hearing the examination of Mr. Churchward a witness produced on behalf of the said Commercial and Land Mortgage Bank and upon hearing Counsel and also the examination of the said Insolvent **This Court doth declare** that the said Insolvent Richard Ladbrooke Shubrick is entitled to the benefit of the Act of the 11th Victoria, chapter 21, (to consolidate and amend the laws relating to Insolvent Debtors in India) and to his personal discharge under the said Act in respect of all the debts mentioned in the said schedule, **and it is hereby ordered** that the official Assignee of the Estate and Effects of the said Insolvent Richard Ladbrooke Shubrick do forthwith cause notice of the said discharge of the said Insolvent Richard Ladbrooke Shubrick to be inserted in the "Fort Saint George Gazette" **and it is hereby further ordered** that the opposing creditors the said Commercial and Land Mortgage Bank creditors No. 1, do pay the costs of the said Insolvent Richard Ladbrooke Shubrick.

L.S.

(By the Court)

(signed) Joseph Stevenson

Chief Clerk

Order No. 166 of 92

Jud 1831/1/92

Encl 1

In the Court for the Relief of Insolvent Debtors at Madras.

In the Matter of the Petition
and Schedule of Richard
Ladbrooke Shubrick an
Insolvent Debtor.

To

The Honorable the Commissioners of the said Court

The humble petition of
Richard Ladbrooke
Shubrick an Insolvent
Debtor.

Sheweth

1. That your petitioner is in Insolvent circumstances.

2. That he is a British subject now residing at Tanjore in the District of Tanjore within the Jurisdiction of the High Court of Judicature at Madras.

3. That he is desirous of obtaining the Benefit of the Act for the Relief of Insolvent Debtors in India.

4. Your Petitioner therefore humbly prays that upon compliance with the Provisions of the said Act he may have Benefit of the same and that all necessary directions may be given for that purpose.

And your Petitioner
shall as in duty bound
ever pray &ca

Witnessed by me
(Signed) H. C. King
Attorney at Law

(Signed) R. L. Shubrick

No. 138 of 1891.

Insolvent Court
Madras

In the Matter of the Petition and Schedule of R. L. Shubrick an Insolvent Debtor.

(Copy)

— Petition —

Jud 1831/4/92

Wilson and King
Attys for Insolvent

Enclo 2

In the Court for the Relief of Insolvent Debtors at Madras.

In the Matter of the Petition and Schedule of Richard Ladbrooke Shubrick an Insolvent Debtor.

I the said Richard Ladbrooke Shubrick residing at Tanjore in the District of Tanjore in the Presidency of Madras Do declare That this my schedule doth contain a full and fair description of me, as to Name, Trade, Profession, and abode, and of the Debts due or growing due from me and of all and every Person to whom I am indebted or who to my Knowledge and belief claim to be my creditors, together with the Nature and Amount of such Debts and claims respectively distinguishing such as are admitted from such as are disputed by me; and also a full, true, and perfect account of all my estate and effects, Real and Personal, in possession, reversion, remainder, or expectancy, and also of all places of employments of Benefit to me, held by me, and also of all pensions and Allowances which I have in possession or reversion, or which are held by any other person for me or on my behalf, or of or from which I derive or may derive any Manner of Benefit, and also of all

all Rights and Powers which I am, or any other person in trust for me, or for my use or Benefit are, in any Manner whatever, possessed of or interested in or entitled unto, or which I or any other person in trust for me or for my Benefit have any Power to dispose of, charge, or exercise for my Benefit or Advantage, together with a full true, and perfect account of all the debts due or growing due to me or any Person in trust for me, or for my Benefit or Advantage, either solely or jointly with any other Person, and the Names and Places of Abode of the several Persons from whom such Debts are due and growing due, and of the witnesses who can prove or other evidence to prove such Debts, so far as I can set forth the same and that this my schedule doth fully and truly describe the Wearing Apparel, Bedding, and other such Necessaries and Working Tools and Implements of myself and my Family which are excepted by me from the Operation of the Act relating to Insolvents in India, together with the value of such excepted Articles respectively.

Creditors

Creditors.

No.	Name and Description of creditors or claimants and their present or last residence	Amount			When contracted	Admitted or disputed	Nature and Consideration of the Debt and securities if any, also why disputed, if disputed.
1.	Commercial and Land Mortgage Bank 112 & 113 Armenian street – Madras (about) —	73,924	6	10	Since January 1887	Admitted	For money advanced a portion of which was secured on Mortgage of Greenway estate (sold by the Bank at auction by Messrs Oakes & Co for Rs. 20,000 odd in May 1891) secured also by 2 Policies on my life in the Queen Office for Rs. 45,000 in all a very large amount of the present debt is interest and compound interest. For non payment of a portion of the amount mentioned Viz: Rs. 16,557-6-10 this creditor obtained a decree
	Carried over	73924	6	10			

	Brought over	73,924	6	10			decree on 14th October 1890 in C.S. No. 245 of 1890 on the file of the High Court of Judicature at Madras.
2	Messrs. Spencer & Co. Mount Road Madras	901 -	5	6	In Ooty from Oct. 89 to May 90 - In Madras to Jan. 90	Admitted	Goods supplied includes interest.
3	Mr. T. Sivagurunathar Pillay writer Aslington Nudewalum	326	9	"	Aug. 90 to Sept. 91	Do.	A cash loan to pay Assessment includes interest to Sept. 91.
4	Messrs. Richter & Co. Charing Cross Cottage Ootacamund	237	9	"	Sept. 89 to July 90	Do.	For Carriage of Brick Coles Consigned is almost entirely to Commercial Bank.
5	Messrs. Aboo Mohamed Aboo Mahomeds shop Ootacamund	76	..	"	Oct. 89 to May 91	Do.	Sundries
	Carried over	75,465	14	4			

	Brought over	75465	14	4			
6	The Lawrence Asylum Press carrying on business amongst other places at 166 Mount Road Madras	76	7	"	Decr. 89 to Jan: 91	Admitted	Goods sold and work done.
7	Messrs. Thacker & Co. Bombay	56	14	"	Before June 90 to Jan: 91	Do.	Goods supplied
8	Messrs. W. E. Smith & Co. Chemists Mount Road Madras	46	1	"	March to May 1890	Do.	Goods supplied
9	Messrs. Boesinger & Co. Melrose Cottage Ootacamund	41	10	8	Septr. 89 to April 90	Do.	Goods supplied
10	Messrs. Cutler Palmer & Co. Wine Merchants 2d Line Beach Madras	42	6	"	Septr. 89	Do.	Goods supplied
11	Messrs. Ebram Sait & Co. Ootacamund	41	15	6	Septr. 89	Do.	Goods supplied
	Carried Over	75771	4	6			

	Brought over	75,771	4	6			
12	The Proprietors Madras Mail 6 North Beach Road Madras	31	9	6	Septr 89 to Feby 90	Admitted	Goods supplied
13	Messrs Cowdell & Winterton Solicitors Ootacamund	23	"	"	Octr 89	Do	Advice
14	Messrs Dumoulin Freres Wine Merchants Pondicherry	22	4	6	March 1891	Do	Goods supplied
15	Munisawmy Caterer Club Ootacamund	25	10	"	Dec: 89 to Feb. 90	Do	Goods supplied
16	Messrs Barclay & Morgan Solicitors Madras	52	"	"	Jn 89	Do	Advice to settlement trustees
17	Messrs Oakes & Co Po-phams Broadway Madras	80	9	"	Octr 91	Do	Goods
	Carried over	76,006	5	6			

	Brought over	76,006	5	6		
18	English and Scottish Law Life Assurance Association whose Agents in Madras are Mess^{rs}. Parry &c. carrying on business as Merchants and Agents on the North Beach Madras £ 600/ @ 1/4 $\frac{21}{32}$ –	8645	6	5	Admitted	Secured with interest at 6½ % per annum by a mortgage of a policy on my life in the said Association N^o. 25879 for the sum of £ 800 and by a mortgage executed by my wife and myself assigning our respective life interests in the sum of R^s. 25,000 settled on our marriage by virtue of an Indenture dated the 14th March 1880. The trustees of which settlement are M^r. H. C. F. Wapshare and Rev^d. C. Deane. The documents creating the said mortgage security are dated respectively on or about the 26th day of August and the day of December 1890.
	Carried over	84651	11	11		

	Brought over	84651	11	11			
19	Captain A. H. P. Turner R. A. C/o Mess.rs Cox & Co Craig's Court, London £ 600 @ 1/4 $\frac{21}{32}$	8645	6	5	In 1886	Admitted	I was to have a small share in the profits of this creditor's estate which I was managing which would have covered this but as no profits have accrued, and all work has been stopped I am liable for this amount on my Promissory Note signed in March 1890, the money was advanced 4 years before that date-
20	Mess.rs Misquith & Co. Ootacamund	10	"	"		D.o	Goods supplied
21	Mess.rs McDowall & Co. 2d Line Beach Madras	8	8	"		D.o	Goods Supplied
	Carried over	93315	10	4			

	Brought over	93315	10	4			
22	Messrs Parry & Co. Merchants and Agents North Beach Madras.	1634	4	10	Septr 1890	Admitted.	This amount was paid by these creditors to release me from custody at the suit of Messrs Oakes & Co. As security for this amount I deposited with these creditors by way of equitable mortgage the title deeds of a piece of grass and forest land at Naduvattum in Septr 1890.
23	Mrs Mary Gibson Boys Hill Lawn, Cheltenham England whose agents in Madras are Messrs Parry & Co. aforesaid £2450 @ 1/4 $\frac{21}{32}$	35302	1	"	1884	Do.	The title deeds of the Compton Estate were deposited with this creditor in December 1884 and a registered mortgage executed in her favour 12th August 1890.
	Carried over	130252	"	2			

	Brought over	130,252	"	2			
24	I. R. Cartwright 62 Grosvenor street London £90 @ 1/4 $\frac{21}{32}$ —	1296	12	11		Admitted	Goods sold and delivered.
	Rupees —	131,548	13	1.			

Debtors.

No.	Names and Descriptions and Places of Abode of Debtors.	Amount	When contracted.	Good Bad or Doubtful	Nature and Consideration of the Debt, also securities (if any) for the same.	Witnesses with their Residence and other evidence by which the Debt may be proved.
			Nil			

Property in Possession

		Supposed Value
1. Interests in Lands Houses Rents or other Real Estate.	84. Acres of Grassland: near Naduvatum Nilgiris_ 81 Acres Valuable simply from their position between 3 Estates and 3 Acres from their position on the boundary of one estate. The 81 Acres are probably worth 2000 Rupees to one estate which needs their water right and for the 3 acres I was offered about I paid for Greenway per acre but I refused as they are worth more to round off the boundary, Present owner of Greenway would buy	more than two thousand rupees.
2. Goods Choses in action.	None.	
3. Property in Public securities Indian or otherwise Shares in Companies annuities &c	None.	
4. Unpaid Legacies.	None.	

Property in Reversion, Places, Pensions, Allowances, Rights, and Powers. Real and Personal Estate and effects in which I have any Interest in reversion, remainder, or expectancy

		Supposed value of my Interest if now to be sold,
1. Interest in Lands, Houses, Rents, or other real estate.	12 1/2 Acres of Grass and forest land at Nad-davatum. This property is subject to an equitable mortgage in favour of Messrs Parry & Co to secure the sum of Rupees 1634-4-10.-	
2. Personal property, as Goods and certain choses in Action.	None	
3. Other Personal property as public securities Indian or otherwise shares in Companies annuities.	At the death of my Mother the sum of Rs 11,000, my share of Rs 44000 settled on my Mother by her father Sir R. Gilbert. Bart-G. C. B. He died in May 1853: date of his will unknown to me now. If I predecease my Mother the money will be held in trust for my children, according to his will. Under the settlement made on the marriage of my wife and myself dated 14th March	

	March 1880 I am entitled to a life interest in the income of the sum of Rs. 25,000 after the death of my wife. The life interests of my wife and myself were mortgaged by my wife and myself to the English Law Life Assurance Association in the month of August 1890 in part security for the repayment of the sum of £600 and interest thereon at the rate of 6½ % per annum advanced by the said Association to me.			
4. Places, Pensions, and Allowances in possession or reversion.	My nett pay as a Jail Superintendent per month, after paying income tax and pension fund ———	300	14	2
5. Rights and Powers	None.			

6. Excepted Articles and the value thereof.	I have a very small old Kit, Camp Cot, one lamp, sundry cooking pots, a 16 years old Revolver, an Office box, a tin desk, sundry old uniform cases which I have had in use since November 1875, a field Glass, and flask. My Childrens clothes are very ordinary mostly from their Mother's dresses cut up. I have no watch nor any fire arms. — save the above Revolver. Three hundred Rupees would not be obtained for the whole. under ——	300 " "

(Signed) R. L. Shulbrick

Witnessed by me

(Signed) H. C. King

Attorney at Law.

Enclo 3

Balance Sheet commencing from 14th October 1890 to 1st December 1891.

Receipts	Amount	Disbursements	Amount		
I have drawn my pay of Rupees 340-14-2 from the Treasury and have spent it in maintaining myself and family, and in paying towards a small pension for my widow. Income tax of Rupees 9-1-10 is deducted from my pay at the Treasury and Rupees 40/- go to the pension fund. I was in charge of a Jail from 14th October 1890 Gross pay Rupees 350 per mensem.		This sum I expended in payment of the following.			
		Legal expenses &c — Rs	565	2	8
		Paid Mrs F. A. Shubrick for interest and law expenses incurred by her on my behalf —	1000	"	"
		In Account with Walter &c Includes Mr Davidson Rs 700/- Adam Sait Rs 100/- Gool Mahomed Rs 200/- Writer Cimm Rs 250/- J. Sivagurunathan Pillay Rs 100/- Wilson & King Rs 100/- Oakes & Co Rs 300/- Bank of Madras Rs 200/- Total Rs 1950..	2000		
		Carried over	3565	2	8

No 138 of 1891

Insolvent Court
Madras

In the Matter of the Petition and Schedule of R. L. Shubrick an Insolvent Debtor.

Schedule

Filed

Wilson & King
Insolvents Attys

Fwd 1831/3/92

I have kept no detailed accounts of expenditure of my pay. In the month of August 1890 I borrowed from the English and Scottish Law Life Association the sum of £ 600. Of this sum the actual amount I received was Rupees 6898- 3- 3			
Total Rupees	6898	3	3

Brought over	3565	2	8
Bank of Madras Ooty. Includes Mr. Davidson Rs. 300/- Deputy Collector Nilgiris Rs. 140/- Coonoor Excursion Rs. 111/- and charges when settling up and leaving Greenway Mortgagee Rs. 101/- Russell Rs. 30/5- Dr. Branfoot Rs. 50/- Dr. North Rs. 25	1306	14	"
Oakes & Co.	599	10	7
Basil Mission	76	8	"
Mr. Davidson	300	"	"
Bank of Madras Current account	500	"	"
Bank of Madras Current account	100	"	"
W. M. Standen Rs. 200/ Ginnu Rs 100/ G. Francis Rs. 150/	450	"	"
Total Rupees	6898	3	3

Cause of Insolvency.

I attribute my Insolvency to the fall in the price of Cinchona bark, Bark which 10 years ago or so fetched ten shillings a pound, will now bring in 5 pence, certainly not more than 5 pence. I held on to my Estate, hoping that the turn in the market would bring things right, and if the turn, long promised had come, all would have come right as things are, the market is worse now than it was 17 months ago when Greenway was taken over. In 1886, my bark sold for 2/5 a pound, in 1887 for 15 annas and 9 pies and in 1888, 7^d and 8^d and lower in later years. I have done my best to pay off the tradesmen who have trusted me. I regret my position more than I can say.

Signed R. L. Shubrick

No. 138 of 1891

Insolvent Court
Madras

In the Matter of the
Petition and Schedule
of R. L. Shubrick
an Insolvent Debtor.

Fol 1831/2/92

(Copy)

Balance Sheet.

Wilson & King
Attys for Insolvent

8

(4

No. 1702

Confidential

Ootacamund
OFFICE OF THE INSPECTOR-GENERAL OF JAILS,
Dated 25 April 1892.
Despatched 26 do

CURRENT No. 1831

Already in type

From

A. G. Cardew Esquire M.A. C.S.
Acting INSPECTOR-GENERAL OF JAILS,

To

THE Honorable T. T. Price
CHIEF SECRETARY TO GOVERNMENT.
Fort St George

SIR,

Enclosures 4
Petition
Schedule in No. 191 Insolvent Court Madras
Balance sheet — do —
Discharge order — do —

I have the hono r to reply to Confidential Memo: dated 25th March 1892, and to submit the Schedule in Mr. Shubrick's insolvency which was called for by Government, and which I have only just received. As all informa n is now available, I propose to take this oppo tunity of reporting fully on the case in accordance ith the requirements of paragraph 3 of G.O 17th Nov ber 1885, No. 2679 Public.

2. As regards the enquiry made by Government in Confidential Mem 92 : under reply, it appears to be the case that the I nspector General of Jails (Co nel McDonald Smith) was aware of Mr. Shub k's invol circumstances when in his Letter 27th February 1891, he recommended his confirmation in the Jail Department, as in a Letter dated 28th October 1890, Mr. Shubrick had informed the Inspector General of his position.

3. Mr. Shubrick began planting in 1877 and for severa years did very well and opened two estates named Greenway & Compton. In 1880 he married Rs. 25,000 on his wife to be paid by degrees, ch sen y receiving the deeds of the Greenway esta about In 1883-84, the price of cinchona bark fall in mply for

fts the
or-Ge ii with

and as his father who had originally supplied him with funds, was not able to find more money, an aunt made him a loan in December 1884 receiving the title deeds of the Compton estate as security. She appears in the Schedule as a Creditor for Rs 35,302-1-0. In 1885, Mr. Shubrick undertook the working of an estate in the Wynaad bought by a friend, Captain Turner, on an arrangement by which Mr. Shubrick was to have a small share in the profits and received £300 on this account in advance. There were no profits, and Captain Turner appears in the Schedule as a creditor for Rs 8645.6.5. In 1886 the trustees of Mr. Shubrick's wife's marriage settlement demanded payment in full of the settlement money, and being unable to get further help from England, Mr. Shubrick in February 1887 borrowed Rs 45.000 from the Commercial & Land Mortgage Bank on the security of the Greenway estate. The price of cinchona bark continued to fall, the crops from the estate were taken by the Bank, and Mr. Shubrick received certain further advances from that body up to May 1889, mostly on Promissory Notes. In the course of that year the Bank began to press for payment, and after [illegible]ious negotiations it foreclosed and took possession of Greenway on the 18th August 1890, at the same time filing a suit for sums advanced on Promissory Notes etc

[illegible]. On the 13th September 1890, Mr. Shubrick was gazetted as Superintendent of the Palamcottah District Jail, and on the 14th October 1890, the Bank obtained a decree against him for Rs 16,000 odd. On the 28th October 1890 Mr. Shubrick wrote to Colonel McDonald Smith, stating this fact. He said. "Should this appeal (to the Bank for time) [illegible] unsuccessful, they (Messrs Wilson & King) advise me [illegible]at my only course is to declare myself an insolvent. If [illegible] allowed, I could pay all my debt. I have [illegible] that I need be ashamed of." The Bank took [illegible] steps on its decree, and it was not until

May

Mtgs for Insertion

May 1891, that the estates were sold, Greenway which had been valued at Rs 1,30,000, in 1886, fetching Rs 20,300. The result of this sale was that, instead of being cleared of his encumbrances, Mr. Shubrick's position became irremediable, and when the Bank proceeded in December 1891 to apply for attachment of his salary, he filed his petition of insolvency

5. The above is the course of events leading up to Mr. Shubrick's insolvency. It will be observed that the liabilities which produced it were all incurred prior to his entry into Government Service and have no connection with his conduct as a public servant. An examination of the Schedule shows that of the total liabilities, amounting to Rs 13,1,548-13-1, only a trifling amount is due to personal debts, and I have no reason whatever to think that Mr. Shubrick's insolvency was due to extravagance. In accordance with the discretion allowed him by G.O 25th April 1891, No. 331 Public, Colonel McDonald Smith did not suspend Mr. Shubrick, who has now obtained a clear discharge, without any attachment of salary, from the High Court. A copy of the order of discharge, dated 4th April 1892, is enclosed. In the newspapers of that date, there was a report of remarks said to have been made by the presiding Judge, which entirely absolved Mr. Shubrick from blame in connection with his petition, and it will be observed that, in the order of discharge, the opposing Creditor, viz the Commercial & Land Mortgage Bank, is required to pay the Insolvent's costs.

6. In the Statement as to the cause of insolvency which is appended to the balance sheet, copy of which is also enc[illegible] Mr. Shubrick states that cinchona bark which ten y[illegible] ago fetched 10 shillings a pound now brings in about [illegible] a pound, and he gives some figures as to the fall in [illegible] between 1886 & 1888. This seems to account amply for

failure to make his estates pay, and the High Court's order of discharge shows that it considered him free from blame. I hope, therefore, that the Government will be pleased to take the same view. Mr. Shubrick states that he intends to pay his shop bills, some of which have been incurred since he entered Government service, and as he is now entirely relieved of encumbrances, his efficiency will not be prejudiced by what has passed.

I have the honor to be,
Sir,
Your most obedient Servant

A. G. Cardew

Ag: Inspector General of Jails.

Confidential

JUDICIAL.

JAIL (1892) DEPARTMENT.

CURRENT No. 1831.

From

THE INSPECTOR-GENERAL OF JAILS,

Ootacamund

CHIEF SECRETARIAT 28 APR 92

To

THE CHIEF SECRETARY TO GOVERNMENT.

Fort St George

CONFIDENTIAL No. 150.

Dated 25th
Despatched 26th April 1892.
Received

No. 1702

ENCLOSURES. four

Subject. –

Replying to Confidential Memo: dated 25 March 1892, and submitting the Schedule in M. Shubrick's insolvency, which was called for by Government.

DESPATCHED MAY 92

Memo. d/ 10-5-92. With reference to para 2 of his letter No. 1702 d/. 25th April 1892 the I.G. Jails is requested to forward a copy Shubrick's letter d/ 28th Octr 90

9/5 ~~Engrossed~~ Issue orders / G.W.

Submitted

Ath & cure

For orders

As to what is to be said to the Secy of State.

I noticed in the paper the other day that the C. & L. M. Bank had appealed to the Insolvency Court against the order of the Commissioner Mr. Justice Wilkinson & that a ~~decree~~ rule nisi ~~[illegible]~~ to the insolvent to show cause why the order of April 6th 1892 should not be reversed modified or rescinded had issued. The rule is returnable on the 18th July – after the recess – so Govt. cannot very well wait for the result before addressing the S of S.

29 April

It appears that on the 27th Feb 91 when Col. Smith wrote his letter recommending Mr. Shubrick's confirmation he was fully aware of the latter's position but said nothing about it. This was most reprehensible. I would call for a copy of Mr. Shubrick's letter dated 28 Oct 90 before going further. All we can say is that we were entirely ignorant of Mr. Shubrick's position.

30 Apr

We might also forward a copy of Mr. Carden's letter to the Secy of St. 8/5/92

12

~~Letter from W. R. L. Shubrick to the I. G. of Jails dated Palamcottah 28th October 1890.~~

Already on file

[My dear Colonel Smith]

I am very much obliged to you for your kind letter. I have told my Tailor what you said. I like my work and am getting more accustomed to it. One loom begins work today. I am going up for the Tamil Examination in January. Very good rain has fallen here over 4 inches in the last few days.

I am very sorry to trouble you with my private affairs, but I am advised that I should do so. I owe the Commercial Bank a large sum of money. In August they took over my Estate, Greenway, which was mortgaged to them. After taking over the Estate the Bank decided to proceed against me for a portion of the debt, though the Estate is really of much more value than the total debt, and ten days ago the Bank obtained a decree against me in the High Court, Madras, for Rs 16,000 and I hear, that, believing my relatives will pay up, they intend to put it into execution against me. I have told Messrs Wilson & King who acted for me, to state that I cannot pay, that I am totally dependent on my pay, and that my relatives cannot pay for me. Should this appeal be unsuccessful, they advise me that my only course is to declare myself an insolvent. If time were allowed I could pay all my debt, I have done nothing that I need be ashamed of, as to it, the only question is whether bankruptcy would necessitate loss of my appointment, and it is to find out this that I have written all this to you. I shall regret it most exceedingly if it does do so. I was so thankful to get the appointment, and am most anxious to do my duty well in it. My relatives cannot pay, and I cannot; the action of the Bank is persecution; they hope to force me; it is useless at present. I may come in for money and a rise in bark would alter my affairs at once.

Please give me your decision the matter, namely whether I could retain

Shu
6/9/5

retain my appointment, thoug I am told Government allowed a planter (I think Ditmas in the to do so, and I hope most earne to be allowed to stay on.

Of course the Bank may not exec the decree, and unless absolutely o I shall not declare myself an insolv but it is as well to be prepared. thank you very much for all you kindness.

I am yours sincerely
(Sd) R. L. Shubrick

Palamcottah
2d. 10. 90

(True copy)

A. G. Cardew
ag. Insp. Genl. of Jails.

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L OF JAILS,
1892.
2095
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t,
Acting Inspector-Ge

CHIEF SECRETARIAT
14 MAY 92
GOVERNMENT C

Jul 2095/92

No. 2114

Confidential

Ootacamund,
OFFICE OF INSPECTOR-GENERAL OF JAILS,
Dated 12" May 1892.

CURRENT No. 2095

From

A. G. Cardew Esquire M.A. C.S.

Acting INSPECTOR-GENERAL OF JAILS,

To

THE CHIEF SECRETARY TO GOVERNMENT.

Fort St. George

SIR,

Enclosure One.

As directed in Confidential Memo: dated 10" Instant, I have the honor to submit a copy of Mr. Shubrick's Letter dated 28" October 1890.

I have the honor to be,
Sir,
Your most obedient Servant,

A. G. Cardew
Acting Inspector-Genl.

2095

JUDICIAL.

JAIL (1892) DEPARTMENT.

Confidential

From

THE INSPECTOR-GENERAL OF JAILS,
Ootacamund

To

THE CHIEF SECRETARY TO GOVERNMENT.
Fort St George

CONFIDENTIAL No 172.

And I think it should be pointed out that while Col. Md. Smith concealed the fact of the impending bankruptcy, he recommended Mr. Shubrick so highly, that it appeared to the Govt. most advisable to confirm a man who had proved himself so eminently qualified for the post.

W
20 May

Dated 12th }
Despatched } May 1892.
Received 14 }

No. 2114

ENCLOSURES One

Subject.

Submitting a copy of letter dated 28th October 1890 from Mr. Shubrick to Col. McDonald Smith.

P.T.O.

E

H M & Circ

Submitted with reference to the notes on C. No 1831.

C.S.
16.5

16 May.

17 May

The letter shows that Mr Shubrick put his position frankly and clearly to the I G of Jails and it was certainly Col. Smith's duty when recommending him to Govt. for confirmation to have placed them in possession of the information. He did not do so & we were entirely ignorant of Mr Shubrick's position. No fault can be ascribed to that gentleman and he is not at all responsible for any concealment of facts in the matter. There is nothing for it but to state the whole position to the S. of S.

N L S
18 May

Yes & say that in the circt. of the case we do not propose to take any action agt. W. S.

18/5/92

C 17/5
R 30/5

14

Judl. DEPARTMENT.

Papers to be read in Proceedings :—

Again G O., dated 18 , No.
Again G.O., dated 18 , No.
Current No. 1133 of 1892 , dated 18 Feb from the Secy of State
— 1332 — — 21 Mar. — I. G. of Jails

Current No. 1831 of 1892, dated 25 Ap. from Do.
— 2095 — — 12 May — Do.

Order of 30.5.92. No 1004

H. E. in C. in consequence ~~The Govt.~~ observes that Col. Smith failed seriously in his duty in not acquainting the Govt. with the state of Mr. Shubrick's affairs, when recommending him for confirmation in the Jail Dept.

H E L
25 May

2. The ~~Secy of State~~ [illegible] following letter will be despatched to the Rt. Hon. the Secy of State

L H S
26/5/92

(From orders)

To the I.G. of Jails.

24 May

22 May.

C.S.
30/5

Already with the 8/6

Letter To the Rt. Hon. the S. of S.

My Lord,

We have the honour to acknowledge the receipt of your Lordship's despatch dated 18th Feb. 1892, No 1, Judl., wherein your Lordship requests that a full report of the circumstances under which Mr. R. L. Shubrick was recommended for appointment to the Madras Jail Dept. may be furnished by us. This report we have now the honour to submit.

L H S
26/5/92
as amended)

2. In January & Febr 1891 an application for an appointment in the Jail Dept was made to the I.G. of Jails on behalf of ~~Mr. Shubrick~~ [illegible], he proved to be an excellent officer & eminently fitted ~~qualified~~ for the post & because as native with

No 2095
JUDICIAL

in the Palamcottah Dt. Jail, Col. J. M. Smith, the I.G., asked Mr. Shubrick whether he was willing to take up the appointment. Mr. Shubrick replying in the affirmative his name was subm: by Col. Smith to Lord Conn: ~~was approve~~ [illegible] the then President in Council ~~appointment~~. Mr. Shubrick was upon this ~~accordingly~~ appointed to act as Supt: of the Palamcottah Dt. Jail & your Lordships' confirmation was sought in our letter dated 22 Sept. 1890, No. 9, Jud'l. At that time, though we knew he had been unfortunate as a planter, we were unaware of the state of Mr. Shubrick's affairs & it seems that the I.G. of Jails was then similarly ignorant.

In a letter dated 28 Oct. 1890, however, Mr. Shubrick frankly & clearly informed Col. Smith of his pecuniary embarrassments & explained that he would not improbably be eventually compelled to declare himself an insolvent. In a letter dated the 27th Feb. 1891 ~~of~~ which a copy* was forwarded to your Lordships with our despatch dated the 26th June 1891 No. 8, Jud'l., Col. Smith reported in the most favorable terms upon the work done by Mr. Shubrick & strongly recommended ~~that~~ he should be confirmed in the Jail Dept. Col. Smith made no reference in this or any ~~ind~~ subsequent ~~letter~~ communication to Mr. Shubrick's pecuniary circumstances & we were entirely unaware of them when in our despatch of the 26th June 1891, No. 8, Jud'l., we recommended Mr. Shubrick's confirmation to your Lordships. It was not until the 10th Dec. last that Col. Smith reported to us the condition of Mr. Shubrick's affairs [illegible] intention to take the benefit [illegible] Debtors Act.

~~* copy forwarded.~~

2

Mr. Shubrick from his duties but came to the conclusion that, as his embarrassments were due solely to ~~a~~ failures in planting operations & had not resulted in any way from ~~his~~ extravagance on his part while in the service of Govt., ~~that~~ he should be permitted to retain his appointment.

6. Mr. Shubrick's petition in insolvency was disposed of by the Court on the 4th Ap. last with the result that he was declared to be entitled to the benefit of the Act & to his personal discharge & that the opposing creditors were directed to pay his costs. A copy of the order of the Court is herewith forwarded.

We understand that the [illegible] Land Mortgage Bank, ~~several~~ Mr. Shubrick's principal creditors, has appealed against the order of the Commissioner of the Insolvent Court & has obtained a rule *nisi* but as the rule is not returnable until the 18th July we do not consider it expedient to defer our reply to your Lordship for the purpose of ascertaining the result of the appeal.

Ordered by Hon. Mr. Garstin

7. We forward to your Lordship a copy of a letter from the Ag. I.G. of Jails dated 25th Ap. 1892 No. 1705, which contains a brief history of Mr. Shubrick's failure; it will be clear to your Lordship from this that Mr. Shubrick's liabilities have no connection with his career as a public servant.

We also forward copy of Mr. Shubrick's letter to the I.G. dated 28th October 1890.

See para 9?

Note
(I think Mr. S.'s letter should go too. It will show that he was quite open in the matter). MS

Yes JH[illegible]

Note
This was [illegible] [illegible]

Note
~~This position is based~~
~~not the first orders that~~
[illegible] remark

Note
I would say
[illegible]

8. In conclusion we have the honour to observe that we have conveyed to the I.G. of Jails our censure of ~~upon~~ his conduct in failing to bring to our notice the position in which Mr. Shubrick stood when he recommended him for confirmation. We considered Mr. Shubrick's ~~app~~ confirmation advisable because he ~~was~~ ~~emp~~ had proved himself an excellent officer & fitted to be ~~eminently~~ ~~qualified~~ for the post & because no native with

suitable qualifications could be found. Mr. Shubrick has acted throughout in a perfectly honorable manner & we do not consider it ^just or^ expedient that ~~he should have be made to suffer for Col. Smith's neglect~~ ^any action should now be taken against him^.

Note

22 May.

or may the following be substituted for para 8.

In conclusion we would point out that while Col. Smith failed to bring to our notice the impending bankruptcy of Mr. Shubrick — a neglect which we have duly censured — he recommended him so strongly that it appeared to us ~~[illegible]~~ highly desirable that a gentleman who according to what Col Smith had placed before us had proved himself so eminently [fully]? qualified for the post in which he was acting should be confirmed in it. Mr. Shubrick has in our opinion conducted himself throughout in a perfectly honourable and straightforward manner and we consider that under the circumstances of the case it would not be ~~expedient~~ just ~~that~~ to take any action against him.

28 May.

I pass the original draft slightly amended.

And I.

30 May

Despatch regarding Mr. Shubrick's [illegible]

P.S

H.E. the Governor

27/5

30/5

Don't print.

C 25/5

A 27/5

NOTE FOR THE ~~CHIEF~~ Under SECRETARY.

The U.S. marked this paper "P.S." & it was ~~the~~ intended to send the I.G. of Jails a complete copy including the despatch from the S. of S.

As it is unusual to communicate copies of despatches like the present one to outside offices it is proposed to send the I.G. a ms. copy of para 1 of the order — please see fair put up. ~~The I.G. [illegible]~~. It is presumed the ag. I.G. will communicate the carrome to Colonel Smith.

The despatch has gone for clean proof.

All the papers will, of course, be printed in record.

Approved

9/6.

9/6

No. , JUDICIAL.

DEPARTMENT.

RETARY OF STATE FOR INDIA.

Despatched with 2 spare copies. 15. 6. 92

Copy despatched to I.G. of J. 15. 6. 92

2 copies destroyed

he receipt of your Lordship's despatch, dated
herein your Lordship requests that a full
Mr. R. L. Shubrick was recommended for
t may be furnished by us. This report we

n application for an appointment in the Jail
eral of Jails on behalf of Mr. Shubrick, and,
apparent that a vacancy would occur in the
. Smith, the Inspector-General, asked Mr.
the appointment. Mr. Shubrick replying in
Colonel Smith to Lord Connemara, the then
upon this appointed to act as Superintendent of the Palamcottah District Jail and your Lordship's confirmation was sought in our letter, dated 22nd September 1890, No. 9, Judicial. At that time, though we knew he had been unfortunate as a planter, we were unaware of the state of Mr. Shubrick's affairs and it seems that the Inspector-General of Jails was then similarly ignorant.

3. In a letter, dated 28th October 1890, however, Mr. Shubrick frankly and clearly informed Colonel Smith of his pecuniary embarrassments and explained that he would not improbably be eventually compelled to declare himself an insolvent.

4. In a letter, dated the 27th February 1891, of which a copy was forwarded to your Lordship with our despatch, dated the 26th June 1891, No. 8, Judicial, Colonel Smith reported in the most favorable terms upon the work done by Mr. Shubrick and strongly recommended that he should be confirmed in the Jail Department. Colonel Smith made no reference in this or any subsequent communication to Mr. Shubrick's pecuniary circumstances and we were entirely unaware of them when in our despatch of the 26th June 1891, No. 8, Judicial, we recommended Mr. Shubrick's confirmation to your Lordship.

5. It was not until the 10th December last that Colonel Smith reported to us the condition of Mr. Shubrick's affairs and his intention to take the benefit of the Insolvent Debtors' Act. We then considered the question of suspending Mr. Shubrick from his duties, but came to the conclusion that, as his embarrassments were due solely to failures in planting operations and had not resulted in any way from extravagance on his part while in the service of Government, he should be permitted to retain his appointment.

6. Mr. Shubrick's petition in insolvency was disposed of by the Court on the 4th April last with the result that he was declared to be entitled to the benefit of the Act and to his personal discharge and that the opposing creditors were directed to pay his costs. A copy of the Order of the Court is herewith forwarded. We understand that the Commercial and Land Mortgage Bank, Mr. Shubrick's principal creditor, has appealed against the order of the Commissioner of the Insolvent Court and has obtained a rule *nisi*, but, as the rule is not returnable until the 18th July, we do not consider it expedient to defer our reply to your Lordship for the purpose of ascertaining the result of the appeal.

7. We forward to your Lordship a copy of a letter from the Acting Inspector-General of Jails, dated 25th April 1892, No. 1705, which contains a brief history of Mr. Shubrick's failure; it will be clear to your Lordship from this that Mr. Shubrick's liabilities have no connection with his career as a public servant. We also forward copy of Mr. Shubrick's letter to the Inspector-General, dated 28th October 1890.

8. In conclusion, we have the honour to observe that we have conveyed to the Inspector-General of Jails our censure of his conduct in failing to bring to our notice the position in which Mr. Shubrick stood when he recommended him for confirmation. We considered Mr. Shubrick's confirmation advisable, because he was reported to have proved himself to be an excellent officer and eminently fitted for the post and because no native with suitable qualifications could be found. Mr. Shubrick has acted throughout in a perfectly honorable manner and we do not consider it just or expedient that any action should now be taken against him.

We have the honour to be,
My Lord,
Your Lordship's most obedient servants,

FORT ST. GEORGE,
June 1892.

[Annexure

In Press This Annexure must come on p. 3 of the Despatch

to ~~Judicial~~ Despatch dated June 1892
No Judicial

Good space here

ANNEXURE.

space

IN THE COURT FOR THE RELIEF OF INSOLVENT DEBTORS AT MADRAS.

Monday, the fourth day of April, one thousand eight hundred and ninety-two.

PRESENT:

THE HONORABLE MR. JUSTICE WILKINSON,
One of the Commissioners of this Court.

In the matter of the petition and schedule of Richard Ladbrooke Shubrick, an Insolvent Debtor.

The matter of this petition and schedule coming on by adjournments this day to be heard in the presence of Mr. R. Grant, Counsel for the above-named Insolvent, Richard Ladbrooke Shubrick, and of Mr. Smith of Counsel for the Commercial and Land Mortgage Bank, creditors No. 1, and the other opposing creditors, Messrs. Spencer and Company, creditors No. 2, in the said schedule, being called and none of them appearing either by Counsel or in person and upon hearing the examination of Mr. Churchward, a witness produced on behalf of the said Commercial and Land Mortgage Bank, and upon hearing Counsel and also the examination of the said Insolvent, this Court doth declare that the said Insolvent, Richard Ladbrooke Shubrick, is entitled to the benefit of the Act of the 11th Victoria, Chapter 21 (to consolidate and amend the laws relating to Insolvent Debtors in India) and to his personal discharge under the said Act in respect of all the debts mentioned in the said schedule, and it is hereby ordered that the Official Assignee of the estate and effects of the said Insolvent, Richard Ladbrooke Shubrick, do forthwith cause notice of the said discharge of the said Insolvent, Richard Ladbrooke Shubrick, to be inserted in the *Fort St. George Gazette* and it is hereby further ordered that the opposing creditors, the said Commercial and Land Mortgage Bank, creditors No. 1, do pay the costs of the said Insolvent, Richard Ladbrooke Shubrick.

(By the Court.)

(Signed) J. STEAVENSON,
Chief Clerk.

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om A. G. CARDEW, Esq., M.A., C.S., Acting Inspector-General of Jails, to the Chief Secretary to Government, dated Ootacamund, 25th April 1892, No. 1702.

I have the honour to reply to confidential memo., dated 25th March 1892, and to submit schedule in Mr. Shubrick's insolvency which was called for by Government and which ve only just received. As all information is now available, I propose to take this opportunity porting fully on the case in accordance with the requirements of para. 3 of G.O., dated November 1885, No. 2679, Public.

. As regards the inquiry made by Government in confidential memorandum under reply, it s to be the case that the Inspector-General of Jails (Colonel McDonald Smith) was aware of ubrick's involved circumstances when in his letter, dated 27th February 1891, he recom- n his confirmation in the Jail Department, as in a letter, dated 28th October 1890, Mr. Sh k had informed the Inspector-General of his position.

rick began planting in 1877 and for several years did very well and opened two enway and Compton. In 1880 he married, settling Rs. 25,000 on his wife to be paid , the trustees receiving the deeds of the Greenway estate as security. In 1883–84, the p of cinchona bark began to fall, and, as his father, who had originally supplied him with funds, was not able to find more money, an aunt made him a loan in December 1884, receiving the title-deeds of the Compton estate as security. She appears in the schedule as a creditor for Rs. 35,302-1-0. In 1885, Mr. Shubrick undertook the working of an estate in the Wynaad bought by a friend, Captain Turner, on an arrangement by which Mr. Shubrick was to have a small share in the profits and received £500 on this account in advance. There were no profits and Captain Turner appears in the schedule as a creditor for Rs. 8,645-6-5. In 1886 the trustees of Mr. Shubrick's wife's marriage settlement demanded payment in full of the settlement money, and, being unable to get further help from England, Mr. Shubrick, in February 1887, borrowed Rs. 45,000 from the Commercial and Land Mortgage Bank on the security of the Greenway estate. The price of cinchona bark continued to fall, the crops from the estate were taken by the bank, and Mr. Shubrick received certain further advances from that body up to May 1889, mostly on promissory notes. In the course of that year the bank began to press for payment, and, after various negotiations, it foreclosed and took possession of Greenway on the 18th August 1890, at the same time filing a suit for sums advanced on promissory notes, &c.

4. On the 13th September 1890, Mr. Shubrick was gazetted as Superintendent of the Palamcottah District Jail, and, on the 14th October 1890, the bank obtained a decree against him for Rs. 16,000 odd. On the 28th October 1890, Mr. Shubrick wrote to Colonel McDonald Smith, stating this fact. He said: "Should this appeal (to the bank for time) be unsuccessful, they (Messrs. Wilson and King) advise me that my only course is to declare myself an insolvent. If time were allowed, I could pay all my debt. I have done nothing that I need be ashamed of." The bank took no immediate steps on its decree, and it was not until May 1891 that the estates were sold, Greenway, which had been valued at Rs. 1,30,000 in 1886, fetching Rs. 20,300. The result of this sale was that, instead of being cleared of his encumbrances, Mr. Shubrick's position became irremediable, and, when the bank proceeded in December 1891 to apply for attachment of his salary, he filed his petition of insolvency.

5. The above is the course of events leading up to Mr. Shubrick's insolvency. It will be observed that the liabilities which produced it were all incurred prior to his entry into Government service and have no connection with his conduct as a public servant. An examination of the schedule shows that, of the total liabilities, amounting to Rs. 1,31,548-13-1, only a trifling amount is due to personal debts, and I have no reason whatever to think that Mr. Shubrick's insolvency was due to extravagance In accordance with the discretion allowed him by G.O., 25th April 1891, No. 331, Public, Colonel McDonald Smith did not suspend Mr. Shubrick, who has now obtained a clear discharge without any attachment of salary from the High Court. A copy of the order of discharge, dated 4th April 1892, is enclosed. In the newspapers of that date, there was a report of remarks said to have been made by the presiding Judge, which entirely absolved Mr. Shubrick from blame in connection with his petition, and it will be observed that, in the order of discharge, the opposing creditor, viz., the Commercial and Land Mortgage Bank, is required to pay the insolvent's costs.

6. In the statement as to the cause of insolvency which is appended to the balance sheet, copy of which is also enclosed, Mr. Shubrick states that cinchona bark, which ten years ago fetched 10 shillings a pound, now brings in about 5 pence a pound, and he gives some figures as to the fall in price between 1886 and 1888. This seems to account amply for his failure to make his estates pay and the High Court's order of discharge shows that it considered him free from blame. I hope, therefore, that the Government will be pleased to take the same view. Mr. Shubrick states that he intends to pay his shop bills, some of which have been incurred since he entered Government service, and, as he is now entirely relieved of encumbrances, his efficiency will not be prejudiced by what has passed.

From Mr. R. L. SHUBRICK, to the Inspector-General of Jails, dated Palamcottah, 28th October 1890.

I am very much obliged to you for your kind letter. I have told my jailor what you said. I like my work and am getting more accustomed to it. One loom begins work to-day. I am going up for the Tamil examination in January. Very good rain has fallen here, over 4 inches in the last few days.

I am very sorry to trouble you with my private affairs, but I am advised that I should do so. I owe the Commercial Bank a large sum of money. In August they took over my estate, Greenway, which was mortgaged to them. After taking over the estate, the bank decided to proceed against me for a portion of the debt, though the estate is really of much more value than the total debt, and, ten days ago or so, the bank obtained a decree against me in the High Court, Madras, for Rs. 16,000 odd and I hear that, believing my relatives will pay up, they intend to put it into execution against me. I have told Messrs. Wilson and King, who acted for me, to state that I cannot pay, that I am totally dependent on my pay, and that my relatives cannot pay for me. Should this appeal be unsuccessful, they advise me that my only course is to declare myself an insolvent. If time were allowed I could pay all my debt. I have done nothing that I need be ashamed of, as to it, the only question is whether bankruptcy would necessitate loss of my appointment, and it is to find out this that I have written all this to you. I shall regret it most exceedingly if it does do so. I was so thankful to get the appointment and am most anxious to do my duty well in it. My relatives cannot pay and I cannot; the action of the bank is persecution; they hope to force me; it is useless at present. I may come in for money and a rise in bark would alter my affairs at once.

Please give me your decision in the matter, namely whether I could retain my appointment, though insolvent. I am told Government allowed another planter (I think Ditmas in the Salt) to do so and I hope most earnestly to be allowed to stay on.

Of course the bank may not execute the decree, and, unless absolutely obliged, I shall not declare myself an insolvent, but it is as well to be prepared. I thank you very much for all your kindness.

Mr Price

Strike 6 copies
1 on blue paper for Sub-
signature
to be standing

GOVT. OF FORT ST. GEORGE.

JUDICIAL (1892) DEPARTMENT.

CS
8/6

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LETTER to the Right Honorable
the Secretary of State for
India.

Dated ,

No. of 1892.

Proof for W.S. approval

approved
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Submitting a full report of
the circumstances under which
Mr. P. L. Shubrick was ~~nominated~~ recommended for
appointment ~~to the Jail Dept.~~ ~~Jail~~ Jail Dept.

30TH MAY 1892, No. 1004, JUDICIAL.

CONFIDENTIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following papers :—

Despatch from the Right Honorable Her Majesty's Secretary of State for India, to His Excellency the Right Honorable the Governor in Council, Fort St. George, dated India Office, London, 18th February 1892, No. 1 (Judicial).

My attention has been directed to the letter of your Chief Secretary, dated the 7th ultimo, transmitting, with reference to section 85 of Stat. 11 and 12 Vic., ch. 21, copies of the schedule filed in the insolvency of Mr. Shubrick, Superintendent of the District Jail, Tanjore.

2. The circumstances under which I, so recently as August last, on the recommendation of your Government, gave my sanction to Mr. Shubrick being permanently appointed to the Jail Department will be fresh in the memory of your Lordship and I am surprised now to learn that he has applied for the benefit of the Insolvent Act. I observe, moreover, that the schedule which he has filed shows that, in September 18[illegible], Mr. Shubrick was arrested on a decree for Rs. 1,634–4–10, and was discharged only on the amount claimed being paid off by Messrs. Parry and Co., who now, in consequence, are entered in the schedule as creditors. The schedule further shows that in October 1890 another creditor obtained a decree against him from the Madras High Court for Rs. 16,557–6–10.

3. I assume that the fact that Mr. Shubrick was in pressing pecuniary difficulties was not known to your Excellency in Council when the applications were made to me to sanction his being employed by Government; but I must add that his appointment under these circumstances implies some want of the circumspection that should always be exercised in choosing persons not before employed for the public service, and, assuming that the fact that he was in difficulties was not known to your Lordship, Mr. Shubrick acted improperly in not explaining his position before he accepted an appointment at your hands. However that may be, Mr. Shubrick's having applied for the benefit of the Insolvent Act renders him liable to removal from his appointment and it becomes a serious question whether it is possible to permit him to retain it.

4. I request that I may be informed of the views of your Government on the matter and that I may be furnished with a full report of the circumstances under which your Excellency's Government were induced to propose him for the appointment.

Reference, dated 19th March 1892.

The Inspector-General of Jails is requested to submit, at a very early date, a report upon the circumstances under which Mr. Shubrick was recommended to Government for appointment to the Jail Department. It should be distinctly stated whether the fact of his insolvency was known to the Inspector-General at the time of making his recommendation.

(Signed) J. F. PRICE,
Chief Secretary.

~~To the Inspector-General of Jails.~~

From A. G. CARDEW, Esq., M.A., C.S., Acting Inspector-General of Jails, to the Chief Secretary to Government, dated Ootacamund, 21st March 1892, No. 90.

In reply to Confidential Memorandum, Judicial Department, dated 19th March 1892, C. No. 1133, I have the honour to state that the circumstances under which Mr. Shubrick was recommended to Government for appointment to the Jail Department, so far as they are on record in this office, are as follow:—In January or February 1890, before Colonel McDonald Smith became Acting Inspector-General of Jails, an application for a jail appointment was made to him on Mr. Shubrick's behalf. When, in the following August, the approaching reversion of Syed Khadir Padshah Sahib to revenue employment left a vacancy in the Palamcottah District Jail, Colonel McDonald Smith asked Mr. Shubrick if he still wished to enter the Jail Department, and, as Mr. Shubrick replied in the affirmative, his name was submitted to Government.

2. There is clear proof that at that time Colonel McDonald Smith did not know of Mr. Shubrick's embarrassments at all, for it was not until the 28th October 1890 that Mr. Shubrick wrote to Colonel Smith stating his position and saying that he was advised that he ought to tell Colonel Smith how he stood.

3. Mr. Shubrick's chief creditor is the Commercial and Land Mortgage Bank, which advanced a large sum on the security of his estates which were mortgaged to it. In August 1890 the bank took over the estates, but it was not until the middle of October 1890 that it secured a decree against him. Mr. Shubrick has stated more than once that the value of his estates was more than sufficient to meet his liabilities, and it was not until the bank obtained its decree in October 1890 and seemed inclined to execute it against him personally that the question of his becoming insolvent arose. In August 1890, therefore, Colonel Smith knew nothing of such a contingency and probably the idea had not occurred to Mr. Shubrick himself.

4. It appears, further, that what ultimately obliged Mr. Shubrick in December 1891 to file a petition of insolvency was the action of the bank in selling his estate at auction, after very short notice, for a trifling sum. Had this not been done and had the estate been well sold, the insolvency might have avoided and this also goes to show that the fact of insolvency could not have been known to Colonel McDonald Smith when Mr. Shubrick was recommended to Government for appointment.

Reference, dated 25th March 1892.

With reference to his letter, dated the 21st March 1892, No. 90 (Confidential), the Inspector-General of Jails is requested to state whether the Inspector-General of Jails knew of Mr. Shubrick's involved circumstances when in February 1892 he recommended his confirmation in the Jail Department.

2. The Inspector-General is also requested to obtain and forward a copy of the schedule in Mr. Shubrick's insolvency.

(Signed) J. F. PRICE,
Chief Secretary.

From A. G. CARDEW, Esq., M.A., C.S., Acting Inspector-General of Jails, to the Chief Secretary to Government, dated Ootacamund, 25th April 1892, No. 1702.

I have the honour to reply to Confidential Memorandum, dated 25th March 1892, and to submit the schedule in Mr. Shubrick's insolvency which was called for by Government and which I have only just received. As all information is now available, I propose to take this opportunity of reporting fully on the case in accordance with the requirements of para. 3 of G.O., dated 17th November 1885, No. 2679, Public.

2. As regards the inquiry made by Government in confidential memorandum under reply, it appears to be the case that the Inspector-General of Jails (Colonel McDonald Smith) was aware of Mr. Shubrick's involved circumstances when in his letter, dated 27th February 1891, he recommended his confirmation in the Jail Department, as in a letter, dated 28th October 1890, Mr. Shubrick had informed the Inspector-General of his position.

3. Mr. Shubrick began planting in 1877 and for several years did very well and opened two estates, named Greenway and Compton. In 1880 he married, settling Rs. 25,000 on his wife to be paid by degrees, the trustees receiving the deeds of the Greenway estate as security. In 1883–84, the price of cinchona bark began to fall, and, as his father, who had originally supplied him with funds, was not able to find more money, an aunt made him a loan in December 1884 receiving the title-deeds of the Compton estate as security. She appears in the schedule as a creditor for Rs. 35,302–1–0. In 1885, Mr. Shubrick undertook the working of an estate in the Wynaad bought by a friend, Captain Turner, on an arrangement by which Mr. Shubrick was to have a small share in the profits and received £500 on this account in advance. There were no profits and Captain Turner appears in the schedule as a creditor for Rs. 8,645–6–5. In 1886 the trustees of Mr. Shubrick's wife's marriage settlement demanded payment in full of the settlement money, and, being unable to get further help from England, Mr. Shubrick in February 1887 borrowed Rs. 45,000 from the Commercial and Land Mortgage Bank on the security of the Greenway estate. The price of cinchona bark continued to fall, the crops from the estate were taken by the bank, and Mr. Shubrick received certain further advances from that body up to May 1889, mostly on promissory notes. In the course of that year the bank began to press for payment and after various negotiations it foreclosed and took possession of Greenway on the 18th August 1890, at the same time filing a suit for sums advanced on promissory notes, &c.

4. On the 13th September 1890, Mr. Shubrick was gazetted as Superintendent of the Palamcottah District Jail, and, on the 14th October 1890, the bank obtained a decree against him for Rs. 16,000 and odd. On the 28th October 1890 Mr. Shubrick wrote to Colonel McDonald Smith, stating this fact. He said: "Should this appeal (to the bank for time) be unsuccessful, they (Messrs. Wilson and King) advise me that my only course is to declare myself an insolvent. If time were allowed, I could pay all my debt. I have done nothing that I need be ashamed of." The bank took no immediate steps on its decree and it was not until May 1891 that the estates were sold, Greenway, which had been valued at 1,30,000 in 1886, fetching Rs. 20,300. The result of this sale was that, instead of being cleared of his encumbrances, Mr. Shubrick's position became irremediable, and, when the bank proceeded in December 1891 to apply for attachment of his salary, he filed his petition of insolvency.

5. The above is the course of events leading up to Mr. Shubrick's insolvency. It will be observed that the liabilities which produced it were all incurred prior to his entry into Government service and have no connection with his conduct as a public servant. An examination of the schedule shows that, of the total liabilities, amounting to Rs. 1,31,548–13–1, only a trifling amount is due to personal debts, and I have no reason whatever to think that Mr. Shubrick's insolvency was due to extravagance. In accordance with the discretion allowed him by G.O., dated 25th April 1891, No. 331, Public, Colonel McDonald Smith did not suspend Mr. Shubrick, who has now obtained a clear discharge, without any attachment of salary, from the High Court. A copy of the order of discharge, dated 4th April 1892, is enclosed. In the newspapers of that date, there was a report of remarks said to have been made by the presiding judge, which entirely absolved Mr. Shubrick from blame in connection with his petition, and it will be observed that, in the order of discharge, the opposing creditor, viz., the Commercial and Land Mortgage Bank, is required to pay the insolvent's costs.

6. In the statement as to the cause of insolvency which is appended to the balance sheet, copy of which is also enclosed, Mr. Shubrick states that cinchona bark, which ten years ago fetched 10 shillings a pound, now brings in about 5 pence

a pound, and he gives some figures as to the fall in price between 1886 and 1888. This seems to account amply for his failure to make his estates pay and the High Court's order of discharge shows that it considered him free from blame. I hope, therefore, that the Government will be pleased to take the same view. Mr. Shubrick states that he intends to pay his shop bills, some of which have been incurred since he entered Government service, and, as he is now entirely relieved of encumbrances, his efficiency will not be prejudiced by what has passed.

5.

Enclosure.

IN THE COURT FOR THE RELIEF OF INSOLVENT DEBTORS AT MADRAS.

Monday, the fourth day of April, one thousand eight hundred and ninety-two.

Present:

The Honorable Mr. Justice WILKINSON,
One of the Commissioners of this Court.

In the matter of the petition and schedule of Richard Ladbrooke Shubrick, an Insolvent Debtor.

The matter of this petition and schedule coming on by adjournments this day to be heard in the presence of Mr. R. Grant, Counsel for the above-named Insolvent, Richard Ladbrooke Shubrick, and of Mr. Smith of Counsel for the Commercial and Land Mortgage Bank, creditors No. 1, and the other opposing creditors, Messrs. Spencer and Company, creditors No. 2, in the said schedule, being called and none of them appearing either by Counsel or in person and upon hearing the examination of Mr. Churchward, a witness produced on behalf of the said Commercial and Land Mortgage Bank, and upon hearing Counsel and also the examination of the said Insolvent, this Court doth declare that the said Insolvent, Richard Ladbrooke Shubrick, is entitled to the benefit of the Act of the 11th Victoria, Chapter 21 (to consolidate and amend the laws relating to Insolvent Debtors in India) and to his personal discharge under the said Act in respect of all the debts mentioned in the said schedule, and it is hereby ordered that the Official Assignee of the estate and effects of the said Insolvent, Richard Ladbrooke Shubrick, do forthwith cause notice of the said discharge of the said Insolvent, Richard Ladbrooke Shubrick, to be inserted in the *Fort St. George Gazette* and it is hereby further ordered that the opposing creditors, the said Commercial and Land Mortgage Bank, creditors No. 1, do pay the costs of the said Insolvent, Richard Ladbrooke Shubrick.

(By the Court.)

(Signed) J. STEAVENSON,
Chief Clerk.

From A. G. CARDEW, Esq., M.A., C.S., Acting Inspector-General of Jails, to the Chief Secretary to Government, dated Ootacamund, 12th May 1892, No. 2114.

As directed in Confidential Memorandum, dated 10th instant, I have the honour to submit a copy of Mr. Shubrick's letter, dated 28th October 1890.

Enclosure.

From R. L. SHUBRICK, Esq., to the Inspector-General of Jails, dated Palamcottah, 28th October 1890.

I am very much obliged to you for your kind letter. I have told my jailor what you said. I like my work and am getting more accustomed to it. One loom begins work to-day. I am going up for the Tamil examination in January. Very good rain has fallen here, over 4 inches in the last few days.

Reference, dated 10th May 1892

With reference to para 2 of his letter No. 1702 d/ 25th April 1892, the Inspector-General of Jails is requested to forward a copy of Mr. Shubrick's letter d/ 28th October

(Signed) J. F. Price
Chief Secretary

I am very sorry to trouble you with my private affairs, but I am advised that I should do so. I owe the Commercial Bank a large sum of money. In August they took over my estate, Greenway, which was mortgaged to them. After taking over the estate, the bank decided to proceed against me for a portion of the debt, though the estate is really of much more value than the total debt, and, ten days ago or so, the bank obtained a decree against me in the High Court, Madras, for Rs. 16,000 odd and I hear that, believing my relatives will pay up, they intend to put it into execution against me. I have told Messrs. Wilson and King, who acted for me, to state that I cannot pay, that I am totally dependent on my pay, and that my relatives cannot pay for me. Should this appeal be unsuccessful, they advise me that my only course is to declare myself an insolvent. If time were allowed I could pay all my debt. I have done nothing that I need be ashamed of, as to it, the only question is whether bankruptcy would necessitate loss of my appointment, and it is to find out this that I have written all this to you. I shall regret it most exceedingly if it does so. I was so thankful to get the appointment and am most anxious to do my duty well in it. My relatives cannot pay and I cannot; the action of the bank is persecution; they hope to force me; it is useless at present. I may come in for money and a rise in bark would alter my affairs at once.

Please give me your decision in the matter, namely whether I could retain my appointment, though insolvent. I am told Government allowed another planter (I think Ditmas in the Salt) to do so and I hope most earnestly to be allowed to stay on.

Of course the bank may not execute the decree, and, unless absolutely obliged, I shall not declare myself an insolvent, but it is as well to be prepared. I thank you very much for all your kindness.

Order—dated 30th May 1892, No. 1004, Judicial.

His Excellency in Council is constrained to observe that Colonel Smith failed seriously in his duty in not acquainting the Government with the state of Mr. Shubrick's affairs when recommending him for confirmation in the Jail Department.

2. The following letter will be despatched to the Right Honorable the Secretary of State.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To the Inspector-General of Jails.

Desp w wd 10.6.92

Letter—to the Right Honorable the Secretary of State for India, dated 15th June 1892, No. 10.

We have the honour to acknowledge the receipt of your Lordship's despatch, dated 18th February 1892, No. 1, Judicial, wherein your Lordship requests that a full report of the circumstances under which Mr. R. L. Shubrick was recommended for appointment to the Madras Jail Department may be furnished by us. This report we have now the honour to submit.

2. In January or February 1890, an application for an appointment in the Jail Department was made to the Inspector-General of Jails on behalf of Mr. Shubrick, and, when, in the following August, it became apparent that a vacancy would occur in the Palamcottah District Jail, Colonel J. M. Smith, the Inspector-General, asked Mr. Shubrick whether he was willing to take up the appointment. Mr. Shubrick replying in the affirmative, his name was submitted by Colonel Smith to Lord Connemara, the then President in Council. Mr. Shubrick was upon this appointed to act as Superintendent of the Palamcottah District Jail and your Lordship's confirmation was sought in our letter, dated 22nd September 1890, No. 9, Judicial. At that time, though we knew he had been unfortunate as a planter, we were unaware of the state of Mr. Shubrick's affairs and it seems that the Inspector-General of Jails was then similarly ignorant.

3. In a letter, dated 28th October 1890, however, Mr. Shubrick frankly and clearly informed Colonel Smith of his pecuniary embarrassments and explained that he would not improbably be eventually compelled to declare himself an insolvent.

4. In a letter, dated the 27th February 1891, of which a copy was forwarded to your Lordship with our despatch, dated the 26th June 1891, No. 8, Judicial, Colonel Smith reported in the most favourable terms upon the work done by Mr. Shubrick and strongly recommended that he should be confirmed in the Jail Department. Colonel Smith made no reference in this or any subsequent communication to Mr. Shubrick's pecuniary circumstances and we were entirely unaware of them when in our despatch of the 26th June 1891, No. 8, Judicial, we recommended Mr. Shubrick's confirmation to your Lordship.

5. It was not until the 10th December last that Colonel Smith reported to us the condition of Mr. Shubrick's affairs and his intention to take the benefit of the Insolvent Debtors' Act. We then considered the question of suspending Mr. Shubrick from his duties, but came to the conclusion that, as his embarrassments were due solely to failures in planting operations and had not resulted in any way from extravagance on his part while in the service of Government, he should be permitted to retain his appointment.

6. Mr. Shubrick's petition in insolvency was disposed of by the Court on the 4th April last with the result that he was declared to be entitled to the benefit of the Act and to his personal discharge and that the opposing creditors were directed to pay his costs. A copy of the Order of the Court is herewith forwarded. We understand that the Commercial and Land Mortgage Bank, Mr. Shubrick's principal creditor, has appealed against the order of the Commissioner of the Insolvent Court and has obtained a rule *nisi*, but, as the rule is not returnable until the 18th July, we do not consider it expedient to defer our reply to your Lordship for the purpose of ascertaining the result of the appeal.

7. We forward to your Lordship a copy of a letter from the Acting Inspector-General of Jails, dated 25th April 1892, No. 1702, which contains a brief history of Mr. Shubrick's failure; it will be clear to your Lordship from this that Mr. Shubrick's liabilities have no connection with his career as a public servant. We also forward copy of Mr. Shubrick's letter to the Inspector-General, dated 28th October 1890.

8. In conclusion, we have the honour to observe that we have conveyed to the Inspector-General of Jails our censure of his conduct in failing to bring to our notice the position in which Mr. Shubrick stood when he recommended him for confirmation. We considered Mr. Shubrick's confirmation advisable, because he was reported to have proved himself to be an excellent officer and eminently fitted for the post and because no native with suitable qualifications could be found. Mr. Shubrick has acted throughout in a perfectly honorable manner and we do not consider it just or expedient that any action should now be taken against him.

. of {1892} Madras.

JUDICIAL.

CONFIDENTIAL.

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Recd.

Encl.

G.O., 30th May 1892, No. 1004. ~~and~~

Despatch, 15th June 1892, No. 8

&c

MAY.

M. R. L. Shubrick

Censuring Colonel T. McDonald Smith for ~~[illegible]~~ not having brought to the notice of Govt the pecuniary position of — when recommending his confirmation in the Ta~~dept~~ depart-ment & submitting to Right Hon'ble the Secretary of State for India a full report of the circumstances under which this took place.

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ad again Order of Government, dated
189 , No. /

Enclosures.

Current No.

Statement with ditto.

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Judicial DEPARTMENT.

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Despatch 15. 6. 92

[Despatch Abstract.]

Mr. R. L. Shubrick Cens

Colonel J. McDonald Ser

for ~~his~~ action in not having brought to the notice of Govt. the pecuniary position of — when recom=mending his ~~appointment~~ confirmation in the Jail department & ~~at~~ submitting to the Secretary of State a full report of the circumstances under which this took place.

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Confidential.