

16-4-35 B.III ✓

[L. & M.]
[9,000-5-8-96.]

Local & Munl. (189) Department.

MISCELLANEOUS.

G.O., No. 2265 L.

DATED 22nd Nov 1895

[Despatch Abstract.]

Law charges.

Sanctioning the payment of certain ---- incurred by the late Local
Fund Engineer in the South Arcot 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.

[7]

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.	
G.O., DATED	22-11-95
No.	2265 Z

INDEXED.

When given for copying.

[Despatch Abstract.]

Law Charges

Sanctioning the payment
of certain — incurred by
the late L. F. Engineer
in the South Arcot
District.

✓

BACK PAPER, No.

OF 189

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

FURTHER PAPER, No.

OF 189

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
IN ORIGINAL (not paged).

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Copied by

L. F. Department.

CURRENT No. 32892

From,

THE PRESIDENT, DISTRICT BOARD,
SOUTH ARCOT.

To,

THE CHIEF SECRETARY TO GOVERNMENT,
Local and Municipal Department,
MADRAS.

Dated

Despatched

Received

November 1895

ENCLOSURES 4

Subject.

6 NOV 95

Soliciting sanction for
payment of Rs 250 of being
law charges incurred by
the late Local Fund
Engineer under the circum-
stances stated.

G.S.

Misc: Order No 2265 dated 22-11-95

Sanctioned

V.R.

19/11/95

Not.

This appears a large amount to
sanction, when apparently the Bd. only
contemplated the expenses of a crim. prosecution
and a suit for Rs 3000 damages. Besides the
deputy's claim in favor of Mr. Nataraj has recovered something
to this amt. might be sanctioned, pending execution of
the order. Dated 19/11/95 S. Narayan

Engineer should be required to publicly vindicate his character the following resolution was accordingly passed:—

"The Board requests the President to direct Mr. Norfor to at once take such action as he thinks fit either in a civil or in a criminal court against Mr. Bryan in order to meet the charges made by him. The Board will be ready in the event of Mr. Norfor succeeding in satisfying it by a decision in a court of law that the charges are false and scandalous, to recommend to Government that such reasonable expenses as may be incurred by him in carrying on the prosecution shall be defrayed from Local Funds."

4. A copy of the above resolution was communicated to Mr. Norfor on 3.2.93 and on 11.3.93 he filed a civil suit in the District Court against Mr. Bryan. Mr. Bryan not appearing to prove his allegations, his whereabouts being unknown, Mr. Norfor obtained an ex-parte decision in his favour for Rs 3000 damages on the 8th February 1894.

5. The judgment was laid before the District Board on 1.10.94 and recorded.

for one and the same work for payment. Payment was duly made on the first bill and the Supervisor's serious irregularity was detected on receipt of a 2nd bill for the same work in the Local Fund Engineer's office.

3. Mr. Bryan appealed to the District Board against Mr. Hammett's order. This appeal was disposed of at the District Board's meeting held on the 28th January 1893. In his appeal petition ~~in~~ Mr. Bryan stated, *inter alia*, as follows:—

"Para 11. I charge Mr. Norfor with wilfully ^{*The L. & E. Engineer} perverting and suppressing the truth and aiding and abetting the pilfering of Local Funds by the overseer of the Salug."

Further on in Para 54:—

"I can show the Board that Mr. Norfor to my knowledge travelled by train and posted in his journal as having travelled by road inspecting the same."

The appeal petition as a whole was considered by the Board to be of a highly defamatory nature and holding the opinion that the District Board Engineer

SOUTH ARCOT.

DISTRICT BOARD PRESIDENT'S OFFICE

Cuddalore.

No.

2nd November 1895.

From,

A. E. Castle Stuart Stuart Esquire.

President, District Board,
SOUTH ARCOT.

To,

The Chief Secretary to Government,
Local and Municipal Department,

MADRAS.

Enclosure 3

Sir,

I have the honour to submit herewith for the information of Government a copy of the District Board's resolution No. 1 dated 31st ultimo and to request the favour of Sanction for the payment of the law charges - Rs 258-8-0 therein referred to, under the following circumstances.

2. In November 1892 my predecessor Mr Hammick dismissed Mr Bryan, the then Supervisor of the Indivananam Sub Division, for having passed certain work as done by a Contractor on the Salem Frontier Road via Panruti although no work had in fact been done and for having submitted 2 bills one in April 1892 and the other in July 1892, for

furnishing the particulars called for in resolution No 24 dated 1st November last in connection with his claim for payment of costs incurred by him in his suit against Mr Bryan late Indivananam Supervisor.

The Board Sanctions the disbursement of Rs 258-8-0 Subject to the Sanction of Government. To be met from Savings of Government. To be met from Savings of Government. Provision for "Travelling allowance" of the Engineering Department. Signed A. E. Castle Stuart Stuart President of Board.

(True Extract)

Cuddalore

4th November 1895

M. S. S. S.

Vai President

for President of Board.

Extract from the Proceedings of the District
Board, South Arcot, passed at a meeting
held on the 31st October 1895.

Present.

Officials.

- A. E. Castledine Esquire President.
1. Mahomed Razakhan Esq. Sub Collector.
2. A. H. Gunning Esq. Head Assistant Collector.
3. S. G. Roberts Esq. Assistant Collector.
4. Surgeon Major W. A. Lee District Medical and
Sanitary Officer S. Arcot.
5. H. E. Sullivan Esq. Superintendent of Police S. A.
6. Mr. J. Sundara Rao a/c. Vice President and
Treasury Deputy Collector, South Arcot.
7. " Ragunatha Garu, G. D. Deputy Collector,
Tirukoilur.
8. " P. Krishnama Chariar a/c. Sub Assistant
Inspector of Schools, Cuddalore Range.

Non officials

9. J. P. Paul Esquire
10. W. P. Dodson Esquire.
11. Mr. J. Seshachala Naidu Garu.
12. " V. Srinivasa Rao a/c
13. " Parthasarathi Iyengar a/c
14. " M. Ramasami Iyer a/c
15. " Sankara Iyer a/c
16. " V. Sankariah Naidu Garu.
17. " C. Venkatachalam Pillai a/c
18. Nagarath Ali Hussain Sahib.

No. 1. Read letter from the Local Fund
Engineer, dated 7th April last No. 270.
furnishing

a suit filed by him against late Supervisor
Mr. Bryan with reference to the District
Board's Resolution No. 47 dated 28 January 93.

The Board would be glad to learn from
the District Board Engineer exactly what
steps he took to ascertain the whereabouts
of Mr. Bryan, with dates after he received
intimation of the District Board's Resolu-
tion and (2) what the reasons were for
bringing a Civil Suit rather than present-
ing Mr. Bryan Criminally.

[Signed] A. E. Castledine Esquire.
President of Board.

(True copy)

Cuddalore 6-11-95 } Vice President
for President of B.S.

Extract from the Proceedings of the District
Board, South Arcot, passed at a meeting
held on the 1st October 1894.

Present

Officials

- A. E. Bartlett Esq. District Engineer, President.
1. Mr. J. Sundara Rao Esq. Vice President &
Treasurer Deputy Collector.
2. A. R. Cunningham Esq. Head Assistant Collector.
3. H. E. Sullivan Esq. Superintendent of Police.
4. Mahomed Razakhan Esq. Sub Collector.
5. Mr. P. Krishna Rao Esq. G. O. Dy. Collector
Cuddalore.
6. " P. Rajaratna Mudaliar Esq. General
Deputy Collector.
7. " P. A. Krishnamachariar Esq. Sub Asst.
Inspector of Schools Cuddalore R.

Non-Officials

8. Doctor C. W. Burroughs.
9. J. P. Paul Esquire.
10. Mr. G. Appasami Iyer Esq.
11. " N. Srinivasa Rao Esq.
12. " Varadaraja Iyer Esq.
13. " Ramasami Iyer Esq.
14. " Sankara Iyer Esq.
15. " J. Seshachala Naidu Esq.
16. " Sankrishna Naidu Esq.
17. " Shiyaga Pillai Esq.
18. Nazamuddin Ali Hussain Sahib.
19. " Broto Aslam Sahib.
20. " Mahomed Ali Sahib.
21. Mr. P. Srinivasa Iyengar Esq.

No. 5. Read letter from the Local Fund Engineer

of opinion that it is necessary that the
Local Fund Engineer should meet the
defamatory statements made in this
appeal. There are 2 distinctly defamatory
statements in it.

(1) Mr. Bryan states - "I charge
I say" Vide Para 11.

He states further: - "I can show
same". Vide Para 54.

(2) The generally defamatory nature
of the appeal petition when read as a
whole.

The Board requests the President to
direct Mr. Norfor to at once take such
action as he thinks fit either in a civil
or a Criminal Court against Mr. Bryan
in order to meet the charges made by
him. The Board will be ready in the event
of Mr. Norfor succeeding in satisfying it
by a decision in a Court of Law that the
charges are false and scandalous, to
recommend to Government that such
reasonable expenses as may be incurred
by him in carrying on the prosecution
shall be defrayed from Local Funds.

[Signed] M. Nammik
President of M.S.

(True copy)

M. Cuddalore } Vice President
6-11-95 } for President
M.S.

Extract from the Proceedings of the District
Board, South Arcot, passed at a meeting
held on the 28th January 1893.

President

Officials

1. Mr. Hammick Esq. President & Collector.
2. J. P. Davidson Esq. Sub Collector.
3. Mr. J. Sundara Rao Esq. Vice President
and Treasury Deputy Collector.
4. Mr. P. Rajaratna Mudaliar Esq. G. D. Deputy
Collector Cuddalore Division.
5. Mr. A. Venasigamani Mudaliar Esq. Sub
Assistant Inspector of Schools Cuddalore
Range.
- Non officials.
6. Mr. Macdonald Esquire.
7. Mr. S. Seshachala Naider Garu.
8. " V. Sankariah Naider Garu Ras Sahib.
9. " Kanagasabai Pillai Esq.
10. " V. Krishnasami Iyer Esq. Ras Sahib.
11. Hazarath Ali Hussain Sahib, Khan Sahib.
12. " Mahdomati Sahib.

No 47. Read the appeals from Mr. Bryan,
late Iydwannam Supervisor and Vera-
sami Naider late Cuddalore Overseer,
against the President's order discharging
them from the Local Guard Service and the
President's memorandum thereon.

The Board having heard the order of
dismissal and the appeal does not see any
reason to interfere with the order of the President.

The Board has carefully considered the
appeal petition put in by Mr. Bryan. It is

When given for copying _____
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When examined _____
When signed _____

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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