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MADRAS RECORD OFFICE.

Government of Madras.

Public works

DEPARTMENT.

G.O. No. <u>1712</u>	Press
<u>161-162</u>	~~Mis.~~
Dated <u>8-6-</u>	<u>1867.</u>

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department.
8th June 1867.

No. 161. Read the following letter from the Superintending Engineer, 3rd Division, to the Secretary to Government, Public Works Department, dated Camp, Hurpenhully, 30th May 1867, No. 566 :—

No. 1,090 of 9th April 1867.
„ 1,205 of 7th „ „

With reference to Government Orders as per margin, I have the honour to submit two letters from Mr. Hawkins. The

delay in their submission has been caused by my waiting to know if Mr. Hawkins wished to make any corrections in his first letter, as at the date of his despatching it he had not received the copies of the translations of the correspondence between him and the Tahsildar of the Dhurmavaram talook. Mr. Hawkins having now acknowledged the receipt of these translations and expressed no wish to make any alterations, I submit the papers for the decision of Government.

No. 162. ORDER THEREON, 8th June 1867, No. 1,712.

ESTABLISHMENT, No. 18.

1. With this letter the Superintending Engineer of the 3rd Division submits the defence of Mr. F. N. Hawkins, Sub-

Engineer of the Bellary District, with reference to the charges which were preferred against him in Major Moberly's letters of the 4th and 15th April 1867, Nos. 39 and 129 respectively.

2. On a full consideration of the papers now before them, the Government are satisfied that, through culpable negligence on the part of Mr. Hawkins and his lax supervision over the proceedings of his subordinates, an attempt was allowed to be made to defraud the State of a sum of Rupees 35-2-10 for alleged repairs of a breach in the fourth culingulah of the Dhurmavaram tank, the whole of which repairs, with the exception of the labour of a few coolies, had been performed by the village cultivators guided by the Potail and a Revenue officer of the talook. Mr. Hawkins' conduct is the less excusable, seeing that, when he applied for the amount said to have been expended by the Public Works Department, the Tahsildar publicly repudiated the liability of Government for the cost of the repairs in question, and explicitly pointed out to Mr. Hawkins that the true cost of the work performed by the Department Public Works could not have exceeded a few Rupees. Added to this, Mr. Hawkins' proceedings are rendered altogether unpardonable by the manner in which he ultimately endeavoured to obtain payment of his bill by asserting that, in consideration of the difficulties attendant on the closing of breaches, he believed the charge of Rupees 35-2-10 a fair one, after it had been distinctly shown to him that the number of daily coolies altogether employed was only twenty-three.

3. The Superintending Engineer is satisfied that other cases have occurred in Mr. Hawkins' Range in which the Government have been charged for the labour of coolies who were never employed, and the correctness of the information on which Major Moberly bases his opinion is by no means shaken by what Mr. Hawkins adduces in his defence, although it must be admitted that his culpability in these cases has not been so satisfactorily established as in that relating to the breach in the Dhurmavaram tank.

4. It is obvious from Mr. Hawkins' Inspection Reports, as well as from Major Moberly's notes upon them, that the out-door duties of the former were

*Proceedings of the Madras Government, Public Works Department,
8th June 1867.*

much neglected, and Major Moberly acted in strict accordance with the rules in disallowing all such claims to travelling allowance as, in his opinion, were untenable.

5. From Mr. Hawkins' own admissions, his condition on entering the department was needy; but no personal wants on the part of an officer in his position can excuse or extenuate the obligations which Mr. Hawkins laid himself under to his subordinates in availing himself of the use of their tents and carriage, or justify him in drawing an allowance for the maintenance of camp equipage, which he acknowledges not to have possessed.

6. It is possible that, acting on the advice of his Accountant, Mr. Hawkins temporarily changed the head quarters of his Range; but no such change, in the opinion of Government, warranted Mr. Hawkins in incurring, as public charges, expenses for tappal coolies, &c., which may have been necessary for his own private convenience.

7. Under all the circumstances, the Government consider that Major Moberly acted rightly in suspending Mr. Hawkins from duty, and they now resolve to direct that Mr. Hawkins' services be dispensed with from the date of these Proceedings.

8. The prescribed subsistence allowance will be passed to Mr. Hawkins during the period of his suspension.

(True Extract.)

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

To the Superintending Engineer, 3rd Division, with Enclosure.
„ Controller of Public Works Accounts.

Plat No 2090/67.

Mr. Hawkins, in his defence, after
the charges were against him by Col.
Moberly, earnestly begs that his Govt. will
indulgent consider his state of mind,
but I find nothing in the papers to
indicate any physical affection. Nothing
Mr. H. — to consideration on such point.

There has been a clear attempt made
by Mr. Hawkins, to saddle Govt. with an
outlay of Rs 35-2-10 for the alleged
repair of a mach at the Jalangulali
of the Dharmawaram tank, although there
could be no doubt whatever that the labour
of a few coolies employed with perhaps 10
Rs. the whole of the repairs in question had
been performed by the village cultivators
joined by the Pottail and a revenue officer
of the Talook. Mr. H.'s conduct is the best
evidence that the local Shastahar
publicly repudiated his liability for
Govt. for the cost of the repairs. There

Mr. H. - applied for the amount said to have been expended for him. But his friends, in a most judicious and reasonable manner, endeavored to get the money viz by ascertaining that in consideration of the difficulties thrown in against the closing of such a school, he (Mr. H.) considered his charge was a decidedly fair one.

fair one.
 The Sub. Committee is satisfied that there
 have been other charges entered against food;
 for cookies alleged to have been placed on
 public roads; and the information on a
 Caraja broker proceeded to form the opinion
 is of no means satisfactory. The report by
 Mr. H. is satisfactory in that respect. The
 for this effect. Therefore the covering
 proof afforded by the paper relation to
 the Calcutta death.

The California Beach.
 It is obvious that Dr. Hawley ~~was~~
~~judging from~~ ^{may or yesterday, under the}
~~for some time~~ ^{for some time} ~~has~~ ^{has} ~~been~~ ^{been} ~~in~~ ⁱⁿ ~~the~~ ^{the} ~~same~~ ^{same} ~~place~~ ^{place}
 passed inspection reports for this fine
 month ending March last, have
 been periodically ~~conducted~~ ^{conducted} of the ~~same~~ ^{same} ~~kind~~ ^{kind} ~~as~~ ^{as} ~~the~~ ^{the} ~~others~~ ^{others} ~~have~~ ^{have} ~~been~~ ^{been} ~~conducted~~ ^{conducted}

and that claims to travelling allowance
have been ^{unsuccessfully} proposed by Mr. H. - which the
S. Cong. has been unable to admit. -

From Mr. H's own admission, his conduct
in entering the P. O. receipt was wrong. But
no personal fault on the part of an
Officer in his position, can perhaps be
calculated the obligations &c. he has
incurred towards his subordinates. ^{perhaps}
It may be true that, acting on the advice
of the accountant whom he consulted, Mr.
H. permitted himself to make certain
changes of locality, but no such change
justified Mr. H. in assuming charge,
to be uncorrected as public charges which
seem to have ^{not} in view his own private
concerns.

him in drawing allowances for having
in his possession them of camp equipment
which he is acknowledged never to have
possessed.

For the above reasons I am bound to believe that Major Ashenf has done well and in the best interests of Gov. by

Respecting Mr. Hawken and Co.
concerning to him authority for Mr. H's
disinfectant.
St Louis 67

24

Col. G. A. Orr, R. E.

Secretary to Government, N.P.W.
Madras.

Sir,

Major Meade having, in addition
to his Report of the 4th April, submitted another set
of charges against me to Government on the 13th, &
having furnished me with a copy of them on the 27th
idem, I am constrained a second time to address
the Government with my explanations regarding
them; and in doing so, I should be glad that they will
make every allowance for whatever I may urge in
my Defense.

2nd

In the first para. of his supplemental
Report Major Meade writes thus: "and further, that
the Officer stated that the order emanated from
the Range Officer." I should much respectfully ask
Government what necessity there was to add this,
that the Officer said, that the Officer said, that the
order was given by me. Does not this, I should much
respectfully ask, show that Major Meade was dis-
posed to make my name appear in as an unpropor-
tionable light as possible? But to show Government
what little foundation there was for this state-
ment, I have only to observe that, whilst Major Meade
asserts that "this order of the Officer appears
to have been given in October last," I had not then
seen the Officer, nor did I see him till about

the middle of December last at Semangie Sandapilly.
Now then could I have given him the order I an-
nounced I did so in writing, and if I did this, then
must be a document to that effect.

3^d In the 2^d para. Major Mackay
writes "I remember the Samastha being prop-
osed what to do". Why should he be puzzled? -
He must have known that his duty was to bring
the case officially to the notice of the Manager-Engineer.
(for he brought it officially to the notice of the
Superintending Engineer at the last meeting
the reason for which I will respectfully explain
hereafter) instead of writing privately about
it to my Head Accountant. And again, why
did not the Samastha, or the Head Account-
tant bring it to the notice of the Superinten-
ding Engineer when at Chinnai Puthapilly on
the 22nd of February 1889, when the order was
stated to have been given in October 1886? Why
did they keep quiet on the subject for about 3
months - the Samastha, in not imparting it to
me - and the Head Accountant to the Super-
intending Engineer? When I was at Cum-

magampilly about the close of January, the
Head Accountant wrote to me officially for leave
to go and speak to the Superintending Engineer
privately on official matters. He did not get on
leave from the Superintending Engineer then, but
although at Chinnai Puthapilly Major Mackay
asked him what he had to say, he did not even
tell him the circumstances then to him. Why did he
not do so, and why did not the Samastha do
so then? I much respectfully entreat the Go-
vernment to consider this occurrence atten-
tively. Major Mackay adds that, "The Head

Accountant

Accountant
having received this communication from the Samastha
the Government
must to consider attentively this proceeding, as well as
the grounds proposed of the 3^d, 4th, & 5th paras. of this letter
fact, in which Major Mackay, while doing his duty
must to equitably the two Accountants and the Samastha
this, endeavours to make me appear in an unprop-
riate light as possible. I must respectfully in-
vite the Government to consider attentively the pro-
ceedings at the close of the 4th para. viz. "Though the Head
Accountant cannot bring direct evidence to prove his
assertion that he showed the letter to Sub-Commissioner,
received the reply which he sent to the Samastha, yet
I think what I have stated above is presumption in
evidence that he did show". Now anything, I would not
much respectfully, be more unfair, more unjust, and
more biased than this treatment of me? Although
I distinctly denied in the presence of the Assistant
Superintendent of Police (for Major Mackay had the
Officer also with him) that I knew nothing of this letter,
yet Major Mackay prefers believing the word of a
Native Writer in 30th para, than that of an Officer of the
Government in my position, and a Gentleman who
from his infancy has resided in the same society as
himself. But, I submit that, Major Mackay knows
nothing; all is surmise and conjecture; and now
there I have been suspended after having served
most faithfully and zealously for eight and a half
years. I feel assured that a just Government
will take my very hard case into their favourable
consideration.

Accountant does not seem to have attempted to conceal
having received this communication from the Samastha
the Government
must to consider attentively this proceeding, as well as
the grounds proposed of the 3^d, 4th, & 5th paras. of this letter
fact, in which Major Mackay, while doing his duty
must to equitably the two Accountants and the Samastha
this, endeavours to make me appear in an unprop-
riate light as possible. I must respectfully in-
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Officer also with him) that I knew nothing of this letter,
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Native Writer in 30th para, than that of an Officer of the
Government in my position, and a Gentleman who
from his infancy has resided in the same society as
himself. But, I submit that, Major Mackay knows
nothing; all is surmise and conjecture; and now
there I have been suspended after having served
most faithfully and zealously for eight and a half
years. I feel assured that a just Government
will take my very hard case into their favourable
consideration.

4th I will endeavour, with the greatest
respect and deference, to explain to Government
the real causes which have led to this unhappy
state

State of affairs. I have already stated in my
Defence that Major Mosby left this Ranger
on the 28th February after firing Dr. Wapish's
fire. Wapish was much disappointed; and
that up to that time, neither the Head Accountant
nor the Head Committee had made any
complaint to him. In my opinion therefore
the origin of this affair is this. On the 5th of
March I went for the 2nd Accountant to an
account Dr. Wapish's cash balance, which as I
have already stated in my Defence, I found
incorrect. On the 2nd idem at Millersburg.
This the 2nd Accountant refused to do, (although
I asked him three times to do so) and told me
that it was not by the Head Accountant. On
this I reported the circumstance to Major Mosby
on Monday. I think at the same time, a letter
from the Head Accountant, and another from
Dr. Wapish complaining against this man's con-
duct towards them. The Head Accountant's let-
ter contained very serious charges against the
2nd Accountant, such as obtaining him shawm
fully, threatening to stop him, and planning
to murder him, but Major Mosby took
no notice of my letter. Seeing this the 2nd
Accountant wrote a long letter to Major Mos-
by, bringing same charges against me, &
even calling me an abominable liar in it, &
requested me to forward it, which I did it
soon with a Docket in which I explained
nothing, and felt sure Major Mosby would
have dismissed him at once on reading
his letter. But Major Mosby took no no-
tice of this letter either, and when I ap-
peared in the presence of the Joint Magistrate
that

The 2nd Accountant
was not a Ranger
at the time of the
incident, and was
not a member of
the Committee.
He was a private
citizen, and was
not a member of
the Committee.
He was a private
citizen, and was
not a member of
the Committee.

Accountant
was not a Ranger
at the time of the
incident, and was
not a member of
the Committee.

Accountant
was not a Ranger
at the time of the
incident, and was
not a member of
the Committee.

that he had even permitted the 2nd Accountant to
call me an abominable liar with impunity; he
then simply reprimanded him. I then begged
of Major Mosby not to destroy this letter as it
might be required in my defence. This request
was made before the Joint Magistrate. I am
after I had sent in my report against the 2nd Ac-
countant that the Governor was induced to
in his complaint to Major Mosby, and the Gov-
ernor's letter alluded to by Major Mosby was,
in my opinion, concocted to guard themselves
against the charge of concealing matters for so
long a time. This being my firm conviction, and
the Government with, I think, this too long for a
Governor who was bold enough to report the cir-
cumstance to the Superintending Engineer, could not
respectfully submit, he also has him to ask in the
first instance, when he should have reported the mat-
ter to the Range Officer Officially, instead of (as it is now
pretended he did) writing privately to the Head of his
Office in November 1866, and saying nothing more about
the business till March 1867. I must respectfully beg
to observe in my defence, that had it not been for the
great desire Major Mosby has evinced to injure me,
this circumstance would have been sufficient for him
to have permitted the three subscriptions above named,
and I therefore beg, most respectfully, the earnest con-
sideration of Government in this matter. When Major
Mosby was inspecting the Phosphor mine back
with the Quartermaster and myself, he observed that this
Ranger gave him more trouble than any other, and
as it was required to know the cause, in order to avoid
it in future. I begged of him in his letter to let me
know

Respectfully

know what it was. In the afternoon, while walking outside his tent, he sent for me and told me the reason was that I was in the habit of replying to some letters which required no answer. I was much surprised at this, and replied that in future I would take care to curtail my correspondence as much as possible. One of the replies alluded to by Major Mosely was I think a Draft acknowledging the receipt of a grant for a large amount, and stating that the instructions regarding it would be carefully attended to. This is one of the instances in which I did my best to conciliate. As soon as I arrived in this Range I heard on all sides that Major Mosely was a very hot tempered person, and therefore, for my own sake, and my children's sake I did all I could not to give him any cause for being annoyed with me; and I am therefore the more distressed with the treatment I have received from him, which my conscience tells me I am not in the least deserving of.

5th With reference to the 5th para of Major Mosely's supplemental Report, I beg most respectfully to observe that, with regard to all that is stated therein, I directed my Head Accountant to do just that which was the custom of the Rangers as having just joined it. I did not like to introduce any innovations. On every occasion of his asking my instructions I used to tell him to do as he had been accustomed to, as he had been a long time in this Range. I was told also that Major Mosely did not object to the officers doing being carried on at Rindroog, as all the duties

What Mosely wanted
the Range Officer might
take his share of the
work & carry on the
duties which were
his

Minister

has been done and
the officers of the
place, and at their request I directed the Head Accountant to send for the remainder of the office furniture which was left there in charge of a deserter.

6th I beg to observe, with reference to the 6th para, that I have not the slightest recollection of ever having ordered the Head Accountant to keep a man on & Rs amount to look after the Records; nor to bring with him a man on & Rs amount and a coolie early. This is the first time I have heard this story. Allandree, alluded to in Major Mosely's 5th para, is at the utmost 7 miles from Pollah.

7th Referring to the 7th para. I beg to observe that as the Ranking I asked Duran told me that he did not require the baggage tent, as he had another one, I purchased it from him, and told him I would pay him on the receipt of Delah's Receipting Allowance; but as Major Mosely was pleased not to allow me a single rupee for that month, although I lived in camp throughout the very heavy rain which fell in it, I was unable to do so then, but hoped to be able to do so during the following month, but in this also I was disappointed, for Major Mosely curtailed my Receipting Allowance in a manner that I have never been accustomed to before; and although I wrote him a letter on the subject several months ago, and begged of him to send it for the kind consideration of Government, yet, I believe, it has not yet been submitted. Nor had he submitted, up to the 22nd February last, a letter which I had written in October 1866, I think, for the kind consideration of Government, complaining that pay had been passed to me from the 15th September only, while I actually "joined" on the 5th of June.

8th I beg to observe that I have never been accustomed to before; and although I wrote him a letter on the subject several months ago, and begged of him to send it for the kind consideration of Government, yet, I believe, it has not yet been submitted. Nor had he submitted, up to the 22nd February last, a letter which I had written in October 1866, I think, for the kind consideration of Government, complaining that pay had been passed to me from the 15th September only, while I actually "joined" on the 5th of June.

some instances Major's Monthly disbursements
 one full travelling allowance even for days
 on which I proceeded to a greater distance
 than five miles from Camp; and for the 27
 days in September, he allowed me only at
 the rate of one repee per diem, which, I beg
 most respectfully to observe, is the allowance
 due to an Engineer, and not that allowed to sub-
 Engineers who receive a half allowance in R.R.
 for dinner and on my begging of Major's Mate
 to inform me under what Rule he had allowed
 me only an Officer's allowance, I was favored
 with no reply. although the question was put sev-
 eral times. All the travelling allowance I have
 received from the 2^d of September 1866 to the end
 of January 1867 has been but Rs 194-8-3- and
 besides this, I received a 100th less of my Pay
 for September. This therefore, I would most
 respectfully submit has been the sole cause
 of my not having been able to pay for the boat
 hire. but I intended doing so when I went to Rai-
 sang, as I had already paid off the most press-
 ing debts I had incurred to enable me to join
 my appointment.

8th Further reasons above given also.
 I beg most respectfully to observe, I have not yet
 had it in my power to purchase carts; nor
 were they for available in this Range, in which
 there are but few Villages where there are any.
 I had asked all my Subordinates to try and
 get me carts on hire, but none of them suc-
 ceeded in doing so, and finding that I could
 do nothing without them, I was obliged to
 take

take them from wherever I could get them. In this pec-
 uniarment my Head Accountant told me there was a
 Cart at Pollak, belonging to D. Bepiah, which was kept
 there for general use. At first I did not like to make
 use of it, but as I could get no other I permitted him
 to send for it, and when it arrived I found it almost
 useless, but I got it repaired, and then began to
 make use of it, with the intention of paying monthly
 hire for it. It was under the same circumstances,
 and with the same understanding that I hired a Cart
 from Davis & Company of Fardeshally; but as I have
 before observed, the small amount of travelling
 allowance that I have received, put it out of my
 power to pay for them yet. I beg most respectfully
 to observe that, in all this, I did not see that I had
 done anything wrong, as what I did was done to
 enable me to do my duty. In other consideration that
 this influenced me, and the Government will not
 I feel assured, consider that I have been over careful
 in this, when they learn that I took the bearings of
 the bound, measured its different heights above
 water, as also the average depth of water along it; &
 measured the length of the fishing nets of almost
 every tank & inspected.

I & I imploring the Government again
 to make my allowance for my state of mind, and
 for the three years nearly that I have been out of
 the Department.

I have the honor to be,
 Sir,

Yours most obedt & devt
 J. H. Sawkins.
 Sub Engineer. P. P. M.

Shrimangar
 6th May 1867

The remarks in the
 inspection report
 on the 10th of
 the 10th of

I beg, most respectfully, to offer my grateful acknowledgments to Government for having directed Major Greately to furnish me with a copy of his Report to Government against me (which copy reached me on the 26th April) in order that I may be enabled to submit my defence.

2nd Up to this time I was in much perplexity

Up to this time I was much perplexed, and was wondering what charges Major Groverly could possibly have to urge against me; but I rose for a moment unexpected, that he intended charging me with cheating Government, and his bearing down so has affected me so much that I fear I shall hardly be able to do justice to my own hard case. I feel that I require legal advice, & therefore I most earnestly implore a free, impartial, and generous Government to make every allowance for the state of my mind, and to judge my case leniently and wisely. Fifty years more have passed over my unfortunate head, and never before had any one ventured to cast the slightest suspicion on my honesty; and I was well known in the Embassy and Krishna District, & (when I served as an Assistant Engineer for 8 years nearly) to be one of the most honest servants of Government. You yourself, Sir, was personally acquainted with me as far back as 1856, when, while enjoying Col. Rundall's hospitality in the Hill at Phaulkner's room, I had the honor of being

4-11-19

J. W. Austin Esq
Oak Harbor A. B. W.

Q. 100

1

Wm. L. G. M. R. D.

Shirley L. Good. D.D. W.

Madam

Noted by Henry
Buck 1884

Amelia

Wash

19

Notwithstanding the several
Refuses in the Superior
Circuit Superior and
several Refuses in the
10th of April 1884, for the
first and second of the
Refuses.

introduced to you; and I appeal to you, whether you
ever heard the slightest reflection cast on my hon-
esty. I would appeal also to both Rundell, both
Wardman, both Anderson, and Major Haig, when
they ever heard the slightest reflection cast on
my honesty. But yet Major Mobley, on the
first occasion of my meeting him, enquired of
the Joint Magistrate whether, "in his opinion,
there would be sufficient evidence, on a ten-
gal point of view, to criminate Mr. Harding?"

3^d As I am, by the kind permission
of Government, defending my own case, I must
by law that the same freedom will be permitted
me in doing so, as would be accorded to my legal
adverser were he pleading for me; and that anything
I may say, with the consideration of being urged in
my defence, and not as any reflection on the con-
duct, towards me, of my immediate Superior.

4th In the 2nd para. of his Report Mr.
Major Mobley admits that the Joint Magistrate
gave, in his opinion, "from what he had seen
and heard", that "he does not think" that Ma-
jor Mobley "could prove anything". Now what
grounds, Sir, would most respectfully en-
quire, did Major Mobley wish to criminate, &
failing in this, to recommend the dismissal, in
from the Public Works Department of an Officer
of Government, and a Gentleman who had never
had the slightest suspicion cast on his honesty;
and who has received the best of Testimonials -
from the four Superior Officers named in para. 2nd.

As I have enjoyed the hospitality of both Rundell,
both Anderson, and Major Haig, these Officers
know me well, and liked me well; and with
both Wardman, they have all, I believe, recom-
mended my promotion; but Major Mobley, whom

I never saw before, on the first occasion of my meeting
him, recommended my "dismissal from the Public
Works Department," because he thinks I joined the
Salute Bureau in cheating Government in a small
work of Rs 3500. This testimony, Sir, is enough to
drive an Officer mad, and I therefore cannot but
place on Imperial Government to do me justice,
and remove the unjust claim on my character,
in order that my future prospects may not be blasted
thus hopelessly. Throughout this unhappy affair, the
Prosecution and Judge have been clapping each to each
other, and driving together, and this, I believe, is
strictly forbidden by the British Law.

5th Major Mobley, in the 4th para. of his
Report writes thus. "On the 24th December 1866 Mr.
Harding sent to the Chamberlain of the Government
College a Bill for Rs 3500. prepared from J. B. Singh's
Statement Book". This was done by the order of the
Superintending Engineer (vide his 8th para.) and before
I had an opportunity of examining the Billing Book,
that it is hardly practicable, I would respectfully submit,
to attach any evil motives to me regarding it. The
correspondence alluded to here is not, to the best
of my recollection, taken place till after my arrival
at Pharamasaram on, I think, the 4th February.

6th Prior to the evidence alluded to in the
8th para. of his Report, Major Mobley proceeded to this
Billing Book accompanied by the Salute Bureau and
myself, and at that time he did not, to the best of my
recollection, find much fault. I was not present on
Major Mobley's second visit to the Billing Book, nor
having any portion of the investigation into the Sa-
lute Bureau's conduct, for I was directed to "proceed
aboard" to Dadabari to pay up the arrears on the
High Road, so that during the whole of the Sa-
lute Bureau's trial, the Billing Office was not exam-

Mr. Harding
has no objection
to the
prosecution

It has been
on 1st April and
Major Mobley
has said he had
written to the
Government

nd to be present.

I inspected this Bungalow in the
winter, immediately, and considering the great diffi-
culty under which the breach in it was closed.
(viz. those permitted by a break of water of 4 or 5 feet
continually passing through it from an enormous
bank like the Dharmasree one) I did not think
that Rs 25-2-10 was too great a charge for closing
it. and I gave this opinion to Major Roberts -
when called on to do so; and also to the Thasildar
in the receipt of his Jadaak regarding it. That I
said, I beg most respectfully to state now, to the
lack of my recollection, to the following purport
viz. that the Thasildar did not think that Rs 25-2-10
had been spent on it, nor the number of coolies em-
ployed by Napiak employees, but that, if after my in-
spection I still considered the work done to be
worth Rs 25-2-10, he would submit the Bill for
payment. In reply I wrote that under the circum-
stances, I thought the work must have cost Rs 25-
2-10, as I conscientiously thought so at the time.
I do not think that the Thasildar's Jadaak, which
as I have already observed, I did not receive till
after my arrival at Dharmasree on the 14th Feb.
any, made any allusion whatever to a question
of the work being done by Village labour,
and although I stated the same to Major Roberts
by whom he questioned me about it in the pre-
sence of the Joint Magistrate, the Jadaak was
not shown to me to convince me of my mis-
conception. The reason why I did not pay
much attention to the Thasildar's Jadaak was,
1st that I had been ordered by my Superior to send the
Bill for payment, not for the Thasildar's ac-
count of which I did not know rather late in Decem-
ber 1867 when Major Roberts arrived the
breach was closed in the end of October 1867) -
2nd It was a novel sight to me to see a Thasildar
counting in-

scribing a bill sent in, for payment, by the Range
Officer, and prepared by a responsible officer like a
Taluk Officer, and 3rd I knew of the unfortunate
existence of a great misunderstanding between the
Silder and Shethadar on one side, and the Taluk
Officer on the other, and as this misunderstanding
between the Revenue and S.D.M. subordinated of justice
was to be detrimental to the Public Service, I was doing
my best to bring about a reconciliation between them. I
had succeeded so far as the Shethadar was concerned,
the Thasildar being absent at the time, I could not ask
him to become reconciled. Being mostly put in charge
of this Range in which every subordinate was a stranger
to me, I had not the slightest reason to suspect the cor-
rectness of a small Bill of Rs 25-2-10, prepared by some
possible an officer as a Taluk Officer; the more so
as I had just seen the entire Range placed under the
charge of one of the Taluk Officers for several months
back right then had I, I would most respectfully en-
gineer, to be prone to suspect a Taluk Officer who the
Government had placed in so responsible a situa-
tion as a Taluk Officer; one who possessed equal
testimonials from a District Engineer and others, and
also from my predecessor Mr. Calyshaw who appears
to have known him for a long time; and one whom
I had seen for a month or two only.
In the sixth para. of Major Roberts's
Report, the following passage occurs - "Although Napi-
ak knew Mr. Hawkins was about to inspect the B-
lingulak he made no attempt to have the material
ready for inspection, thus showing, I think, his know-
ledge that Mr. Hawkins would not scrutinize his ac-
counts." I beg most respectfully and humbly to ob-
serve in my defense that this is a most unjust im-
putation; and that of a just and impartial Government
are to be biased by such unfounded observations,
my Superintending Engineer has the power of crack-
ing any of his Range Officers at any time. Why should

Major Mobley thinks? Had he seen me even
as long before, and had I given him cause to
think that I would act dishonestly? No for this
was his first visit since I was placed in charge,
and the first occasion of his seeing and speak-
ing to me, and it is quite a mystery to me how
all this ill feeling originated. I would like to
know further that I did not expect to find
any "materials ready for inspection" on a small
work of Rs 20.2.10. in February 1867, when the
work was completed in October 1866.

9th With reference to the 7th para. of
Major Mobley's Report, I beg much respect-
fully to observe, that I had already informed
the Government in my letter of the 5th April
to send for my Inspection Reports of November
December, January, and February to enable them
to go on for themselves of the trouble I had been
taking to make myself acquainted with the
requirements of this Range, and I still hope
they will be pleased to do so, as they will exhibit
how much more actively I have given myself
up to my work than I have hitherto done, be-
ing entirely in Camp since I joined on the
3rd September 1866, with the slight exception of
5 days during the Amas Vacation, when I was
at my Head Quarters. During September and
October I was unable to move from Camp at
Raidong, which however is about 20 miles from
my Head Quarters, not only on account of the
very heavy rains during these months, but
chiefly because I was unable to get a Horse
and Bullack Bandies, although I was doing
my utmost to procure them. When I was ap-
pointed

appointed to this District and Range, I was not a-
ware that horses could not be had here, as I was in
the habit of being elsewhere, and in the Lodging and
Residence Districts, and hence my imperfect state
when I joined it. As soon however as I heard there
was a Horse for sale at Raidong, I hurried in the
Bazaar and purchased it, thus placing myself 50 Rs
in debt to enable me to do my work. All this was long
ago explained to Major Mobley.

10th With reference to the following passage
in the 8th para. of Major Mobley's Report, viz. "for he
states, that he had not examined the Station Books
as he had not completed his inspection of the Dur-
sumsaram Valley," I beg to observe, that I referred
to the station books of the Calingalah only. With the
Act Books I beg to observe much respectfully, as I
as I have hitherto been in the habit of doing in the
Department, that I examine them at least once
a month, and when I failed to do so, give my rea-
sons for the omission. But in this, as in many other
instances which he has been pleased to bring to the no-
tice of Government, if Major Mobley had told me
what he wished me to do, I would not have failed
to comply with his instructions. I most humbly
trust that a Government will not consider
these sufficient grounds to suspend an Officer who
has served with credit in the Department for nearly
eight and a half years, as an Assistant Engineer,
but whom, on account of nearly three years, &
the effects of the misfortune attending the outbreak
of cholera at Masulipatam, on the 1st November 1864,
may have rendered somewhat inept for the present.

11th I explained to Major Mobley the rea-
sons why I did not apprise of my Office documents
examining the Act Books and Vouchers of my Passes
whenever they pleased; and these were, that by doing so

it would place the Salook Oversee, whose Upper
Subordinates, under the control of the Officer people
who are their inferiors.

12th When I examined the Salook
Oversee's Cash, and Cash books on Saturday the
2nd of March at Bhatnagar, I found that I
attached my initials then because the Cash ba-
lance was incomplete, but I called on Dr. Ba-
pisth officially for an explanation which he gave
and which I considered not only satisfactory, but
creditable to him, inasmuch as he had taken
proper precautions to protect the large amount
in his hands while at Chinnia Bhatpilly.

The facts of the case are simply these. After Ma-
jor Brodie's examination of the Cash Books at
Chinnia Bhatpilly on the 22nd February, and a
day or two after his departure, a Bhatpilly was
committed in the lodging where Bapish was
putting up, and he took a good many valuables
on this, being alarmed lest the Government
money in his hands might be stolen also, he
sent the greater portion of it into Dharmadham
where his Cash Book was, and where there was great
security. Although pleased with Bapish
for taking this precaution, I was displeased
with him for taking so much Cash about with
him, and directed him never to do so again, but
to keep charges of a small amount with him, which
he could cash as occasion required. My
initials must have been attached on the 8th
March at Bhatnagar, but as the Cash balance
shown in the Cash Book was that of the 2nd of
March, and not that of the 8th day, and as my
examination was actually made on the 2nd I
attached my initials opposite the Cash balance
on that date. The Rules direct that any in-
correctness

I cannot understand
how the Bhatpilly
could be so careless
with his money
to have taken the
risk of losing it
in a Bhatpilly
Bhatpilly.

in the Cash Balance is to be reported, but
at the same time that Dr. Bapish had sent into Dharmadham
a large portion of the Cash he had in his hands
at Chinnia Bhatpilly, and as I had no reason to doubt
the correctness of his assertion, especially as he had
the balance ready for Major Brodie's inspection at
that place, I did not consider it incorrect till I re-
ceived the Overseer's explanation, and therefore I did
not think that I would have been justified in pre-
sently reporting the case against so responsible
an Officer as a Salook Overseer. I told Major Bro-
die that I did not think that I put my initials on
the 2nd March, as the balance was incomplete then,
and I now see it must have been done as stated a-
bove, i.e. signed in the 8th March, but dated the 2nd
as it referred to the balance on that date in the Over-
see's hands. I did not see any harm in this.

13th Major Brodie, in the first part of
his visit at Chinnia Bhatpilly on the 22nd Feb.,
did not appear dissatisfied at what he saw, pro-
viding that he appeared so when he visited the 4th Balingah
Bhatpilly on the 2nd March, accompanied by the Salook Overseer and myself.
I pointed out to him the Bhatpilly, and
reason for his visiting it with the Thakildar, and
the Village Authorities, and I am therefore quite
at a loss to account for his subsequent displea-
sure, and inconsiderate treatment of me.

14th At the commencement of my De-
-fence, and Appeal, I implored Government to
make every allowance for the state of my mind,
which has been much distracted by Major Bro-
die's extraordinary conduct towards me, and
to consider leniently any observations I may
make in my defence, which may appear to re-
flect on the conduct, towards me, of my Superior.
I implore the Government further to consider
the great disadvantage an Officer labours un-
der who has the misfortune of being required to

D. S. M.
Mem. No 2090/67
L. W. Hawkins Esq
Sub Engineer D. S. M.
Channarayana.

To.
Col. C. A. Mac. R. G.
Secy to Government D. S. M.
Madras
Enclosures
None.

Dated 1st May 1867
Recd. —

Subject
Submitting his Report
on the Supt. Engineer's
Report dated 4th April,
1867, for the kind con-
sideration of Govern-
ment.

No. 566.
Superint. Engr. Office 3rd Division
Bellary District. Respectfully
Obedy. Camp. Respectfully
30th May 1867.

To
The Superint. Engineer
3rd Division

The Secretary to Government
D. S. M.

With reference to Government Orders
as per Engrs. I have the honor to submit
two letters from Mr. Hawkins. The delay
in their submission has been caused by my
waiting to know if Mr. Hawkins wished to
make any corrections in his 1st letter, as at the
date of this despatching it, he had not received
the copies of the translations of the Correspondence
between him and the Engineer of the Channarayana
salig. Mr. Hawkins having now
acknowledged the receipt of these translations
and expressed much to make any alterations
I submit the papers for the decision of
Government.

I have the honor to be,
W. M. Esq. Major R. G.
Superint. Engineer 3rd Division

No. 1090 of 9th March 1867
1205 of 7th 1867

to defend himself against his immediate super-
visor. I have endeavored, to the best of my pres-
ent ability, to answer all the charges brought
forward by Major Moberly against me, but
I feel that I am far, very far, from having
done justice to my hard case. I implore
therefore, and beseech a just, impartial and
honest Government to take a candid view
of my case, if they please, to consider
that I am deserving even of temporary
suspension.

I have the honor to be,

Sir,

Respectfully
Yrs
1st May 1864

From most obedt servt

F. H. Moberly

Subj. Major D. P. W.

P. No 1867 Department
P. No. of 1867 for volume
No 2090

From

The Superintendent Engineer
3rd Division

To The Secretary to Govt.
P. No. D.

Dated 30th May 1867.

Recd. 4th June 1867
No. 566

Enclosure: 3/4

Forwarded two letters from
Mr. H. H. H. with their
enclosures for the decision
of Government.

No. 101

@ 7th June 1867 P. No. 715

1712 - 8th June 1867.

Special Circular
Proceedings of the Madras Govt
Under date the 8th June 1867
Read the following
From The Supg Engr 3rd Div. - H. E. No 566 - 2730: May 1867

With this letter the
Supg Engineer of the 3rd Div.
submits the defence of Mr.
F. R. H. H. H., Sub Engineer
of the Bellary District, with
reference to the charges
which were preferred
against him in Major H. H. H.
letters of the 4th & 13th April 1867,
Nos 39 & 129 respectively.
2 On a full consideration
of the papers now before them
the Govt. are satisfied that
through culpable negligence
on the part of Mr. H. H. H.
and his lax supervision over
the proceedings of his subor-
dinate, an attempt was
allowed to be made to defraud
the State of a sum of Rs 352-10
for alleged repairs of a breach.

in the fourth cilingulak of the
Dhurmaneram Tank, the
whole of which repairs, with
the exception of the labor of a
few coolies, had been per-
formed by the village culti-
vators guided by the Pottail
and a Revenue Officer of
the Taluk. Mr Hawkins' conduct
is the less excusable, seeing
that, when he applied for the
amount said to have been
expended by the P.W. Dept.,
the Tahsildar publicly repudiated
the liability of Govt for the
cost of the repairs in ques-
tion, and explicitly pointed out
to Mr Hawkins that the true
cost of the works performed
by the P.W. could not have
exceeded a few Rupees. Added
to this, Mr Hawkins' proceedings
are rendered altogether un-
pardonable by the manner
in which he ultimately under-
voured to obtain payment
of his bill by asserting that,
in consideration of the difficulties
attendant on the closing of breaches,
he believed the charge of Rs
35.2-10 a fair one, after it had
been distinctly shown to him
that the number of daily coolies

altogether employed was only
twenty three -

3 The Supg Engineer is
satisfied that other cases have
occurred in Mr Hawkins' range
in which the Govt have been
charged for the labor of coolies
who were never employed,
and the correctness of the infor-
-mation on which Major Incherly
bases his opinion is by no means
shaken by what Mr Hawkins
adduces in his defence, although
it must be admitted that his
culpability in these cases has
not been so satisfactorily
established as in that relating
to the breach in the Dhurmaneram Tank.

4 It is obvious from Mr
Hawkins' Inspection Reports, as
well as from Major Incherly's
notes upon them, that the out-
door duties of the former were
much neglected, and Major
Incherly acted in strict accor-
-dance with the rules in disal-
-lowing all such claims to
travelling allowance as, in
his opinion, were untenable.

5 From Mr Hawkins' own
admissions, his condition on
entering the Dept was needy;
but no personal wants on the part
of an Officer in his position can
excuse or extenuate the obligations
which Mr Hawkins laid himself
under to his subordinates

in availing himself of the use
of their tents and carriage,
or justify him in drawing
an allowance for the main-
tenance of camp equipage,
which he acknowledges not to
have possessed.

6. It is possible that
acting on the advice of his
Accountant, Mr. Hawkins
temporarily changed the
Head Quarters of his Range;
but no such change, in the
opinion of Govt., warranted
Mr. Hawkins in incurring,
as public charges, expenses
for tappa coolies &c, which
may have been necessary
for his own private convenience.

7. Under all the circum-
stances, the Govt. consider
that Major Moberly acted
rightly in suspending Mr.
Hawkins from duty, and
they now resolve to direct
that Mr. Hawkins's services
be dispensed with from
the date of these Proceedings.

8. The prescribed subsistence
allowance will be passed
to Mr. Hawkins during the
period of his suspension.

27th June 1867

[Signature]

6 To S. & 3 On ^{Twenty two} with [£] 1
4 a Contd. ^{the} [£] 1
Seven more Indorsements returned to the
S. Insp 3rd Div on the 10th June/67
Three more Indorsements returned to the
S. Insp 3rd Div on the 12 June/67 Decd 8/6/67

Pub. Works 1867 Departs

Pro. of Govt. for June

No. 1712

Pro. of the Madras Govt.
Of 8th June 1867

The services of
Mr. H. Jenkins Sub-Engineer
in the Bellary District,
disputed with.

No. 161-162