M.R.O. 1—77,006—8-6-37.

(1) Number of pages

(2) Date of repair

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Public works **DEPARTMENT.**

G.O. No. 461 Press ~~Mis.~~

65-66

Dated 9 2 1870.

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, 9th February 1870.

No. 165. Read the following letter from Lieutenant-Colonel A. S. MOBERLY, R.E., Superintending Engineer, 3rd Division, to the Secretary to Government, Public Works Department, dated Camp at Madaksirah, Madaksirah Talook, 29th January 1870, No. 3,060:—

In April last I received a letter from the Assistant Engineer in charge of the Cumbum Range, informing me that he had been told that a suit had been filed in the Moonsiff's Court at Cumbum against the Talook Overseer for taking sand out of the bed of a river for use at the construction of the new Talook Cutcherry at Cumbum. As Lieutenant Taylor seemed to have written on mere hearsay evidence without having come to know that a suit was really filed, I took no notice of the matter, but in December I received the accompanying letter informing me that, as the Overseer had been transferred to another Talook, the suit had been preferred against him (Lieutenant Taylor), and requesting permission to appoint a Vakeel. I drew attention to paragraphs 4 and 5 of Chapter XIII. of the Public Works Code, and the accompanying letter, with enclosures, is now submitted by Lieutenant Taylor, and I accordingly request the permission of Government to Lieutenant Taylor's employing a Vakeel to defend the suit.

A.

B.

No. 166. Order thereon, 9th February 1870, No. 461.

ESTABLISHMENT, No. 17.

Before passing final orders on this letter the Government request the Superintending Engineer to report what steps have been taken for ascertaining whether the bed of the river referred to is included in the Title-deeds under which the Shrotriem is held by the plaintiff. If Lieutenant-Colonel Moberly has not yet satisfied himself upon this point, he will now place himself in communication with the Collector on the subject and report the result.

(True Extract.)

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

To the Superintending Engineer, 3rd Division, with two original enclosures.

Exd. J. Wright.

No. 3060.

Superintending Engineer's Office.
3rd Division.
Camp Madakasira, Madakasira Talook
Bellary District.
The 29th January 1870.

From,
The Superintending Engineer
3rd Division.

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

Enclosures. 2.

A

B

Sir, In April last I received a letter from the Assistant Engineer in charge of the Cumbum Range informing me that he had been told that a suit had been filed in the Moonsiff's Court at Cumbum against the Taloor Overseer for taking sand out of the bed of a river for use at the construction of the new Taloor Cutcherry at Cumbum. As Lieut. Taylor seemed to have written on mere hearsay evidence without having come to know that a suit was really filed I took no notice of the matter but in December I received the accompanying letter informing me that as the Overseer had been transferred to another Taloor the suit had been preferred against him Lieut. Taylor and requesting permission to appoint a Vakeel. I drew attention to Heads 4 and 6 of Chapter XIII of the P.W. Code and the accompanying letter with Enclosures is now submitted by Lieut. Taylor and I accordingly request the permission of Government to Lieut. Taylor's employing a Vakeel to defend the suit.

I have &c.

Lieut. Col. R.E.
Superintending Engineer 3rd Div.

P. Dept.

No 461

Proceedings No. thereof
Enclosure dated 23rd July 1870
Read the Memorandum

From the Secretary to Govt. No. 3060 dated 29th July 1870

Before leaving final orders on this letter the Government request the Superintendent to report what steps have been taken for ascertaining whether the bed of the river referred to is included in the little dooab under which the Shrotriem is held by the Plaintiff - Syed Ali Colly Mobarly has not yet satisfied himself upon this point, he will now clear himself

From,

The Superintending Engineer
3rd Division.

To,

The Secretary to Government
Public Works Department
Fort Saint George.

No. 3060

Dated 29 January 1870
Received

Suit against Kunhy Ayer for taking Sand

Requests permission to employ Vakeel to defend the

No. 165

No. 461 - 9th July 1870

in communication
with the Collector
on the subject and
report the result.

16

To
The Secy 3rd Dept with
two original enclosures.
Wash dft 9/2/70.
P.C. 15/2/70.

Cir 457

Govt. of [1870] Madras.

PUBLIC WORKS.

To The Superintending Engr.
S. Division

Dated

Read. Encl.

G. O., 9 July 1870, No. 467

Nos. 165-166

Talay Cattery at Cumbum. The Asst Engr of this Div requested to ascertain and report whether the bed of the river from which sand was taken for use at the construction of the new Talay Cattery at Cumbum in the [redacted] Taluk Div, is included in the title deed under which the Obstruction is held by the Plaff in the suit filed against the Govt Engr of this Range.