M.R.O. 1—77,006—8-6-37.

(1) Number of pages 8

(2) Date of repair 16-8-43

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Public (Sanitary) DEPARTMENT.

G.O. No. 2083 Press / Mis.

27-12

Dated 11 18 .

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department,
11th July 1867.

No. 291. Read the following letter from the Acting Government Solicitor, to the Secretary to Government, Public Works Department, dated Madras, 9th July 1867, No. 446 :—

1. Referring to the Order of Government noted in the margin, I have the honour to inform you, for the information of the Government, that after having failed in two actions which he instituted in the High Court against Colonel Boileau and the Right Honourable the Secretary of State respectively, the Contractor, Teroovengadasawmy, at last on the 15th January last, brought an action against the Government of Madras for Rupees 11,036-2-10 and interest at 12 per cent.

Dated 17th May 1866, No. 1,586, Public Works Department.

2. This suit came on for the first hearing on the 25th February 1867, fourteen days before which date I had paid into Court, on behalf of Government, the sum of Rupees 3,091-3-8 mentioned in the letter from the Government Solicitor to the Secretary to Government, Public Works Department, dated 7th May 1866, No. 254. The plaintiff, Teroovengadasawmy, not having accepted this sum, the suit proceeded and ultimately came on for final hearing before Mr. Justice Collett, on the 19th June last. After a lengthened hearing the Court took time to consider its Judgment, which Mr. Justice Collett delivered this morning, decreeing that in addition to the sum of Rupees 3,091-3-8 paid into Court, on behalf of the Government, the plaintiff was entitled to interest on his deposit money at the rate of Rupees 6 per cent., from the 1st October 1863, the Court being of opinion that the deposit money ought then to have been returned to the Contractor. The plaintiff, however, gets no costs as against the Government.

3. If it is desired, I will obtain and send you a copy of the written Judgment delivered by Mr. Justice Collett. In the meantime I have the honour to request the orders of the Government as to the payment of the interest awarded by the Court. The amount will be under Rupees 500, which, if there is no objection to such a course, I can pay to the plaintiff out of Government monies at my disposal.

No. 292. ORDER THEREON, 11th July 1867, No. 2,083.

CIVIL WORKS, No. 42.

1. The Acting Government Solicitor is requested to obtain and submit a copy of the written Judgment in this case.

2. The Superintending Engineer of the 4th Division will take measures for placing a further sum of Rupees 500 at Mr. Brockman's disposal. Meanwhile, Mr. Brockman may pay to the plaintiff the interest awarded by the Court from Government monies at his disposal.

(True Extract.)

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

To the Government Solicitor.
„ Superintending Engineer, 4th Division.
„ Controller of Public Works Accounts.

Exd. S. T. Augustin.

No: 446.

High Court House,
Madras 9th July 1867.

From H. I. Brockman. Acting Government Solicitor, Madras

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

Sir,

Dated 17th May 1866. No: 1555. P.W. Departt. }

1. Referring to the order of the Government noted in the margin, I have the honor to inform you for the information of the Government that, after having failed in his actions which he instituted in the High Court against Colonel Boileau and the Right Honorable the Secretary of State respectively, the Contractor, Terroongadasamy, at last on the 16th January last, brought an action against the Government of Madras for Rupees 11036. 2. 10 and interest at 12 per cent.

2. This suit came on for the first hearing on the 25th February 1867, fourteen days before which date, I had paid into Court on behalf of Government the sum of Rupees 3091. 3. 8. mentioned in the letter from the Government Solicitor to the Secretary to Government. P. W. D. dated 7th May 1866 No: 254. The Plaintiff, Terroongadasamy, not having accepted this sum, the suit proceeded and ultimately came on for trial hearing before Mr Justice Collett on the 19th June last. After a lengthened hearing the Court took time to consider its Judgment, which, Mr Justice Collett delivered this morning, decreeing that in addition to the Sum of Rupees 3091. 3. 8 paid into Court, on behalf of the Government, the Plaintiff was entitled to interest on his Deposit money, at the rate

of

of Rupees 6 per cent from the 1st October 1863. the Court being of opinion that the Deposit money ought then to have been returned to the Contractor. The Plaintiff, however, gets no Costs as against the Government.

3. If it is desired, I will obtain and send you a copy of the Written Judgment delivered by Mr. Justice Collett. In the meantime, I have the honor to Request the order of the Government as to the payment of the interest awarded by the Court. The amount will be under Rupees 500, which, if there is no objection to such a course, I can pay to the Plaintiff out of Government monies at my disposal.

I have the honor to be,
Sir,
Your most obed.t Servant,

A. L. Woollcombe

Acting Govt. Solr

Public Works Department

2083
No. 2083

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 11th July 1867

Read the following

From the Acting Govt. Solicitor
Madras (Here enter No 446 dated 9th July 1867

The Acting Government Solicitor is requested to obtain and submit a copy of the written judgment in this case.

2. The Superintending Engineer of the 4th Division will take measures for placing a further sum of Rupees 500 at Mr. Brockman's disposal. Meanwhile, Mr. Brockman may pay to the Plaintiff the interest awarded by the Court from Government monies at his disposal.

To the Govt. Solicitor
" Supg. Engr. 4th Divn.
" Controller

No. 2083 - 11th July 1867

From the Acting Govt. Solicitor, Madras
To the Secretary to Government, Public Works Department
Dated 9th July 1867
Received 10th July 1867

Reports for the information of Government the result of the action brought by Tennyngaia Sarvmpagaimal Sevenmudi.

No. 2083 - 11th July 1867

P. W. 1867. Department.

Prov: of Govt: for Sicily

No. 2083

PROCEEDINGS OF GOVERNMENT. of Madras

Dated 11th July 1867

Requesting the Govt's Solicitor to furnish a copy of the written Judgment delivered on the Suit brought by Contractor Veeravungadasawmy against Govt. and giving instructions for the payment to the Plaintiff of the interest (Rs 500) awarded by the Court.

Ex 291-292

10th July 67 Pa. 11th