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# MADRAS RECORD OFFICE

## Government of Madras

*Public Works*

DEPARTMENT

|          |      |       |
|----------|------|-------|
| G.O. No. | 1627 | Press |
| B.P. No. |      | Mis.  |
| Dated    | 17-6 | 1953  |
|          |      | 1874  |

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,  
17th June 1874.*

Read the following letters:—

No. 363. From W. FRASER, Esq., C.E., District Engineer, Kurnool, to Colonel G. W. WALKER, R.E., Chief Engineer, Public Works Department, dated Koilkuntla, 6th March 1874, No. 1,131.

I HAVE the honour to inform you that when I left Kurnool to take charge of the Nundial Range, I left at the District Office Parthasaradi Moodelliar, the copyist, to prepare a registry of the old records, and Appavoo Moodelliar, two gumastas in charge of stores, stationery, etc.

2. A few days ago I was informed by the Police Inspector at Kurnool, that a man was arrested for selling public records in the bazaar; that seeing they were records of the Department Public Works he brought them and the seller to the District Office, when the man pointed out Parthasaradi and Appavoo as the persons who gave him the records to sell; their value was said to be about 6 Rupees.

3. I placed the matter in the hands of the Police, with a request that the parties should be prosecuted if there was sufficient evidence against them.

They have since been arrested, and let out on bail.

I have sent in the Accountant, Vencoba Rao, to take charge of the office. I shall report further proceedings.

No. 364. From Captain R. F. TAYLOR, Acting District Engineer, Kurnool, to Colonel G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Camp Pagidial, 19th May 1874, No. 27.

IN continuation of my letter, No. 1,131, dated 6th March 1874, I have the honour to observe that the Magistrate who tried the two writers implicated in the robbery of certain old records belonging to the District Office has acquitted both of them; so far as the second prisoner, Appavoo Moodelliar, is concerned, nothing has been advanced to prove that he was in any way connected with the alleged theft, I have therefore directed him to return to his usual duties. In regard to Parthasaradi Moodelliar however, the Magistrate is of opinion that "the delay which took place in the trial of this case had rendered ample opportunity to the 1st prisoner (i.e., Parthasaradi) to buy up witnesses on the prosecution side." There is, however, nothing (in the register of proceedings of the trial) to enable me to form a decision (on so grave a matter) either for, or against this man; the Magistrate also is careful in recording the above remark as an opinion, and not as a fact. I do not, however, consider that I should be justified in allowing this man to revert to his post; he was left in special charge of the records by Mr. Fraser, with orders to register and arrange them, and though these old papers were lying in an out-office still the man must have known they were public property, and just as much in his charge as any other document; I therefore consider that for the gross carelessness evinced by him he should be reduced one step, so that for the future he will draw Rupees 15 a month instead of Rupees 20. As the man is young and quick and smart at his work, and as the stolen property was valued at only 6 Rupees, he might be allowed to revert to his original post six months hence, should the then District Engineer approve of his behaviour.

*Proceedings of the Madras Government, Public Works Department,  
17th June 1874.*

2. I enclose a copy of the investigation for your perusal.

No. 365.

ORDER THEREON, 17th June 1874, No. 1,627.

ESTABLISHMENT, No. 23.

His Excellency the Governor in Council observes that the District Engineer may deal with the defendants in the trial in question as he proposes but desires the transfer of Parthasaradi to an office out of Kurnool.

2. The only result of the trial is to show the extreme disorder of Public Works affairs in the Kurnool District, and it is probable that apparently unavoidable delay has been prejudicial to the ends of justice.

(True Extract.)

Colonel, R.E.

Secretary to Government.

To the District Engineer, Kurnool.

*[Handwritten notes and signatures in the right margin, including "2" and "2/10/74"]*

Copy of the Office. That although the papers were  
 deposited at Public Works in Kurnool District

Calendar of persons tried before *H. Subba*

| 1               | 2                                                                                                                                          | 3                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 4                                                                                                                                                                                                                                                  | 5                                                                                                                                                                                                  | 6                                           |
|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|
| No. of the case | Name and description of the accused.                                                                                                       | Copy of the charge or substance of the complaint.                                                                                                                                                                                                                                                                                                                                                                                                                                              | Name of complainant.                                                                                                                                                                                                                               | Names of witnesses for the prosecution.                                                                                                                                                            | Names of witnesses for the defence, if any. |
| 18 of 1874      | 1. V. Parthasaradhy<br>Shood son of<br>Lachmana Shood<br>Vellala Vishnu<br>2. M. Appavudrao<br>son of Varadaraj<br>Shood Velama<br>Vishnu. | 1. That you on or about the 21 <sup>st</sup> day of February 1874 at Kurnool committed criminal breach of trust as public servant and that you have thereby committed an offence punishable under section 409 of the Indian Penal Code. - and<br>2. That you on or about the 21 <sup>st</sup> day of February 1874 at Kurnool committed theft as servants and that you have thereby committed an offence punishable under section 381 of the I.P.C. 24: Idem, prior and under my cognizance. - | 1. Capt. R. F. Taylor<br>2. B. Whimam<br>3. S. Kistaya<br>4. V. Gopaladas<br>5. G. Marigadas<br>6. R. Latchigada<br>7. Rudrugada<br>8. Gauraya<br>9. Arumugam<br>10. Karasam<br>11. Mohidindal<br>12. Chenchaya<br>13. Adirappa<br>14. Kassim Sali | 1. G. Govind<br>2. M. Subi<br>3. S. Strina<br>4. Balar<br>5. Korale<br>6. Komle<br>7. swam<br>8. by the<br>9. reply<br>10. the<br>11. first<br>12. prisoners<br>13. Idem, prior<br>14. Idem, prior |                                             |

The citation. Witness denies existence of any end  
 that the 3<sup>rd</sup> witness came, saw papers, and went  
 5. 3<sup>rd</sup> Witness contradicts the statement

1874 Department  
 The District Engineer  
 Kurnool

The Chief Engineer  
 28/7

Dated 6<sup>th</sup> March 1874.  
 A.S. 11

C.O. No. 1131-6-74.  
 Reports that the copyist  
 and the 2<sup>nd</sup> scribe  
 were suspected to have  
 sold certain records  
 of the District Office and  
 that the matter was placed  
 in the hands of the P.H.S.

No 1135  
 With an Order.

By the District Engineer  
 Kurnool  
 28/7/74

For particulars

Recorded following the receipt of

No 1135

Ann

No 1135

with charge sheet before the District <sup>2</sup>Magistrate, who on the 11<sup>th</sup> March, referred the case to me, before I joined the District. I had to wait till I was invested with the 1<sup>st</sup> Class powers, which was published only in the Fort Saint George Gazette dated 8<sup>th</sup> Instant and which I read only on the 11<sup>th</sup> Idem. The lamentable death on the same day of Mr Fraser being the 1<sup>st</sup> and important witness in the case having been reported on the 13<sup>th</sup>; - the trial has been commenced on the 14<sup>th</sup>. As the late Mr Fraser was on Circuit till 8<sup>th</sup> Idem, the case could not have been taken up earlier under any circumstances. -

2. 1<sup>st</sup> witness Captain Taylor Executive Engineer and Official Successor to the late Mr Fraser, deposed that 1<sup>st</sup> and 2<sup>nd</sup> prisoners have been employed in the Kurnool District Engineer's Office; the 1<sup>st</sup> prisoner was practically and actually doing a record keeper's duty and the 2<sup>nd</sup> had been occasionally required to assist the former. - From reading some of the papers No. 1 before the Court, witness supposed that they belong to P. W. D. and as far as his knowledge goes of the departmental practice, such papers have been only destroyed and not put up to sale. -

3. 4<sup>th</sup> witness the Head Clerk in the District Engineer's Office states that none had charge of the records particularly; but since November 1873, part of the records were in charge of the 1<sup>st</sup> prisoner, during the absence of the District Engineer who returned to his Head Quarters on the 8<sup>th</sup> Instant; the 2<sup>nd</sup> prisoner though had special charge of the stores, was also required to assist the 1<sup>st</sup> prisoner, who had the

No

From the

Dated

Received

187

Calendar in Case No.

of 187

for your perusal.

June 1874, No. 1,627.

His Excellency

L. 1874  
The District Engineer  
Kurnool

The Chief Engineer  
27/11

Dated 6<sup>th</sup> 2<sup>nd</sup> March 1874  
A.D. 11<sup>th</sup>

Q. B. No. 1027/11-6-74  
Reports that the Officer  
and the 2<sup>nd</sup> Assistant  
were suspected of having  
sold certain records  
of the District Office and  
that the matter was placed  
in the hands of the Police.

M. T. W.  
With an Order.

Copy of the Office. That although the papers  
of the Department of Public Works in Kurnool District

Calendar of persons tried before H. Subba Rowgam Additional Dy Magistrate, Kurnool.

| 1               | 2                                                                                                                                       | 3                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 4                                  | 5                                                                                                                                                                                                                           | 6                                                                                                                                                                                                                     | 7                                                                                                                                                                                                                                                                                                                                                                                                                       | 8                                                                                                                                                                                                                                                                                                                                                                                                                           | Date of                     |                             |                             |                              |           | 14                    |
|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|-----------------------------|-----------------------------|------------------------------|-----------|-----------------------|
|                 |                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                    |                                                                                                                                                                                                                             |                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                             | 9                           | 10                          | 11                          | 12                           | 13        |                       |
| No. of the case | Name and description of the accused.                                                                                                    | Copy of the charge or substance of the complaint.                                                                                                                                                                                                                                                                                                                                                                                                                            | Name of complainant.               | Names of witnesses for the prosecution.                                                                                                                                                                                     | Names of witnesses for the defence, if any.                                                                                                                                                                           | Statement of the evidence and grounds of conviction.                                                                                                                                                                                                                                                                                                                                                                    | Finding and Sentence.                                                                                                                                                                                                                                                                                                                                                                                                       | Offence.                    | Complaint.                  | Apprehension or appearance. | Commencing trial.            | Sentence. | Explanation of delay. |
| 18 of 1874      | 1. V. Parthasarady<br>Mood's son of<br>Lachmana Mood<br>Vellala Vishnu<br>2. M. Appavubra<br>son of Varadaray<br>Mood Velama<br>Vishnu. | 1. That you on or about the 21 <sup>st</sup> day of February 1874 at Kurnool committed criminal breach of trust as public servant and that you have thereby committed an Offence punishable under section 409 of the Indian Penal Code. — and<br>2. That you on or about the 21 <sup>st</sup> day of February 1874 at Kurnool committed theft as servants and that you have thereby committed an Offence punishable under section 381 of the I.P.C. and under my cognizance. | Captain P. F. Taylor Dy Magistrate | 1. Capt. P. F. Taylor. 2. B. Bhimanna. 3. S. R. Kistaya. 4. V. Gopaladas. 5. G. Marigadas. 6. R. Latchigada. 7. Rudrugada. 8. Gauraya. 9. Krumingam. 10. Narasimma. 11. Mohidindal. 12. Chenchaya. 13. Adirappa. 14. Kasim. | 1. G. Marigadas. 2. B. Bhimanna. 3. S. R. Kistaya. 4. V. Gopaladas. 5. G. Marigadas. 6. R. Latchigada. 7. Rudrugada. 8. Gauraya. 9. Krumingam. 10. Narasimma. 11. Mohidindal. 12. Chenchaya. 13. Adirappa. 14. Kasim. | On the 21 <sup>st</sup> Febry 1874 some papers were found in the house of the Offence specified and as they appeared to have belonged to the District Engineer's Office intimation was given to the late Mr. Fraser District Engineer by the Police. That Officer left the matter entirely in the hands of the Police, suspecting the first prisoners about them. On the 24 <sup>th</sup> Idem, prisoners were produced | The court finds that the prisoners Parthasarady and Appavubra are not guilty in the charge viz that they committed Criminal Breach of trust as public servants and that they have thereby committed Offences punishable under sections 381 & 409 of the Indian Penal Code and the court directs the said prisoners Parthasarady and Appavubra be acquitted and released under section 220 of the Criminal Procedure Code. — | 1874. 21 <sup>st</sup> Feb. | 1874. 22 <sup>nd</sup> Feb. | 1874. 27 <sup>th</sup> Feb. | 1874. 14 <sup>th</sup> April | 27        |                       |

The Station. Witness denies existence of any im.  
that the 3<sup>rd</sup> witness came, saw papers, and went a.  
5. 3<sup>rd</sup> Witness contradicts the statement  
1874. 27<sup>th</sup> Feb.

Row 100 Additional Dy Magistrate, Karnool.

|                                                                                                                                                                                                                                                                                                                                                                             |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |   |  |                             |                             |                             |                             |           |                       |
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| 7                                                                                                                                                                                                                                                                                                                                                                           |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  | 8 |  | 9                           | 10                          | 11                          | 12                          | 13        | 14                    |
| Statement of the evidence and grounds of conviction.                                                                                                                                                                                                                                                                                                                        |  | Finding and Sentence.                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |   |  | Date of                     |                             |                             |                             |           |                       |
|                                                                                                                                                                                                                                                                                                                                                                             |  | 3                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |   |  | Offence.                    | Complaint.                  | Apprehension or appearance. | Commencing trial.           | Sentence. | Explanation of delay. |
| On the 21 <sup>st</sup> Feb 1874 some papers were found in the 2 <sup>nd</sup> witness's house and as they appeared to have belonged to the District Engineer's Office intimation was given to the late Mr Fraser District Engineer & Police. That Officer dated 26 <sup>th</sup> Idem left the matter entirely in the hands of Police, suspecting the papers were produced |  | The court finds that the prisoners Parthasarathy and Appanna Mooddy are not guilty of the Offence specified in the charge viz that they committed Criminal Breach of trust as public servants and also theft as servants and that they have thereby committed Offences punishable under sections 381 & 409 of the Indian Penal Code and the court directs the said prisoners Parthasarathy and Appanna Mooddy be acquitted & released under section 220 of the Criminal Procedure Code. |  |   |  | 21 <sup>st</sup> Feb. 1874. | 22 <sup>nd</sup> Feb. 1874. | 27 <sup>th</sup> Feb. 1874. | 1 <sup>st</sup> April 1874. | 27        |                       |

copy of the Office. That although the papers were in the Department of Public Works in Karnool District and lost from the District Engineer's Office removal of papers... Witness admitted that public records from 1841 to 1871 form the papers in file books of the District Gazette of 1872 and 1873 Fraser as he was not giving public papers regularly. 2<sup>nd</sup> Witness states that the 1<sup>st</sup> Prisoner where he and 3<sup>rd</sup> Witness were at 12 A.M. on the about the price of papers. After some conversation at 5 o'clock that evening, (witness contradicted again) that he would arrange to deliver over the papers happens not to be open by that time. The man lying on the floor inside of his house. He was immediately brought and left them there, and that they 14<sup>th</sup> witness to bring 8<sup>th</sup> witness a Police Head Constable accordingly they both came at 7 A.M., that at 8<sup>th</sup> witness asked him (witness) where he had been sent by 1<sup>st</sup> prisoner. At 1/2 past 12 and left in his house. On being questioned, 5<sup>th</sup> witness papers, and the prisoner was coming behind. prisoner did not come, and thereon 8<sup>th</sup> witness to the station. Witness denies existence of any evidence that the 3<sup>rd</sup> witness came, saw papers, and went to 5<sup>th</sup>. 3<sup>rd</sup> Witness contradicts the statement of the 1<sup>st</sup> witness and the 5<sup>th</sup> witness and says that the papers were not in the hands of the 1<sup>st</sup> prisoner.

By Magistrate, Kurnool.

| 8                     | 9 | 10 | 11 | 12 | 13 | 14 |
|-----------------------|---|----|----|----|----|----|
| Date of               |   |    |    |    |    |    |
| Finding and Sentence. |   |    |    |    |    |    |
| 3                     |   |    |    |    |    |    |

The court finds that the prisoners Parthasarathy and Appanna Moorthy are not guilty of the Offence specified in the charge viz that they committed Criminal Breach of Trust as Public servants and also theft of servants and that they have thereby committed Offences punishable under sections 381 & 39 of the Indian Penal Code and the Court directs the said prisoners Parthasarathy and Appanna Moorthy be acquitted & released under section 220 of the Criminal Procedure Code.

by the Office. That although the papers before the Court seem to have been connected with the Department of Public Works in Kurnool District, he cannot say whether they were really existed in and lost from, the District Engineer's Office and that he suspects the prisoners for the removal of papers. Witness admitted that District Gazette of November 1873 as well as public records from 1841 to 1871 form the papers <sup>discovered</sup> and the missing of several pages in the file Books of the District Gazette of 1872 and 1873, he attributes, to the neglect of the late Mr. Fraser as he was not giving public papers regularly in the Office.

4. 2<sup>nd</sup> Witness states that the 1<sup>st</sup> Prisoner came to and sat down, in the shop of one Singaya where he and 3<sup>rd</sup> Witness were at 12 A.M. on the 3<sup>rd</sup> Moharam last; 3<sup>rd</sup> witness asked the prisoner about the price of papers. After some conversation, the prisoner at last promised to send papers at 5 o'clock that evening, (witness contradicted again that it was 5 A.M. the next morning) stating that he would arrange to deliver over the papers in his (witness's) house, if the 3<sup>rd</sup> witness's shop happens not to be open by that time. The next morning at half past 6 A.M., he saw some papers lying on the floor inside of his house. He was informed by one Lalma, that one Boyi and another Arva brought and left them there, and that they were shortly expected with another bundle. He sent 11<sup>th</sup> witness to bring 8<sup>th</sup> witness a Police Head Constable, as the latter owed him some money; accordingly they both came at 7 A.M., that after talking a while for the return of the loan, 8<sup>th</sup> witness asked him (witness) where he got papers. He replied that it was alleged to have been sent by 1<sup>st</sup> prisoner. At 1/2 past 7, 5<sup>th</sup> witness brought another bundle of papers and left in his house. On being questioned, 5<sup>th</sup> witness said that it was 1<sup>st</sup> prisoner who sent the papers, and the prisoner was coming behind. Although they all waited till 9 A.M., the 1<sup>st</sup> prisoner did not come, and thereon 8<sup>th</sup> witness took charge of the papers No. 1 and removed them to the station. Witness denies existence of any enmity between him and the 1<sup>st</sup> prisoner and also states that the 3<sup>rd</sup> witness came, saw papers, and went away, before the arrival of the 8<sup>th</sup> witness to his house.

5. 3<sup>rd</sup> Witness contradicts the statement of the 2<sup>nd</sup> witness, by stating that the 1<sup>st</sup> Prisoner thereby that the 1<sup>st</sup> prisoner did not step into the witness's shop) and that he and 2<sup>nd</sup> witness went away without giving any reply to the deponent who offered to pay Rs 1-12-0 per pound of waste papers. Witness also stated during the examination in chief on the 14<sup>th</sup> that 8<sup>th</sup> 5<sup>th</sup> and 2<sup>nd</sup> witnesses and 5 or 6 Mussalmans were present when he sent next day at 7 1/2 A.M. for some gunny bags to the 2<sup>nd</sup> witness's house; the 5<sup>th</sup> witness was asked by the 8<sup>th</sup> as to who sent papers No. 1 and that he (deponent) left the same without having any reply from the 5<sup>th</sup> witness. Whereas in cross examination on the 14<sup>th</sup> Instant, witness brought the 1<sup>st</sup> Prisoner's name also, as having been present with 8<sup>th</sup> witness in the 2<sup>nd</sup> witness's house.

6. 5<sup>th</sup> Witness a palanquin bearer, says that at 7 A.M. the 1<sup>st</sup> Prisoner came to Masum said Darga at 11 1/2.

(4)<sup>th</sup>  
room the door of which facing to the west (witness refers to the store room). These were papers  
two boxes 1<sup>st</sup> and 2<sup>nd</sup> Prisoners took the witness in the said room. Witness and the  
tied up a bundle as much as papers his Cumbly contained. Witness took the load on his head  
and that he and 1<sup>st</sup> prisoner went and reached the 2<sup>nd</sup> witness house at about 10 A.M., and  
put down the papers in his house during the absence of the 2<sup>nd</sup> witness at home. Witness and the  
1<sup>st</sup> Prisoner again went to the same bungalow. The 1<sup>st</sup> Prisoner sent a gardener (10<sup>th</sup> witness) who had  
a bottleful milk which were then drawn by him of a she goat) with the milk bottle, to some one  
the fort and another person (11<sup>th</sup> witness) to the bazaar to buy 25 betel leaves for him. After  
they had gone, another bundle of papers from the same room, had to be tied up, and the 1<sup>st</sup> Prisoner  
directed that the deponent should take it also to the 2<sup>nd</sup> witness house. Witness had his  
alighted twice on his way in expectation of the 1<sup>st</sup> Prisoner as he did not accompany him. He  
last as the 1<sup>st</sup> Prisoner was coming behind at 10 yards distance. Witness reached at 11 A.M. and  
left the papers in the same place. Witness went into the house and the  
where the deponent had been. Witness wished to take papers  
remain as they are I will  
went outside of the house.

6<sup>th</sup> and 7<sup>th</sup> witnesses corroborate statement of the 5<sup>th</sup> witness to the effect, that  
the latter accompanied the 1<sup>st</sup> Prisoner, for Cooly at 7 A.M. and know nothing else. 6<sup>th</sup> Witness  
does not however say that he went to the 1<sup>st</sup> Prisoner first, before 5<sup>th</sup> Witness engaged for him.  
8<sup>th</sup> Witness states, that on the 21<sup>st</sup> February last at 8 A.M. while he was in the  
Station, he was called by the 2<sup>nd</sup> witness in person to go to his house and make enquiries  
about some papers brought by 1<sup>st</sup> Prisoner as he feels suspicious about them; that he  
went alone with the said witness to his house and found 12<sup>th</sup> and 13<sup>th</sup> witnesses there, that he saw  
papers lying on the floor in the said house; that the deponent was told that 1<sup>st</sup> Prisoner was  
shortly expected with another bundle of papers, he went back to the Station, telling the 2<sup>nd</sup>  
witness to send word to him if 1<sup>st</sup> Prisoner brings papers again. Having heard that papers  
were again brought, he went to the said house at 8 1/4 O'clock and saw 5<sup>th</sup> witness putting  
down public papers on the floor, from his Cumbly. On being questioned 5<sup>th</sup> Witness told that a  
writer in the Cutchery employed him to carry the load. At the same time 1<sup>st</sup> Prisoner came  
sat down on a pial in front of the said house, and admitted that the papers were his. The Deponent  
states that 12<sup>th</sup> 13<sup>th</sup> and 14<sup>th</sup> witnesses being servants of the 2<sup>nd</sup> witness, as well as the latter were  
present at the time; that the prisoners the

2<sup>nd</sup> and 8<sup>th</sup> witnesses  
7<sup>th</sup> witness  
1<sup>st</sup> Prisoner  
witness left papers  
witness heard

before the Court seem to have been connected with it, he cannot say whether they were really existed or not, and that he suspects not the prisoners for the District Gazette of November 1873, as well as the discovery and the missing of several pages in the 73, he attributes, to the neglect of the late Mr. [?] in the Office.

1. [?] came to and sat down in the shop of one [?] 2. Inoharam last; 3. witness asked the prisoner, the prisoner at last promised to send papers at [?] that it was 5 A.M. the next morning, stating [?] in his (witness's) house, if the 3. witness's shop [?] morning at half past 6 A.M. he saw some papers [?] formed by one Lalma, that one Boyi and another [?] were shortly expected with another bundle. He sent [?] on table, as the latter owed him some money, [?] after talking a while for the return of the loan, [?] not papers. He replied that it was alleged to [?] 4. 5. witness brought another bundle of papers. [?] witness said that it was [?] prisoner, who sent the [?] Although they all waited till 9 A.M. the 1. [?] to charge of the papers [?] and removed them to [?] unity between him and the 1. prisoner and also state [?] way, before the arrival of the 8. witness to his house. [?] of the 2. witness by stating [?] + [?]

part; that he afterwards followed the 5. [?] Engineer's Office, and pointed out 1. and 2. [?] two boxes in a room; that the Prisoners [?] not arrest them, for he cannot do so without [?]

9. witness a Muchi exonerates [?] and states that Gazette files were always in [?] it on 2 or 3 occasions to the 4. witness.

10. witness a gardener denies having [?] that the she goat of Mr. Fraser was giving no [?] of the said gentleman had access to move in [?]

11. witness also denies to his having [?] states that on the day of the discovery of papers, the [?]

12. 13. and 14. witnesses being servants [?] been present in the 2. witness's house when 5. [?] the 14. witness further states that he did not go [?] house, as the latter deposed.

13. 14. Prisoner put in a writ [?] upon him, but admitted in his deposition that [?] the District Engineer's Office, and that he [?] in June 1873 reported that he heard one Darmiah [?] that the 2. witness had grudge towards him, because [?] 2. witness keeps.

14. 2. Prisoner also denied the [?] at home at the time alleged by the 5. witness, [?]

15. On the defence side, 1. witness says [?]

...who took him at 10.30 A.M. to the District  
prisoners as having given him papers...  
...ied having done so and that the deponent did  
the previous sanction of the office head. —  
prisoners from all responsibility about records  
complete in that Office and he had reported about

...seen 5<sup>th</sup> witness at any time, and also states  
3<sup>rd</sup> and that the horsekeepers and other servants  
side of the Office. —

...ing seen 5<sup>th</sup> witness with the Prisoners and  
2<sup>nd</sup> Prisoner was at home at 1/2 past 7 A.M. —  
...ts of the 2<sup>nd</sup> Witness totally deny to their having  
...times alleged to have brought papers second time, and  
...to 8<sup>th</sup> Witness, and bring him to the 2<sup>nd</sup> Witness.

...then defence, denying totally the charges brought  
...the papers found by the Police were belonged to  
...any, but they were stolen. That he had formed  
...selling papers. It also cited witnesses to prove  
...he had connection with one who had formed

...arge and cited witnesses to prove that he was  
...as he handed over papers from the store room.  
...thing as he said anything directly. 2<sup>nd</sup> 3<sup>rd</sup> and 4<sup>th</sup>

12  
produced by the 13<sup>th</sup> Witness, as having been brought  
with their original form and without being  
recently by the Postal Officials at Kurnool. —  
23. In conclusion I am of opi  
not either sufficient or trustworthy to find  
against them. —

24 Papers No. 1. will be made

Addl Dy Magistrate's Office  
Kurnool 9<sup>th</sup> May 1874

Comptroller (7)  
Capt H. S. Midwayre

...gives a decision (on so grave a matter)  
either for, or against this man; the Magistrate  
also is careful in recording the above remarks as an  
opinion, and not as a fact; I do not however

...who took him at 10 A.M. to the District  
...as having given him papers from one of the  
...ied having done so and that the deponent did  
...the previous

prisoners  
...mplet

...ing seen  
...2nd Pri  
...to of the  
...tress alleg  
...to 8th

...then defense  
...the papers  
...saying  
...he

478:281  
4/1/1874  
4/1/1874  
4/1/1874

...

District Engineer's Office  
Camp, Pagidial 19 May 1874.  
The District Engineer,  
Tumool.

The Chief Engineer D.P.H.  
Madras.

In continuation of my letter  
dated 6th March/74 I have the honor to  
state that the Magistrate who tried the two  
implicated in the robbery of certain old  
belonging to the District Office has  
admitted both of them, so far as the 2nd prisoner  
in Woods is concerned nothing has been  
admitted to prove that he was in any way connected  
with the alleged theft, I have therefore directed him to  
perform his usual duties; in regard to Panthasara  
however the Magistrate is of opinion  
that the delay which took place in the trial of this  
induced ample of opportunity to the  
Panthasaraady to buy up witnesses on  
"prosecution side". There is however nothing  
in the registers of Proceedings of the trial to enable  
me to form a decision, (on so grave a matter)  
either for, or against this man; the Magistrate  
also is careful in recording the above remarks as an  
opinion, and not as a fact; I do not however

...from  
...as he said anything directly. 2nd 3rd and 4th

... who took him at 10 A.M. to the District  
... in a public sale, that public letters and receipts  
... destroyed and defaced, had to be sold very  
... opinion that the evidence adduced in this case, is  
... either of the Prisoners guilty of the charges brought  
... over to the District Engineer of Kurnool. -

(Signed) N. Subba Row  
Addl Dy Magistrate. -

(True Copy)

(K. Subba Row)  
Additional Dy Magistrate.

W. F. Searcy Esq. Capt.

... he had connection with one who was gangster

... and cited witnesses to prove that he  
... as he handed over papers from the store

... nothing as he said anything directly. 2<sup>d</sup>, 3<sup>d</sup> and 4<sup>th</sup>:

From,

RV 5  
District Engineer's Office  
Camp, Pagidial 19 May 1874.  
The Dy District Engineer,  
Kurnool.

The Chief Engineer S.D. H.  
Madras.

Sir,  
In continuation of my letter  
No 1131 dated 6<sup>th</sup> March/74 I have the honor to  
observe that the Magistrate who tried the two  
writers implicated in the robbery of certain old  
records belonging to the District Office has  
acquitted both of them, so far as the 2<sup>d</sup> prisoner  
Appiah Moola is concerned nothing has been  
advanced to prove that he was in any way connected  
with the alleged theft, I have therefore directed him to  
return to his usual duties; in regard to Pantham  
dy Moola however the Magistrate is of opinion  
that the delay which took place in the trial of this  
case had rendered ample of opportunity to the  
prisoners (ie. Pantham dy Moola) to bring up witnesses on  
the prosecution side. There is however nothing  
in the register of Proceedings of the trial to enable  
me to form a decision (on its merits) as to whether  
either for, or against the man; the Magistrate  
also is careful in recording the above remarks as an  
opinion, and not as a fact; I do not however

8  
considers that I should be justified in allowing  
this man to revert to his post, he was put in special  
charge of the records by Mr. Fraser, with orders to  
register, and arrange them, and though these  
old papers were lying in an out-Office, still the  
man must have known they were public property,  
and just as much in his charge as any other  
document, I therefore consider that for the gross  
carelessness evinced by him he should be reduced  
one step, so that for the future he will draw Rs 15  
a month instead of Rs 20. As the man is  
young, and quick, and smart at his work, and  
as the stolen property was valued at only six  
rupees, he might be allowed to revert to his original  
post six months hence, should the then District  
Engineer approve of his behaviour.

I enclose a copy of the investigation for  
your perusal.

I have the honor to be

Sir

Your Most Obedient Servant

W. H. L. Captain

As District Engineer.

The Chief Engineer  
 P. W. D. Department  
 Dated 19th May 1874  
 Recd 25th May 1874  
 No 27  
 Encl (1) Encl  
 E. G. No. 1627  
 Informs the final  
 decision of the case  
 against 2 of his officers  
 by the D. J. Magistrate  
 who tried it and  
 gives his opinion  
 as to what should  
 be done with them

No 364

Recd 6 July 24-5-74

P. W. D.

Proceedings of the Madras Government,

Read the following:-

From the D. J. Magistrate - (H.E. No. 1131 of 6 March 1874)  
 From the Actg. D. Engineer - (H.E. No. 27 of 19 May 1874)  
 Thurnoob

His Excellency the  
 Governor in Council ob-  
 serves that the D. Engineer  
 may deal with the de-  
 fendants in the trial  
 in question as he proposes  
 but desires the transfer of  
 Parthasarathy to an office  
 out of Thurnoob.

The only result of  
 the trial is to show the  
 extreme

extreme disorder of Pub-  
 lic Works affairs in the  
 Kurnool District, and  
 it is probable that ap-  
 parently unavoidable  
 delay has been preju-  
 dicial to the ends of  
 justice.

Ann.

363-365

Govt. Secy. Kurnool  
 1. Copy despatch 25/6/11

P. W. D.

Proceedings of the Madras Government,  
 1894.

Read the following:-

Shri S. S. Srinivas  
 Kurnool (No. 6-12-27 dated  
 19 Aug 1914)

The following is  
 a copy of the letter  
 from the District Engineer  
 to the District Officer  
 dated 19th August 1914  
 in which the District Engineer  
 states that the District Engineer  
 has been directed to  
 transfer the District Engineer  
 to the District Engineer  
 on 19th August 1914.

extreme disorder of public  
works affairs in the Bur.

1608

307

now District under the

late Mr. Fraser (left the

delay in trying the case

which is referred to by

the Dy Magistrate as

alone sufficient to have

nullified the proceedings.

is wholly attributable

to the Magistrate's con-

duction.

Ans.

And say  
And it is probable that  
apparently unavoidable  
delay has been produced  
by the hands of justice

of date

GOVERNMENT OF INDIA  
PUBLIC WORKS.



The Dist. Inpr.  
Kinnool

Encl *Amr*

*Plum* No. 1527

No. 363455

Ordinary of Kinnool  
of his records - Reporting  
reason the report  
of the acquittal of  
the persons charged  
with the robbery &  
their future employ-  
ment & remarking  
on the disorderly state  
of P.W. affairs in the  
district -