

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 2242.

Dated 4th Nov 1895.

INDEXED.

[Despatch Abstract.]

PLEADERS' FEES.

Recording letters from the Accountant-General and Collector of Coimbatore regarding the recovery of Rs. 115-80 paid in excess to M.R.V. Narasiah, Barrister-at-Law, as--in connection with the suit brought against the Public Debt Office, the Bank of Madras and others.

md

BACK PAPERS.

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

FURTHER PAPERS.

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

CURRENT No

Treasury Account DEPARTMENT.

FORT ST. GEORGE,

Accountant-General's Office,

13th September 1895.

No. 2478

From

F. C. Harrison Esquire,

Offg: ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE *Chief Secretary to Government,*
Judicial Department.

SIR,

I have the honour to report the following facts for the orders of Government

It appears that in a civil suit brought against the Public Debt Office, the Bank of Madras and others, M. R. Ry Narasiah Garu, Barrister, was retained for the two former defendants

*enc. 5. vol 31 Jan'y 95
no 227*

In January 1893 the Bank of Madras wrote to Government requesting sanction to the payment of M. R. Ry Narasiah Garu's fees and on the 31st January 1893 Government

in

in their order N^o 227 directed that the legal fees should be paid. On receipt of this order this office communicated with the Collector and requested him to arrange for the payment of fees according to the rules. The Collector wrote to the District Judge who replied that the proper fee was Rs 222. 10. This sum was accordingly paid to M. R. Ry Narasiah Garu. Ultimately the High Court reduced the fee to Rs 111. 5. The question of the recovery of the difference was referred to Government and Government passed their order N^o 3115 dated the 18th December 1894 directing the recovery from M. R. Ry Narasiah Garu. I have repeatedly called upon the Collector to effect the recovery. It appears from his communications that M. R. Ry Narasiah Garu at first expressed his willingness to pay the amount out of certain fees due to him in a Public Works Department case. He however when it came to the point claimed his

his full fees which was paid to him. He still says he will pay but he does not do so. The Collector is doubtful whether a suit will lie for recovery of the amount and proposes to tell him he will get no work from Government unless he does pay - adding however that the pleader does not get much work from Government.

In these circumstances I do not see what advantage can result from further delays. If the sum is legally recoverable from M. R. Ry Narasiah Garu I presume it could have been deducted from his Public Works Department fees or he can be formally sued. If it is morally, not legally, recoverable the only course is to give M. R. Ry Narasiah Garu no more work and write the amount off. The orders of Government are therefore respectfully requested to dispose of this long outstanding objection on my books.

I have the honour to be,
Your most ^{tr}obed^t servant,
H. Harrison
Offg. Accountant General.

Dec 13/9.

Inc 2 (189) DEPARTMENT. ✓

Current ev $\frac{2428}{\text{new}}$ yrs

From

THE ACCOUNTANT-GENERAL,

MADRAS.

To

THE Chief Deputy Robert
provincial agent

15 SEP 1895

EXHIBIT OF 478

Dated _____

Received

Regd 16.

No.

Subject.

Reporters for orders the
backs connected with
the ~~excess~~ excess
frees paid to Mr. R. H. Hamlin
from Kewister in a Civil
Suit brought against
the Public Debt Office,
Bank of Montreal
and others.

20 2157 18-12-94
 10877 17-11-94 R.
 10497 2-11-94 R.
 8617 7-9-94 u
 19457 14-8-94 Mo
 21687 18-10-98 u (alt)
 2277 31-1-93 u (alt)

Enrollment No. 2276.

Referred to the collector
of Corintheum for early
remarks.

2579/95.
(By order)

A. Jones Secretary

Отосаамед
26/9/55 }
24/9/55 }

To the Hon. Secy, War Dept.

~~28~~

FORT ST. GEORGE.

Accountant-General's Office.

4th October 1895.

No. 2740

From

F. C. Harrison Esq^r,

Offg: ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS.

To

THE Chief Secretary to Government,
Judicial Department.

SIR,

With reference to my letter No. 2478 dated the 13th September 1895, I have the honour to state that the Treasury Officer, Coimbatore has reported in his memo: of 1st October 1895 that the sum of Rs 111-5-0 due by Mr. R. R. Narasiah Gannu was recovered on the 1st instant and credited in his accounts.

I have the honour to be,
Sir,

Your Most Obedient Servant,

Wm. L. Garrison

Offg: Accountant General.

μ_2 4/10.

Cor.—4,000—18-5-95.

CURRENT NO. 4728

Judicial (1895) DEPARTMENT.

From 31/5/94 See Rs 111-5-0
THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE Chief Secretary to Govt
Judicial Dept

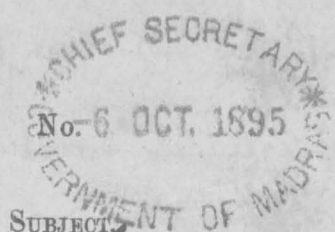
No. 2740

Dated

Received

Sept 7

Even "



Report of the recovery
of Rs 111-5-0 due by
Narasiah from out of
1st Inst by the Co. Court

2781
Rev 9/95

Coimbatore Collector's Office,

10th October 1895

CURRENT NO. 4821

From,

H. A. Sim Esquire

Ag. COLLECTOR OF COIMBATORE.

To,

The Chief Secretary to Government
Judicial Department,

MADRAS.

Sir,

(herewith returned)

In reply to Government endorsement,
No. 2276
26th Sept. 95, I have the honour to say that
the Accountant General states the facts
correctly.

2. The truth is that Mr. Narasiah was sore at
being summarily called on to refund a half
of what he considered his proper fee, and
though he promised to repay the amount, Rs 111-5-0,
he was in no hurry to do so.

3. So I told the Accountant General, but I
suggested to that officer, that we should wait
till the end of September before troubling
Government in the matter, believing that Mr.
Narasiah would pay up, if personally

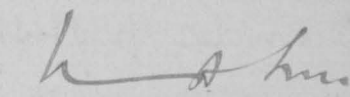
spoken to. In this I was right, for Mr
Narasiah did pay up, on the 29th -

4. The matter, therefore, is disposed of, "so far as the Accountant-General is concerned: and I presume it is not likely to be reopened on Mr. Narasiah's account, but I may quote, what he says when sending the money, - "I pay the money under protest, as it were, for legally I do not think the Government can demand the return of my fee. But of course as I had promised Mr. Bradley and then you to pay up the money, I need not discuss the rights of the question."

And I may fairly plead these facts, "that I won the case for Government, that the Fee was one allowed by the District Court, that the High Court reduced it because I happened to appear for another Defendant also, that the reduced fee was inadequate for the work and trouble, and amount involved, as circumstances, which ought to

induce Government to let me off, from paying this amount;" and again "I feel rather sore at the whole business." I think this will explain the delay that has occurred.

I have the honor to be,
Sir,
your most obedient servant,


J. A. G. Collector.


C. V. S. 11/10

Ref no 276/95
+ papers
Ch no 4728/95.

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

LETTERS 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.

1895 DEPARTMENT.

From,

The Collector

of Coimbatore.

To,

The Chief Secretary to Government

Judicial Department,
MADRAS.

C. No. 4393, 4728 & 4821.

C.P.

4 Nov 195 No 2242

Recorded.

2/11/95

Disposal No. 2981 of 95
Res.

Dated 10 October 1895
Received 12

Encl: C. No. 4393 & 4728

UNDER SECRETARY
NO. 1

ENCLOSURE

SUBJECT.

Reporting that B 115-5-a, paid
in excess to Mr. Karasiah
Barrister-at-law, as Pleader's
fee, has been repaid by him.