

(1) Number of pages _____

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MADRAS RECORD OFFICE.**Government of Madras.***Public Works* **DEPARTMENT.**

G.O. No.

439

Press

Mis.

284-85

Dated

11-2-

1869.

Not to be folded or roughly handled

No. 284. Read the following letter from the Superintending Engineer, 7th Division, to the Secretary to Government, Public Works Department, dated Calicut, 30th January 1869, No. 185 :—

* 1 Copy of Charges.
2 Sheets of Statements.
2 Extract Accounts.

1. I regret to have to submit, for the orders of Government, the following charges* against Serjeant C. Briant, Cantonment Overseer of Cannanore, together with the statements and accounts of the Range Officer on which they are based.

2. Captain Bailey reported his having suspended the Overseer on the 27th November, on which date he supplied a statement of the grounds on which he had taken that step. These appeared to me amply sufficient to justify the suspension, which I accordingly confirmed. On the 11th December, Captain Bailey submitted the Overseer's explanation, with further details and extracts of accounts, to all of which I gave my best consideration. But I was compelled to sum up my review of them in Memorandum No. 387, of 7th January, in the following words, (paragraphs 6 and 7.):—

Paragraph 6. "The above notes will serve to exemplify the extreme difficulty experienced by the Superintending Engineer in dealing with this case as it has been put before him. And it would be to as little purpose to attempt going into the details of the other statements made in Captain Bailey's letters.

Paragraph 7. "Unless, therefore, that Officer be prepared to draw out distinct charges of Mr. Overseer Briant's having, between certain specified dates, either through mismanagement or with fraudulent intent, presented false accounts either of materials collected or of payments made, such as he could be arraigned on before a Court Martial or Criminal Court, the Superintending Engineer will not feel himself justified in judging the Overseer to be guilty of more than such neglect and carelessness as have resulted in a considerable enhancement of the rates at which building operations at Cannanore have lately been carried on. And in condemning him to the loss of his entire Civil salary from the date of his suspension (26th November 1868) to that of his joining another appointment."

3. The specific charges now submitted, together with the statements and extracts of accounts in support of them, are now considered by me to be sufficient proofs of the Overseer's guilt to justify my recommendation that he be ignominiously expelled from the Department, and remanded as a Private to the Regiment from which he was originally drafted into the Sappers. I regret that the circumstance of his being an European renders it undesirable that an attempt be made to prosecute him criminally for breach of trust and embezzlement, as might successfully be done in the case of a Native, before the local Courts.

Serjeant C. BRIANT, Cantonment Overseer of Cannanore, is charged—

I. "With having, while in charge of the Commissariat Godown, Cannanore, either through carelessness or with intent to defraud, granted receipts for 35,536 laterite stones, value Rupees 1,350-5-10, not accounted for by work, and not at site, as per accounts annexed. See statements 1, 2 and 3."

Proceedings of the Madras Government, Public Works Department,
11th February 1869.

II. "With having, during the same period, through carelessness or with intent to defraud, granted receipts for 2,450 paras of chunam, not accounted for by work; value at present rates Rupees 791-2-4. See statement No. 4.

III. "With having, during the same period, either permitted the masons to be idle, or made false charges for them, thus causing a loss to Government of Rupees 1,286-14-5, at the same time reporting personally, at different times, that the masons were doing their full tasks. See statement No. 5.

IV. "With having, between the 25th July and 20th November 1868, defrauded Government of the sum of Rupees 291-1-6, the same being the profit made on the lime kiln during the above period as per accounts. See statement No. 6.

V. "With being deficient of materials for stock manufacture to the value of Rupees 106-13-0. See statement No. 6."

(Signed) H. BAILEY, Captain.

CALICUT,
30th January 1869.

(Signed) G. W. WALKER, Colonel, R. E.,
Superintending Engineer, 7th Division.

No. 285. ORDER THEREON, 11th February 1869, No. 439.

ESTABLISHMENT, No. 47.

The Superintending Engineer of the 7th Division will furnish Serjeant Briant with copies of these papers, with a view to his submitting such explanations as he may have to offer on each of the several charges which have been preferred against him. Colonel Walker will forward to Government Serjeant Briant's defence together with the Overseer's previous explanations to which reference is made in paragraph 2.

(True Extract.)

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

To the Superintending Engineer, 7th Division.
,, Controller of Public Works Accounts.

Exd. S. T. Augustin.

Sergeant C. Briant Cantonment
Overseer of Cannanore is charged

I. "With having while in charge of
" the Commisariat Godown Cannanore either
" through carelessness or with intent to defraud,
" granted receipts for 35,536 Laterite stones, value
" Rupees 1350-5-10, not accounted for by work,
" and not at site, as per accounts annexed."
See Statements, 1, 2 and 3.

II. "With having during the same
" period through carelessness or with intent to
" defraud granted receipts for 2450 paras of chun-
" nam, not accounted for by work, value at
" present rates Rupees 791-2-4." See statement
No. 4.

III. "With having during the same period
" either permitted the masons to be idle, or made
" false charges for them, thus causing a loss to
" Government of Rs. 1,286-14-5 at the same time
" reporting personally at different times that the
" masons were doing their full tasks." See
statement No. 5.

IV. "With having between the 25th July
" and 20th November 1868 defrauded Government
" of the sum of Rupees 291-1-6 the same
" being the profit made on the Lime Kiln
" during the above period as per accounts."
See statement No. 6.

V. " (With being deficient of materials
" for stock manufacture to the value of
" Rupees 106-13-.. " See Statement C.

(Signed) A. Bailey Capt.

Supg. Eng^{rs} Office 7th St.
Calicut 30th January 1869

Amherst Co. R. E.

Supper by Dr. Dr.

No 185

Supg. Engineers' Office 7th Div.
Calcut 30th January 1869.

From,

Col. G. W. Walker R.E.

Supy Engineer 7th Div

To,

Colt C. & A. R. & E.

Secretary to Govt & P. Works

Sir, Hyderabad.

1. I regret to have to submit for the Orders of Government the following charges against Sergeant C. Briant, Cantonment Quarters of Cannanore, together with the Statements and Accounts of the Range Officer on which they are based.

2. Captain Bailey reported his having suspended the Quersser on the 27th November, on which date he supplied a statement of the grounds on which he had taken ^{that} step. These appeared to me amply sufficient to justify the suspension, which I accordingly confirmed. On the 11th December Captⁿ Bailey submitted the Quersser's explanation, with further details and extracts of accounts, to all of which I gave my best consideration. But I was compelled to sum up my review of them in Memo No 387 of 7th January in the following words, (paras 6 and 7.)

Para 6. "The above notes will serve to

Enclosures

1 Copy of charges.

2. Sheets of Stat.

1511

Does letter from the Sup^t.
 Enquirer J^r. Division to the
 Secretary to Government
 No. 185 of 30th January 1869

Feb 4 27/69

Charges against Bryant
Billings & Co. for
Articles of Formenets.

"exemplify the extreme difficulty experienced
"by the Supp Engineer in dealing with this case
"as it has been put before him. And it
"would be to as little purpose to attempt going
"into the details of the other statements made
"in Capt. Barley's letters."

Para 7- "Unless therefore that Officer be pre-
"pared to draw out distinct Charges of Mr.
"Overseer Briant's having, between certain spe-
"cified dates, either through mismanagement
"or with fraudulent intent, presented false Ac-
"counts either of materials collected or of pay-
"ments made, such as he could be arraigned
"on before a Court Martial or Criminal
"Court, the Supp Engineer will not feel him-
"self justified in judging the Overseer to be
"guilty of more than such neglect and
"carelessness as have resulted in a consid-
"erable enhancement of the rates at which
"building operations at Cannanore have
"lately been carried on. And in condemn-
"ing him to the loss of his entire Civil Salary
"from the date of his suspension, (26th November
"1868) to that of his joining another appoint-
"ment."

The specific Charges now sub-
"mitted together with the statements and
"extracts of accounts in support of them,
"are now considered by me to be suffi-
"cient proofs of the Overseer's guilt to jus-
"tify my recommendation that he be

ignominiously expelled from the Department,
and remanded as a Private to the Regiment
from which he was originally drafted into
the Sappers. I regret that the circumstance
of his being a European renders it un-
desirable that an attempt be made to
prosecute him criminally for breach of
trust and embezzlement; as might suc-
cessfully be done in the case of a Native,
before the Local Courts.

I have the honor to be,

Sir,

Your most obedt servant,

Wm. Walker Col. R.E.

Supp Engr. & Co.

W.A.

137

No 429.

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the

11 Feb 1869.

Read the following

From the Insp Eng. 7th Div

(Here enter No. 185 dated 30 Jan 69)

The Inspecting Engineer of the 7th Div will furnish Sergeant Briant with copies of these papers, with a view to his submitting such explanations as he may have to offer on each of the several charges which have been preferred against him. Col Walker will forward to Government Sergeant Briant's defence together with the

Col Walker Relat
from Insp Eng 7th Division
the Insp Engineer
to
No 427.
the Secretary to Govt
D. P. W.
Proctor

No 185

Dated 30th
Recd 22nd 13 January 1869

Enclosure 5

Submitted for order of
Government charge against
Sergeant Briant, do,
Demand for compensation
of services of Government.

No 439. 11 Feb 1869.

No 282

Answers previous explana.
tions to which reference
is made in para 2.

[Signature]
12/1

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[Faint handwritten text]

12/1

3

To
The Deputy Engr. of the
Cavalry
by four statements
of a Cavalryman

12/1

12/1

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[Faint handwritten text]

[Faint handwritten text]

Enc 427

12
Govt. of 1869 India.

PUBLIC WORKS.

To The *Superintending Engr.*
of the *Division*

Dated

Recd.

Enc. 1

G. O. // *Feb* No. 429.

Nos. 284-285

Mount. Sergeant. Cantonment
Overseer at Cannanore Copy
order on the letter from the
Sub Engr. of the 7th Div. sub-
mitting for orders certain
charges preferred against
Sergeant Briant, Canton-
ment Overseer at Cannanore,
Malabar District.

3

10 11 7 four statements