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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No.	3612	Press
		Mis.
362-363		
Dated	16-12-18	6

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Public Works Department,
16th December 1864.*

No. 362. Read the following Proceedings of the Madras Government in the Military Department:—

Passing orders on a letter from the Controller of Public Works Accounts, regarding a claim of Rupees 523-3-4 for pay due to the men of the 26th Regiment, Native Infantry, employed in levelling the Fort walls at Kurnool. (Here enter 7th December 1864, No. 4,374.)

No. 363. ORDER THEREON, 16th December 1864, No. 3,612.

1. Communicated to the Superintending Engineer, 3rd Division, and to the Controller of Public Works Accounts.

2. The estimate for levelling the ramparts of the Kurnool Fort was sanctioned for entry in the Budget for 1865-66, in Proceedings No. 3,453, dated 2nd December 1864. No provision has been made for the work in the Budget for the current year.

3. As there is now a small balance to the credit of the Reserve under "Military" a sum of Rupees 523-3-4 will be placed at the disposal of the Superintending Engineer, 3rd Division, to enable him to meet the charge for working pay to the men of the 26th Regiment Native Infantry.

(True Extract.)

(Signed) CHARLES A. ORR, Colonel, R. E.,
Secretary to Government.

To the Superintending Engineer, 3rd Division.
" Controller of Public Works Accounts.
" Accountant General.
" Military Department.

Exd. T. O'Connor.

MILITARY DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers :—

From the Controller of Public Works Accounts, Chepauk, 4th November 1864, No. 1537; to the Secretary to Government, Public Works Department.

I have the honor to forward the accompanying correspondence* received from the Officer conducting the duties of the Controller of Military Accounts, on the subject of a charge of Rupees 523-3-4, being working pay due to men of the 26th Regiment Native Infantry employed in levelling the Fort wall at Kurnool.

Enclosures 3.

1 Letter from the Officer conducting duties of Controller of Military Accounts, with 2 accompaniments.

* To be returned.

2. In a letter, No. 1346, dated 14th October 1864, the Superintending Engineer 3rd Division was requested to submit the above papers to Government, and to intimate the source whence the outlay incurred by the Military Authorities could be met. That Officer in reply states, that the work was undertaken without any reference whatever to him, and moreover that funds are not available to meet the charge; under the circumstances above stated, I have to request the orders of Government as to how the charge is to be met.

3. I am of opinion, as the Rules of the Service provide for the remuneration of the Sepoys at a fixed rate of Pay when employed on Public Works, this charge should be defrayed by the Paymaster of the Circle in which it was incurred, no instructions having been given to provide for it otherwise.

From Major J. G. Touch, Conducting the duties of the Controller of Military Accounts, Fort Saint George, 12th October 1864, No. 869; to the Controller of Public Works Accounts, Madras.

I have the honor to forward a correspondence* as per margin, relative to a charge of Rupees 523-3-4, working pay to men of the 26th Regiment Native Infantry, employed in levelling the Fort wall at Kurnool, and to request that you will be so good as to inform me whether it can be met by the Public Works Department to which the charge pertains.

* To be returned.

Letter of Examiner Pay Department, dated 24th September 1864, No. 3498, with enclosure.

Letter from the Officer Commanding Ceded Districts, dated 7th Oct. 1864, No. 145.

2. No funds are available in the Military Estimate to meet the charge.

From the Acting Examiner Pay Department, Fort Saint George, 24th September 1864, No. 3498; to the Acting Controller of Military Accounts.

I have the honor to request your instructions, with reference to the reply* of the Officer Commanding the 26th Regiment Native Infantry at Kurnool, to the objection taken by this Office to the charge of working money to the men of the

* Herewith enclosed.

above Corps employed in the work of levelling the Fort wall at Kurnool.

2. The objection taken by this Office was that the work on which the men were employed was not apparently of such a description that the charge could be passed by this Department under the provisions of paragraph 223, page 435, Pay Code, and therefore that the special sanction of Government was required.

3. In reply to this objection the Officer Commanding the 26th Regiment states that the employment of the men of his Corps on working pay was sanctioned by the Officer Commanding the Division on account of the difficulties experienced by the men of the Regiment shortly after their arrival in Kurnool.

4. As the quoted authority is not sufficient for this Department to sanction the charge, the objection would, in due course, be carried into disallowance; as however the amount appears to have been disbursed to the men and also subsequent payments on the same account made by the Paymaster, much inconvenience would be occasioned, I have submitted the subject for your consideration and orders, and request you will favor me with an early reply.

No. 532, dated 31st August 1864. Disbursements of the Divisional Paymaster at Secunderabad from the 11th to the 31st July 1864. Statement of objections to charges made by Lieutenant Colonel W. H. WELCH, Commanding 26th Regiment Native Infantry.

No. and date of Bill.	Description of the charge objected to.	Amount drawn.	Cause of objection.	Amount objected to.	Answers of the Regimental Paymaster or Drawer of the Bill.	Decision by Examiner Pay Department.		
						Sum disallowed and to be deducted in the next Pay Bill.	Sums admitted.	Reason of disallowance.
		RS. A. P.		RS. A. P.		RS. A. P.	RS. A. P.	
453	26th Regt. N. I. Lieutenant Colonel W. H. Welch, Cong. draws amount of working pay to the men of the above Corps employed in the work of levelling the Fort wall at Kurnool....	523 3 4	Objectable; the work on which these men were employed not appearing to be of the description specified in paragraph 223, page 435, Pay Code, the sanction of Government is required for the admission of the charge, if the expense has not been provided for in the Estimate of the cost of levelling the Fort walls in Kurnool. The Nominal Rolls also should be prepared and certified by the Engineer Officer in charge of the work, as required in Clause V of the above paragraph.....	523 3 4	Not admitted. The charge was made under that part of paragraph 223, page 435 of the Pay Code which states that men may be employed on working pay "on other occasions which superior authority may consider to be deserving of special consideration." The sanction of the Officer Commanding the Division was granted in a letter, dated 26th April 1864, on account of the difficulties experienced by the men of the Regiment shortly after their arrival in Kurnool. No Engineer Officer was present at the time sanction was given. W. H. WELCH, Lt.-Col., (Signed) Comdg. 26th Regt. N. I.			
			Total amount objected to, Rupees...	523 3 4				To be deducted from the next Pay Bill.

The answers must be returned with every practicable expedition, and not later than one month, after receipt. If not returned within one month, the objections will be considered to be admitted and the amount will be deducted from the first Bill submitted.

(Signed) GEORGE PRINGLE, Captain,
Ag. Examiner Pay Department.

Examiner Pay Department.

Certificate of Regimental Paymaster or Drawer of Bill.

I certify on honor that all the answers and explanations hereon are correct and contain all the observations which I think it material to make on the objections to which they respectively refer.
Dated at Kurnool, 13th day of September 1864. (Signed) W. H. WELCH, Lieut.-Colonel, Paymaster or Drawer of Bill.
Commanding 26th Regiment Native Infantry.

Certificate of the Commanding Officer.

I have perused the foregoing answers and explanations of the Paymaster, and believe them to be justly and truly stated.
(Signed) W. H. WELCH, Lt.-Colonel,
Comdg. 26th Regt. N. I.

From the Officer Commanding Ceded Districts, Bellary, 7th October 1864, No. 145; to the Acting Controller of Military Accounts, Fort Saint George.

I have the honor to acknowledge the receipt of your letter, No. 831, dated 1st instant, with its accompaniment, herewith returned, and in reply to inform you that application was made by the Officer Commanding 26th Regiment in April last, for permission to employ a portion of the men of his Corps on fatigue duty. Extract of Colonel Welch's letter is recorded in the margin.

3. "To remedy, as far as possible, the evils now complained of, I am of opinion that the employment of men on fatigue duty would be most beneficial, and I therefore earnestly trust that the Major General Commanding the Division will take such steps as he may deem necessary to lessen the present hardships, and that sanction may be granted me to employ the men as proposed."

4. The fatigue work would consist in employing the men to level the walls of the Fort which is in a ruined state, and as I am given to understand that Captain Flint, the Executive Engineer of the District (now at Bellary) has had the sum necessary for the carrying out of the work, placed at his disposal, I propose, should no objection be made, to enter into communication with him on the subject of my detailing a few men of the Regiment to be relieved weekly, so that drill and discipline may not be interfered with."

2. It was intended that the men should receive working pay to be disbursed by the Public Works Department, but no authority was granted for its being drawn from the Pay Department on Abstract.

3. Colonel Welch would appear to have misunderstood the nature of the sanction conveyed to him in paragraph 2 of my Assistant Adjutant General's letter of the 26th April last, noted in the margin. The work was, however, absolutely necessary, I have therefore to request, in the event of the Executive Engineer having no funds available to meet the demand, that the sanction of Government may be obtained for disbursing the amount, in accordance with the spirit of the Order of

From the Adjutant General.

Representing the circumstances under which the Officer Commanding Mysore Division has sanctioned the employment of 100 Sepoys in the Public Works under the control of the Chief Engineer in Mysore, and soliciting approval of Government to the measure.

Order.—The Governor in Council highly approves of the measure reported in the foregoing letter, and will be glad to see it extended as opportunity offers, as has already been suggested by Government in their Proceedings* marginally noted.

*Pro. of Govt., 27th April 1864, No. 1245.
" 30th Nov. " " 3188.

Government marginally recorded, conveyed in the Secretary's letter, No. 4702, dated 20th December 1861.

Referred to the Military Department. It is observed that the work on which the men of the 26th Regiment were employed, and for which working pay is claimed, was neither estimated for, supervised, nor inspected by the Public Works Department. Neither was any provision made for the work, nor are there any means of meeting its cost now available from the reserve or other source.

(Signed) C. A. ORR, Colonel, R. E.,
Secy. to Govt. Public Works Department.

7th November 1864.

Referred for the observations of His Excellency the Commander-in-Chief.
12th November 1864.

From the Deputy Quarter Master General, Fort Saint George, 21st November 1864, No. 10,524; to the Secretary to Government, Military Department.

In reply to the Order of Government, dated 12th instant, I have the honor, by order of His Excellency the Commander-in-Chief, to say that this is the first time the subject of employing the 26th Native Infantry on fatigue duty at Kurnool, has been brought to his notice. The men having received the money, retrenchment cannot, the Commander-in-Chief thinks, be thought of, under the circumstances, though it is to

be regretted that the usual permission from Head Quarters has not been first asked, the irregularity which had led to this correspondence would then have been avoided.

The work of levelling the walls of the Fort is included in the Budget of 1864-65, and if the men have contributed to it by their labor, the charge might be met out of the sum voted for the work.

ORDER, No. 4374, 7th December 1864.

Ordered that the foregoing letter from the Deputy Quarter Master General be communicated to the Department of Public Works.

2. The Governor in Council concurs in the opinion of the Commander-in-Chief that no recovery can now be made from the men; and His Excellency will be requested to notice suitably the irregularity of Colonel Welch's proceedings, with a view to the prevention of any similar irregularity in future.

(True Extract.)

Macmillan St. C.

Under Secretary to Government.

To the Public Works Dept., with 4 enclosures. *20 upon Copies of Orders*

- " Quarter Master General.
- " Adjutant General.
- " Controller of Military Accounts.
- " Examiner Pay Department.
- " Military Accountant.

3612
*Communicated to the Superintendent
of Engineer 3rd Division and the Controller
of P. W. Accounts.*

2. *The estimate for levelling the
ramparts of the Fort was
sanctioned for entry in the Budget for
1865/66 in Proceedings No 3483, of 2nd Decem-
ber/64. no provision has been made for
the work in the Budget for the
Current year.*

3. *As there is now a small
balance to the credit of the Reserve
under Military a sum of Rs 523-3-4 will*

be placed at the disposal of the
Superintending Engineer 3^d Div to enable
him to meet the charge for working pay
to the men of the 26th Regiment, N.I.

Shepherd
16th Decr 1864

To The Superint^g Engineer 3^d Div
Controller of P. & W. Accounts Wm H. Butler:
Accountant General
Military Department
Decr 17th Decr

1864 Decr
Pro. of Govt. for December
7052903

Pro. of Govt. in the
Mily. Depart

Of 7th Decr
Recd. 12th
E. 4. 154374

Paying orders on a
letter from the Controller
of P. & W. Accounts, regarding
a claim of Rs 523.3-4. for
pay due to the men of
the 26th Regiment, Native
Infantry, employed in
levelling the Fort walls
at Humnool.

no. 3612-16th Decr 1864
Wm H. Butler
10. 362. 363