

(1) Number of pages 16

(2) Date of repair 2/2/44

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 3375	Press ~~Mis.~~
398-99	
Dated 20 . 10	1869 .

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
20th October 1869.*

No. 398. * Read the following letter from the Deputy Consulting Engineer for Railways, to the Secretary to Government, Public Works Department, dated Madras, 27th September 1869, No. 314 :—

On receipt of the accompanying letter from the Agent and Manager, Madras Railway Company, containing an extract from the Board's letter, No. 437, of 6th August, I addressed him as follows :—

“ The Government have already, on five occasions, taken this matter into consideration ; the orders are numbered and dated as follow :—

No. 2,209 of 23rd July 1867.

„ 511 of 14th Feb. 1868.

„ 2,758 of 28th Aug. „

„ 758 of 9th March 1869.

„ 953 of 22nd „ „

“ and I can see nothing in the extract you now forward, which justifies me in again bringing the matter before Government.

“ It appears to me that Colonel Anderson's letter, No. 154, of 18th July, which you fully endorsed, quite exhausts the subject ; this letter was written after the spot was inspected, and the whole question carefully considered ; whereas the letter No. 84 of 1867, and extract from which is given, was written to the Collector before Colonel Anderson had had an opportunity of judging for himself upon whom the liability should fall.”

2. In reply to this communication, Mr. Elwin states that he brings forward the question in compliance with an order received from his Board of Directors, and requests that it may again be referred to His Excellency in Council. I have therefore the honour to enclose the communication referred to, having nothing to add to what has been already written on the subject.

From R. B. ELWIN, Esq., Agent and Manager of the Madras Railway Company, to the Consulting Engineer for Railways, dated Madras, 23rd September 1869, No. 534.

UNDER instructions from my Board, as conveyed in paras. 8 and 9 of the Secretary's letter, No. 437, dated the 6th of August, (copy enclosed,) I have the honour to solicit the re-consideration, by His Excellency the Governor in Council, of this Company's claim to be reimbursed the cost, in whole or in part, of the works executed to the banks of the Naggery river at the instance of the Collector of North Arcot.

2. As the previous arguments of the Railway Directors have failed to induce the Government to admit the validity of their claim, I trust that the renewed representations now submitted will end in a satisfactory settlement of this long-pending question.

*Extract of a letter from the Secretary, London Board, the Madras Railway Company,
No. 437, dated 6th August 1869.*

PARA. 8. Your letter No. 834, communicated the reply of the Government to the renewed representations you made, by the Board's desire, on the subject of the Company's claim to be reimbursed the cost, in whole or in part, of the works executed on the Naggery river banks at the instance of the Officers of Government, and upon the undertaking of the Collector of the district to

*Proceedings of the Madras Government, Public Works Department,
20th October 1869.*

provide the funds required for the work. In their replies to our several applications to Government to make good this undertaking, the fact of its having been given, and the statement of the case in the Board's successive letters, have never been denied or impugned. It is not to be supposed that the Government should desire to repudiate an engagement entered into by their servant ostensibly duly authorized in that behalf, or that if the real nature of the case were fully apprehended, Government would persist in refusing to admit the Company's claim.

9. In that belief the Board desire that you will once more bring the question under their consideration in connection with these observations, and with the following extract of a letter from the Government Consulting Engineer to the Collector, No. 84 of 1867, in reference to the work in question:—

*** "I may mention that it was upon the assurance given in the second clause of your letter of undertaking to arrange for the funds being forthcoming, and from the very dangerous state of the bank of the river towards the village of Satravada, that the Railway authorities undertook the repairs. Their letters reporting upon the condition of the bank have been communicated to you, and unless arrangements should be made for the recovery of the outlay incurred from the Zemindar, the charge will, I conclude, be recovered from Government.

"(Signed) J. C. ANDERSON, Lieut.-Col., R.E.,
"Consulting Engineer for Railways."

No. 399.

ORDER THEREON, 20th October 1869, No. 3,375.

RAILWAY, No. 55.

The views of Government on the question which the Agent of the Madras Railway now revives under instruction from his Board of Directors, have been fully expressed in the last of the orders quoted by the Consulting Engineer, and His Excellency in Council, adhering to those views, has nothing further to add on the subject.

(True Extract.)

Captain, R.E.,

Acting Under Secretary to Government.

To the Consulting Engineer for Railways.

Exd. F. R. Bantleman.

No. 534

MADRAS RAILWAY.

AGENT AND MANAGER'S OFFICE.

Madras, 23^d September 1869.

From

R. B. Edwin Esq.,

Agent and Manager of the Madras

To

Major J. H. Shaw Stewart Esq.

Consulting Engineer for Railways.

SIR,

Under instructions from my Board, as conveyed in paragraphs VIII and IX of the Secretary's letter, No. 437, dated the 6th of August, (Copy enclosed) I have the honor to solicit the re-consideration by His Excellency the Governor in Council of this Company's claim to be reimbursed the cost, in whole or in part, of the works executed to the banks of the Pongery River, at the instance of the Collectors of North Arcot.

2. As the previous arguments of the Railway Directors have failed to induce the Government to admit the validity of their claim, I trust that the renewed representations now submitted, will end in a

Extract from letter of 18th June 1871

50 4
satisfactory settlement of this
long pending question -

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

Wm. G. Smith

Agent and Manager

Extract of a letter from the Secretary
Madras Railway Company N^o 437 dated
London the 6th August 1869.

Para. 8. Your letter 834 Communicated the
reply of the Government to the renewed representa-
-tions you made by the Board's desire, on the subject
of the Company's Claim to be re-imbursed the Cost,
in whole or in part, of the works executed on the
Naggers river banks at the instance of the officers
of Government, and upon the undertaking of the
Collector of the district to provide the funds required
for the work. In their replies to our several
applications to Government to make good this
undertaking, the fact of its having been given,
and the Statement of the Case in the Board's
successive letters, have never been denied or
impugned. It is not to be supposed that the
Government should desire to repudiate an engage-
-ment entered into by their servant, ostensibly duly
authorised in that behalf, or that if the real
nature of the Case were fully apprehended Govern-
-ment would persist in refusing to admit the
Company's Claim.

9. In that belief the Board desire that
you will once more bring the question under their
Consideration in Connection with these observations,
and with the following extract of a letter from the
Government Consulting Engineer to the Collector,
N^o 84 of 1867, in reference to the work in question.

x x x "I may mention that it was upon the
"assurance given in the second Clause of your
"letter of undertaking to arrange for the funds
"being forthcoming, and from the very dangerous
"state

404 Parag.
416 " 12
424 " 13 & 16

MADRAS RAILWAY.

From

The Agent and Manager.

To

The Consulting Engineer

for Railways.

J. H. 4092/69

Dated 23rd September 1869.

Recd. 24th "

N^o 534.

Enclosing Copy of your
letter N^o 437, and
extracts from its
contents, I have forwarded
by the Madras Engineer
to the Consulting Engineer,
in order that he may be
able to see that the
cost of the works, &c.,
is not a heavy one,
and that the
Naggers River

"State of the bank of the river towards the village
of Satravada, that the railway authorities under-
took the repairs. Their letters reporting upon the
condition of the bank have been communicated
to you, and unless arrangements should be made
for the recovery of the outlay incurred from the
Zemindar, the charge will I conclude be recovered
from Government."

Signed J. C. Anderson, Lieut. Col.
Consulting Engineer
for Railways.

J. D. Robinson Esq.
Collector of North Arcot.

(True Extract)

W. J. L. M.
Agent & Manager.

CONSULTING ENGINEER'S OFFICE,

Railway Department,

No. 314-

From

Captain J. L. Lindley M.C.
Dy. Consulting Engineer for Railways.

To

Colonel C. A. Orr M.C.
Secretary to Government,

Public Works Department,

Fort Saint George.

SIR,

On receipt of the accom-
panying letter from the Agent
and Manager of Madras Railway
Company containing an extract
from the Board's letter No. 437
of 16th August, I addressed him
as follows:-

2 "The Government have
already on five occasions taken
this matter into consideration,
the orders are numbered and
dated as follows:-

2209

"No 7209 of 23rd July 1867.
" " 511 of 12th February 1868.
" " 2758 of 18th August 1868.
" " 758 of 9th March 1869.
" " 953 of 22nd March 1869.
"and I can see nothing in the
"contract you now forward, which
"justifies me in again bringing
"the matter before Government.
"It appears to me
"that Colonel Anderson's letter
"No 154 of 18th July which you
"fully enclosed quite exhausts
"the subject; this letter was
"written after the spot was
"inspected and the whole question
"carefully considered, whereas the
"letter No 84 of 1867, and extract
"from which is given, was written
"to

to the collector before Colonel
"Anderson had had an opportunity
"of judging for himself upon
"whom the liability should fall.
2 In reply to this com-
-munication Mr. Edwin states
that he brings forward the question
in compliance with an order re-
-solved from his Board of Directors,
and requests that it may again
be referred to His Excellency
in Council. I have therefore
the honour to enclose the communi-
-cation referred to, having nothing
to add to what has been already
written on the subject.

Madras
29th September
1869

I have the honour to be
Yours most obedt Servt
J. H. ... Captain
Sg. Comd. Cies. for Railways

From The A. S. Consulting Eng^r
for Railways } H. E. No 314. of 27th Sept/69/

To the Managers for
Railways. ✓
Decr 21/10/63

**The Secretary to Government,
Public Works Department,
Fort Saint George**

No. 314
Gueta 12 ✓

At once we change
a letter from the dead

the inner of the R-
R. Cauchy upon the
subject of Riemann
under-

Compromis

Cas 4082

Govt. of 1869 Madras.

PUBLIC WORKS.

To
The Consulting Engineer
for Railways

Dated

At

Recd.

G. O. 22-10-1869 No. 3375

Nos. 398-399

Agency under (By) Copy order
The letter from the Agency under
-cutting with remittance and from
the Agency the Madras by collecting
the recommendation of the Company
claim the reimbursement the cost,
in whole or in part, of the work
presented to the books of the Agency
under in the Barroly Master Remittance

22 Oct 1869
Comptroller