

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 1128

Dated 24th May 1895

INDEXED.

[Despatch Abstract.]

MR. VINCENT.

Declining to reconsider the orders already passed in the
case of----, late Reserve Inspector of Police, Tanjore.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2535		98				

Just (1895) DEPARTMENT.

CURRENT NO. 2362

FROM

A. Hammick Esq

INSPECTOR-GENERAL

OF POLICE,

TO

316 R of 16-3-95
77 of 12-1-95
2290 of 3-12-93

Order of 24th May 1895 No 1125
mis

The Govt. sees no reason to
reconsider the order already passed in
the present case.

16.5.95
22/5/95

No. 2720

Dated

Received

10

Even: 16.

May 1895

CHIEF SECRET
GOVERNMENT OF MADRAS
9. MAY. 1895

SUBJECT.

Submitting a memorial
from Mr. Vincent, late
Reserve Inspector of
Police, Tanjore, requesting
that the order of dismissal
from the force may be re-
considered.

11/13/5
14/5

DESPATCHED

31 MAY 95

To The Secy. of Police, S. & O.
with rules. M.S.

11/14 3.95

Note The memorial is
insubordinate in form & more
than once untruthful in substance.

16.5

(150)

Enclosure No 1 of letter No 2720 of 7-5-95 from the
D. G. of Police - 2/362

To

His Excellency

The Right Honorable

The Governor in Council

Fort Saint George
Madras.

The humble memorial of E. H. Vincent late
Reserve and Store Inspector of Police Bangalore
District appealing against his dismissal.

MOST RESPECTFULLY SHEWETH,

That with firm hope of success based on just
and well founded grounds as can be gathered from
what is stated below in juxtaposition your Excel-
lency will take into philanthropic consideration &
do me justice by restoring to my former post.

HUMBLY SHEWETH,

(1) Neglect of his duties as Store and
Reserve Inspector as evidenced particularly by
the dirty and untidy condition of the Store
room, by his delay in executing repairs to the
Reserve lines and by his failure to check the
Quarterly Returns of arms and to keep correct
store accounts.

(1) As regards the dirty and untidy con-
dition of the Store room Memorialist humbly
begs to point out that the store room is a
place where the District Stores are kept, and
there is not a day passes but what supplies
are being sent out to different Divisions thus
necessitating stores to be shifted about, packed
and kept ready for despatch, and consequently
it can hardly be expected that every article in
the stores is to be found at any time an officer
may casually drop in as if they, were placed
there for the very purpose of being admired
and nothing more.

The present Inspector General of Police
at a recent inspection of the Stores (19-1-95)
passed the following remark. "Very neat and
clean, if always so alright" this remark from
the mouth of the Head of the Department
does not at all correspond with the charge as
set forth by the District Superintendent to
the Government and therefore plainly shews
that the charge is unfounded.

Regarding the delay in executing the
repairs to the Reserve lines, Memorialist hum-
bly begs to state that there was no unwarrant-
able delay, if any unusual delay at all it was
on the part of the contractor who labored

This was a verbal remark of mine when I
walked through the room with Mr. Agar. I
made no real impression of the place from
want of time. It was, as I have written I
saw in my note book particularly neat, the
result no doubt of Mr. Agar's being there.
He is a particularly neat methodical
officer.

2. W. G. Mammich

under great difficulties in executing the repairs, as the men who occupy the huts in the lines were all against him, and would do all sorts of mischief to impede the progress of the work as in former years as Memorialist was given to understand the repairs were executed by the inhabitants themselves, but this year it was not so, as the then Superintendent of Police Mr. T. E. Thomas ordered Memorialist to get an estimate prepared and the work done by a professional man, this order is written across the first estimate submitted and is filed in the Head Quarter Office and thus the cause of the work having been delayed. Mr. Agar the present Superintendent of the District, altho he came to the District in August last never so much as uttered a word to Memorialist as to there being any delay and in fact never visited the lines (to Petitioner's knowledge) during the time the repairs were going on. Had he as a District Officer taken the slightest interest in the work at the time, no doubt it would have been completed all the sooner, but Memorialist can only say that he was conspicuous by his absence.

Regarding the quarterly return of arms &c. Memorialist denies in-to-to the charge of failing to check them, it was owing to his careful checking that caused the delay of submitting the Quarterly return to Chief Office as Divisional Quarterly returns of Inspector's were returned to Division Inspectors for corrections over and over again which fact can be proved if the Office copies be called for and examined.

Regarding the keeping of in-correct store accounts the charge is false and can be proved to be by a reference to the same, every entry bears the initial of the District Superintendent or in his absence the Head Quarter Inspector.

Mr. T. E. Thomas when he was in charge of the District Police Force used to check the Ledgers (kept by the Store Inspector) regularly and never found fault, but Mr. Agar has left it to the Head Quarter Inspector to do, and then finds fault.

ii. *Frequent unpunctuality and absence from office without leave.*

ii. Memorialist denies the charge in-to-to, begs that the District Superintendent may be asked what punishment was awarded, and what explanations were tendered by Memorialist for the alleged offences also the dates of his absence without leave.

iii. *The submission of false reports the statements that he had no debts when a decree was out against him for a considerable sum—and that he took a number of men out for ball practise on the 4th of August when in fact he did no such thing.*

iii. As the debt was being paid out of Memorialist salary (monthly) by the Superintendent Memorialist did not think for a moment that it was necessary to include it in the return. Cannot but plead ignorance of the omission.

Regarding the Ball practice tho' not actually present himself Ball practice was held by the next senior Officer present who represented Memorialist and acted under his orders.

iv. *Indebtedness.*

iv. This cannot be called indebtedness as the amount was for Rs. 17½ only, and could be paid out of the salary, still due to Petitioner.

v. *Delay in returning diaries.*

v. Punishment drill having been awarded by the Superintendent (to certain constables for minor breaches of discipline) on diaries they (the diaries) were retained by Petitioner until the Superintendents punishment had been completed. The Superintendent himself ordered that the drill should be completed and as soon as it was a report to that effect was to be returned with the diary, hence the delay, as some of the delinquents were away on different duties and could not be got at to complete their punishment drill.

vi. *Disrespect to his superior officer.*

vi. As the Superintendent Mr. Agar was new to the District at the time, and not in uniform when he passed Memorialists house in a bandy (closed) as Memorialist was seated in his Verandah in home dress, which did not at the time strike Mr. Agar regarding his not saluting.

The explanation given by Memorialist to Mr. Agar was received and accepted by him, and Memorialist heard nothing further about it till now 5 months after the occurrence Mr. Agar cannot shew that the omission was intentional on his part. Memorialist did not

vii. Having petty money dealings with a subordinate.

recognize him, as he had seen him only once before this, he knew it was him only after he had passed, as he saw him going into his Bungalow which is close to where Memorialist was living at the time.

vii. Memorialist sternly denies having had any money dealings with his subordinates as long as he was in the Police Department. Mr. Agar evidently refers to the Rs. 5 which he had written about to the Inspector of Police Kumbaconam.

Memorialist beg to state that the money was not his, but due by European Head Constable Philips for house rent to his landlord, who asked Memorialist to recover the amount and pay to him, and Memorialist accordingly wrote to the Inspector of Police Kumbaconam to where the Head Constable had been transferred from the Reserve asking the Inspector to recover and remit the amount to him for payment to the said landlord.

3. Mr. Vincent has again been arrested for debt, has made a further false entry in his diary and has appeared before his Superintendent in a state of semi-intoreccation.

3. This is the same debt of Rs. 17½ as alluded to above. Memorialist begs to point out that he did not appear before Mr. Agar of his own accord; he sent the Head Quarter Inspector and European Head Constable J. Crier of the Tanjore Town Station to bring him to his Bungalow about 7 P. M. Memorialist was taking his dinner (at the time) with which he took a glass of beer as usual and can swear upon oath (if called upon to do so) that he was sober. Memorialist does not understand the term (*semi intoreccation*) used by the Superintendent.

Memorialist appeared before him and answered the question put to him.

Memorialist does not remember having seen Colonel Porteous after his transfer from the Malabar District and therefore cannot at all understand how he could be personally warned by him about drinking.

Memorialist begs to point out that he has never once been punished for drunkenness and what Col. Porteous means by saying that "he has again evidently taken to his old evil courses" Memorialist cannot understand or explain.

In conclusion Memorialist begs most respectfully to appeal against the Government order dismissing him from the Police Force, as it will be very clearly seen by the report of the Police Superintendent Mr. Agar that his mind had been prejudiced against Memorialist from the very time that he first came to the District.

Memorialist can only say that Mr. Agar has not acted at all conscientious in the matter, neither is his report against Memorialist what he has personally known but simply what he has given ear to from time to time, and indeed it seems extremely hard that an officer of his standing should condemn one of his Subordinates from what he hears about him from others without taking the trouble of satisfying himself that what he has heard is true or false.

Memorialist understands from G. O. No. 7170 (Paras 2 and 3) dated 16-10-83 that when a Government servant is to be reduced or dismissed the service he should be given a personal hearing and also give his explanation re the charge or charges framed against him; this was not done so by him, and so he has been condemned unheard, without a single chance of exonerating himself from blame.

Memorialist begs to point out that since Mr. Agar's advent to the Tanjore District up to the time Memorialist was dismissed he has not been to the Head Quarter office a dozen times and consequently cannot know (without being informed) what goes on in the office during his absence.

Tappals are sent to his Bungalow and his office work is performed there.

Had he only taken the trouble to do his duty thoroughly he would not have been so much in the hands of others, he would have been able to see, and Judge things for himself. This in itself Memorialist begs, to state that he considers a shocking state of things and not at all what the Government expects from an officer, holding such a responsible appointment. Memorialist feels quite confident that had Mr. Agar done the right thing and that

x Bombay Pres. P. M. L. in
for 27/3/84 83, 84
2290 P. M. L.

This is untrue; a formal charge
has drawn up against him containing
17 items, to which he made a
written reply not note for
order on 9.10.77

12.1.85

D

16.8.85

with a conscience, he could never have condemned Memorialist in the manner he had done.

Memorialist further humbly begs to state that his service in all Military and Civil amounts to about 17 years, having joined the army in the year 1878 and served faithfully as a soldier until the year 1885 when he purchased his discharge from the army, and left the army with testimonials from his Officers which would carry him thro the world, they are still in his possession a copy of which he begs to attach for perusal.

Memorialist returned to India from England in the year 1886, and was at once taken on in the Police Department as European Head Constable in the special Force at Malapuram Malabar District in which rank he served for 2 years, and afterwards appointed as Reserve and store Inspector of the District and remained as such until he was transferred to Tanjore District in August 1893.

In conclusion Memorialist begs to state that after coming to Tanjore he had the misfortune to lose his wife and children in fact the whole of his family except one little girl during the cholera epidemic of 1893-94 within a week but for all that he was compelled to work on in the same place as if nothing untoward had happened to him; this in itself was enough to drive one mad which he thinks it did him for sometime, and he was compelled to take leave and go away out of the District.

Memorialist also begs to state that his pay for the month of January as well as his Travelling allowance for December has not been paid to him up to date and consequently he is suffering the greatest of hardships, and prays that immediate orders may be issued for his re instatement in service as well as for the payment of the above mentioned sums.

For which act of kindness and charity Memorialist shall ever feel thankful.

YOUR EXCELLENCY'S

Most Obedient Servant

(Signed) E. H. VINCENT,

(LATE) RES. INSPECTOR OF POLICE,

Tanjore.

Tanjore:—Printed at "The Patriot Press."

COPIES OF TESTIMONIALS.

Extract from Parchment certificate of Discharge of No. 1089 Corporal Henry Vincent.

Service abroad $5\frac{2}{3}$ years.

He has served six years 198 days, of which 6 years 198 days reckon towards Pension. Medals—Afghanistan.

His conduct and character while with the colors have been "very good" entitled to two good conduct Badges had he not been promoted, he is in possession of a second class school Certificate.

(Signed) H. G. PANTER COL. 37TH B. D.

WINCHESTER 29TH JANUARY 85.

CANNANORE,

30—6—84.

Corporal Vincent who is purchasing his discharge from the 67th Regt. is a man of "very good" character and to be relied on as being honest and sober. He is painstaking in his work.

(Signed) W. E. BRIGGS CAPT. AND ADJT.

2ND HAMPSHIRE REGT.

(Late 67th)

The bearer, Henry Vincent is a steady, persevering man and judging from the manner in which he always performed his duty, is qualified to fill any post of trust.

He attained the rank of Corporal whilst in the Regt. and always did his duty to the satisfaction of his Officers.

(Signed) W. E. BANBURY LIEUT.

2ND HANTS REGT.

H. VINCENT

I have received the Post Office order's for £ 11 on account of purchase of your discharge and have credited same to public this day.

(Signed) E. M. DOUGHERTY MAJOR,

PAYMB. 37TH R. DISTRICT.

DEPARTMENT.

No. 2720

CHIEF OFFICE OF THE INSPECTOR-GENERAL OF POLICE,
MADRAS, 7 May 1895.

FROM

M. Hammick Esq., I.C.S.,

INSPECTOR-GENERAL OF POLICE,

TO

THE Chief Secretary
to Government,
Coimbatore.

SIR,

Enclosures
12 #

I have the honor to submit a memorial from Mr. Vincent, late Reserve Inspector, Tanjore, asking the Government to re-consider the order dismissing him from the force. G.O., dated 12 January 1895, No. 77.

2. The memorialist first says that I found the stores in a neat orderly condition. So I did. But it was long after the date that Mr. Agar found them in the disgraceful condition originally reported. It was not Mr. Vincent who put them in order but Mr. Agar.

3. As regards the delay in executing the repairs to the lines, Mr. Thomas, the Superintendent, on 12 August 1894, directed the Inspector to see that the lines

1005
Tamil
Enclos. No. 3
To
C. No. 2362

lines were properly repaired. The sanctioned estimate was for Rs 299-4-0 and this sum was drawn and remitted to Mr Vincent on 9th June 1894. On 15 January Mr Vincent reported that the work had been carried out. The Executive Engineer valued the work done at Rs 240-10-6 and so the money either embezzled by Mr Vincent or the contractor working under his orders amounted to Rs 58-9-6. This sum was recovered from Mr Vincent from pay due to him. The men in the Reserve complained of the delay in executing the work and the memorialist's attention was drawn to it more than once.

4. The Superintendent reports that Mr Vincent had not checked the Quarterly Return of arms in time for the Quarterly Committee for the quarter ending on the 30th September 1894 and he also says distinctly that the accounts of the stores were not accurate.

5. As to the memorialist's impunctuality in attendance, the Superintendent gives nine cases in which Mr Vincent was impunctual.

6. It is quite clear that the memorialist did

did give a false statement as to his debt. His nil statement was dated 7th June 1894. A warrant for attachment of pay for a debt of Rs 464-14-5 was received in October from a Malabar constable for a debt which existed in June when the nil statement was given. He is not telling the truth when he says no recovery was being made when he gave this statement. Recovery did not commence till November 1894.

7. The Superintendent reports that the diaries referred to in para 5 of the memorial were delayed much longer than was necessary.

8. The memorialist denies having had money dealings with his subordinates. But he has been complained of to me for having ordered things through a 1st class constable and he admitted that the constable may have ordered things for him. I enclose the correspondence for the information of Government. In the explanation given in para vii the Reserve Inspector's conduct was wrong even if it was what he states. He had no business to recover money in the way admitted.

9. Mr. Vincent's allegation that Colonel Fortson never warned him about his drinking habits must be taken for what it is worth. The Government will probably prefer to believe Colonel Fortson.

10. The memorialists' remarks about Mr. Agar's non-attendance at office have nothing to do with the matter now at issue. Mr. Agar should have attended office, but that does not alter the memorialists' position.

I enclose Mr. Agar's letter on the question.

I have the honor to be,
Sir,

Your most obedient servant,

Mammick
Inspector of Police.

When given for copying _____
When copied _____
When examined _____
When signed _____

189.

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.