

(1) Number of pages 18(2) Date of repair 6-9-43

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 388

Press
Mis.

178-180

Dated 6 2 1869.

Not to be folded or roughly handled

Read the following letters :—

No. 178. From the Officer in charge of Operations, Wynaad, to the Secretary to Government, Public Works Department, dated Luckadie, 4th January 1869, No. 728.

1. With reference to Proceedings of Government, No. 3,878, dated 12th December 1868, I have the honour to inform you, that immediately on receipt thereof, I wrote to Messrs. Hinde & Co. enclosing receipts for their signature for Rupees 1,396 to be payment in full of all demands on their part, these receipts were returned to me duly signed, but with a letter in which a right to raise further claims was reserved. Now, as one of the claims which Messrs. Hinde & Co. mention in their letter to Government, dated 18th November 1868, is on account of bridge No. 4, for which I have made them a payment, and obtained a receipt in full of all demands, (as will be seen by accompanying copy of the document) it appears to me that it will be more advisable to obtain from those gentlemen a final statement of their claims of every description before making any further payments; I have therefore returned their receipts, and informed them that although I am prepared to pay them their demand of Rupees 1,396, I consider it desirable to delay so doing until they are prepared with a final account, and for a settlement in full of every demand under their late contract, which, from the length of time that has elapsed since they did any work, there can be no difficulty about. In this, I trust, I shall have the sanction of Government, as I really see no other chance of finishing the business.

2. I hope I may be excused also for saying that, while I am fully sensible of the liberality of Government in authorizing a payment which has been claimed simply through my own want of caution, I really regret that Messrs. Hinde & Co. were not left to hold me personally responsible, and to any legal remedy they might decide to adopt; for I cannot avoid saying that a more gross instance of sharp practice and rapacity has never fallen under my observation; and the letter they have written on the subject is supported by statements which are not the less untrue, because they have just so much of truth as is consistent with prevarication, if any such consistency is possible; as an instance I will mention what is said about certain brick-work having been performed by workmen whom they say they had engaged, because they had been working under me: these workmen who were so employed by them were not Brick-layers at all, but common coolies, and had been working as such under one of my Overseers; and this was mentioned by me to Messrs. Hinde & Co.'s Agent, by way of remonstrance against such people being employed in brick-laying; it follows, therefore, that the statement is not made inadvertently, or in ignorance of the facts. In the same manner I could show how utterly unworthy of credit is almost every single statement in their letter, but I need not, I think, take up time in so superfluous a manner. I must, however, express my confident belief that although in this matter it cannot be avoided but that the whole firm should be supposed to be agreed, such is not the case; to my knowledge two members of it have not taken any part in the business, and have kept aloof from all disputes; the management of the whole having been taken by their senior partner, Mr. Hinde, and in many of his proceedings I have a certain knowledge that he has not acted in accordance with the approval of his colleagues. In the opinion

*Proceedings of the Madras Government, Public Works Department,
6th February 1869.*

I have given, I do not think I should be doing justice if I did not draw a distinction between the part taken by individual members of the firm when I express so strong a condemnation of their proceedings.

3. With reference to that part of Messrs. Hinde & Co.'s letter, in which they propose to submit direct to Government their claims, and declining to correspond with me, I trust that such a course will not be sanctioned; there is a great disposition on the part of the Planters generally to ignore the authority of Officers entrusted with official duties in Wynaad, and to dictate to them as to their duties; I beg respectfully to request that in cases where unnecessary application is made to Government, their settlement may be referred back to me. His Excellency the Governor in Council may rest assured that while I will always firmly protect the public interests, I will not lose sight of the necessity of forbearance and courtesy.

No. 179. From the same Officer, dated Luckadie, 18th January 1869, No. 778.
In continuation of my letter, No. 728, dated 4th instant, I have the honour to report that having succeeded in obtaining from Messrs. Hinde & Co. a final statement of their claims, I have paid them the amount* sanctioned by G. O., No. 3,878, dated 12th December 1868, with a further sum of Rupees 9-13-6, and by the enclosed copy of their receipt it will be seen that they have now relinquished all further demands.

* Rupees 1,396-4-0.

No. 180. ORDER THEREON, 6th February 1869, No. 388.
CIVIL WORKS, No. 26.
Ordered to be recorded.
(True Extract.)

Colonel, R. E.,
Secretary to Government.

To Major R. B. Kennedy.
To the Controller of Public Works Accounts.

Exd. S. T. Augustin.

27
10728. Special Executive Engineer's Office Wynaad Lina Rachi
11th January 1869.

From, The Special Executive Engineer Wynaad
To, The Secretary to Government
Department Public Works
Madras.

Sir,
With reference to Proceedings of Government dated 12th December 1868, I have the honour to inform you that immediately on receipt thereof I wrote to Messrs. Hinde & Co. enclosing receipts for their signature for Rupees 1,396 to the payment in full of all demands on their part. These receipts were returned to me duly signed, but with a letter in which a right to make further claims was reserved. Now as one of the claims which Messrs. Hinde & Co. mention in their letter to Government dated 18th November 1868, is an account of Bridge etc. for which I have made them a payment, and obtained a receipt in full of all demands, (as will be seen by accompanying copy of the document) it appears to me that it will be more advisable to obtain from these Gentlemen a final statement of their claims of every description before making any further payments; I have therefore returned their receipts and informed them that although I am prepared to pay them their demand of Rupees 1,396, I consider it desirable to delay so doing until

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and for a settlement in full of every demand
under their late contract; which, from the
length of time that has elapsed since they
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in this I trust I shall have the sanction of
Government, as I really see no other chance
of finishing the business.

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under my observation. And the letter they have
written on the subject is supported by statements,
which are not the less untrue, because they
have just so much of truth as is consistent
with prevarication if any such consistency
is possible; as an instance, I will mention, in
what is said about certain brick work having
been performed by workmen whom they say
they had engaged because they had been working
under me, these workmen who were so employed
by them, were not Bricklayers at all, but com-
mon Coolies, and had been working as such
under one of my Overseers; and this was men-
tioned by me to Messrs. Hinde & Co's Agent,
by way of remonstrance against such people
being employed in Bricklaying; it follows
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I have given, I do not think I should be doing
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between the part taken by individual
members of the Firm which I express so strong
a condemnation of their proceedings.

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that such a course will not be sanctioned.
There is a great disposition on the part of the
Planters generally to ignore the ^{authority of} Officers en-
trusted with official duties in Nyanam, and
to dictate to them as to their duties, I beg
respectfully to request that in cases where
unnecessary application is made to Govern-
ment, their settlement may be referred
back to me. This Excusing the Governor
in

in Council may rest assured that while I will
 always firmly protect the Public interests,
 I will not lose sight of the nicety of
 forbearance, and courtesy.

I have the honor to be
 Sir
 Your most obedient servant
 Wm. W. Kennedy Captain
 Special Executive Engineer
 Wagon

A.C. 252 Jan 1868 C.A. 29
 C. 91 Jan 1868 C.A. 191

Heads

Enclosure
 I have had the
 inside of the various chambers
 examined and submitted a copy
 of document showing full
 showing in brief of the
 how finally settled.

On Feb 23 January 1868
 Dec 7 1868
 Department of Public Works
 Washington
 The Secretary to
 the Special Executive
 Engineer
 Wagon

Re M. S. S.

7th
 Road between the city and Culpeper

Received from the officer in charge of
 the ranges of the city one, iron as five, and
 pine eight being for work done as per memorandum
 below, and in final settlement for all work done under
 our contract in Bridges etc of above named Road.
 Sigt. Hinde & Co

Summary:
 64 1/2 Boards Caution work in location of foundation 20. 1. 5
 @ 50¢ per board
 68 ditto Filling in between wings at 50¢ per board 21. 4. 0
 1/2 inch 1/2 inch Total Supts 41. 5. 8
 9th Sept 1868. 3 1/2 Supts Copy
 1/2 Supts received. Sigt. Hinde & Co
 Sigt. Hinde & Co

Received from the officer in charge of the ranges of the city one, iron as five, and pine eight being for work done as per memorandum below, and in final settlement for all work done under our contract in Bridges etc of above named Road.

Road between Vythery & Calpalthy

Rupces 1406. 1. 6.

Received from Captain R. B. Kennedy on behalf of the Government of India the Rupees 1406. 1. 6. One thousand four hundred and six, Rupees, and pice six, for work specified below being also paid in full of all demands and in final settlement of every claim by us on account of our Contract to build Bridges and Culverts on the Road between Vythery and Calpalthy.

Signed / Shinde & Co

January 1869

Remittance

For vacating foundations of 103 Bridges - 1396. 4. 0
Sinking Roadway at side of ditto with 25/1000 on cost thereof. 9 13 6

Total 1406 1. 6

(True Copy)

Attest R. B. Kennedy Captain
Special & Engineer Hyderabad

On a letter from the
Special Executive Engineer
Hyderabad dated 4 January
1869 & 1728.

He is directed to
Expenditure
to the amount of Rs. 1406. 1. 6.

Attested
23 January 1869

23/3/69

Receipt of Mr. B. B. Kennedy
Special & Engineer Hyderabad
23rd January 1869

1569.

James,

7.

11

55.

Yours most obedt servant,
 Rob: B. Keene & Capt. H.

Mrs. E. S. Lyman

1394 4. "

East
London & Greenwich

775.

Mad. et Th. Hauser agents
1890.

803.251/69

Beitrag zur Geschichte der
Literatur der Zeit

Public Works Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the
Read the following

From the Special Executive
Engineer of the (Here enter No. 728 dated 4th Jan/89)

The Government
will await a report
from Capt. Kennedy on
the result of his com-
munication to Messrs
Hinde & Co., requesting
to be furnished with
a final account of
their claims.

N.
W.
M.A.

To Capt. Kennedy -
Controller.

[Signature]

[Handwritten signature]
The Hon. Secy to Govt.
of Madras

The Hon. Secy to Govt.
of Madras

The Hon. Secy to Govt.
of Madras

The Hon. Secy to Govt.
of Madras

Inform that
the Hon. Secy to Govt.
of Madras has been
furnished with
a final account of
their claims.

1889

C. 26/29/1889 D. 29/12
No 388-6 a Secy 189

Dist Works 15th

Public Works Department

No 388

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 6th Feb 1869
Read the following

From The Special Ex-Engineer (Here enter No. 728 dated 14th January, 1869)
Wynad - 3
From - - - - - H. E. No 778 dated 18th - - - - -

Ordered to be recorded

N.

W. A. A.

[Signature]

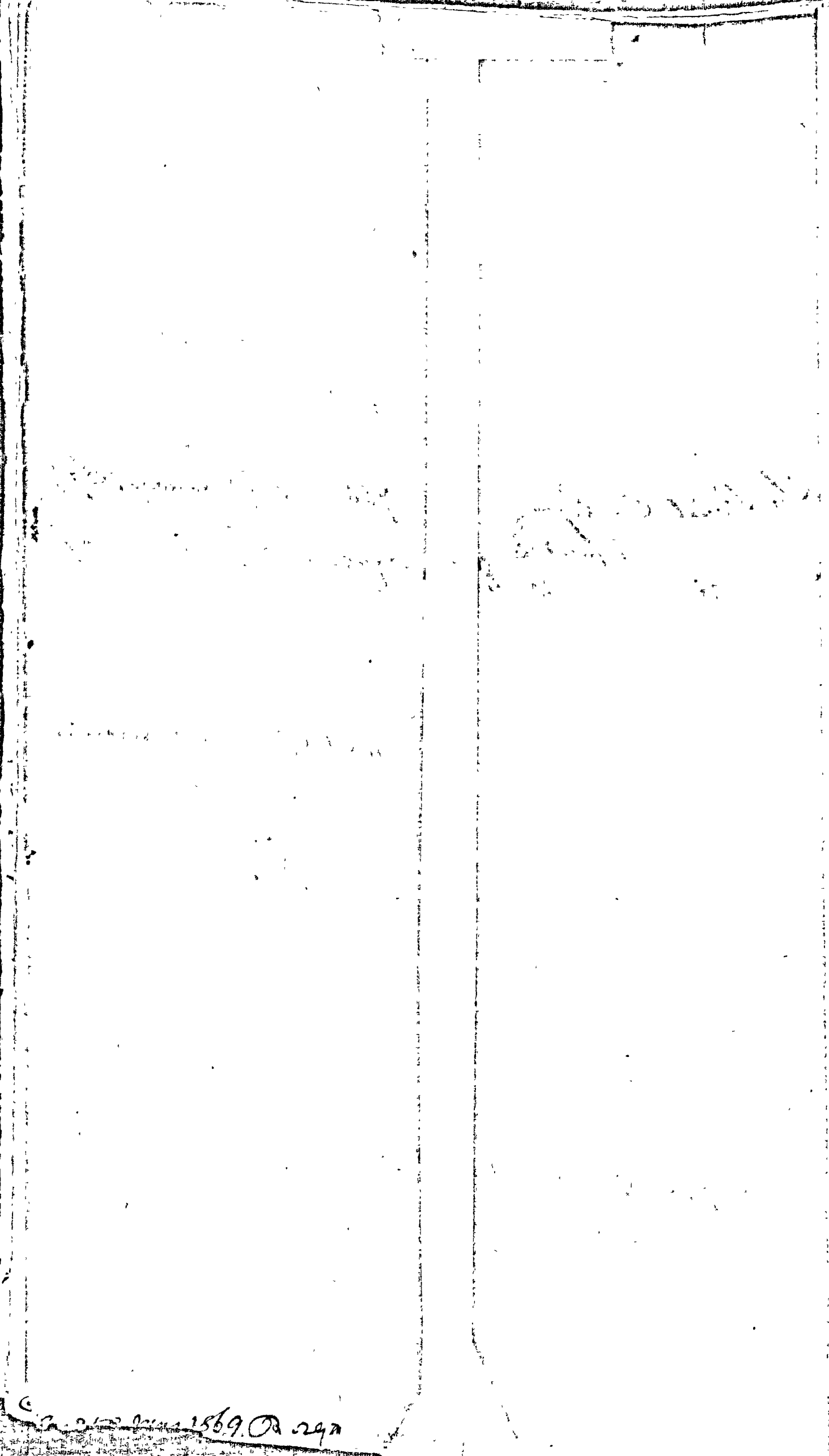
To
1. Capt R. B. Kennedy.
2. The Controller

18
3

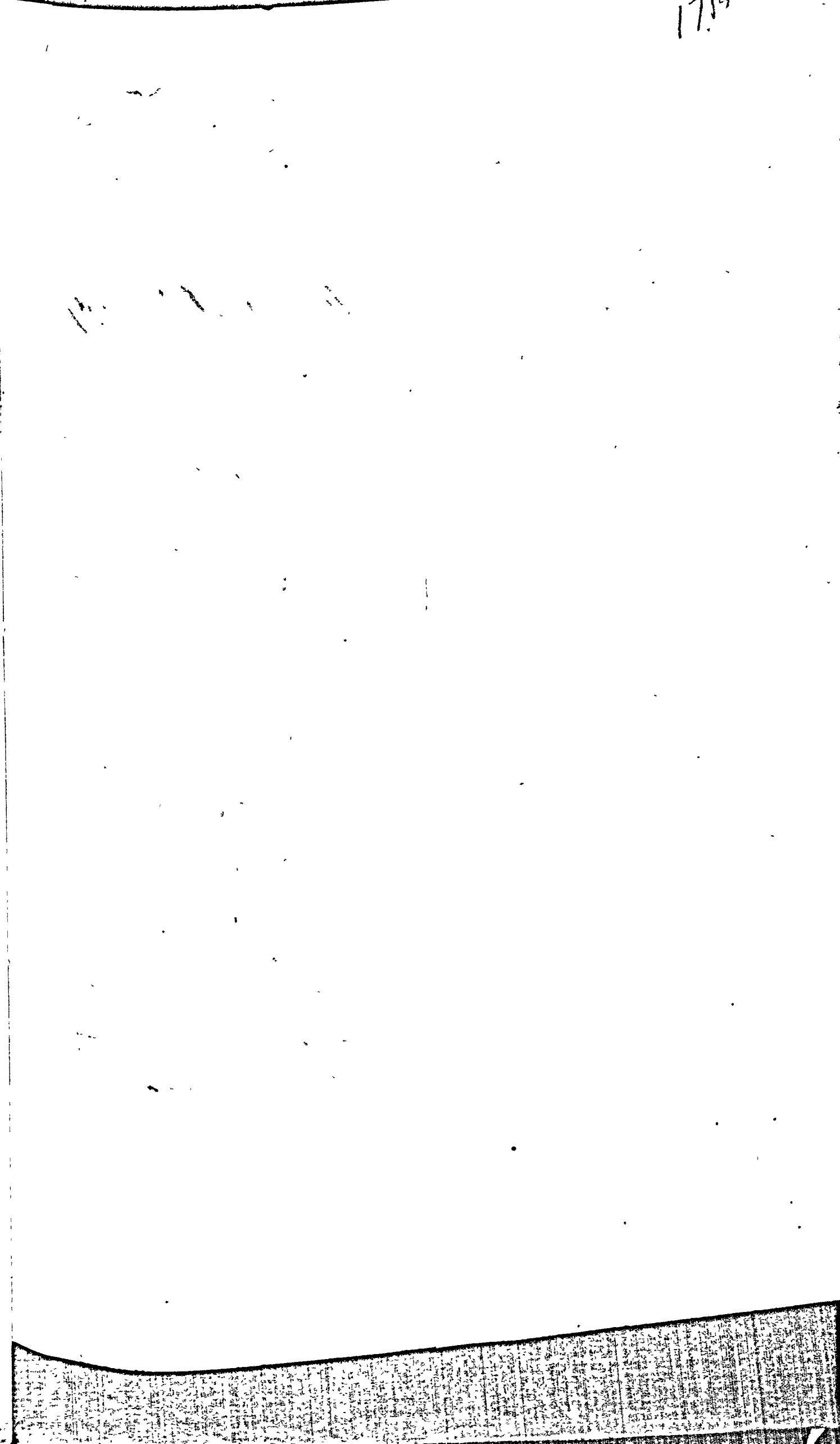
Sept 8/2/69

Cancelled

A.E. 25 Jan 1869 Ar-24
C. 9 Jan 1869 Ar. 19th



Ch. 212. 1569. 247



Dec 38 & 257

Court of 1869 Madras.

PUBLIC WORKS.

To Major R. B. Kennedy

Del'd

Rec'd

G. O. 6 Feb 7 1869 No. 388

Nos. 178 @ 180

Claims papers relative White
Settlement of Claims of Dept
Guide & Co. for work done
in the Wynad, recorded.