

(1) Number of pages _____

(2) Date of repair _____

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No.

1789

Press
Mis.

380-81

Dated

17-11-37

1867.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
17th April 1867.*

No. 380. Read the following letter from Mr. W. C. WILLIAMS, late Sub-Overseer, D. P. W. Salem District, to the Secretary to Government, Department Public Works, dated Madras, 10th April 1867:—

1. Referring to your endorsement on the enclosed appeal, which I had the honour of addressing you on the 19th July 1866, I beg to be permitted to address you again on the subject of it.

2. In obedience to that endorsement, referring me to the Superintending Engineer of the 5th Division, I accordingly addressed that Officer on the 25th July last, and beg to enclose his reply thereto, dated the 1st December 1866; from which it will be seen that as "I declined to be re-employed as a Subordinate again in "the Department, the then Superintending Engineer, Colonel Hitchins, not only "struck out my name from the list of Subordinates recommended by the late "Captain Gahagan, but also decided that I was not entitled to any gratuity."

3. To this may I be permitted to say that I fail to perceive (under any of the Uncovenanted Civil Service Pension and Gratuity Rules) what objection Colonel Hitchins could have taken to granting me my gratuity, or under what ruling he could have passed such an order debarring me from it under the circumstances of my case.

4. I beg to submit that paragraph 14 of the Uncovenanted Civil Service Pension and Gratuity Rules, (which I beg to subjoin,) is very distinct as to the conditions under which gratuities are granted. "When an Officer is discharged "with a gratuity under these Rules on reduction of establishment, the gratuity "will not be given to him in one sum, but in monthly instalments of a month's "pay until the full amount is exhausted. Should he be re-employed before or "after the period for which gratuity is allowed, he will have the option of "refunding the gratuity and recovering his former service, or of forfeiting that "service by retaining the gratuity. In the latter case, any balance of gratuity "remaining undrawn at the date of his re-employment may be paid to him."

5. May I beg to be permitted to ask that when once the services of a servant are dispensed with, owing to a reduction in an establishment (and this is exactly my case), could his late employer make it imperative on him re-entering the department in which he served, especially when he had entered into other duties after his dismissal.

6. But apart from the two preceding paragraphs of this appeal, which questions Colonel Hitchins' decision, or rather the order he appears to have passed against my receiving any gratuity, I respectfully beg to submit that the late Captain Gahagan in a letter to me, dated the 1st June 1863, (herein enclosed,) not only gave me no direct assurance of being re-entertained in the department, but at the same time left it entirely optional to me, as you will observe, to continue in the contracts which I had taken in hand from the Madras Railway Company and from Captain Clay of the Department Public Works, and which I could not relinquish suddenly without prejudice to my own interests and to the forfeitures I was amenable to under the respective agreements I had executed to complete these contracts. My reply to Captain Gahagan was expressive of thankfulness in promising to do his best to re-entertain me, but that as I had entered into contracts it would seriously inconvenience me were I to give them up at that time to re-enter the department.

*Proceedings of the Madras Government, Public Works Department,
17th April 1867.*

But after I had finished with the contracts I had in hand, I repeatedly applied to Colonel Wilkieson and Colonel Ford to re-enter, but without success.

7. I earnestly beg you will, after what I have said, give my case your best consideration, and pray that you will either award to me the gratuity provided for under the Uncovenanted Civil Service Rules, or provide for my re-entertainment in the department. I should certainly prefer the latter, but should this not be practicable, may I beg to be allowed the gratuity under the conditions provided for in paragraph 14 of the Uncovenanted Civil Service Rules, which I have herein quoted.

8. I am only soliciting a boon that has been given to others similarly situated, and which a liberal Government has provided, and as I have served that Government with the strictest integrity and discharged my duties with entire satisfaction to my late employers, and which has been borne out by the testimonials I earned at their hands, (copies were forwarded with my appeal to you of the 19th July 1866), I humbly beg that you will be pleased to recommend my case to the favourable consideration of Government.

No. 381.

ORDER THEREON, 17th April 1867, No. 1,189.

ESTABLISHMENT, No. 37.

* March 1863, No. 660A.

1. The Government observe that Mr. W. C. Williams originally entered the Public Works Department on the 5th February 1858, and that on the date* of the Order directing the abolition of the lower Subordinate Establishment he held the rank of a Sub-Overseer of the first class, 3rd grade. The most favourable testimony was borne to Mr. Williams' merits and qualifications by the late Captain Gahagan, who, in recommending him for re-employment as a Talook Overseer, witnessed to his "superior intelligence, activity, and marked success in the management of a large talook for five years."

2. It appears that subsequent to the loss of his appointment in the Public Works Department, Mr. Williams entered into contracts with the Madras Railway Company, &c., and that, having thereby incurred responsibilities which he could not relinquish without rendering himself amenable to the penalties imposed in his agreements, he was precluded from accepting the offer of a Talook Overseership which was made to him in Captain Gahagan's letter of—June 1863.

3. Mr. Williams now applies for re-admission into the executive branch, or, if that be impracticable, for the disbursement of the gratuity to which he is entitled under the rules. On a full consideration of the case, His Excellency in Council is of opinion that Mr. Williams, from his long service and good character, has strong claims to re-employment in the Department Public Works; and, under these circumstances, he resolves to exempt him from passing the prescribed departmental test.

4. Copies of these Proceedings will be furnished to the Superintending Engineers of the 2nd, 3rd, 6th and 7th Divisions; where there are vacancies in the

*Proceedings of the Madras Government, Public Works Department,
17th April 1867.*

grade of Talook Overseer, and the Government will be glad to learn that Mr. Williams has succeeded in re-gaining his position in the department.

(True Extract.)

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

To the Superintending Engineer, 2nd Division.

"	Do.	3rd do.
"	Do.	5th do.
"	Do.	6th do.
"	Do.	7th do.

" Controller of Public Works Accounts.
To Mr. Williams.

Exd. S. T. Augustin-

Royapuram

Madras 10th April 1867.

To,

Col. C. A. C. R. E.

Secretary to Government in the Department
of Public Works.

Fort St. George

Sir,

Referring to your endorsement on the en-
closed Appeal, which I had the honor of addressing you on the
19th July 1866, I beg to be permitted to address you again on the sub-
ject of it.

2. In obedience to that endorsement, referring me to the
Superintending Engineer of the 5th Division, I accordingly ad-
dressed that officer on the 25th July last, and beg to enclose his
reply thereto, dated the 1st December 1866, from which, it will be
seen, that as I declined to be re-employed as a Subordinate in
"again in the Department, the then Superintending Engineer"
"Col. Hitchins not only struck out my name from the list of"
"Subordinates recommended by the late Capt. Gahagan, but"
"also decided that I was not entitled to any gratuity."

3. To this may I be permitted to say that I fail to perceive
(under any of the U. C. S. Pension and Gratuity Rules) what
objection Col. Hitchins could have taken to granting me my
gratuity, or under what Ruling he could have passed such
an order, debarring me from it under the circumstances of my
case.

4. I beg to submit that Para 14 of the U. C. S. Pension and
Gratuity Rules (which I beg to subjoin) is very distinct as to the
conditions under which gratuities are granted. "When an Officer"
"is discharged with a gratuity under these Rules on reduction"
"of Establishment, the gratuity will not be given to him in one"
"sum, but in monthly instalments of a month's pay until the"
"full amount is exhausted. Should he be re-employed before or"

after

"after the period for which gratuity is allowed, he will have the
"option of refunding the gratuity and recovering his former service,
"or of forfeiting that service by retaining the gratuity. In the
"latter case, any balance of gratuity remaining undrawn at
"the date of his re-employment may be paid to him."

May I beg to be permitted to ask that when once the
services of a servant are dispensed with, owing to a Reduction
in an Establishment (and this is exactly my case) could his
late employer make it imperative on him re-entering the
Department in which he served, especially when he had
entered into other duties after his dismissal.

But apart from the two preceding Paras of this
Appeal, which questions Coll. Hitchens decision or rather
the order he appears to have passed against my receiving
any gratuity, I respectfully beg to submit that the late
Capt. Gahagan in a letter to me dated the 1st June 1863.
(herein enclosed) not only gave me no direct assurance
of being re-entertained in the Department but at the same
time left it entirely optional to me as you will
observe, to continue in the Contracts which I had taken
in hand from the Madras Railway Company, and
from Capt. Clay of the D. P. M. and which I could not
relinquish suddenly, without prejudice to my own
interests, and to the forfeitures I was amenable to under
the respective agreements I had executed to complete those
Contracts. My reply to Capt. Gahagan was expressive
of thankfulness in promising to do his best to re-
entertain me, but that as I had entered into Contracts
it would seriously inconvenience me were I to give them
up at that time to re-enter the Department. But after
I had finished with the Contracts I had in hand, I
respectfully applied to Coll. Wilkisson and Coll. Ford to
re-enter but without success.

I earnestly beg you will after what I have said
give my case your best consideration, and pray that
you will either award to me the Gratuity provided
for under the U. C. S. Rules, or provide for my re-entertain-
ment in the Department. I should certainly prefer
the latter but should this not be practicable, may they

to be allowed the Gratuity under the conditions provided
for in the Para 14 of the U. C. S. Rules which I have
herein quoted.

I am only soliciting a Boon that has
been given to others similarly situated, and which
a liberal Government has provided, and as I have
served that Government with the strictest inte-
grity and discharged my duties with routine
satisfaction to my late employers and which
has been borne out by the Testimonials I earned
at their hands, (Copies were forwarded with my
Appeal to you of the 19th July 1866.) I humbly beg
that you will be pleased to recommend my case
to the favorable consideration of Government.

I have the honor to be
Sir,

Your Most Obedient Servant.

W. J. Williams
Late Sub. Quarter Master D. P. M. Salem District

Please address
Care of Messrs. Miles & Co
Broadway
Madras.

O. W. 1867. S. C. 1189
Prof. of Law 1330

From Mr. W. Williams
Late Sub. Overseer S. P. W.

To The Secy. & Govt. Mad.

At 10 } April 1867
Read 11 }

En: 3.

Praying for read-
mission into the ex-
ecutive branch of the
S. P. W. or for the dis-
bursement of the
gratuity to which he
is entitled under the
rules.

12.380

c. 15th April 1867. 12157

c. 1189 - 17th April 1867.

Proceedings of the Madras Government

Under date the 17th April 1867

Read the following

From Mr. W. Williams

Late Sub. Overseer S. P. W. (H.R. dated 10th April 1867)

March 1863. Vol. 660 A

The Government
observe that a Mr. W. C.
Williams originally en-
tered the Public Works
Department on the 5th
February 1858, and that
on the date of the order
directing the abolition of
the lower Subordinate
Establishment he held
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Williams' merits and qualifications by the late Captain Jahangir, who, in recommending him for re-employment as a Taluq Overseer, witnessed to his "superior intelligence, activity and marked ^{in the management} success of a large Taluq for five years".

2. It appears that subsequent to the loss of his appointment in the Public Works Department, Mr. Williams entered into contracts with the Nether Railway Company &c, and that, having thereby incurred responsibilities

which he could not ^{be} relinquish without rendering himself amenable to the personalities imposed in his agreement, he was precluded from accepting the offer of a Taluq Overseership which was made to him in Captain Jahangir's letter of June 1863.

3. Mr. Williams now applies for re-commission into the Executive branch, or, if that be impracticable, for the disbursement of the gratuity to which he is entitled under the rules

On a full consideration
of the case, His Ex-
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is of opinion that
Mr. Williams, from
his long service and
good character, has
strong claims to re-
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the prescribed depart-
mental test.

Copies of these Pro-
ceedings will be dis-
tributed to the Super-
intending Engineers
of the 2nd, 3rd, 6th and 7th
Divisions; where there
are

are vacancies in the
grade of Deputy Over-
seer, and the Govt.
will be glad to learn
that Mr. Williams
has succeeded in re-
gaining his position
in the Department.

W. B.

50
6 The S. Eng. 2nd Div. ✓
do do 3rd Div. ✓
do do 6th Div. ✓
74 do do 7th Div. ✓
1 Mr. Williams with three copies ✓
Sept 10th April 1894

40

Pub. Works 1864 Departs

Pro. of Govt. for April

No. 1189

Pro. of the Madras Govt.
Of 14th April 1864

Passing orders on
the application of Mr. W. C.
Williams late Sub-Overseer
P. W. D. for gratuity or re-
-admission into the executive
branch of the P. W. D.

No. 380-381

e. 15th April 1867. A. 15th