M.R.O. 1—28,000—24-11-44.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1252 Press Mis.

(Ms. No.)

Dated 1—12— 18

Not to be folded or roughly handled

M.R.O. 1—23,000—28-11-56.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial (Jails) DEPARTMENT.

G.O. No. 2582 Press Mis.

Dated 1-12-58 18

Not to be folded or roughly handled

No. 10. Read the following letter from Lieutenant-Colonel E. LAWFORD, Officiating Chief Engineer; to the Chief Secretary to Government, dated 5th November 1858, No. 5101.

SIR,

I have the honor to submit for the favorable consideration and orders of Government, a letter received from the* Acting District Engineer of North Arcot, reporting an accident which occurred to a brick-layer, while employed in December last, assisting at the uncentering of one of the Arches of the Vellore bridge, whereby he has been crippled for life and otherwise severely injured.

* 1 Letter No. 1229, dated 1st October 1858, from District Engineer of North Arcot with two Original Enclosures.

2. Under the regulations, the man is not, as supposed by Mr. Dopping, entitled to any pension, but considering the circumstances under which the accident took place I consider that Clause V of the Honorable Court's depatch to the Government of India, dated 24th June 1857, is applicable to the case, inasmuch as the man was most certinaly, according to the testimony of the Overseer in charge of the work, and the Medical Officer at Vellore, " injured while in the execution of his public duty, and thereby disabled from earning his livelihood." I would therefore solicit, that Government may be moved to grant the crippled and disabled man a gratuity of Rupees 61-14-0, sixty-one, and annas fourteen, equal to six months of the pay, stated to have been formerly drawn by him, viz., 5½ annas per day; which sum would enable him to keep a small bazaar, from the profits of which a monthly income sufficient for his maintenance would be, with care and economy, in all probability realized.

Vide Page 90 of the Uncovenanted Servants Vade-Mecum.

See accompanying letter from Mr. Howard dated 4th August 1858, and Certificate from the Surgeon of the Civil Dispensary at Vellore dated 7th July 1858.

Letter from JAMES H. DOPPING, Esq., Acting District Engineer of North Arcot; to the Chief Engineer, dated Camp Arcot, 1st October 1858, No. 1229.

SIR,

1. I have the honor to enclose a Certificate received from the Officer in Medical charge of Vellore and a letter from Mr Howard on the same subject.

2. From both of these it appears that Brick-layer Soobroyen was severely injured by the accident at the Vellore bridge on the 31st of December 1857.

3. I have seen the man myself and can testify to his being unable to resume his work and would beg to recommend him for life Pension of Rupees (9) nine per month commencing from the day upon which he was injured, this being as nearly as possible at the rate 5½ annas per day which according to Mr. Howard's letter was the rate of daily wages he received.

Letter from Mr. W. HOWARD, 2nd Supervisor Department Public Works; to J. H. DOPPING, Esq., District Engineer of North Arcot, dated Vellore 4th August 1858.

SIR,

I beg leave respectfully to acknowledge the receipt of your Official Memorandum No. $\frac{635}{1858\text{-}59}$ enclosing an Originial Certificate from Doctor Barclay, Surgeon in charge of Civil Dispensary at Vellore, which is herewith returned, and in reply beg to state for your information that the individual therein named viz., Soobroyen Brick-layer was employed at the Vellore bridge works on the receipt of 5½ annas per day on the 31st December 1857, I believe that he was one of the men who struck the centering of the 9th Arch on the evening of the 31st December 1857, and that the injury which now precludes him from earning a livelihood during the remainder of his life was caused by the falling of the centering on that date.

Certified that Soobrayen Brick-layer was under treatment in the Civil Hospital, Vellore, from the 1st of January to the 11th of March 1858, for fracture of the left thigh and a severe lacera-

ted wound of the left foot caused by an accident while he was at work on the Palaur bridge on the 31st December 1857.

In consequence of this accident he is now a cripple and unable to earn a livelihood.

Vellore 7th July 1858.

(Signed) C. BARCLAY, Surgeon,
In charge of Civil Dispensary.

No. 11. ORDER THEREON, No. 2582; dated 1st December 1858.

With this letter the Officiating Chief Engineer submits an application from the Acting District Engineer of North Arcot for a gratuity of 6 months pay in behalf of a man (Bricklayer on daily hire) who has been crippled by an accident which he received while working on the Palaur bridge.

2. The Government regret that they are precluded from complying with Colonel Lawford's recommendation as the rules provide only for cases in which death actually ensues from injuries sustained.

(Signed) W. H. BAYLEY,
Acting Secretary to Government.

P.W. 2582 3c

Memorandum

This is an application for a gratuity of 6 months pay in behalf of a man (bricklayer on daily hire) who is certified to have been crippled for life by an accident which he received while working on the Palaur Bridge. The Surgeon says that he is unable to earn a livelihood.

There are two sets of rules for the payment of gratuities, one is for the families of men killed while employed on Public Works. and the other for regularly paid Servants thrown out of employment or disabled. The present case does not come under either of these; the question therefore is whether commiseration should be withheld by the circumstance of no rules providing for the grant of

P.W. Letter 16th Oct 1858 No 1687.
Final Order from Govt 14th August 1859

of the gratuity of the kind now solicited.

Two precedents are put up; in one the applicant was a woman similarly disabled for life, the gratuity was refused on the ground that the rules did not provide for the case, in the other the man was only temporarily disabled and compensation was given for the time he was unemployed having been detained in hospital. Orders are requested —

P.M. Cell 19 March 1857
No 504
— " — 28 July — —
No 1450.

I think they should be given in such cases but I cannot approve to admit the precisely similar claim of the female early last year on the ground that the rules did not apply & after we are bound your own act If

W.C.

4c

Central Office of Public Works
Fort St. George 5th November 1856.

No 5761

From,
The Officiating Chief Engineer

To,
The Chief Secretary to Government.

Pensions.

Sir,

I have the honor to submit for the favorable consideration and orders of Government, a letter received from the Acting District Engineer of North Arcot, reporting an accident which occurred to a bricklayer, while employed in December last, assisting at the uncentering of one of the Arches of the Vellore Bridge, whereby he has been crippled for life and otherwise severely injured.

2. Under the regulations, the Man is not, as explained by Mr. Dopping, entitled to any pension, but considering the circumstances under which the accident took place I consider that Clause 7th of the Honorable Court's dispatch to the Government of India, dated 24th June 1857, is applicable to the case, inasmuch as the Man was

Vide Page 90 of the Unconvenanted Servants Vade Mecum.

Recd 15th November 1856

was most certainly, according to the testimony of the Overseer in charge of the work, and the Medical Officer at Vellore, "injured while in the execution of his public duty, and thereby disabled from earning his livelihood." I would therefore solicit, that Government may be moved to grant the crippled and disabled man a gratuity of Rupees 61-14-0, Sixty One, and Annas fourteen, equal to six months of the pay, stated to have been formerly drawn by him, viz 5½ Annas per day, which sum would enable him to keep a small bazaar, from the profits of which a monthly income sufficient for his maintenance would be, with care and economy, in all probability realized.

See accompanying letter from Mr Edwards dated 4th August 1858, and Certificate from the Surgeon of the Civil Dispensary at Vellore dated 7 July 58.

I have the honor to be,
Sir,
Your Most Obedient Servant.
Edwards Lt Colt
Officiating Chief Engineer.

Last Nos 6th October 1857 Nos 1-2

Jul 17 1858. Depart.t
Pol. Cons. Y. Department
No 2622

From
The Offg Chief Engineer
To
The Chief Secretary
to Government.

Dated 5th November 1858
Rec.d 6th November 1858

No 5107

Correspondence. Returned
From the Govt of Madras Pol. Dept
No 1196 dated 27th Oct 1858
Recommends that a
Brick Layer who was injured on
the Vellore Bridge, at the
commencing of one of its arches
and thereby rendered a cripple for
life may for reasons assigned
be granted a gratuity of Rupees
61-14-0 equal to 6 months of
the pay formerly drawn by him

No 2582

Wills Mss letter dtd
Officiating Chief Engineer submits
an application from the Acting
District Engineer of North Arcot
for a gratuity of 6 months pay on
behalf of a private (Brick Layer on
daily hire) who has been crippled
by an accident which he received
while working on the Palaur Bridge.

The Government regret
that they are precluded from comply-
ing with Colonel Crawford's recom-
mendation as the Rules provide
only for cases in which death actually
ensues from injuries sustained.

Foot Gt. George
1st Dec.r 58
10 Copies to the Offg Chief Engr
Dated 2d

No 2582. 1st December 58.

No 10 dtd
15th November 1858 Chief Engr No 33