

(1) Number of pages 1-26
(2) Date of repair 8-9-13
(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No.	522	Press
		~~Mis.~~
455-56		
Dated	16-2-	1869.

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Public Works Department,
16th February 1869.*

No. 45⁵. Read the following letter from the Acting Superintending Engineer, 4th Division, to the Secretary to Government, Public Works Department, dated Madras, 5th February 1869, No. 5,284:—

1. I have the honour to return the two petitions from Tegaroya Pillay, a Road Contractor, which accompanied the
Two Petitions. Acting Under Secretary's endorsement,
No. 2,496, dated 19th November 1868, and to report thereon as follows:—

2. The petition, dated 3rd November 1868, merely calls attention to the one of the 7th September 1868, the original of which was referred to this office in the Acting Under Secretary's endorsement, No. 1,990, dated 21st September 1868, and in which Mr. Hayes, the Supervisor in charge of the Chendragherry Range, is accused—

First.—Of having cheated the petitioner of a sum of Rupees 325, due to him for payments made in connexion with the remetalling of the road from the town of Naggery to the Railway Station.

Second.—With having executed bad work on the roads at Calastray, Naidupetta, Vencatagherri, and Ceroothanoor, and;

Third.—With having defrauded the Government of two-thirds of a lac of Rupees sanctioned for works in the Chendragherry Range.

3. The petitioner, on the 15th August 1868, preferred a claim for money due for works done on the Naggery Railway Station road, though he did not then specify the amount, and Colonel Boileau having examined into the matter disallowed it.

4. The estimate for remetalling the road (Naggery) amounted to Rupees 860, and allowed about Rupees 575 for the section on the south of the river, 1 mile and 132 yards long, and Rupees 285 for the portion to the north of the river, 836 yards long. Mr. Hayes reports that originally the entire estimate had been given to Tegaroya Pillay, but that his operations were confined only to the southern section, where, owing to his dilatoriness, portions had to be undertaken under departmental agency. The work actually executed by the Contractor is valued at Rupees 400, and the work done by this Department, and paid for by the Contractor, at Rupees 175. Mr. Hayes furnishes an original acquittance from the Contractor, in which the latter acknowledges having obtained advances aggregating Rupees 610-13-0, the value of the work turned out by him and on his behalf being Rupees 572-13-0, or Rupees 38 less than he received.

5. This sum the Contractor promised to refund; but on his failing to do so, the Range Officer paid it out of his own pocket.

6. The measurements of the work are also vouched for by the Talook Overseer.

7. With respect to the second charge, considering that it was made in Colonel Boileau's time, and that this Officer knew the roads well and took no notice of it, I presume that it is as groundless as the others which have been preferred.

8. Before this report on Tegaroya Pillay's petitions was called for by Government, Mr. Hayes, in his private capacity, had handed over, with the permission of

Proceedings of the Madras Government, Public Works Department,
16th February 1869.

Colonel Boileau, all documents connected with the case to an Attorney, with a view to prosecuting the petitioner for defamation of character, and the action is now before the Magistrate.

9. The papers filed in the suit can be forwarded to Government if they require them.

No. 456.

ORDER THEREON, 16th February 1869, No. 522.

ESTABLISHMENT, No. 64.

Before passing final orders on the subject of these papers, the Government will await a report from the Superintending Engineer of the 4th Division on the result of the legal proceedings which have been instituted by Mr. Hayes against Contractor Tegaroya Pillay in the Magistrate's Court in North Arcot.

(True Extract.)

Colonel, R. E.,
Secretary to Government.

To the Superintending Engineer, 4th Division.

Exd. S. T. Augustin.

In No 2496/68
The Right Honorable His Excellency
the Governor in Council
Fort Saint George.

My Lord.

The humble petition of the undersigned most respectfully sheweth that he is an inhabitant of Thalagunpady in the Yillah of Tanjore now residing at Nagari in the Yillah of Chittoor. He is obliged to seek shelter under the beneficence of Your Excellency in the Council for he has already applied in vain to the Subordinates of Your Excellency in the Government about the injustice done to him by a Supervisor in the Nagari District or Chhandrageri range while mettaling the road that leads from the Nagari Railway Station to Choultrie. The Supervisor is Mr. Hays. This Gentleman seeing that Rs. 860 has been sanctioned for mettaling the road the petitioner and

Station.

and asked him to be a contractor advancing
at the same time Rs. 475. To this the undersigned
readily agreed and when he requested the Super-
-viser to get him the order and the receipt to this
effect he replied that the Estimate was made
by the Overseer who has lessened the rate which
would properly cost the contractor and who
with Rs. 860 will never be able to finish the
work he has undertaken. After this the gentleman
without telling a word to the petitioner appointed
his own persons Mr. Powel and the head cooly
Vurtha Pillai to conduct the business and
the petitioner to be the name late contractor
giving the coolies daily their due. Thus the sum
of Rs. 475 has been spent before the road has
reached the other side of the river. At about this
time the Engineer Colonel Bailew Inspected
the road and had reason to rebuke Mr. Hays
who then appointed the Overseer Appasawmy
Pillai to go over it again which had also made
petitioner pay Rs. 325 from the purse of his
creditors on the promise of Mr. Hays which

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were of Christian character. And when this
sum was demanded. Mr. Hays appointed a
Lascar to Superintend the petitioner for a
time and then took the account for that 325
and then he neither returned the money nor the
accounts.
2. The Supervisor then sent the
Overseer to the petitioner and enquired him
whether he is able to pay the coolies hire after
(as he has once done) in metalling the road
which connects the river with the choultry.
To this he said that he is quite unable to do so
more and he even now is pressed by his creditors.
Having drew no sympathy from his heart
with the petitioner ordered the Overseer to tell
the petitioner that Rs. 70 alone are allowed to
contractors as advance and when he refused
to pull with his work with this trifling
amount he ordered the Overseer to conduct the
business with Rs. 200 and refused or at least
sat quite without even a word about the misery
then the undersigned expressed his attention
and

and views on the conduct of, the Supervisor to the Overseer.

3. The overseer states that he too had superintended by the very same people who with Supervisor as usual with them forming some plan ordered the overseer not to chain the road on which the overseer worked, the Supervisor giving reason at the same time that he is satisfied with the accounts of the head cooly. And the Government work is then delayed when the will and pleasure of Mr. Hays are the laws. To the truth of this the overseer shall form the best evidence.

4. The conduct of Mr. Hays will well come to light if Your Excellency were to order some one to examine the roads at Calastree, Naidupettah, Vencataghere, and Gerootthanore Vee. The undersigned is ready to prove that his work from Poondi to Gerootthanore with the exception of 3 places are made of mere mud and some unburnt bricks. The amount that

that has been sanctioned during the time of Mr. Hays in this range is Rs. 100000 of which not even a 1/3 has been spent upon the works really. When this was brought to the notice of Colonel Boileau by the writer. Prognachellum Moodly the Gentleman dismissed the writer for bringing such a case on Mr. Hays whom he considered not to be one of those who knock of among the Government Property while in the Government Service. To this the writer will afford a proper evidence. Once the Collector Mr. Robins finding the character of the overseer broken in the Official matters he brought it to the notice of higher authority once and Captain Mead shall also be a witness to the conduct of the same person.

5. The undersigned is ready to prove what he has spoken in his petition to Your Excellency in Council and Your Excellency will well come to know the matter if to put the case in list without the knowledge of Colonel Boileau who seems to have

to meet all private business and not to
 have certain motions unplanted in himself.
 which he can not root out and therefore he can
 not examine this with an impartial eye.
 7th Sept/68.

[Faint, mostly illegible handwritten text continues across the page, appearing to be a continuation of the letter or a separate document.]

Inc 2496/68

True Copy.
 Regarding to appoint a person to inspect the
 roads from the Railway Station at Taggar
 as far as the Choultry.
 From No. 3145.

The Superintending Engineer,
 4th Division.

Seyagaraya Pillay
 residing in Taggar of
 Karvetnagar Zemindary
 North Arcot District.

Dated 28th } September 1868.
 Received

No. dated 7th Sept. 1868.
 Referring to his petition dated
 7th September 1868 to Government which
 has been transferred to the Superintending
 Engineer for disposal. Seyagaraya Pillay
 is requested to call upon the Superintending
 Engineer on any day after the 29th of the
 current

Stated.

current month between the hours of 11 A.M.

and 5 P.M. to explain matters.

(Signed) J. J. Moberly Lieut. Col. R.E.
for Supg. Engrs. 14th Div.

True Copy.

James J. Moberly

CO. 4th Regt. B. & F.

of Rs. 475; that the work was superintended by the servants under him and petitioner paid the coolies out of the said amount advanced to him; that the superintending Engineer inspected the work & said that the work was not done properly that upon this an overseer was deputed to superintend the same, and the road was completed that Mr. Hays refused to pay him Rs. 325 which petitioner borrowed and laid out for the making of the road.

Representing that Mr. Hays misappropriated to his own use the cash

No. 1990 of 1868.

From Mr. Tyagaraja Pillay residing in Nagari of Karvet nagari, British colony, North Arcot.

Dated 7th September 1868
Recd. 10th

Brings to notice that Mr. Hays the supervisor deputed him to take up the contract of metalling the road from the Railway station at Nagari as far as the Choultry for the estimated amount of Rs. 860 and gave him an advance

Station.

money without spending the estimated amounts on the construction of works & citing certain cases in which Mr. Hays constructed roads & tunnels very badly, prays that some proper European officer may be deputed to inquire into his conduct & to render justice.

24/9/68

Superintendent Engineer

24/9/68

24/9/68

24/9/68

Under Secretary to Govt.

24/9/68

24/9/68

24/9/68

The Right Honorable His Excellency the Governor in Council
Fort Saint George.

My Lord.

With utmost respect and submission to your Lordship, I humbly petition who is an inhabitant of Salanganpally in the Zillah of Tanjore now residing at Tagari in the Zillah of Chittoor here- with enclose former petition purely translated from Tamil and crave that it may receive your Lordship's reconsideration in the Council.

On 7th September 1868 your petitioner petitioned your Lordship on certain injustice done to him by Mr. Hays the Superintendent Engineer whom I freely mentioned in the petition as having deceived the Government to the extent of Rs. 100,000. This petition was forwarded to the Superintendent Engineer;

road from the station.

~~2/10/55~~

bro (1/11)

They leave to remain
 My Cord

Adams }
3rd Nov. / 68 }

தெய்வமுமாய்
பெருந் திருநாடு

Superintending Engineer's Office
 No. 5284. 4th Division Madras.
 5th February 1869.

From
 Lieutenant Colonel J. Peard R. E.
 Acting Superintending Engineer
 4th Division.

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

Sir,
 I have the honor to return the two
 petitions from Jegaraya Pillay a Road Contractor
 which accompanied the Acting Under Secretary's
 endorsement No. 2496 dated 19th November 1868
 and to report thereon as follows.

The petition dated 3rd November 1868
 merely calls attention to the one of the 7th September
 1868, the original of which was referred to this
 office in the Acting Under Secretary's endorsement
 No. 1990 dated 21st September 1868, and in which
 Mr. Hayes the Supervisor in charge of the
 Chendragherry Range is accused.

1st Of having cheated the petitioner of a sum
 of Rs. 325 due to him for payments made
 in connexion with the premetalling of the
 road from the town of Naggerly to the Railway
 station.

Enclosure
 Petition

granted him no
 redress but verbally
 ordered him to go to
 the courts.

Prays that a pro-
 per person be ap-
 pointed to inquire into
 this case & render
 him justice.

Submits herewith
 copies of his former
 petition & of the order
 of the Superintending
 Engineer.

No. 2496 of 1868.
 Reported to the Superin-
 tending Engineer 4th Division
 for report.
 Fort Saint George 19th Novr. 1868.
 By Order

W. Harrison Esq.

Attending to Govt.

No. 2496 of 1868.
 From Jegaraya
 Pillay
 Road Contractor
 of Madras.

Dated 3rd Novr.
 1868.
 2 Enclos. N. 496/69.

States that the
 Superintending En-
 gineer to whom his
 former petition of 7th
 Septer last bringing
 to notice the fraudu-
 lent conduct of Mr.
 Hayes the Supervisor
 who referred sent him
 (petitioner) an order
 requiring his personal
 attendance in his
 office; that he did
 so & the said officer

2^c With having executed bad work on the roads at Calastiy, Naidupetta, Venkatacherry, and Cerrothamoor and

3^c With having defrauded the Government of two thirds of a lac of Rupees sanctioned for works in the Chendragherry Range.

3. The petitioner on the 15th August 1868 preferred a claim for money due for work done on the Naggery Railway Station road, though, he did not then specify the amount, and Colonel Poileau having examined into the matter disallowed it.

4. The estimate for remetalling the road (Naggery) amounted to Rupees 866 and allowed about Rupees 575 for the section on the South of the river 1 mile and 132 yards long and Rupees 285 for the portion to the North of the river 836 yards long. Mr. Hayes reports that originally the entire estimate had been given to Jegaroya Pillay, but that his operations were confined only to the Southern section where, owing to his dilatoriness, portions had to be undertaken under departmental agency. The work actually executed by the Contractor is valued at Rupees 400, and the work done by the Department and paid for by the Contractor at Rupees 175. Mr. Hayes furnishes an original acquaintance from the Contractor in which the latter acknowledges

acknowledges having obtained advances aggregating Rupees 610.13., the value of the work turned out by him and on his behalf being Rupees 572.13., or Rupees 38 less than he received.

5. This sum the Contractor promised to refund, but on his failing to do so, the Range Officer paid it out of his own pocket.

6. The measurements of the work are also vouched for by the Taluk Officer.

7. With respect to the 2^d charge, considering that it was made in Colonel Poileau's time, and that this Officer knew the roads well and took no notice of it, I presume that it is as groundless as the others which have been preferred.

8. Before this report on Jegaroya Pillay's petition was called for by Government, Mr. Hayes in his private capacity had handed over, with the permission of Colonel Poileau, all documents connected with the case to an Attorney, with a view to prosecuting the petition for defamation of character, & the action is now before the Magistrate.

9. The papers filed in the suit can be forwarded to Government if they require them.

I have the honor to be
Sir,
Your most obedient servant,
Hear
By Inspector to the
D. C.

V12

522

Public Works Department.

No 522

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 16th Feb 1869

Read the following

From The Asst Engineer (Here enter No. 5284 dated 5th February 1869).

Before passing final orders on the subject of these papers, the Government will await a report from the Superintending Engineer of the 4th Division on the result of the legal proceedings which have been instituted by Mr. Kaye against Contractor Tejaroya Pillay in the Magistrate's Court in North Arcot.

9 to Hyderabad 2nd Division
transmitted
Recd. 17/2/69

Handwritten signature

165

No 522-165 5th Feb 1869

Order No. 5284
Resolving on the
Petition from Sagaraya
Pillay a bad contractor
in the Chandrasekhar case
on certain charges brought
against Mr. Sagaraya
Pillay and returning
the Petitioners.

The Asst. Superintending Engineer
North Arcot District

The Secretary to Government
Public Works Dept

Dated 5th
Feb 1869

Cue 496
Court of 1869 Madras.

PUBLIC WORKS.

To The Superintending Engineer
4th Division

Dated

Recd.

Encl.

G. O. 16th July 1869, No. 522

Nos 455-456

Legaraya Vellay - ^{A road} Embankment.

A report from the Super Engineer of
the 4th Div on the result of the
legal proceedings which have
been instituted by Mr. Super
Engineer against Embankment
Legaraya Vellay in the
-jibates ^{part} in the N. Arch
walled.