

12-9-94
16.1-06

[L. & M.]
[8,000-8-8-00.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1100/m

DATED 12th July 1895.

[Despatch Abstract.]

Defalcation, Karur Municipality.

Sanctioning the prosecution of M.R.Ry.K. Srinivasa Aiyangar, ex-Chairman of the Karur Municipality.

BACK PAPERS.

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

FURTHER PAPERS.

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

Refce on C No. 1796 of 95
Rev. *Confidential*

From,

CURRENT No.

20/4/95

Herbert Bradley Esq.,
Collector of Jimbapore

To,

The Chief Secretary to Government
Local and Municipal Dept.,
Madras

Sir,

With reference to the correspondence ending with my letter, dated May 15th 1895, ^{Dis No. 1063 of 95} I have the honor to report that the Tahsildar of Karur has been employed in a confidential inquiry into the conduct of the Chairman K. Crinivasa Aiyangar in connection with the case of defalcation in the Municipality at Karur.

2. The Tahsildar's selection was due to the fact that he had followed the defaulter as Chairman for some months.
He

He reports that he considers that ~~he~~
he had a good case against the ~~Chairman~~
and the local Government Pleader writes
that he thinks a prima facie case has
been made out upon which he thinks
a conviction may be reasonably
expected.

3 Briefly the charges are contained
in the following facts. On the 4th April
1894 the L^d Chairman drew upon his own
Cheque Rs. 1237-8- for the ostensible purpose
of paying it into the Savings Bank.
Only Rs. 500 have been paid in. Rs. 50 of
this sum was the security deposit of a
certain contractor to whom it has never
been returned, and its withdrawal from
the Treasury for payment into the Savings
Bank is absolutely unauthorized.

4 The defence will be that the
Manager

Manager stole the money. But the
L^d Chairman's guilty knowledge is
obvious, as he must know that he
received only one Pass book for Rs. 500
instead of three, so as to cover the
full amount under the Post Office
Rules.

5 On the 4th July 1893 the L^d Chairman
withdrew Rs. 1500 from the Treasury the
deposits of the Toll gate Contractors & the
deposited in the Savings Bank, but
only Rs. 1400 were deposited. The
accounts were fudged, and although
only Rs. 1435 (35 interest) were with-
drawn on the 2nd April 1894 as
per Post Office books, Rs. 1500 are
shown in the Municipal books.
This was a temporary misapp

for about 9 months. The interest
appears to have stuck to some one's
fingers. The Contractor, the Tahsildar
thinks, did not get it. I believe that
it can be proved that he was spend-
ing money very lavishly about the
time of the bigger fraud, although
not much could have been coming
in as it was the recess. He is a
Munsiff's Court Pleader.

Under the circumstances I
have the honor to request that the
Government will be pleased to accord
sanction under Section 197 of the
Procedure Code for the prosecution
of K. Greenirasa Aiyangar for such
offences as he may have committed,
Especially ^{under} Section 409 of the Indian Penal Code.
I am, Sir, most obedt Servant
Your obedient Servant
Collector

The case will be treated as a Sessions Case

Criminal branch of
trial by a Justice of Peace

(1895) Department N

To be over pending receipt of the
Associate General's opinion. Called for
urgent memorandum dated 10th June
1895 No 787-

From,

The Collector
of Coimbatore

To, The Chief Secretary
to Govt. Local and
Municipal Dept.
Madras
Repeal C No. 1796 of 1895
Res:

Dated 20th June 1895
Recd 24 JUN 95
S.

Subject

Requesting that, under the
circumstance stated sanction
under section 197 of the Criminal
Procedure Code for the prosecution
of K. Srinivasa Aiyangar & Chair-
man of the Municipality of Karur

FOR ORDERS.

This is quite a new
development. Certainly
sanction the civil prose-
cution. The question of
the civil suit had better
be over until we hear
what the Ad. Genl. thinks. He
will no doubt reply in a
few days.

BN * not yet recd
4/7/95

Order 12.7.95 No. 11000mm

The prosecution of M. R. R. K. Sri-
nivasa Aiyangar is sanctioned as
recommended by the Collector.

Cgt
S.M. (from orders)
4/7/95

To The Collector of Coimbatore
28.7.95

Submitted with the previous papers
for orders as to whether the suit or
prosecution or both may not be sanctioned
at once, as the matter has been long
pending.

12. In the previous papers there was
no proof of anything but carelessness
against the late Chairman, and the
Associate General was asked to state
his opinion whether assuming careles-
ness to be proved a suit would lie. But
this letter goes considerably further
and shows that there is every probability
of the Council being able to prove not
only carelessness but guilty knowledge as
well.

3. It is submitted therefore that the suit
may be sanctioned at once and the
prosecution also if it is thought desirable

Cgt
1. VIII. In the mean time the prosecution will
have a wholesome effect on the

Defalcations

Karur Municipality.

FOR ORDERS.

H. M.

C.S.

Copy of D

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.

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