

(1) Number of pages 4(2) Date of repair 2-1-43

(3) Initials of the Referencer \_\_\_\_\_

**MADRAS RECORD OFFICE.****Government of Madras.***Public works* **DEPARTMENT.**

|             |                 |
|-------------|-----------------|
| G.O. No. 15 | Press           |
| 33-34       | <del>Mis.</del> |
| Dated 4     | 1866 .          |

**Not to be folded or roughly handled**

*Proceedings of the Madras Government, Public Works Department,  
4th January 1866.*

No. 33. Read the following letter from the Executive Engineer, Trichinopoly, to the Secretary to Government, Public Works Department, dated Trichinopoly, 28th December 1865, No. 1,252 :—

1. I have the honor, with reference to Proceedings Madras Government No. 253 of 13th instant, stating that the Appeal Case No. 469 of 1864 (Andapooram, and Mooronga Kolattoor Suit) has been posted for hearing on the 6th January 1866, to bring to your notice that the three points referred for determination to the Civil Judge of Trichinopoly by the High Court in paragraph 5 of their Judgment, dated 13th March 1865, as "essential to the correct determination of the question" have not been determined by that Officer, neither has evidence been taken upon them, although I informed the Judge that I was prepared to produce the said evidence, who in his reply stated that it would rest with the High Court to determine whether the rest of the points recorded by them shall be enquired into and determined.

2. As the said points, especially Nos. I. and II., are of vital importance to the defence, I submit that it is essential that the said evidence should be taken before judgment is passed, as the omission to take it at the last hearing arose from no fault or neglect of ours.

No. 34. ORDER THEREON, 4th January 1866, No. 15.

CIVIL WORKS, No. 7.

Communicated to the Government  
Pleader.

(True Extract.)

(Signed) CHARLES A. ORR, Colonel, R. E.,

*Secretary to Government.*

To the Government Pleader.

„ Executive Engineer, Trichinopoly.

„ Superintending Engineer, 6th Division.

Exd. T. O'Connor.

*Executive Engineer*

No 1252 -

Executive Engineer's Office  
Trichinopoly 28th December 1865.

From

Lt Col Greenaway

To

Executive Engineer

Col. C. A. Carr.

Secretary to Government P. W. D.

Sir

I have the honor with reference to  
P. W. D. No 253 of 13th Instant. stating that the  
Appeal Case No. 409 of 1864 (Andapooram & Mossongu:  
Kala Thon Suth) has been posted for hearing on the  
6th January 1866 to bring to your notice that the three  
points referred for determination to the Civil Judge  
of Trichinopoly by the High Court in para 5 of their  
Judgment dated 13th March 1865 as "essential to  
the correct determination of the question" have not  
been determined by that Officer, neither has evidence  
been taken upon them although informed the Judge  
that I was prepared to produce the said evidence,  
who in his reply stated that it would rest with the  
High Court to determine whether the rest of the points  
recorded by them shall be enquired into & determined.  
As the said points especially Nos I & II  
are of vital importance to the defence I submit  
that it is essential that the said evidence should  
be taken before judgment is passed, as the Omisio  
to take it at the last hearing arose from no fault  
or neglect of ours.

I have the honor to be,

Sir  
Your most obd. Servant

Greenaway Lt Col

Executive Engineer

