

(1) Number of pages 10

(2) Date of repair _____

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 3982

Press
Mis.

491-492

Dated 21-12-1868.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
21st December 1868.*

No. 491. Read the following letter from the Superintending Engineer, 3rd Division, to the Secretary to Government, Public Works Department, dated Camp at Cuddapah, 8th December 1868, No. 3,280 :—

1. I have the honor to inform you that in October 1867, Mr. Prout, then Overseer in the Pennakonda Talook, Pennakonda Range, Bellary District, issued out to a Petty Contractor, named Jewajee Bheemarow, certain tools as per margin,

1 Crowbar, new.
25 Hand Hammers.
7 English Mamootees.
5 Do. Pickaxes.
5 Country Picks.

for the execution of work on that portion of the Trunk Road between Bangalore and Secunderabad lying in the Pennakonda Talook. When called upon to return the tools, Bheemarow evaded doing

so, on which a complaint was lodged before the Assistant Magistrate, who, as may be observed from the accompanying document, decided against Bheemarow. On an appeal, however, to the Sessions Court, the Acting Judge reversed the decree, stating that the case was purely one of a civil character.

2. As Mr. Watkins, the Supervisor in charge of the Pennakonda Range, reports that he cannot get back the tools or their value from Bheemarow, I beg permission to employ a Vakeel to conduct the case before the District Moonsiff's Court at Purghee.

No. 492. ORDER THEREON, 21st December 1868, No. 3,982.

ACCOUNT, No. 33.

1. Considering the uncertainty of obtaining a judgment in favor of the defendant against the Petty Contractor

Jewajee Bheemarow for the value of the tools he has failed to return, the Government are unwilling to institute further proceedings against him in a court of law.

Rupees 41-1-4.

The value of those tools will therefore be written off the books.

2. In future, no tools will be issued to Contractors except on payment of their value, or on the deposit of adequate security, and Range Officers will be held personally responsible for any losses that may ensue from neglect of this precaution.

(True Extract.)

Colonel, R. E.,
Secretary to Government.

To the Superintending Engineer, 3rd Division.
To all other Superintending Engineers.
To the Controller of Public Works Accounts.
" Accountant General.
To Captain R. B. Kennedy.

Exd. S. T. Augustin.

Carl. of 1863

PUBLIC WORKS

- 1 from Car. New
- 26 from Hammers
- 7 from Mornelars
- 5 do Pick upes
- 5 Country Pick

DECEMBER

Nos. 491-492

Tools - Permission granted in writing
all the tools of the Perumalunda Range for
value of certain tools - issued to the Petty
Contractors, Jewaraj Bhennarow, and
orders given that, in future, no tools shall
be issued to Contractors except on payment
of their value, or on the deposit of a suitable
security.

No 3280-

Superintending Engineer's Office 3rd Dec. 1863
Cuddalore, Field of the Salub
Cuddalore Dist: 8th December 1863

From,

The Superintendent Engineer

To

The Secretary to Government
P. W. D.

Sir,

I have the honor to inform you
that in October 1863, Mr. Prout, then Assistant
in the Perumalunda Range, Perumalunda Range,
Bellaroy District, issued out to a Petty Contractor
named Jewaraj Bhennarow certain tools, as per
margin for the execution of work on that portion
of the trunk Road between Bangalore & Secunderabad
lying in the Perumalunda Taluk. When called upon
to return the tools Bhennarow evaded doing so, on
which a complaint was lodged before the Assistant
Magistrate, who, as may be observed, from the
accompanying document, decided against
Bhennarow. On an appeal, however, to the Sessions
Court the Acting Judge reversed the decree
stating that the case was purely one of a civil
character.

2. Mr. Mr. Watkins, the Supervisor in charge,
of the Perumalunda Range, reports that he cannot
get back the tools or their value from Bhennarow
Now I beg permission to employ a Vakil
to conduct the case before the District Sessions
Court at Dargah.

I have the honor to be,
Sir, your obedient servant,

R. M. S. Major &c.
Superintending Engineer
3rd Dec.

Feb 191

No 3982-214 Dec 188

Magistrate for the District of Bellary
in the case of Jeevaiah Bheem Row
vs. The Public Works Department
for the sum of Rs. 100/-

No 3982

1888

for the sum of Rs. 100/-

for the sum of Rs. 100/-

for the sum of Rs. 100/-

Extract from the Calendar Case No. 28 of 1868
on the file of the Assistant Magistrate of Bellary.

Regina Versus Jeevaiah Bheem Row
Contractor Public Works
Department.

Charge

That he on or about the 26th day of October 1867, at Pennacoudah in Pennacoudah Taluk of the Bellary District committed a criminal breach of trust and that he has thereby committed an offence punishable under Section 406 of the Indian Penal Code and within my cognizance.

Finding and Sentence

The Court finds that Jeevaiah Bheem Row is guilty of the offence specified in the charge Viz. that he on or about the 26th day of October 1867, at Pennacoudah in the Taluk of Pennacoudah District of Bellary, committed Criminal breach of trust and that he has thereby committed an offence punishable under Section 406 of the Indian Penal Code, and the Court directs that the said Jeevaiah Bheem Row do pay a fine of fifty Rupees or in default of payment be rigorously imprisoned for three (3) months.

The Court further finds that the Public Works Department has by the commission of the said offence by the said Jeevaiah Bheem Row suffered a loss of Rs. 100/-

will therefore be awarded

1861

forty-one annas and pice four being the value of the prop.
regarding which the above offence of Criminal breach of
trust was committed and directs that on the recovery of the
price above imposed on the said Jengajee Bhemthone this
amount (Rs. 41-1-4) be paid to that Department.

(Signed) J. Buick

Assistant Magistrate Court
Camp Arantapoor 26 June
1866

Assistant Magistrate

Forwarded to the Superintending Engineer

3rd Division for his information -

J. Leech

Assistant Magistrate

109/11/66

109/11/66

109/11/66

Public Works Department

No 2982

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 21st Dec 1868

Read the following

From the Supy Engineer (Here enter No. 3280 dated 8th December 1868)
3rd Div

Considering the
uncertainty of obtain-
ing a judgment in
favor of the Defendant
against the Petty Cor-
tractor Jengajee Bhemtha
Dore for the value of the
tools he has failed to
return, the Govt. are un-
willing to institute further
proceedings against him
in a Court of Law -
The value of those tools
will therefore be written
off

Don
109/11/66
Rupes 40-2-4

of the books.

In future, no
tools will be issued to
Contractors except on
payment of their value,
or on the deposit of
adequate security, and
Range Officers will be
held personally responsible
for any losses that may
ensue from neglect of
this precaution.

W.H.

12th The S. Engr. 3rd Div.
" All other S. Engrs.
4 " Controller of P & A collector
3 " Accts Genl

Recd 22/10/18

Cue 4886

Court of 1868 Madras.

PUBLIC WORKS.

To *Perumpani Pranthi*
3rd Division

Rs. Ss. As.

Dated

Read.

Dec.

G. O. *1st Dec* 1868, No. 3982.

Nos. 191-192

of their value, or on the deposit
of adequate security.

Tools Perumpani Pranthi for
writing up the books of the
Pannabonda Range, the value
of certain tools issued to the
Petty Contractors *Juvajee Bhacca*
Rang, and orders given that,
in future, no tools shall be issued
to Contractors except on payment
of

Dec 22/18