

Local & Munl. (1895-) Department.

MISCELLANEOUS.

G.O., No. 1896 L.

DATED 12th Oct 1895

[Despatch Abstract.]

Accounts.

Sanctioning the writing off the ---- the sum of Rs.52-4-9
being the value of certain tools lost by the Overseer in the
Malabar district.

BACK PAPERS.

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

FURTHER PAPERS.

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

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 12-10-95
No. 1896.L.

INDEXED.

When given for copying.

[Despatch Abstract.]

Accounts.

Sanctioning the writing off
the — the sum of Rs 52-4-9
the value of certain tools
lost by the Overseer in the
Malabar Distt.

REAR LOAN ORDER OF GOVERNMENT, DATED
189 No , MISCELLANEOUS.

BACK PAPER, No.

OF 1:9

FURTHER PAPER, No.

OF 189

ENCLOSURES.

CURRENT No

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

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Local & Municipal Dept.

CURRENT No. 2815 L

From,

The President
Dist Board
Malabar

To
The Chief Secretary
to Govt
Madras

Dy. 23 - 9 - 95

Desp

Recd 30 SEP 95

En 2

Encl

Requesting that for reasons
stated sanction may be
accorded for writing off
the accounts ¹⁰³²⁻⁴⁻⁹ the value of
certain tools lost.

C.S.
Mile.

Order
2/10/95. No 1896
Sanctioned.

P.D.
5/10/95

M. V. S. 15/10/95

To the President, Dist. Board, Malabar. P. 10

Ampt. 18/10/95

[with order]

of trust by a public servant; but the Spl^d
Appellate Magistrate who tried the Case discharged the
the accused under
Section 253. C. P. C. A copy of the
Judgment in the Case is herewith sub-
mitted for the information of your
-ment. As the tools are however ir-
-recoverable and as the overseer left
the Service so long ago as in 1891, I re-
quest that sanction may be accorded
for the tools referred to, being written
off the accounts.

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

J. Karadara.

253
Jas. President

Ref on C. 238/75 Malabar Dist Board's office

Recd 23rd September 95
Local & Municipal Dept.
CURRENT No. 28/32

From
J. Hewston Esq.
President Dist: Board.

To
The Honble J. F. Price,
Chief Secretary to Govt.
Madras.

Sir,

In forwarding herewith Copy of a resolution of the District Board passed at its meeting held on the 14th Instant, I have the honor to request that Government will be pleased to accord its sanction for writing off the accounts the value amounting to Rs 52-4-9 of the tools named in the margin which were lent to one Contractor H. Ahmed of Ernad Taluk a few years back for carrying out some works in that Taluk. The Contractor who was criminally prosecuted for not returning the tools after repeated calls, pleaded that he had returned them to the overseer of the Taluk, one Charappana Iyer, and produced a receipt granted by that officer, in support of his statement. The overseer was thereupon prosecuted under Section 409. I.O.C. for criminal breach

- * Hammocks — 4
- Picks — 4
- Felling axes — 3
- Bit hooks — 2
- Iron rammers — 4
- Jumpers — 2
- Hammers Sledge — 2
- Spade — 1
- 22

X But according to para 1 of the enclosed judgment the tools in question were valued at Rs 20/-

Board Dist Engineer, who is requested to state whether the prosecution was instituted with his knowledge and consent.

Calicut
7-8-95

Sd/- V. Rajagopalachari
Magistrate

(True Copy)

J. Karadora
25-9
D. President.

No

cc.

tools had been returned. A man in the position of the accused with Rs 500 held as security for any deficiency would not have found it worth his while to render himself liable to criminal prosecution for the sake of less than Rs 20. I discharge the accused under Section 253. C. P. C.

5 There are many irregularities in the conduct of the case. No sworn statement was ever taken from the Complainant; the Complaint was sent to the Police informally, no reason being shown for so doing; and the accused was charged without even having been questioned. The case was a serious one, and it would have been well if it had been properly carried through. The accused resides in Lahore, and a great deal of expense and anxiety must have been caused him which would have been avoided if the ordinary procedure in such cases had been followed. It seems inadvisable too that such doubtful cases should be charged without the consent of the Dist: Engineer or ^{other} competent authority.

Sd/- A. R. Shuapp.
Sd/- Asst. Magistrate
Encl on no 20
C.C. May 1941

True Copy forwarded to the District

proves that he took over charge from the accused. He received certain tools and also receipt granted to the overseer by Contractors for tools entrusted to them. One of these Contractors afterwards alleged that out of 51 tools given to him he had returned 22 and received a receipt from the accused. The charge against the accused is that he concealed this fact, and falsely pretended that this Contractor had in his possession 51 tools.

3. The second witness to the man who was at the time of the transfer of charge the overseer's writer. He proves nothing.

4. It is shown that the overseer was in receipt of pay and allowances amounting to Rs 70 per mensem, and that when he handed over charge his security deposit of Rs 500 was in the hands of the District Board Engineer. It is also shown that tools are not infrequently lost, in which case their cost is refunded by the responsible persons. Under the circumstances there is a presumption against any dishonest intention on the part of the accused. There were a large number of receipts in his office, and nothing is more likely than that he or his writer, should have forgotten to enter the receipt of 21 tools if they were received from the Contractor. The original receipt had to be returned. The procedure required was that a note should be made on this receipt showing that the

In the Court of the *Special Magistrate of Malabar*.

PRESENT:— *A. R. Thapp. Esquire.*

CALENDAR No. 32 OF 1894.

Complainant.

Regina

Defendants.

Charayana & Co.

Offence and Law.

*Breach of trust by public servant.
Section 409. I.P.C.*

Finding of the Magistrate.

No offence proved.

Sentence and Order.

The accused is discharged under Section 253. C.P.C.

Serial Number.	DESCRIPTION OF ACCUSED.						DATE OF					Explanation of delay.
	Name.	Father's Name.	Caste or Race.	Occupation.	Residence.	Age.	Occurrence.	Complaint.	Apprehension.	Commencement of trial.	Close of trial.	
1	2						3					4
	<i>Not</i>	<i>Examined</i>					<i>18-90</i>	<i>29-10-93</i>	<i>20-7-94</i>	<i>25-7-94</i>	<i>25-7-94</i>	

JUDGMENT.

The accused in this case was formerly an overseer in the employ of the District Board. As overseer he was responsible for certain tools. He is now charged with Criminal breach of trust in regard to certain tools valued at less than Rs 20.

2. His successor in the office of overseer Mr. Anderson

Mammooties - 4
 Picks - 4
 Felling axes 3
 Bile hooks - 2
 Iron hammers - 4
 Jumpers - 2
 Hammers sledge - 2
 Spade 1
22

of 95 dated 28th August 1895 from the District Board District Engineer stating that Contractor H. Ahmed of Ernad Taluk, to whom the tools named in the margin had been issued a few years back, has failed to return them and requesting that for reasons stated, the same may be written off the accounts.

Sanctioned, Subject to Government approval.

x x x x x x

SD/- H. Moberly
 President

(True Extract)

J. Karadasas

25-9-

For President

68.

- 16 M. D. D. P. Sridharan Rambudini aol
- 17 " b. Perumuppan aol
- 18 " J. L. Kumaraswami Raidoo aol
- 19 " A. S. Narayana Iyer aol
- 20 " K. O. Moideu Sahib Bahadur
- 21 M. D. D. V. Venkitapathi Raidoo aol
- 22 " K. Ramaa Unni Nair aol
- 23 Koya Lunkhi Loya Thangal Bahadur
- 24 M. D. D. P. Unni Kutti Kidavu aol
- 25 " O. Panu Menon aol
- 26 " O. I. Bhinnaswami Pillay aol

Supplemental

- x x x x x x
- 5 Read office note Ref on En^o 1954
 D.B.E.D

Extract from the Proceedings of the District Board, Malabar, at its meeting held at Calicut on Saturday the 14th September 1895

Present

H. Moberly, Esq. President

- 1 M. D. D. S. Swaminatha Iyer a/c
Deputy Collector and Vice President
- 2 J. J. Gillespie, Esq. Special Assistant Collector
- 3 M. D. D. Ganapayya a/c, Deputy collector in Charge of Head Assistant's Division
- 4 " D. Singaravelu Pillay a/c Deputy-Collector, Cochin
- 5 Surgeon Major H. St. C. Barruthers District Medical and Sanitary Officer
- 6 Revd J. L. Weisman
- 7 A. F. Pinhey, Esq. Sub-Collector Tellicherry
- 8 M. D. D. S. Ananta Patkar a/c, Tahsildar Walluvanad
- 9 " D. Krishna Menon a/c, Tahsildar Palghat
- 10 " K. Kunhambo a/c, Tahsildar Ponnani
- 11 " A. Chandu Tambiar a/c, Tahsildar Wynaad
- 12 " K. Krishnan Nair a/c B. A. B. C. E.
- 13 " V. Lunji Raman Nayanar a/c
- 14 " D. Kanakan a/c
- 15 V. C. Assoo Sahib Bahadur

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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.

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[7]

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.	
G.O., DATED	12-10-95
No.	18992.

INDEXED.

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[Despatch Abstract.]

Rules

Passing orders on the drafted
rules regarding the taking
of security deposits from
certain L. & S. servants in the
Chingapat Dist.

G.O.

READ AGAIN ORDER OF GOVERNMENT, DATED
189, No. MISCELLANEOUS.

FURTHER PAPER, No.

ENCLOSURES.

G.O.

CURRENT No.

STATEMENT WITH DUTY.

ORDER OF GOVERNMENT

STATEMENT WITH DUTY.

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Draft rules for regulating the Securities
to be taken from Local Fund Servants in
the Chingleput District:-

In virtue of the power conferred on it by
Section 46 of the Local Boards Act V of 1884.
and in pursuance of the order of Govern-
ment No 10492 dated 17th June 1895, the District
Board of Chingleput hereby resolves to obtain
Security from the undermentioned class of
servants alone and in the sums noted against
them.

Grant I (a) Supervisor. The Supervisor shall
furnish a security of Rs 500 in cash or Govern-
ment promissory note or by deposit in postal
Savings Bank.

(c) Overseers. Each overseer shall furnish similarly
a security of Rs 450 which is 150 percent of the
imprest now allowed to him.

(d) Storekeeper. The security of this officer shall
in future be fixed at Rs 100 and the excess
deposited by the present incumbent will
be returned to him.

(f) Peons and Lascars. It is not desirable to
take any security from these servants except
in special cases in which they are entrusted
with money. Their services in this way are
mostly required by the Engineer's office and
the Engineer will arrange to send large

No 7 of 1895-96

Minutes of Proceedings of the District Board of
Chingleput passed at a meeting held on
Saturday the 14th September 1895.

Present

C. L. Mounsey Esquire. President

Members

- 1 L. E. Buckley Esquire, Sub Collector, Chingleput.
- 2 M. R. Ry Strinivasa Rao anargal, Deputy Collector,
Tiruvallur Division
- 3 " M. Illainayakam Pillai anargal, Deputy
Collector, Saidapet Division
- 4 B. M. D'cruz Esquire, Treasury Deputy Collector
and Vice President, District Board.
- 5 M. R. Ry V. Strinivasachari anargal, Tahsildar
of Saidapet.
- 6 " M. Sanjeevi Nayudu Garu, Tahsildar of Ponnur.
- 7 Muhamad Ali Hazari Sahib, Tahsildar of Tiruvallur
- 8 Surgeon Major F. A. F. Niles, District Medical
and Sanitary Officer
- 9 D. Marshall Esquire, Executive Engineer
Chingleput Division
- 10 M. R. Ry S. Soundara Rajalingam anargal
Sub-Assistant Inspector of Schools, Chingleput
Range
- 11 " Rao Bahadur V. Raghavachari anargal
1st Assistant, Local and Municipal Depart-
ment, Chief Secretariat, Madras.

- 12 M R Ry G. S. K. Appewaiyengar avargal
- 13 " P. Elayalwar Nayudu Garu
- 14 " S. Parthasarathy Nayudu Garu
- 15 The Honorable P. Rungiah Nayudu Garu
- 16 M R Ry T. V. Appa Rao Nayudu Garu
- 17 " Theagaraya chettiar avargal
- 18 " M. Venkataraghavalu Reddi Garu
- 19 Muhamad Muhamad Khan Bahadur
- 20 F. Muhamad Ali Salih Khan Bahadur
- 21 Reverend M. Gorodie
- 22 Reverend A. Andrew
- 23 Reverend W. B. Simpson

No 11 Read G. O dated 17th June 1895
No 10492 and the draft rules for regulating
the securities to be taken from Local
Fund servants in the Chingleput
District

Approved except the board
are of opinion that Rs 300 will be
sufficient security for overseers.

(Signed) C. H. Mounsey
President, District Board

(True Extract)

Verify

Via President
for President, Dist Board

Dis No. 790 of 1895

CHINGLEPUT DISTRICT BOARD'S OFFICE,

SAIDAPET, 17th September 1895.

195

LOCAL MUNICIPAL DEPT
CURRENT NO 3724

From C. H. Mounsey Esquire
President of the District Board,

Chingleput.

To

The Chief Secretary to Government
Local and Municipal Department
Madras

Sir,

I have the honour to forward
herewith in pursuance of para 4 of Govern-
ment Order dated 17th June 1895, No 10492,
a copy of the draft rules passed by the
District Board at its meeting held on
the 14th instant regarding the servants of
Local Boards from whom security deposits
should be obtained and the amount
in each case and to request that Govern-
ment will be pleased to accord its
sanction to the same.

2 A copy of the District Board's
resolution is enclosed.

3 There are no special cases such as
are

are referred to in clause 2 (d) and 3 (b)
of para 3 of the Government Order to
be provided for in this district.

I have the honour to be
sir,

Your most obedient servant.

Munif
Vice President
for President, District Board

Report to obtain the
revision of Government
to the resolution of the
District Board regarding
the amount of liability
of the Government to be taken
from the local funds

Subject

10/10/92

Calcutta 2

14th September 1892

Principal, Government

Government, Calcutta

The Chief Secretary to

are referred to in clause 2 (d) and 3 (b)
of para 3 of the Government Order to
be provided for in this district.

1895

Local & Municipal Dept.
From CURRENT No. 2724

The President of the District Board
Chingleput District

To

The Chief Secretary to
Government, Local and
Municipal Department

Dated 17th September 1895

120 SEP. 95

Enclosures 2

No. 790 of 95

Subject

Requesting to obtain the
sanction of Government
to the Resolution of the
District Board regarding
(the amount of) security
deposits to be taken
from Local Fund Servants

[5]
500-27-5-95.

LOCAL AND MUNICIPAL DEPARTMENT.

Papers to be read in Proceedings:—

Again G.O., dated

189 , No.

Current No. 2724 of 1895, dated 17th Sept. 1895 from the President, District Board,
Chingleput.
Current No. of 189 , dated from the

Order. 12-10-95. No. 1899

The rules required to be submitted to
Government in para. 4 of G.O. dated 17th
June 1895, No. 1049 I. are only those framed
in special cases such as those referred to
in clauses (1)(f), (2)(d), and (3)(b) of para.
3.

2. The order of Govt. that the
security of overseers should be equal
to 150 per cent. of their incomes should
be observed

3. The proposal to demand a security of
Rs. 75 from the masters of sessional schools
is approved.

4. The necessity for demanding security
from the masters of Board schools which have
more than one teacher should be explained

5. In note (2) of the draft rules now sub-
mitted it is stated that the securities to be
furnished by Local Fund Servants shall be in
any of the forms prescribed in para. 5 of
G.O. of 17th June 1895, No. 1049 I, but in the
case of Supervisors the rules require
that security shall be furnished only in
cash or Government Promissory Notes or
by deposits in Postal Savings Bank. The

discrepancy should be explained.

1/21/95
10/10/95

Rules regarding the taking of security
Deposits from certain L. 7 servants
in the Chingleput District.

1899

18992

To the President, St. Board, Chingleput.
18/10/95

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READ AGAIN G.O., No.
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DATED

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