M.R.O. 1—77,006—8-6-37.

(1) Number of pages 12

(2) Date of repair 13-9-38

(3) Initials of the Referencer

# MADRAS RECORD OFFICE.

## Government of Madras.

Public Works DEPARTMENT.
Cov. 10/6/59

G.O. No. 1416 Press / Mis.
177-78
Dated 10-6- 1859

**Not to be folded or roughly handled**

19/9/38

*Proceedings of the Madras Government, Public Works Department, from 1st to 10th June 1859.*

No. 177. Read the following letter from Lieutenant-Colonel J. H. BELL, Chief Engineer; to J. D. BOURDILLON, Esq., Secretary to Government, dated 26th May 1859, No. 885.

Adverting to Proceedings of Government No. 1065, under date the 5th May 1859, I do myself the honor to submit for their information, letters as per margin, from the District Engineer of Bellary reporting that, agreeably to instructions from Government, he had dismissed Sub-Overseers Yagambarum Moodelly and Kistnapah Moodelly from the service.

1 Letter from the District Engineer Bellary No. 3, dated 4th May 1859.
1 Do. No. 8, dated 7th May 1859, with enclosure.
1 Do. No. 21, dated 11th May 1859.

2. It will be observed from the papers now forwarded that, although in the opinion of the Magistrate of Bellary the facts of the case fully warrant the conclusion that much culpable remissness and irregularity had been practised, and that the parties are totally unworthy of future confidence, yet in a legal point of view the evidence is not sufficiently clear to convict Yagambarum of any criminal offence, since the expenditure, for which the vouchers are supposed to have been made away with by him, is duly entered in his accounts current and tallies with his progress reports.

3. The District Engineer seems to have instituted proceedings against Yagambarum rather hastily, and having abandoned them under the advice of the Magistrate, I trust the Government will approve of his having done so.

---

No. 178. ORDER THEREON, 10th June 1859, No. 1416.

The Chief Engineer reports the result of the deliberations of the District Engineer of Bellary respecting the prosecution of Sub-Overseers Yagambarum and Kistnapah.

2. It appears that further proceedings against these two persons would be useless.

3. There is one matter, however, yet unexplained in connection with this case. Mr. Ross was acquitted of the main charge against him because on examining his cash-chest in Court certain vouchers were found which the District Engineer maintains not to have been there when the chest was previously examined by himself. The Judge, too, though admitting these papers as good evidence, expressed the opinion that they were "very suspicious."* The chest appears from the papers to have been in possession first of Captain Syme and afterwards of Mr. Powell from the time when it was first examined to its production in Court, but the Judge says "freely accessible to many."† The Governor in Council desires that the District Engineer shall be called on to explain in detail in whose charge the chest was from the first detection of the deficit up to its final production in Court; and the parties in whose charge it so was will be required to explain what means they took to keep its contents from being tampered with, and who had access to it.

* Sentence para. 8.

† Ibid.

4. The Governor in Council must observe lastly that the whole of these proceedings go to indicate the need of greater care as to the accounts of the subordinates on the part of the District Engineer and Executive Engineer in Bellary, and particularly in the range under Captain Syme.

(Signed) J. D. BOURDILLON,
*Secretary to Government.*

Central Office of P. Works,
Fort St. George,
26th May, 1859.

No. 885

From

The Chief Engineer.

To,

The Secretary to Government,
Public Works Department.

Sir,

Enclosures 4 in my letter.
1 Letter from the D.E. Engr. Bellary. No. 3 dated 4th May 59
1 D.O. No. 8 dated 8th May 59. with enclosure
1 D.O. No. 219/11 May 59.

Adverting to Proceedings of Govern-ment No. 1065 under date the 5th May 1859, I do, myself the honor to submit for their information, Letters as per Margin, from the Dist. Engineer of Bellary, reporting that agreeable to instructions from Government he had dismissed Sub Overseers Gacambaram Moodelly and Kristnapah Moodelly from the Service.

2. It will be observed from the papers now forwarded that although in the opinion of the Magistrate of Bellary the facts of the case fully warrant the conclusion that much culpable remissness and irregularity had been practised and that the parties are totally unworthy of future confidence, yet in a legal point of view the evidence is not sufficiently clear to convict Gacambaram of any Criminal offence, since the expenditure, for which the Vouchers are supposed to have been made away with by him, is duly

entered

entered in his Accounts Current and Returns of his Progress Reports.

3 The District Engineer desires to have instructed proceedings against Giacamiaram rather hastily, and having abandoned them under the advice of the Magistrate & Attorney Government will approve of his having done so.

Central Office P.W.
Fort Saint George
26th May 1859

I have the honor to be
Sir
Your Most Obedient Servant
W. Bell
Lieut. Colonel
Chief Engineer

To
The Secretary to Government
P.W.D.

Jon.

Public Works Dept.

No 1416.

Proceedings of the Madras Government
Under date the 10th June 1859.

Read the following
letter from the Chief
Engineer.

(Recorded 26th May 1859
No 885)

The Chief Engineer
reports the result of the
deliberations of the District
Engineer of Bellary
respecting the prosecution
of Sirdars Overseers Yugambar-
rum and Kistrapah.

2 It appears that
further Proceedings against
these two persons would
be useless.

3 There is one matter,
however, yet unexplained
in connection with this
Case

Rec'd 10th May/59 No 30-31

No 1416.

From the Chief Engineer
Ceded Districts
Dated 26th May 1859
Rec'd 2nd May 1859.

No 1416. 10th June 1859.

Copy of correspondence
from the Chief Engineer
Ceded Districts, relative to
the prosecution of Sirdars
Yugambarrum and Kistrapah
Overseers employed under the
Executive Engineer
Cuddapah, and to the Criminal
proceedings against Sirdars
Proceeding as above noticed.
Forwarded for the orders of
Government.

Chief Secretary to Govt.

case. Mr. Ross was
acquitted of the main
charge against him
because on examining
his cash-chest in Court
certain vouchers were
found which the District
Engineer maintains not
to have been there when
the chest was previously
examined by himself
The Judge, too, though
admitting these papers
as good evidence, expressed
the opinion that they
were "very suspicious"[x]
The chest appears from
the papers to have been
in possession first of
Captain Symes and
afterwards of Mr. Powell
from the time when it
was first examined to
its production in Court
but

[x] Sentence Para 8

[x] Ibid

but the Judge says as
"freely as possible to many".
The Governor in Council
desires that the District
Engineer should be called
on to explain via detail
in whose charge the
chest was from the first
detection of the deficit
up to its final pro-
duction in Court, and
the parties in whose
charge it so was will
be required to explain
what means they took
to keep its contents
from being tampered
with, and who had
access to it.

4 The Governor in
Council must observe
lastly that the whole
of these Proceedings go
to indicate the need
of

of greater accuracy as to
the accounts of the
Subordinates on the part
of the District Engineer
and Executive Engineer
in Bellary, and particu-
larly with the range
under Captain Symes.

[illegible]

[illegible]

To Colonel Chief Engr. & Dispr. [illegible]

E.D. June 1849

Pr. Cons: 10th May/59 - 30-31.

Public Works 1859 - Dept
Cons 10th June.

No 1416.

From the Madras Govt.
D/10 June/59.
Transmitting Copies of
12 Nov/59 Nos. 2937 with Encs.
From Board of Rev: D/
2nd Dec/59 Nos 3167

Calling upon the Dist.
Collr of Bellary to explain
in detail, in whose charge
the Cash Chest, was from
the first detection of the deficit
up to its final production
in Court and the parties in
whose charge it so was, to
explain what means they
took to keep its contents,
from being tampered with,
and who had access to it -

No 177 & 178