

*Proceedings of the Madras Government, Public Works Department,
31st January 1872.*

No. 606. Read the following letter from the Acting Superintending Engineer, 1st Division, to the Secretary to Government, Public Works Department, dated Dowlaishweram, 21st December 1871, No. 2,990:—

ADVERTING to the correspondence noted in the margin which has taken place between this office, the Officer in charge No. 1 Range, Godavery, and the Controller of Public Works Accounts, Madras, on the subject of an outlay of Rupees 2-5-0 incurred in conducting a suit, I have the honour to request that, under the circumstances stated by Captain Mead, you will be good enough to obtain the sanction of Government for defending the suit therein referred to at the public expense, the outlay being charged to "Contingencies."

No. 607. ORDER THEREON, 31st January 1872, No. 295.

ESTABLISHMENT, No. 46.

IN the letter above recorded the Superintending Engineer of the 1st Division requests sanction for *defending* a suit in connection with the Rajahmundry Central Jail works at the public expense and to debit to Contingencies an outlay of Rupees 2-5-0 already incurred in *conducting* the suit. The amount involved in the suit is, however, nowhere stated.

2. From paragraph 1 of Mr. Assistant Engineer Hannan's letter, No. 314, dated 30th October 1871, which forms one of the enclosures to the Superintending Engineer's communication, it appears that an advance of Rupees 2-5-0 was made for the purpose to a Pleader by the late Range Officer Captain Hasted, and that the suit on account of which the charge was incurred was instituted for the recovery of certain outstanding balances which were ordered to be written off to "profit and loss" in G. O., No. 1,223, dated the 10th May 1870.

3. It is not clear how the charge of Rupees 2-5-0 for *defending* a suit can have any connection with the G. O. just mentioned, as the adjustment of the items alluded to in those Proceedings refer to instituting, and not for defending suits.

4. From the papers now before Government, it is not possible to arrive at a correct decision, and the Superintending Engineer will be called upon to resubmit the question in a clearer form, mentioning distinctly whether any further expenses are to be incurred in connection with this case.

(True Extract.)

Colonel, R.E.,
Secretary to Government.

To the Acting Superintending Engineer, 1st Division.
" Controller of Public Works Accounts.
Exd. S. T. Augustin.

outstanding

SRFG. ENGINEER'S OFFICE, 1ST DIVISION.

DOWLAISHWARUM, 26 October 1891

No. 2277

MEMORANDUM.

Encls.

Mis. Advances.

amount advanced
to court Pleader for
the defence of a
suit — Rs 2500

With reference to the item noted
in the margin, the Assistant Engineer in charge
of 1st Range Godavery is requested to explain
why he incurred the outlay without ob-
taining the necessary sanction of Govern-
ment thro' this Office to the suit being
conducted at the Public expense.

(Ed) J. J. Fischer Major M.B.
Ag. Suptg. Engineer 1st D.

To The Assistant Engineer in charge
of 1st Range Godavery —

True Copy/

W. J. Fischer Major M.B.

Ag. Suptg. Engineer 1st D.

N^o 314

Dowlaisluweram
121 Range Office
30th October 1871

From

The Officer in Charge
121 or C. D. Range
Godavery District.

To

The Superintending Engineer
111 Division
Dowlaisluweram

Sir,

In reply to your Memo No 2277
dated 26th October 1871, I have the honor to in-
form you that the advance of Rs 2.50 therein
alluded to was made to a Court Pleader by
Captain. I asked the late Range Officer on ac-
count of charges for defending a suit filed
against him by one named P. Lakkshimputy
in connection with the suits appertaining to
the Rajahmundry Central Jail.

2

As these suits were in operation ^{at the}
time the advance was made, no further ap-
plication was made to your Office for authority
to conduct the suit at the Public expense.

3

In G. O. No 1223 dated 10th May 1871
the Government have finally authorized the

outstanding

No. 2447

From

The Superintending Engineer
1st Division

To

The Controller of
Public Works Accounts
Madras

SIR,

With reference to my remark in
the Audit note of Mr. Range's entry for August 77,
opposite the item marginally noted, I have the
honor to forward herewith for your information
copy of a letter received from the Range Office,
explaining the circumstances under which
the unmentioned outlay in question had
been incurred -

I have the honor to
Sd/ J. F. Fischer Major R.E.
Ag. Supt. Engineer R.E.

(True Copy)

W. T. Fischer Major R.E.
Ag. Supt. Engineer R.E.

outstanding balances to be written off to
Profit and Loss. but also seeing a prospect
of recovering part of the amounts due to
in favor of Government, had not withdrawn
the suits from the Court, and hence the
necessity for the statement under reference.

I have the honor to be,

Sd/ J. Hannan

Asst. Engineer

(True Copy)

W. T. Fischer Major R.E.

Ag. Supt. Engineer R.E.

Ag. Supt. Engineer

Circumstances of the
a Court Pleader for
the defence of a suit

Superintending Engrs. Office 12 G.
Dawlaishwaram 21 December 1871

No 2990

From,

Major J. D. Discher R.E.
Acting Superintending Engineer
1st Division

Colonel J. Carpendale R.E.
Secretary to Government D. P. W.
Madras

To

Sir,

Adverting to the correspondence noted in the margin, which has taken place between this Office, the Officer in charge of Range No. 1, and the Controller of P. W., accounts, Madras, on the subject of an outlay of Rs 2-5-0 incurred in conducting a suit, I have the honor to request that, under the circumstances stated by Captain Mead, you will be good enough to obtain the sanction of Government for defending the suit therein referred to, at the Public expense, the outlay being charged to Contingencies. I have the honor to be Sir

Your most obedient servant
W. T. Trichinopoly R.E.

Ag. Superintending Engrs. 12 G.

Mr 6/1837
Am: 5/1837
Enclosure
Letter No 2990 dated
21st Dec 1871
The Engrs. Office
Madras

Copy of Memo No 2277 of 25/11/71
to Range Officer -
do. of letter No 812 of 30/6/71
from Range Officer to
Super Engrs -
do. of letter No 2447 of 1/12/71
to Controller of P. W.
do. Copy of letter No 444 of 14/12/71
from Controller of P. W.
to Super Engrs -

W. Dept.
No 295.

Proceedings of the Madras Government
Und. date the 31 January 1872.
Read the following

From the Asst. Supy Engrs } S.E. No 2990 of 21 Dec 71
1st Div

In the letter above
recorded the Superintend-
ing Engineer of the
1st Division requests
sanction for defending
a suit in connection
with the Rajahmundry
Central Jail works
at the Public expense
and to debit to Contingencies an outlay of
Rupees

From 1871 Asst. Engrs
of 1st Div for 21 Dec 71
of the Asst. Engrs
1st Division

To
The Secretary to Govt
P.W.D.

Madras
Dated 21 December 1871
Received 31

No 2990
Requests to obtain sanction of Government to

defend the suit filed against
the Officer in Charge No 1
Range Godavary in con-
nection with the contract
for the Rajahmundry
Jail at Rajahmundry
No 295-31 Dec 71

Asst. Engrs
Copy sent 17 Dec 71

Copy 1/12/20-192

Ruppes 2.5 already incurred in conducting the suit. The amount involved in the suit is however no where stated.

From para 1, of Mr. Assistant Engineer Harrison's letter No 314, dated 30th October 1871, which forms one of the enclosures to the Supg Engineers' communication, it appears that an advance of Rs 2.5 was made for the purpose to a Pleader by the late Range Officer Captain Hasted, and that

that the suit on account of which the charge was incurred was instituted for the recovery of certain outstanding balances which were ordered to be written off to Profit and Loss in G. O. No 1223, dated the 10th May 1870.

It is not clear how the charge of Ruppes 2.5 for defending a suit, can have any connection with the G. O. just mentioned, as the adjustment of the items alluded to in

21-11-1917

in those Proceedings
refer to instituting, and
not for defending suits.

From the papers
now before Government,
it is not possible to
arrive at a correct de-
cision, and the Sup^y
Engineer will be called
upon to re-submit
the question in a clearer
form mentioning dis-
tinctly whether any
further expenses are
to be incurred in con-
nection with this case

Y. 12th Sept.

To

The S. D. ^{1st} Divⁿ
Contractor

Desks 1/2/17

21-11-1917

C/26183

Govt. of 1872; Madras.

PUBLIC WORKS.

To the *Asst. Superintending Engrs.*
1st. Division

Det.

Recd.

L. A. 4

G. O. 31st May 1872, No. 295.

Nos. 166 & 167

Sub. The *Asst. Engrs.* & Co.

*1st Engr. requested to submit
further information respecting
certain charge incurred in
the ~~work~~ ^{work} ~~in connection~~ ^{in connection}
with the *Rajahmundry*
Jail.*