M.R.O. 1—27,006—3-6-37.

(1) Number of pages 52

(2) Date of repair 26-4-40

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 347 Press Mis.

26-29

Dated 2-2- 18 52.

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, 3rd March 1862.

Read the following papers :—

No. 26. From Lieutenant-Colonel W. HORSLEY, Chief Engineer, to J. D. SIM, Esq., Secretary to Government, Public Works Department, Fort Saint George, dated Chepauk, 16th December 1861, No. 8,418.

SIR,

Vide District Engineer's letter, No. 110, dated 15th June 1861.
* Dated 13th June 1861.

1 Letter from District Engineer, No. 110, dated 15th June 1861, with 2 enclosure.
1 Letter from do., No. 332, dated 30th August 1861, with 43 enclosures.

1. Mr. Bake, an Assistant Supervisor Department Public Works in the Coimbatore District, having tendered his resignation on account of ill health, my attention has been drawn to the requisition of Government in Extract Minutes of Consultation, No. 2,346, dated 6th November 1858, and to that of 3rd December 1858, No. 2,600, in modification thereof, and I have the honor to request, with reference to the following explanation, that I may be favored with the orders of Government relative to Mr. Bake's liability, in order that his application to resign his appointment may be disposed of.

2. The advances made by Mr. Bake on account of the Valanthavalum bridge, it will be observed by the statement given in the margin of paragraph 6 of the first of the foregoing orders, amounted to Rupees 3,000, and Government then adjudged that he should be held liable to the amount of Rupees 1,252-10-8, Rupees 1,000 of that sum having been advanced on his own responsibility to the contractor, who failed in his contract for the construction of the above-mentioned bridge in the Coimbatore District, and Rupees 252-10-8, the balance of previous advances not worked out and made without regard to orders.

3. In the second order above quoted (paragraph 3), Government resolved on holding in abeyance their previous instructions for collecting by stoppages the sums adjudged against Captain Shand and Mr. Bake, but as the latter has now tendered his resignation, it is necessary that a final decision should be passed on the subject.

4. The following circumstances are urged by the District Engineer in Mr. Bake's favor, and may fairly be taken into consideration.

5. From the explanation afforded in the column of remarks in the statement forwarded by the District Engineer with his letter No. 332, 30th October 1861, forming enclosure No. 1, it appears that the contractor, Appasawmy Pillai, had repeatedly urged Mr. Bake to make advances to him, and that Mr. Bake had invariably evinced the greatest reluctance to do so; the result was that the contractor preferred complaints to Captain (now Lieutenant-Colonel) Francis on the subject, and Captain Goddard forwards a copy of one of the contractor's representations to Colonel Francis (marked and dated 20th March 1857), whereby it will be seen that Mr. Bake refused to make any advances to the contractor until the latter was able to produce materials to the extent of the previous advances. It also appears from the explanation in the statement, that seeing that Lieutenant-Colonel Francis had, on the 27th February 1859, in consequence of a personal representation of the contractor, made an advance of Rupees 500 to him, and further that that Officer had warned Mr. Bake, that the work must not be delayed by the contractor being kept without the requisite funds, the latter did not consider himself authorized to offer any further obstacles, and consequently made the subsequent advances shown in the statement above referred to. It appears, however, from Colonel Francis' endorsement on the contractor's letter of the 27th March 1857 that that Officer did not intend, as would seem to be implied by Captain Goddard's remarks,* that the advances should be made without regard to the work done, but on the contrary, Colonel Francis, whilst observing that the work should not be delayed for the want of funds, expressly stated that Mr. Bake should satisfy himself previous to making any further advances that work had been performed to the extent of those previously made.

* See explanation in Statement against Rupees 1,000 advanced on the 5th April 1857.

6. The Government in their orders of the 6th November 1858, blamed Mr. Bake for making an advance of Rupees 1,000 on his own responsibility in April 1858, when the rules of the Department rendered it necessary that he should have obtained the District Engineer's authority to do so in the case of all advances exceeding Rupees 500; but it appears that the advance in question was made at two different times, viz., Rupees 500 in March, and the same amount in April 1858, and that Colonel Francis* and the late District Engineer, Mr. Fraser,† were therefore mistaken in alleging that an advance of Rupees 1,000 had been made on Mr. Bake's own responsibility.

* Letter No. 38, dated 15th November 1858, paragraph 4.
† Letter No. 121, dated 2nd September 1858, paragraph 1.

7. It must also be remembered that the contractor had promised to complete the bridge in May 1858, if he was allowed the necessary funds, and Colonel Francis had warned Mr. Bake that the work must not be delayed by their being unduly withheld from him; further Captain Goddard points out that Government hold good security to indemnify themselves for any losses they may have sustained in the matter of the Valanthavalum bridge, which, I regret to say, still remains in an unfinished state, in consequence of the accident to the centre arch reported in my letter, No. 3,423, dated 6th August 1860.

Paragraph 6 of letter dated 30th October 1861, No. 332.

8. There is another advance, viz., Rupees 805-11-4, made on account of Annamallay timber said to have been supplied to the Wellington Barracks. Vouchers marked G, have been traced accounting for a sum of Rupees 706-12-2, and the receipts of Mr. Galvin, formerly a Sub-Overseer in the Department Public Works, are forthcoming for 635 planks and 61 joists, but there are no records to show what the dimensions of these were and what their proper value was. At Mr. Bake's valuation the price of the joists only amounts to Rupees 190-10-0, which, if added to the above sum, would give a total of Rupees 897-6-2, and that exclusive of price of the planks, the dimensions of which Mr. Bake cannot recollect, or Rupees 91-10-10 in excess of the advance unaccounted for. Mr. Bake states that he received verbal orders from Colonel Francis to purchase this timber, the value of which is represented by Rupees 805-11-4 at 2½ Rupees per cubic foot, but there is no record of this order.

9. Captain Farewell, Executive Officer at Wellington, declines to accept the vouchers, as they have no reference whatever to the delivery of timber for the Wellington Barracks. The matter was referred by Captain Farewell to Captain Morgan, Assistant to the then Executive Engineer, Captain Campbell. Captain Morgan states that Colonel Francis had ordered Mr. Bake to make up certain doors and windows, but that Captain Campbell had objected to receive them on account of their exorbitant price, and he his unable to state whether any delivery of the doors and windows was made.

10. The subject is so involved for want of proper vouchers and receipts that it is impossible to come to any clear decision. The vouchers attached to Statement G, and the receipts of Mr. Galvin for timber said to be for the Wellington Barracks, make it probable that the advance, Rupees 805-11-4 was not worked out, and I doubt whether a reference to Colonel Francis, as suggested by Captain Goddard, would throw any more light upon it, particularly at this distance of time.

11. After a careful consideration of the whole of the documents now submitted, I am disposed to think that there are not sufficient grounds for holding Mr. Bake liable for either of the two sums mentioned as outstanding against him, and I have, therefore, the honor to request permission to accept Mr. Bake's resignation of the Government service, and to write off to profit and loss the sum of Rupees 805-11-4 on account of timber for Wellington Barracks.

12. As respects the advances for Valanthavalum bridge and the expenditure on that work from the commencement to the present time, a separate report will shortly be laid before Government, at which time Captain Shand's liability for Rupees 625-5-4, and that of the contractor, will be duly considered.

No. 27. Endorsment of the Deputy Chief Engineer, Southern Circle, dated Chepauk, 27th January 1862, No. 9,893.

Read the following letter from Captain JOHN GODDARD, District Engineer of Coimbatore, to Colonel W. I. BIRDWOOD, Deputy Chief Engineer, Southern Circle, Madras, dated Coimbatore, 18th January 1862, No. 525:—

SIR,

1. I have the honor to request you will point out to Government the undesirability of having Mr. Bake's case and Mr. Evans' reported in the letters marginally indicated longer undisposed of, as the first refuses to and the second is unfit to work.

District Engineer's letter, No. 377, dated 15th November 1861.
District Engineer's letter, No. 418, dated 7th December 1861.

2. Mr. Bake refuses to work, and is trading very extensively in timber and cotton, &c. He speaks to me about this with the atmost effrontery, and speaks most insolently and insultingly of Officers in the Central Office and others. The man is not now a Soldier and has paid no security, so I have no check upon him. He had the audacity on the 15th to come to my Office to complain that his traffic was impeded by my workmen. Some immediate steps should be taken either towards accepting his resignation or whatever other course Government may decide upon.

District Engineer's letter, No. 440, dated 11th December 1861.

——

1. Submitted to Government with a recommendation that Mr. Bake be dismissed the service, and his resignation, as recommended by Chief Engineer in letter No. 8,418, dated 16th December 1861, upon which no orders of Government have yet been passed, be not accepted.

1 Original letter, No. 525, dated 18th January 1862.

2. In accordance with Chapter XV, Section 3, paragraph 5, of the New Code, every letter should be confined to one subject only, but Captain Goddard has unfortunately blended Mr. Evans' case with that of Mr. Bake's in his present letter, and to avoid delay the letter has not been returned to the District Engineer, but his attention will be called to the irregularity.

3. With regard to Mr. Evans, Government in their Order No. 2,181 of the 26th November last, resolved that the opinion of the Law Officers be taken, as to whether Mr. Evans can be summarily discharged; and nothing further has been communicated to this Office on the subject.

4. On the 21st December last the Chief Engineer, in continuation of his letter of the 8th November No. 6,972, and Endorsement of the 14th idem No. 7,179, submitted a letter from the District Engineer of Coimbatore, giving cover to one from Mr. Evans, expressing a desire to resume his duties, but the Medical Certificate, copy of which formed an accompaniment to the Endorsement, distinctly stated that Mr. Evans was unfit for the performance of any arduous duties; the original certificate was submitted to the Civil Paymaster to ascertain whether sick leave could be granted to Mr. Evans, until Government decided in his case, to which the Civil Paymaster replied in the negative. He has, however, been again addressed on the subject, and the result will be duly communicated to Government. In the meantime it is desirable that early orders should be passed regarding his removal or otherwise from the Department.

(Signed) W. I. BIRDWOOD, Colonel,
Deputy Chief Engineer, Southern Circle.

——

No. 28. Endorsement of the Acting Deputy Chief Engineer, Southern Circle, dated Chepauk, 10th February 1862, No. 10,443.

Read the following letter from Mr. JOHN BAKE, to Lieutenant-Colonel W. H. HORSLEY, Chief Engineer, Department Public Works, dated Madras, 5th February 1862.

SIR,

1. I would beg once more respectfully to inquire, how much longer I am to be kept in suspense as regards any claims on me by the Department Public Works. It is now six months since I ceased to draw pay or do any work for the Department. I long ago offered, if there was

any claim against me you considered just, I was ready to meet it at once; none such, I submit, ever has been or can be proved; if there be any unsettled claim it is against the Contractor Appaswámi Pillai, whose securities are in your hands, not me, as I think I have fully shown.

2. Not wishing even to appear wanting in any respect to the District Engineer (though I submit the great delay towards me has been most unfair) I intimated privately to Captain Goddard sometime back, that I might have occasion to visit Madras, this produced, through private information, I suppose a letter from Colonel Birdwood forbidding my leaving this District; I have *not* left, though I beg to question most strongly, either Captain Goddard's or Colonel Birdwood's right in any way to detain me a prisoner in Coimbatore; I have given up the Department long ago; I no longer belong to it, and I claim the just and fair right to be the master of my own movements. Under the circumstances detailed above, I am also legally out of the service, inasmuch as in an order to me by the District Engineer he declared that if I did not give certain securities within a certain date, I should be dismissed the service; I gave no such security, and I am consequently out of it, and I demur to the right of any one to control or detain me.

3. In requesting an early settlement of any points still said to be in doubt and claiming exemption from further vexatious delay and doubt, I have endeavoured to do so with respect to yourself as the Head of a Department to which I once belonged.

---

1 Original letter with one Note, dated 5th February 1862.

Submitted to Government in continuation of Endorsement No. 9,893, dated 27th January 1862, for information and early orders.

(Signed) W. I. BIRDWOOD, Colonel,
Deputy Chief Engineer, Southern Circle.

No. 29. ORDER THEREON, 3rd March 1862, No. 347.

1. The foregoing papers have reference to the resignation tendered by Mr. Bake of his situation of Assistant Supervisor in the Department of Public Works, attached to the Coimbatore District, and to certain liabilities in respect to monies advanced by him, in connection with the Valanthavalum bridge, and Annamallay timber supplied to the Wellington Barracks.

2. Mr. Bake's proceedings in connection with the Valanthavalum bridge were fully noticed by Government in their Proceedings of the 6th November and 3rd December 1858, Nos. 2,346 and 2,600. In the first of these orders, Government directed the recovery of Rupees 1,252-10-8 from Mr. Bake, because he had advanced 1,000 Rupees "on his own "responsibility" to the contractor, who had failed in his engagement to build the abovementioned bridge, and Rupees 252-10-8 was the portion he had to make good for the large advances previously made by him without regard to orders. In the second of the above quoted proceedings, however, the Government suspended, pending the receipt of a further report called for, the collection of the amount adjudged against Mr. Bake; having been influenced in this by Captain Francis' explanation that the contractor was a man of good repute, that the feverish nature of the locality required rapid pushing on of the works and consequently called for large advances, that the unhealthy locality and the proximity of the Railroad led to serious difficulties, and that the contractor himself had been attacked and wounded by robbers.

3. In the first of the papers recorded above, reporting the resignation by Mr. Bake of his appointment, the Chief Engineer submits explanation in respect to the liability just noticed, in view to orders being passed on the question of Mr. Bake's resignation in connection with such liability. The circumstances urged in Mr. Bake's favor, and which it is said may be fairly taken into consideration, are that the contractor had repeatedly urged Mr. Bake to make advances to him, and that Mr. Bake had invariably evinced the greatest reluctance to do so; that on the complaint of the contractor, Captain Francis had himself made an advance of 500 Rupees and had further warned Mr. Bake that the work must not be delayed for want of funds; and that as to the advance of 1,000 Rupees, which Government had adjudged against Mr. Bake, on the

ground that he should have obtained the previous sanction of the District Engineer according to the rules of the Department, inasmuch as it exceeded the limit of 500 Rupees, the fact was that the advance in question had been made by the Assistant Supervisor in two separate sums of 500 Rupees each at two different periods.

4. As to Mr. Bake's second liability, viz., for timber supplied to the Jackatalla Barracks, amounting to Rupees 805-11-4, the Chief Engineer reports that vouchers have been traced to the extent of Rupees 706-12-2, and that the receipts of Mr. Jalvin (formerly a Sub-Overseer in the Department of Public Works) are forthcoming for 635 planks and 61 joists, the latter of which alone are valued by Mr. Bake at Rupees 190-10-0, making together Rupees 897-6-2, or Rupees 91-10-10 in excess of the advance unaccounted for by him, exclusive of the value of the planks the dimensions of which he cannot recollect. Captain Farewell, the Executive Officer at Wellington, declines, it is true, to accept the vouchers as they bear no reference to the delivery of timber for the Wellington Barracks; but as Captain Morgan (Assistant to the former Executive Engineer) admits that Mr. Bake had been ordered to make up certain doors and windows, which he says were objected to on account of their exorbitant price, and there are receipts and vouchers said to be for timber supplied to the Wellington Barracks, the Chief Engineer considers it probable that the advance of Rupees 805-11-4 has been worked out by Mr. Bake, and doubts whether any reference to Captain (now Lieutenant-Colonel) Francis, as suggested by Captain Goddard, would throw any light on the transaction at this distance of time.

5. Having carefully considered the several documents placed before him, the Chief Engineer does not believe that there are sufficient grounds for holding Mr. Bake liable for either of the two sums mentioned as outstanding against him, and he therefore recommends Mr. Bake's resignation of the Government service being accepted, and the sum of Rupees 805-11-4 (on account of the timber) written off to Profit and Loss; the advances for the Valanthavalum bridge being separately considered, on the submission of a report of the expenditure on that work from the commencement to the present date.

6. The absence of proper vouchers and receipts, as noticed by the Chief Engineer, is very unsatisfactory; but considering the various circumstances adverted to above, the Government agree with the Chief Engineer in the opinion that Mr. Bake may be absolved from liability for the outstandings both on account of the bridge and the timber supplied to the Barracks; and they accordingly direct that Rupees 805-11-4 (on the latter account) be written off to Profit and Loss, leaving the advances for the Valanthavalum bridge to be dealt with hereafter, as proposed by the Chief Engineer.

7. From the two later papers recorded above, the Government notice with displeasure the highly unbecoming and insubordinate tone of Mr. Bake's communications with his official superior: and they direct that he be dismissed from the service from the date he ceased to do duty and draw salary in the Department, which date should now be reported for their information.

8. The attention of the Deputy Chief Engineer, Southern Circle, will be drawn to the concluding paragraph of the Chief Engineer's letter of the 16th December 1861, No. 8,418; and he will be requested to expedite the transmission of the further report therein promised, of the expenditure on the Valanthavalum bridge.

9. In conclusion the Government resolve to call the attention of the Chief Engineer and through him the Department generally, to the necessity of a more frequent settlement of the accounts of men who are entrusted with the expenditure of public money.

(Signed) W. H. HORSLEY, Lieut.-Colonel,
Secretary to Government.

Fort St. George
Feb. 5th 1862

Trichinopoly February 5th 1862

To
Colonel Horsley
Chief Engineer &c &c
Madras

Sir,

I would beg once more respectfully to enquire how much longer, I am to be kept in suspense as regards any claims on me by the P.W.D. It is now six months since I ceased to draw pay or do any work for the Department, I long ago offered if there was any claim against me you considered just - I was ready to meet it at once - none such, I submit ever has been or can be proved if there be any unsettled claim it is against the Contractor, Appanaswamy Pillay whose Securities are in your hands not me, as I think I have fully shewn

It is wishing even to appear wanting in any respect to the, District Engineer (Mr) I submit the great delay towards me has been most unfair. I intimated privately to Captain Goddard some time back, that I might have occasion to visit Madras - this produced this private information I suppose a letter from Colonel

Budwood forbidding my leaving this District, I have not left this, I beg to question most strongly, either Captain Goddard's or Colo.ᵈ Budwood's right in any way to detain me a prisoner in Louisiana. I have given up the Department long ago I no longer belong to it and I claim the just and fair right to be the Master of my own movements. Under the circumstances detailed above I am also legally out of the service in as much as in an order to me by the District Cᵍᵈ I was declared that if I did not give certain securities within a certain date, I should be dismissed the service, I gave no such security and I am consequently out of it, and I deman to the right of any one to control or detain me

In requesting an early settlement of my accounts that I am to be indebted and claiming exemption from further vexatious delay and trouble, I have endeavoured to do so with respect to yourself as the head of a Department to which I once belong.ᵈ

I beg to remain Sir
Your Obedient Servant
John Rabe

Brevet Lieutenant
Asst. Quartermaster

No. 10443.

Submitted to Govern-
ment in continuation of
Endorsement H: 9893, dated
27th January 1862, for in-
formation and early orders.-

Dy. Ch. Sup. Office
Chesapeake
10th February 1862

Chief
Dy. Ch. Sup. Office

To
Lieut. R. H. St. Stanley
Ch. Sup. & Secy. to Gov. of Ohio
Fort Delaware

Rec'd 10 Feb'y 62 Ch. 10443. 1862.

Fm.
Maj. Genl.
Gov. Christiana
Lt. Colonel M. H. Stanley
Chief Supt. O. V.
Columbus

Fort Delaware Feby 8th 1862.
Received

Maj. Belle requests
to be informed when mi-
litary matters will be ar-
ranged with Ohio
State so that they appear to
him connected with Ohio
and granted him by Gov.
Instead of being granted by the
General Government as the
Veteran Reserve Corps is
Captain Belle's command
Veteran Captain Belle's command
connected with the Ohio

№ 9893

Submitted to Government with a recommendation that Mr Bake be dismissed the service and his resignation, as recommended by Chief Engineer in letter № 8418, dated 16th December 1861 upon which no orders of Government have yet been passed, be not accepted.

1 Orig letter № 525 dated 18 Jan 62.

2 In accordance with Chapter XV, Section 3, para 5, of the New Code every letter should be confined to one subject only, but Captain Goddard has unfortunately blended Mr Evans' case with that of Mr Bake's in his present letter and to avoid delay the letter has not been returned to the District Engineer, but his attention will be called to the irregularity.

With

Ctd 24 Jan 62

9

Submitted to Government with a recommendation that Mr Bake be dismissed the service and his resignation, as recommended by Chief Engineer in letter № 8418, dated 16th December 1861 upon which no orders of Government have yet been passed, be not accepted.

2 In accordance with Chapter XV, Section 3, para 5, of the New Code every letter should be confined to one subject only, but Captain Goddard has unfortunately blended Mr Evans' case with that of Mr Bake's in his present letter and to avoid delay the letter has not been returned to the District Engineer, but his attention will be called to the irregularity.

Rec'd 10 Feb 62

№ 10443

Forwards a letter from Mr Bake in continuation of former one № 9893 dated 24th Dec 61

№ 347 - 3rd Feby 62.

3. With regard to Mr Evans; Government in their order No 2181, of the 26th November last, resolved that the opinion of the Law Officers be taken as to whether Mr Evans can be summarily discharged; and nothing further has been communicated to this Office on the subject.

4 On the 21st December last the Chief Engineer in continuation of his letter of the 8th November No 6972 and endorsement of the 14th Idem No 7179, submitted a letter from the District Engineer of Coimbatore, giving cover to one from Mr Evans, expressing a desire to resume his duties, but the Medical Certificate, copy of which, formed an accompaniment to the Endorsement distinctly stated that Mr Evans was unfit for the performance of any arduous duties, the original Certificate was submitted to the Civil Paymaster to ascertain whether sick leave could be granted to Mr Evans, under Government decided in his case, to which the Civil Paymaster replied in the negative - He has however been again addressed on the subject, and the result will be duly communicated to Government - In the mean time it is desirable that early orders should be passed regarding his removal or otherwise from the Department -

Central Office
Chepauk
27th January 1862

R. H. Horsley Colonel
Deputy Chief Engineer &c.

To
Lieutenant Colonel W. H. Horsley
Chief Engineer & Secy: to Govt P.W.D.
Fort St George

E. W.F.

Horsburgh 17
5th Feby 1862
Mr Secretary Grant
Sir
I have the honor to forward
herewith for transmission to the
Secretary of State for War
a communication dated 27th
ultimo from Lieut Colonel Hall
Assistant Adjutant General
Royal Engineers on the subject
of the Defences of Victoria
which was received by the
last Mail from England
which I request may be laid
before His Excellency the
Governor General in Council
I have the honor to be
Sir
Your most obedient
humble Servant
H Bulkeley
Lieut Colonel

C No 2938/61.
6th Nov 1861 No 322 – 324.

6 January 13th 1862 Deputy
Mr Gen: of Ords for Master
From No 216.

Colonel R. I. Birdwood
Deputy Chief Engr &c

To
Lieut Colonel W.C. Horsley
Chief Engr & Secy: to Cte
Fort Saint George

Dated 27th
Recd 2nd January 1862

No 5893

Solicits that
early orders be passed
in the case of Messrs
Bake and Evans

No 27.

C19 Feby 26th

No 347 – 3rd March

Coimbatore
13th June 1871

To

Captain L. Goddard
Postal Engineer
Coimbatore

Sir

I beg respectfully to inform you that I called on Dr. Ruthnam this morning, that he might give me his opinion as to my present state of health & feel that I am at present unable to perform the active duties required in the A.P.W. and I therefore most respectfully beg to resign my appointment as acting Supervisor in the A.P.W.

Should my health become restored I might be glad again to return to work at a future time.

I am Sir
Your very obedient Servant
J Lee
acting Supervisor A.P.W.

Chr Goddard Capt
Dy Engineer Coimbatore

Pollachee April 26th 1861

No. 1.
61.

To

Captain J. Goddard
District Engineer of Coimbatore

Sir,

In reply to your letter No. 298 I beg to inform you that all the Vouchers in my possession have been made over to your Office.

II. A Mr. Galvin was stationed at Madispollium who sometimes granted Receipts at others chased the Cartmen with a drawn sword.—

III. My Books were always examined when Captain Spence came into the Range and Countersigned I cannot at this distance of time without any of the documents in my possession give any further information about the account in question.—

I remain Sir &c.

(Signed) J. Bake

(A True Copy)

Lt. Goddard Capt.
District Engineer

Case No. 6.B

No. 110

District Engineer's Office
Coimbatore 15 June 1861

From

Captain John Goddard
District Engineer Coimbatore

To

Lieut. Colonel W. S. Birdwood
Deputy Chief Engineer S. C.
Madras

Sir,

I have the honor to enclose original document as per margin* and to recommend that Mr Baker's resignation be accepted as soon as he accounts for an unadjusted balance of Rupees 805. 11. 4 p.p. for which he should furnish Bills supported by vouchers or otherwise a satisfactory written explanation accounting for the absence of vouchers—

2. Perhaps you may consider the enclosed letter from Mr Baker a satisfactory explanation for the absence of vouchers for Bills and if so I beg his resignation &c & forthwill be accepted.—

* Letter dated 13th June 1861 from P. Baker acting Asst. Inspector

No 1 - d/26th April 1861.—

If

Rec'd 18th D. Obs. Encl. 2.

Re a letter from the District Engr of Coimbatore No 110 dated 15th June 1861.

Ps

Lt Col Birdwood
Chief Engr
Madras.

Copy of the Asst Inspr's letter of resignation forwarded herewith
Captain Goddard

3. I am instructed to beg that the States may as a consideration be granted to the Grimsby district—

4. The States conducted have been exactly as anticipated in para of my letter No 6 dated 2nd May 1864—

I have the honor to be
Sir,
Your most Obed. Servt

Thos Seaward Captain

Colonial Engineers

Fº 332

District Engineer's Office
Coimbatore 30 October 1861
Despatched 4 November 1861.

From

Captain John Goddard
District Engineer of Coimbatore

To

Colonel W. S. Birdwood
Deputy Chief Engineer S.D.
Madras

Sir,

Extract Proceedings Chief Engineer Nº 5137 dated 21st September 1861 requires me to furnish explanation further delay the information called for in Chief Engineer Proceedings Nº 3710 dated 27th July 1861 in regard to the sums outstanding against Mr. Acting Assistant Supervisor Castle— The Proceedings last quoted were consequent upon the following letter viz—

From District Engineer Coimbatore to Chief Engineer Nº 118 dated 15th June 1861—

From. Captain J. Goddard, Dist. Engr. Coimbatore
To. Lieut. Colonel W. S. Birdwood, Chief Engr. S.D.
Nº 118 Coimbatore 15th June 1861.

Sir,

I have the honor to forward herewith Statement of Sums outstanding against Mr. Acting Assistant Supervisor Castle, and to request that the Amount may be recovered from his Pay.

I have &c.
(Signed) J. Goddard
Capt. R.E.
Dist. Engr.

Statement of Sums outstanding against Mr. Acting Assistant Supervisor Castle.

Nº	Date	Amount	Remarks
1	28th May 1861	Rs. 2	Amount of Bill Nº 2234
2	19th Augt. 1861	Rs. 933	Amount of Bill Nº 3332
3	19th Augt. 1861	Rs. 33	Amount of Bill Nº 3310
		Rs. 968	

Certified that the above sums are outstanding against Mr. Acting Assistant Supervisor Castle.

(Signed) J. Goddard
Capt. R.E.
Dist. Engr.

19/8/61

From Divisional Engineer Coimbatore
to Chief Engineer No. 124 dated 25th
June 1861—

No.—— No.—— No.——. No.
135 dated 1st July 1861—

The first in chronological
order of the above letters is the ad-
dress of Chief Engineer forwarded
Mr Bates Report for permission
to resign with a recommendation
that his resignation should be accepted
provided he satisfactorily accounted
for Rupees 865. 11. 4. on account of
advances made by him for Nuna-
-mulay Tender employed to Welling
-ton Barracks— The second letter
forwarded copies of two letters from
Mr Bate signed by undertakers pro-
-mising not to undertake any more
contracts for supply of timber and
the letter to the address of the Rail-
-way District Engineer at Erode
on the matter of a contract for
supply of timber to the Madras
Railway for the consideration of the
Chief Engineer— The third letter

reports in continuation of the series of
the three now under recapitulation
that a retrenchment of Rupees
1,252 10 8 against Mr Bates ordered
in Board's Minutes of consultation
No. 2346 dated 6th November 1858
communicated in Chief Engineers
Resolution No. 3760 dated 9th Novem-
-ber 1858 on account of advances to
Contractors for Valantaravoy Bridge
has never been made and points out
that before Mr Bates resignation
be accepted this retrenchment
should be recovered from him— The
Chief Engineer in Proceedings No.
226 dated 27th July 1861 now under
reply passes remarks upon Mr
Bates conduct and states that Chief
Engineer is precluded from accepting
his resignation until all encumbe-
-rances against him are cleared
off— Chief Engineer specifically
quotes the sums already quoted by
me above, Chief Engineer requires
me to call upon Mr Bate for
explanation should there be any

other items against him — Chief Engineer believes that the records of my Office contain material which will to some extent if not altogether exculpate Mr Rake and requires in justice to Mr Rake that a full statement of each transaction should be drawn up —

2 In reference to the Chief Engineer's wish to report in the first place that no other unadjusted balances remain to be accounted for by Mr Rake besides the two above referred to —

3 In para 6 of Extract Minutes Consultation № 2,346 dated 6th November 1858 Government have ordered that the sum to be recovered from Corporal Rake is Rupees 1,252.10.8 the reason set for the being that he advanced a sum of Rupees 1,000 on his own responsibility in April 1858 and also paid large advances to the extent of Rupees 252.10.8 without regard to orders previous to that — These advances

having been made to a Contractor who failed } Appearing Colay whose case in connection with this business will be disposed of in closing the Report upon Balantlaon Lam bridge } were lost to Government and hence the necessity above for requiring Mr Rake to make good the Amounts advanced The stringency of the order was however anticipated in Extract Minutes of Consultation № 2,600 dated 3rd December 1858 communicated in Extract Proceedings Chief Engineer № 6,029 dated 3rd December 1858 which placed matters in abeyance pending receipt of a Report to be furnished by Mr Fraser —

4. In regard to the money advanced to Contractors by different individuals to the extent of Rupees 1,350 it is stated in para 6 of Proceedings Madras Government № 2346 dated 6th November 1858 —

1 That Mr Rake advanced Rupees 1000 — This statement

is correct — The advances amounting in the total to Rupees 4311 were made as specified in the original Statement which was signed by Mr Kaye and Mr Smith as advances on account of Bhaiyas Pay —

11 The further statement of Mr Kaye's advances [illegible] is incorrect as will be seen by the Entries in the Statement which are supported by the Vouchers originally forwarded for Record and dated 9th April 1858 — The advances of [illegible] were made in 1857 and another of [illegible] in 1858 as stated and not in 1857 as Mr Kaye previous to 9th April 1858 made large advances on his own responsibility —

The column of remarks in the Statement explains the authority upon which Mr Kaye made the advances which he did —

Mr Kaye in his letter of 12th dated 2nd September 1858 in his answer No 5 to question No 5 [illegible]

Extract Proceedings Chief Engineer No 389 dated 17th August 1858 says "Mr "Kaye advanced the 4311 Rupees " "on his own responsibility — Apparently " "expecting that he would have " "the whole work completed in a day " "or 2 if he had the money. Mr Kaye " "refused to give it, when Apparently " "said he should stop the work — Mr " "Kaye then gave it — and Apparently " "immediately credited no more workers " " & Mr Kaye was naturally, under the " "impression that the Securities were " "not only bonâfide but ample —"

5. Government now hold good Securities to indemnify themselves by enabling Apparently pay up, and in my opinion it is only just that he should be the sufferer — Lieut. Colonel Fraser's desire to have urged Mr Kaye to advance money when Mr Kaye did not wish to do so, I think that Government is not satisfied with the explanation now offered by our Apparently a reference should be made to Lieut. Colonel Fraser —

5

Lieut Colonel Francis's opinion on this matter may be collected from the letter marginally referred to in Proceedings Madras Government No 2008 dated 3rd December 1863 from Lieut Colonel Francis to Chief Engineer when Lieut Colonel Francis was acting Superintending Engineer Southern Circle— The letter is not upon record in this Office—

Officiating has been carried out in figures as indicated in the following Extracts—

From District Engineer Cuddalore to Deputy Chief Engineer Southern Circle No 1269 dated 8th August 1861—

—— Do —— Do —— Do —— No 226 dated 15th August 1861—

He was dismissed for not giving security thro' wanton disobedience and indifference to orders for incompetence and dishonesty and a review of his conduct is conveyed in Extract Proceedings Chief Engineer No 1655 dated 15th June 1861—

9

In the matter of Rupees 865. 11. 4

I have the honor to enclose a list and the vouchers marked G. together with a letter No 1 dated 26th April 1861 from Mr Bake to my address marked A. The receipts for money bear no signature of any Officer or of any European subordinate— Mr Galvin's receipts marked J. J. T. L. and M. for timber may be of use

Mr Bake says the joists for which the receipts are enclosed signed by Mr Galvin were about the following dimensions: but there are no records on the subject— 24' × 1' × 10" which at 2½ annas per cubic foot { which Mr Bake states was the price of the timber } would represent money to the amount of Rupees 190. 10. 0 for joists alone.

Mr Bake does not recollect the dimensions of the planks— the cost of carriage and sawing as per vouchers which accompany the Account marked G. is Rupees 465. 4. 0. If the latter be added to the price of the joists

Timber Joists	190	0	0
Timber Joists	201	0	0
Timber Joists	200	0	0
Timber Joists	200	0	0
Total			

ive leave Rupees 595. 14 – without the
price of the planks which we know
nothing about —

10 Mr Galvin's receipts for
timber were not submitted to Captain
Farewell: and the receipts for money
were and his refusal to accept
them is conveyed in the accompa-
-nying letter No 84 dated 8th October
1861 marked N —

11 In the absence of records
of any sort beyond those now sub-
-mitted I must leave this matter
at Rupees 805. 11. 4. for the consider-
-ation of Chief Engineer —

12 Mr Bake states he received
verbal orders from Lieut.t Colonel Francis
to purchase the timber whose value
is represented by Rupees 805. 11. 4
at 3/4 Annas per cubic foot, and
he did so — There is nothing on
record about it — This sum of Ru-
-pees 805. 11. 4 stands under the head
of advances for Building Materials
in the Pollachee range accounts: A
reference to Lieut.t Colonel Francis

may throw some light upon this
matter: but I can say no more about
it —

13 Mr Bake applied for extension
of leave of absence on Medical Certificate
from 16th July to 16th October 1861 in his
letter dated 11th August 1861 which
was forwarded with my letter No. 241
dated 27th August 1861 bringing to
difficulties experienced by Civil
Surgeon in preparation of Certificate
the extension of leave has
not been granted him.
Mr Bake's leave expired
on the 16th instant —

14 Mr Bake applied
for permission to resign
his appointment in
his P.W.D. in his letter da-
-ted 13th June 1861 which
was forwarded with my letter No 140
dated 15th June 1861: and his resigna-
-tion was not accepted pending the
issue of the investigation of the
two difficulties now under report
vide 1st Para of this letter —

⊗ In Extract Proceedings Chief Engineer No 597 dated 25th September 1861 Chief Engineer informs me that the original letter required to grant Acting Civil and Superior Bake's request Extension of leave on being furnished with a Medical Certificate in the prescribed form — The Certificate has been sent to Deputy Inspector General of Hospitals Southern Division for his Consideration and orders

15 Mr Bake is unfit for Departmental employment owing to his state of health. Bruce a necessity exists for bringing matters to a Conclusion. Mr Bake in his defence has hitherto simply made broad verbal Statements, and offered Remarks upon the mal-administration of the Department formerly as now: but has not furnished any written explanation to me.

16 I cannot learn any thing more of this matter and I do not see how I can possibly be better informed on the subject.

17 I furnished Mr Bake with a copy of this Report and begged him to state what he wished to me in writing. His letter is appended.

I have the honor to be
Sir,
Your most Obedient Servant

Inspecting Captain
District Engineer of Coimbatore

Public Accountants 52. Mr. Bake's proceedings

To Govt 7 16 Decr/61 8418

From
The Dt. Engineer
of Coimbatore
No 2933/61.
To
The Dy Chief Engr
Southern Circle

Dated 30 October/61
Despatched 4 November
Rec'd. 8th Do.
No 332.
Encs. Nos. 43
Reporting upon the
encumbrances pending on
the Estate of the late Mr Baker
Collr of Coimbatore
& the Collectorship in
Dy. Ins. Chief Engr. to
Govt Dated 21st Octr/61

Read 11 Dec 139

Dy Chief Engr

Wishes Engineer of Journey

No 347 Public Works Dept. 43

Proceedings of the Madras Government.
Under date the 3rd March 1862
Read the following papers.

From the Chief Engineer.
Requests order in the matter of Mr. Bakers liabilities in view to the acceptance of his resignation. (Here enter 16 Dec 1861 No 8418)

From the Dy Chief Engr S. C.
Solicits that early orders be passed in the case of Messrs Baker and Evans. (Here enter 27 Jany 1862 No 9893)

From the Dy Chf Engr S.C.
Submits a letter from Mr. Baker in continuation of endorsement No 9893, dated 27 Jany/62. (Here enter 10 Feby 1862 No 1044)

1. The foregoing papers have reference to the resignation tendered by Mr. Baker of his situation of Apprd Supervisor in the Dept of Public Works, attached to the Coimbatore District, and to certain liabilities in respect to monies advanced by him, in connection with the Anamallay Valanthavalum bridge, and tim. ber supplied to the Wellington Barracks.

2. Mr. Baker's proceedings

Mr Baker resignation should not be accepted but he should be dismissed the Service. I am not disposed to deal with him leniently as his conduct does not entitle him to consideration therefore he cannot clear himself & show vouchers for the money improperly advanced by him he should be held responsible for it - at all events he should be dismissed instead of being allowed to resign - and I would call the attention of the Chief Engr to the necessity of a minute Report & settlement of his public accounts.

WM Ellis

in connection with the Valan
thavalum bridge were fully
noticed by Govt in their Pro:
of the 6th Novr and 3d Dec/57,
Nos 3346 and 3600. In the first
of these orders, Govt directed the
recovery of Rs 1,252.10.8 from
Mr. Bake, because he had advanced
"on his own responsibility"
1000 Rs to the Contractor who
had failed in his engagements
to build the above mentioned
bridge, and Rs 252-10.8 was the
portion he had to make good
for the large advances previously
made by him without regard
to orders. In the second of the
above quoted Proceedings however,
the Govt suspended, pending the
receipt of a further report called
for, the Collection of the amount
adjudged against Mr Bake, having
been influenced in this by

Capt Francis' explanation that
the Contractor was a man of good
repute, that the feverish nature
of the locality, required rapid
pushing on of the works and consi-
derably called for large advances,
that the unhealthy locality and
the proximity of the Railroad led
to serious difficulties, and that the
Contractor himself had been attack-
ed and wounded by robbers.

3. In the first of the papers
above quoted above, reporting the re-
signation by Mr. Bake of his
appointment, the Chief Engineer
made explanation in respect to
the liability first noticed, in rela-
tion to orders being stopped on the
question of Mr. Bake's resigna-
tion in connection with such
liability. The circumstances urged
in Mr. Bake's favor, and which

it is said, may be fairly taken into consideration, are that the contractor had repeatedly urged Mr. Bake to make advances to him, and that Mr. Bake had invariably evinced the speaker's reluctance to do so; that on the complaint of the Contractor, Capt Rancis had himself made an advance of 500 Rs, and had further warned Mr. Bake that the work must not be delayed for want of funds; and that on the advance of 1000 Rs, which Govt had adjudged against Mr. Bake, on the ground that he should have obtained the previous sanction of the District Supt according to the rules of the dept, inasmuch as it exceeded the limits of 500 Rs, the fact was that the advance in question had been made by the Asst Superintendent in two separate sums of 500 Rs each at

two different periods.

4. As to Mr Bake's second liability, viz for timber supplied to the Jackatalla Barracks, amounting to Rs. 805. 11. 4, the Clerk of Wks reports that vouchers have been traced to the extent of Rs 706. 12. 2, and that the receipts of Mr Fabian (formerly a Sub Overseer in the Dept of Public Works) are forthcoming for 635 planks and 67 joists, the latter of which are valued by Mr. Bake at Rs 190. 10. -, making together Rs. 897. 6. 2, or Rs 91. 10. 10 in excess of the advance made and recorded for by him, exclusive of the value of the planks the disappearance of which he accounts for by theft. Capt Farrell, the Executive Officer at Wellington, admits it is true, to accept the vouchers

by the Chief Engr, is very unsatisfactory; but considering the various circumstances adverted to ~~[illegible]~~ above, the Board agree with the Chief Engr in the opinion that Mr Bake may be absolved from liability for the outstandings both on account of the bridge and the timber supplied to the Barracks; and they accordingly direct that Ds. 805. 11. 4 (on the Latter accounts) be written off to profit and loss, leaving the advances for the Valentia and Lamb bridge to be dealt with hereafter, as proposed by the Chief Engr.

7. From the two Letters & papers recorded above, the Board notice with displeasure the highly and unsubordinate indecent tone of Mr Bake's communications with his official superiors; they have and they direct that he be dismissed from the service

~~you have upon to discuss, however, but to direct that his resignation be accepted,~~ from the date he ceased to do duty, and draw salary in the department, which date shall now be reported for their information.

8. The attention of the Chief Engr, Southern Circle, will be drawn to the concluding paragraph of the Chief Engr's Letter of the 16 Dec/63, No 8418; and he will be requested to expedite the transmission of the further report therein promised, of the expenditure on the Valentia and Lamb Bridge.

L. 29.12.63

9. In conclusion the Government resolve to call the attention of the Chief Engineer and

13 Copies
1. The Depty Chf Engr S. Circle 43 Enclosures
3. Accountant General's
3. Civil Paymasters
7. Chief Engrs

sent through him
the Department gene-
rally to the necessity
of a more frequent
settlement of the
accounts of men

who are entrusted
with the expenditure
of public money—

Ld. M. F.

Resignation of Mr.
Bate, Apt. Secretary

No. 347

Pro. of the Madras
Government
of 3 March 1862