

- (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.	1542A.	Press
B.P. No.		Mis.
Dated	11-6-	6874.
		195

Not to be folded or roughly handled

*Proceedings of the Madras Government. Public Works Department,
11th June 1874.*

No. 205A. Read the following endorsement of the District Engineer, Chingleput, dated Chingleput, 2nd June 1874, No. 698:—

From R. J. LOWRY, Esq., Executive Engineer, Chingleput Range, to Colonel F. J. MOBERLY, R.E., District Engineer, Chingleput, dated Chingleput, 27th May 1874, No. 543.

FORWARDING a summon addressed to me from the District Munsif of Trivellore to appear before him on the 16th of June 1874 to answer the claims of one Soobroy Moodelly for the sum of Rupees 719-1-7, with interest Rupees 47-7-4, for bricks supplied by him to one Rajagopaul Naidoo for the construction of the Civil Dispensary building at Conjeveram, I have the honour to request your attention to the correspondence as per margin which fully explains all the circumstances of this affair, which were briefly as follows:—

This office, No. 248, dated 10th May 1873.
Dist. Eng., „ 950, „ 15th July „
Do. „ 2,013, „ 1st Nov. „

In the months of May and June 1872 (which was before I took over charge of No. 3 Range) Mr. Ottmann finding that the Contractor Rajagopaul Naidoo had no bricks to push on with the work indented on this Soobroy Moodelly for 66,370, which that individual supplied; this was done by way of assisting the contractor, who it appears was to pay for the bricks, the price agreed upon being Rupees 298-10-7; but it also appears from this correspondence that there was a private guarantee from Mr. Ottmann to the supplier that he would see the balance, Rupees 410-7-0, paid to the contractor.

On receipt of your letter, No. 950, dated 15th July 1873, I tendered payment to plaintiff, Soobroy Moodelly, of Rupees 293-10-7, which he refused to accept, as Rajagopaul Naidoo would not consent to the whole sum, Rupees 719-1-7, being paid to Soobroy Moodelliar; I could not do anything more in the matter than retain the sums which were then, or became thereafter, due to contractor on account of work done to the dispensary.

My answer to the plaint will be—

1st.—Not indebted.

2nd.—I acknowledge Rupees 298-10-7 to be due to plaintiff, which sum I propose (with your permission) to pay into Court.

3rd.—I have nothing to do with any such private arrangement as may have been entered into between the plaintiff Mr. Ottmann and Rajagopaul for the supply of the bricks.

*1 Letter from the Local Overseer to the Assistant Engineer, No. 134, dated 18th Jan. 1873.

1 Memorandum to the Sub-Engineer, No. 1,264, dated 19th Jan. 1873.

1 Letter from do. to the Range Officer, No. 1,345, dated 24th Jan. 1873.

2 Letters from the do. do. to the do. No. A and No. 49, dated 19th Feb. and 23rd April 1873, respectively.

1 Letter from the Sub-Engineer to the Supplier.

Seven letters * on this subject, forwarded to your office with my letter, No. 248, dated 10th May 1873, were not returned; may I request you will cause them to be now sent back, as they may be necessary for the purpose of the trial.

May I request you will be good enough to obtain the permission of Government that I may defend the suit.

Proceedings of the Madras Government, Public Works Department,
11th June 1874.

SUBMITTED to Government for orders.

(Signed) F. J. MOBERLY, Colonel, R.E.,
District Engineer, Chingleput.

No. 205B.

ORDER THEREON, 11th June 1874, No. 1,512A.

ESTABLISHMENT, No. 12A.

His Excellency the Governor in Council authorizes the defence of this suit, in the first instance, at the public expense. A report on the result will in due course be submitted, when the final orders of the Government will be passed.

2. A copy of the plaint in full should have been submitted in accordance with paragraph 5 of Chapter XIII. of the Code, and the attention of Government should have been called to the previous correspondence on this subject and the dates and numbers of letters quoted.

(True Extract.)

(Signed) G. W. WALKER, Colonel, R.E.,
Secretary to Government.

To the District Engineer, Chingleput.

Erd. E. C. Shunker.

Spare Copies

S. R. Veparthi

Proceedings of the Madras Govt.
Read the following:

From

The District Engineer
Chingleput

(H.E. No. 698 of 2 June/74)

His Excellency the Governor in Council authorizes the defence of this suit in the first instance at the public expense. A report on the result will in due course be submitted when the final orders of the Govt. will be passed. The attention of the District Engineer Chingleput is called to the careless manner in

A copy of the Plaint in full has been submitted.

The attention of Mr. Shunker has been called to the previous correspondence on this subject and the dates and numbers of letters quoted.

in which the papers
have been submitted
for the orders of look-
ing reference whatever
having been made
to previous correspondence
although the question
has already come
under notice in Pro-
ceedings of the 28th Decem-
ber 1873 & 28th Dec. In
all future correspondence
with Government the
District Engineer
will be expected to
give distinct and
specific reference
to former proceedings
and ~~be submitted to~~ G.M.W.
~~to be submitted to~~
full

full and detailed man-
~~ner as well as possible~~
~~immediate orders to~~
~~be passed~~
G.M.W.

Mr. G.M.W.
The District Engineer
will be expected to
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specific reference
to former proceedings
and be submitted to
G.M.W.

G.O. No 1542 A. dated
11th June 1874. P. H. Dept
Proceedings of the Madras Government
Read the following:-

From the District Engineer
Chingleput } (N.B. No 698 of 2nd June
1874.)

His Excellency the
Governor in Council
authorizes the defence
of this suit in the
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the public expense.
A report on the re-
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of the Court will be passed.
2. A copy of the Plaint
in full should have
been submitted in
accordance

accordance with provisions
of Chapter XIII of the
Code and the attention
of Govt. should have
been called to the previous
correspondence on this
subject and the dates
and numbers of letters
quoted.

C.M.W.

205 A-205 B

D. 13 June 74
R.D. 11/6/74

To The Atty. General

Mr. S. de la Cruz to Atty. General
Enc. 18/6/74
S. de la Cruz 24/6/74

3338a
Gobt. of 1874 Madras.

PUBLIC WORKS.



To

The Dist. Insp.
Chingleput

Dated

Recd.

Encl.

G. O. 11 June 1874, No. 15425

Nos. 205A-205B.

Suit The defence of the
suit instituted by one
Soohey Moodally for
payment for bricks
supplied for the Civil
Dispensary at Conjeevaram
in the Chingleput District
authorized at the public
expense a report on the re-
suit to be submitted in
due course.

11/0/75

11/0/75