M.R.O. 1—77,006—8-6-37.

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(2) Date of repair_____

(3) Initials of the Referencer_____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 2095 Press / Mis.

664-66

Dated 20-7- 1866.

Not to be folded or roughly handled

Read the following papers :—

No. 664. From the Acting Superintending Engineer, 1st Division, to the Secretary to Government, Department Public Works, dated Nandamur, 24th August 1866, No. 92.

I have the honor to forward, for the consideration of Government, a letter* from Mr. J. W. Rundall, Executive Engineer. I know nothing of Mr. O'Neill, and have reason to believe that Captain Ryves procured his information as to Mr. O'Neill's habit from Mr. Rundall.

* No. 280, dated 24th August 1866.

2. I would submit that paragraphs 2 and 3 of Captain Ryves' letter are scarcely compatible, and that the effect of sun-stroke may be easily mistaken for that of liquor by other than a medical man, and Mr. O'Neill appears to have been under treatment.

From the Executive Engineer, to the Superintending Engineer, 1st Division, dated Nandamur, 24th August 1866, No. 280.

1. I have the honor to acknowledge the receipt of G. O. No. 2,588 of the 17th August, ordering the dismissal of Mr. O'Neill, Supervisor, on the ground of intemperate habits.

2. I think Captain Ryves must have misunderstood my report to him. Mr. O'Neill was in Dowlaishweram, and incapacitated for work for a few days in July 1865, when I was in charge of the Eastern Delta Range. Shortly afterwards he went away on sick leave, on his return from which he served under Captain Smalley, R. E., who told me he never found him intemperate during the time he was under his orders.

3. Since April Mr. O'Neill has served in the Western Delta Range under me, and during April and May (which were excessively hot), he was employed in levelling over a bad tract of country, the Undi swamps. In June he was ill, and I thought he was drinking, and as he was incapacitated for work, I directed him to go to Rajahmundry for medical advice, and in his certificate Dr. Dougall, the Civil Surgeon, stated that he was suffering from partial sun-stroke, the result of the exposure he had undergone.

4. On Mr. O'Neill's return from Rajahmundry, he requested to be employed on other duty than levelling; his application was forwarded to the Superintending Engineer. The next communication regarding him which I received is the order for his dismissal.

5. In the meantime Mr. O'Neill has been employed in the Undi Sub-division (during the absence on leave of the Overseer), and has performed the duties entrusted to him entirely to my satisfaction.

6. I cannot but consider his dismissal as a very harsh measure, and as I believe Captain Ryves has but little personal knowledge of Mr. O'Neill, and may have misunderstood the information I gave him, I trust the case may receive further consideration from Government.

No. 665. From the Acting Superintending Engineer, 1st Division, to the Secretary to Government, Public Works Department, dated Camp, Dowlaishweram, 4th September 1866, No. 102.

In forwarding the enclosed appeal from Mr. O'Neill, I have the honor to point out that in paragraph 2 of his letter Mr. Rundall appears to have made a mistake in saying that Mr. O'Neill was away on "sick leave." It should have been "private leave."

Enclosure 1.

Proceedings of the Madras Government, Public Works Department, 27*th September* 1866.

From Mr. E. J. O'NEILL, Supervisor, to the Acting Superintending Engineer, 1st Division, dated Bhimarum, 1st September 1866, No. 28.

1. I have received a copy of a letter from the Executive Engineer, No. 3 Range, to your address, dated 21th of August, accompanied by Proceedings and Orders of Government with reference to myself, on letters sent by Captain Ryves, relative to my habits and conduct in the Department, since my re-appointment in March last year. In those Orders my services have been dispensed with on the grounds that, in the first place, I am not fit for charge of a Range; and, secondly, that my habits are intemperate. With reference to the first, I can only say that in the Madras and Mysore Departments of Public Works, I have had charge of Ranges, and in both conducted myself so as to give satisfaction to the Officers under whom I served. To the second charge made against me by Captain Ryves, and which, I believe, has been the cause of my services being dispensed with, I beg to state that, that gentleman knows nothing personally of my antecedents, or of my conduct since re-entering the Department in March last year; the Officers under whom I have recently served in the District, viz., Mr. Rundall and Captain Smalley, R. E., will not bear him out in his statement that I am addicted to intemperance, and, as to health, I am glad to say I have never enjoyed better during the whole course of my life. In the month of June last, I had a partial sun-stroke, and, in consequence, had to seek medical advice at Rajahmundry. Dr. Dougall's certificate is the best proof of this, and, in returning to duty, he advised me not to expose myself to the sun, I therefore wrote officially to the Superintending Engineer, a copy of which letter I beg to enclose, requesting that gentleman to be good enough to give me any other duty to perform which might not entail so much exposure to the sun as that upon which I was then employed. Captain Ryves must have misunderstood the meaning of my request, as he has made a statement to the effect, I am unable to perform out-door work. This statement is contrary to fact, and in his letter Mr. Rundall proves that such is not the case; my journals too, if called for, would be another disproof of such a statement. I have been solely employed on irrigation and drainage works since the beginning of July by the Superintending Engineer's order; such duty entails constant travelling about and exposure to the sun; how I have performed the work, may be gathered from the Range Officer's letter to your address already quoted, and is to the effect that, I have given him entire satisfaction; and, as Mr. Rundall is the only person who is competent from personal knowledge to give such an opinion, I beg his testimony may have some weight in refuting the statement made by the Superintending Engineer "that I am rendered unfit for out-door work by my own acts."

2. I have now served nearly thirteen years in the Department, and this is the first time that anything has been laid during that time to my charge. I have had occasional short leaves given me, but with this exception I have not been absent from duty, since I first joined, for more than a month. The first of those absences was caused by a hurt received at Nursapore while in the performance of duty, and the next through illness from sun-stroke, already alluded to. Those facts go far to prove the incorrectness of the charges made against me by Captain Ryves, and I therefore request you, Sir, will be good enough to lay my case again before Government for further consideration.

From Mr. E. J. O'NEILL, Supervisor, to the Superintending Engineer, 1st Division, dated Murtair, Godavery District, 20th June 1866, No. 5.

I beg to inform you that I have this day returned to duty after being fourteen days laid up with sun-stroke. The Doctor advised me, when leaving Rajahmundry, "not to expose myself to the sun;" this, in the Department, is of course an impossibility; but I request you will be good enough to give me other work than that on which I am now employed, and which may not entail so much exposure to the sun. Should there be no such work for me in this District, I am quite willing to go to any other.

(True Copy.)

(Signed) E. J. O'NEILL,
Supervisor.

Proceedings of the Madras Government, Public Works Department, 27*th September* 1866.

No. 666. ORDER THEREON, 27th September 1866, No. 3,095.

ESTABLISHMENT, No. 54.

As the Government have reason to believe that Captain Ryves' report of Mr. O'Neill's habits was well founded, His Excellency in Council declines to modify his Orders of the 17th August 1866, No. 2,588.

(True Extract.)

Colonel, R. E.,
Secretary to Government.

To the Superintending Engineer, 1st Division.

No 28 Bhuvaneswar 1st September 66

2nd 409 66

3

From Mr. E.J. Kleik Superior

To Colonel J.J. Moberly R.E.
Actg Superintending Engr 1st Division

Sir

I have received a copy of a letter from the Executive Engineer, No 3 Range, to your address, dated 24th of August, accompanied by proceedings and orders of Government with reference to myself, on letters sent by Captain Pipes, relative to my habits and Conduct in the department, since my reappointment in March last year. In those orders my services have been dispensed with on the grounds that in the first place I am not fit for charge of a Range, and secondly that my habits are intemperate. With reference to the first I can only say that in the Madras and Mysore Departments of Public works, I have had charge of Ranges and in both Conducted myself so as to give satisfaction to the officers under whom I served. To the second charge made against me by Captain Pipes, and which I believe has been the cause of my services being dispensed with, I beg to state that that Gentleman knows nothing personally

of my antecedents or of my conduct since
reentering the Department in March last
year. the officers under whom I have
recently served in the District, Viz —
Mr. Rundall, and Captain Smalley, R.E.
will not hear him out in his statement
that I am addicted to intemperance;
And, as to health I am glad to say I
have never enjoyed better during the whole
course of my life — In the month of June
last I had a partial sun stroke, and,
in consequence had to seek Medical
advice at Rajahmundry, Dr. Doigalls
Certificate is the best proof of this,
and, in returning to duty he advised
me not to expose myself to the sun,
I therefore wrote officially to the —
Superintending Engineer a copy of
which letter I beg to enclose, requesting
that Gentleman to be good enough to
give me another duty to perform which
might not entail so much exposure
to the sun as that upon which I was
then employed. Capt. Pipes must have
misunderstood the meaning of my
request, as he has made a statement
to the effect I am unable to perform
[illegible] out door work — This statement
is Contrary to fact — and, in his letter
Mr. Rundall proves that such is not the
case. My Journals, too, if called for would
be another disproof of such a statement —
I have been solely employed on Irrigation
and Drainage works since the beginning
of July by the Superintending Engineer
order, such duty entails constant travelling
about and exposure to the sun, how I have
performed the work, may be gathered from
the Range officers letter to your address —
already quoted, and is to the effect
that, I have given him entire satisfaction;
and, as Mr. Rundall is the only person
who is competent from personal knowledge
to give such an opinion, I beg his
testimony may have some weight in
refuting the statement made by the
Superintending Engineer "that I am rendered unfit for out door work by my
own acts.

2. I have now served nearly thirteen
years in the Department, and this is
the first time that anything has been laid
to my, during that time, to my charge, I have
had occasional short leaves given me

but with this exception I have not been absent from duty since I first joined, for more than a month. the first of those absences was caused by a hurt received at Invercargill while in the performance of duty - and the next through illness from the stroke already alluded to - those facts go far to prove the incorrectness of the charges made against me by Capt. Pyper, and I therefore request you Sir, will be good enough to lay my case again before Government for further consideration -

I have the honor to be
Sir
Your most obedient
E. J. O'Neill
Supt. Dr Chas

No. 5 Invercargill Depot
20th June 66

From
Mr. E. J. O'Neill
Superintendent

To Captain J. L. Pyper
Superintending Engineer Dun

Sir I beg to inform you that I have this day returned to duty after being fourteen days laid up with the stroke - The Doctor advised me when leaving Riverton Immediately "not to expose myself to the sun" this in the department is of course an impossibility but I request you will be good enough to give me other work than that on which I am now employed, and which must entail as much exposure to the sun, should there be no such work for me in this District

I am quite willing to go to Amoy Sir

I have the honor to be Sir Your most obt. Servt.

Signed J. J. O'Neill Capt.

Recd. Oct 8

J. J. O'Neill Superintending Engr.

No 92.

From Lieut. F. J. Norberry R.E. A. Supt. Engr. 1st Division

To Lieut. C. A. Orr. R.E. Secy to Govt. D.P.W.

Encls 1

No 200 dated 24th augt 66.

Sir

I have the honor to forward for the consideration of Government, a letter from Mr. J. B. Rundall Executive Engineer. I know nothing of Mr. O'Neill and have reason to believe that Capt. Ryves procured his information as to Mr. O'Neil's habits from Mr. Rundall. 2. I would submit that paras 2 & 3 of Capt. Ryves' letter are scarcely compatible and that the effect of sun stroke may be easily mistaken for that of liquor by other than a medical man, and Mr. O'Neil appears to have been under treatment.

I have &c.

F. J. Norberry Lieut. R.E. A. Supt. Engr. 1st Dn.

Kandahar. August 24th 1866.

2910

Enclosure in a letter from the Executive Engineer 1st Division Kandahar to Government No 200 dated 24th August 1866.

No 280. Western Delta Range
Nandaimir 24th August 1866.

To The Superintending Engineer
1st Division

Sir, I have the honor to acknowledge the receipt of G.O. No 2,588 of the 17th August ordering the dismissal of W. O'Neill Subordinate on the ground of intemperate habits.

I think Captain Pyres must have misunderstood my report to him. Mr O'Neill was in Dholeswaram and incapacitated for work for a few days in July 1865 when I was in charge of the Eastern Delta Range; shortly afterwards he overtook which he served under Capt Smalley R.E. who told me he never found him intemperate during the time he was under his orders

Since April Mr O'Neill has served on the Western Delta Range under me, during April & May (which were excessively hot) he was employed in levelling over a bad tract of country, full of swamps. In June he was ill, & I thought he was drinking, and as he was incapacitated for work, I directed him to go to Rajahmundry for medical advice, & in his certificate Dr Dingall the Civil Surgeon stated that he was

PD 1865 Sept
No 3515/9
from
The Secy to Govt
Public Works Dept

dated 25th Sept 1865
No 791
Executive Dept

Forwards for Collectors
Copy of Government &
letter from Lieutenant
Colonel Haig R.E.
Superintending Engineer
1st Division

Dated 24th August 1865

No 3095 21st Sept 65

of the expenses he had undergone.

On W O'neills return from Rajahmundry, he requested to be employed on other duty than levelling: his application was forwarded to the Supg Engr. The next communication regarding him which I receive is the order for his dismissal

In the meantime W O'neill has been employed on the Gundi Sub Division (during the absence on leave of the Overseer) & thus performed the duties entrusted to him entirely to my satisfaction.

I cannot but consider his dismissal as a very harsh measure and as I believe Capt Ryves has but little personal knowledge of W O'neill & may have misunderstood the information I gave him, I trust the case may receive further consideration from Government.

I have the honor to be
Sir
Your most obedt Servt
J W Rundall
Exec. Engr

Supt. Engr's Office 1 D
Camp Dowlaiswaram
4th September 1866.

No. 102

From
Lieutt Colonel F. J. Moberly R.E.
Ag. Superintending Engineer 1 D.

To
Colonel C. A. Orr R.E.
Secretary to Government P.W.D.
Madras.

Sir,

In forwarding the enclosed appeal from Mr. Oneill, I have the honor to point out that in para 2 of his letter Mr. Rundall appears to have made a mistake in saying that Mr. Oneill was away on "sick leave." It should have been "private leave."

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

F. J. Moberly Lt Col R.E.
Ag. Supt. Engineer 1st D.
Ag. Supt. E.

Extract

No 2870

10

Public Works Department

No 3095-

Proceedings of the Madras Government

Under date the 27th Sept 1866

From

The Acting Dpty Engineer
of the 1st Division

Read the following

(H.L No 92 of 24 Augt 1866)
" " 102 of 4 Sept 166)

From — do —

As the Government have
N. reason to believe that Captain
Ryves' report of Mr O'Reilly's
habits was well founded,
His Excellency in Council
declines to modify his orders
of the 17th August 1866 No-2588-

To The Dpty Engineer
1st Division

Dept 28th Sept

16

W.R.

W.R.

JP

To

The Dpty Engineer
1st Division
Fort St George

Dated 26th Sept 1866

Dupe 5 do

No 102
Extract

Forwards official
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Ustekhan with
"Kunki Khan"

No 2910/66

Public

No 3095- 27th Sept 66.

P.W. 1866. Dept.

Pay. of Govt. for Sept. 1866

No. 3095.

Pay. of the Madras Govt.

Dt 27th Sept. 1866.

The Supdg Engr. of the 1st Dn.
informed that the orders directing
the dismissal of O'Neill Mr.
Supervisor, Godavery District
cannot be modified

Ans. 664 @ 666.