1. Number of pages. 10.
2. Date of repair. 14.7.37

M.R.O. 1—82,400—22-11-30

MADRAS RECORD OFFICE.

Government of Madras.

Public (Misc.) DEPARTMENT.

G.O. No.	1266	Press Mis.
Dated	30- 6-	1857.

Not to be folded or roughly handled

No. 70. Read the following Extract from the Proceedings of the Chief Engineer, dated 12th June 1357, No. 1144.

Read the following letter from Captain P. M. FRANCIS, District Engineer of Coimbatore; to Colonel C. E. FABER, Chief Engineer, dated Ootacamund, 1st June 1857, No. 103.

SIR,

I have the honor to acknowledge Extract Minutes of Consultation No. 968, dated 20th May 1857, containing the Government decision on the case of Corporal Grayson. I am sorry to observe that I took a wrong course on the occasion by sending him to Madras: I complied with the requisition of the Surgeon to send him before an invaliding Committee, forgetting that that course was only applicable to him in his Military capacity, and not in regard to the position he then held under Government.

Resolved, in submitting copy of the foregoing explanation No. 103 of the 1st June, from the District Engineer of Coimbatore, for directing Corporal Grayson to proceed to the Presidency, to express the hope of the Chief Engineer that the Government will take the same into their favorable consideration.

2. Resolved also to respectfully observe that his own action in the matter of Corporal Grayson proceeded from no confusion in his own mind, as to the position filled by the Non-Commissioned Subordinates of the D. P. W. The first intelligence received having been that the patient was already on route to the Presidency to undergo Medical treatment at the General Hospital, Colonel Faber was precluded, as it seemed to him from taking any other measures than those which should result in the Corporal being admitted on his arrival as a Military patient.

3. Resolved also that the instructions of Government be solicited as to the proper steps to be taken by District Engineer's and other Members of the D. P. W., when Non-Commissioned Officers who are liable to Military discipline commit offences making it proper to place them in arrest, a measure which can only be carried out by the assistance of the Military authorities, necessarily rendered, if at all, before the orders of Government can be communicated. It perhaps may be directed that Military offenders shall be proceeded against as Civil Members of the Department by process before the Magistrate or the Officers of Police. In such cases however it would seem that discipline would suffer and that an important check would be lost, were it known that such a crime for instance as intoxication or habitual intemperance could not or would not be visited as a Military offence and it appears clearly advisable, (to prevent the Commission of mistakes in future) that rules should be laid down for the guidance of Officers of the D. P. W., as to their treatment of Soldiers and Non-Commissioned Officers when guilty of intemperance, violence, dishonesty, breach of trust and the like.

(Signed) C. E. FABER, Colonel
Chief Engineer.

No. 71. ORDER THEREON, No. 1266; dated 30th June 1857.

With his proceedings above recorded, the Chief Engineer submits a letter from Captain Francis, District Engineer of Coimbatore, affording explanation with reference to Extract Minutes of Consultation 20th Ultimo, No. 968, in the case of Corporal Grayson, an Overseer in the Department of Public Works, and after accounting for his own action in the matter, Colonel Faber solicits instructions as to the steps to be taken by the Officers of the Department, when Non-Commissioned Officers and Privates, who are liable to Military discipline, commit offences making it proper to place them in arrest.

2. The Government observe that Non-Commissioned Officers and Soldiers placed at the disposal of the Public Works Department, must in cases of misconduct charged against them, be considered as Departmental servants, or as Military men, according to the nature of the offence,

fraud, embezzlement, or neglect, violence towards those employed under their orders, or assault committed on those other than their superiors in Military rank, should be considered as Civil offences, and should be brought before the Civil Magistrate, but violence, either of action or language, towards a Commissioned Officer, or any one holding higher Military rank, would be a Military offence, and must, according to the Mutiny Act, be investigated by a Military Court. Intoxication will be considered to incapacitate all for service in the Department, but unless accompanied by violence towards a Military superior need not be submitted to Military enquiry. It will be the duty of the Chief Engineer to bring to the notice of Government the case of any individual who may habitually be guilty of violence.

3. It will be open to the Government as heretofore, to remand to his Corps any man whose conduct in the Department may on any ground, be considered unsatisfactory.

(Signed) H. FORBES,
Acting Secretary to Government.

Public Works Dept.

No. 1266

Extract from the Minutes of Consultation
Under date the 30th June 1857.

Read the following
Extract from the Proceed-
-ings of the Chief En-
-gineer.

Here enter 12th June 1857
No. 1144

With Respro-
-ceedings above recorded
the Chief Engineer sub-
-mits a letter from
Captain Francis, Dis-
-trict Engineer of Coim-
-batore, affording expla
-nation with reference

to

to Extract Minutes of Consultation 20th Ultimo No. 968, in the case of Corporal Grayson, an Overseer in the Department of Public Works, and after accounting for his own action in the matter, Colonel Faber solicits instructions as to the steps to be taken by the Officers of the Department, when non-Commissioned Officers and Privates, who are liable to Military discipline, commit

Offences

making it proper to place them in arrest.

2. The Government of those Non Commissioned Officers and Soldiers placed at the disposal of the Public Works Department, in cases of misconduct charged against them, be considered as Department Servants, or as Military men, according to the nature of the offence: fraud, embezzlement or neglect, violence towards those employed under their orders, or assault committed on

or those other than their superiors in military rank, should be considered as Civil offences, and should be brought before the Civil magistrate, such violence, either of action or language, towards a commissioned Officer, or any one holding higher military rank, would be a military offence, and must, according to the Mutiny Act, be investigated by a military Court. Intoxication will be considered to incapacitate all for services in the Departments, but unless accompanied by violence towards a military superior need not be submitted to military enquiry.

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3. It will be open to the Government as heretofore, to remand to his Corps any man whose conduct in the Department may

on any ground, be
considered unsatis-
factory. —

1st Copies to the Chief Engr. Dist. 1st July
3 " Military Depot

Public Works 1857 Dept.
Comrs. 30th June.

No. 1266.

Extract Mins of Cons:
D. 30th June/57.

Adverting that Non-Commissioned Officers placed at the disposal of the P.W.D. are must in cases of misconduct charged against them, be considered as Departmental Servants or as Mily men according to the nature of the offence committed. Violence towards those employed under their Orders should be considered as Civil Offences. but violence either of action or language towards a Commissioned Officer or one holding higher Military rank, must be investigated by a Mily. Court.

No. 70 & 71.

C23 Dalhousie 27