

(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.	3456	Press
B.P. No.		Mis.
Dated	9. 12.	1974.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
9th December 1874.*

No. 170. Read the following letter from Captain H. M. VIBART, R.E., District Engineer, Bangalore, to Colonel G. W. WALKER, R.E., Chief Engineer, Public Works Department, dated Bangalore, 18th November 1874, No. 169:—

I HAVE the honor to forward copies of the appeal judgment and decree in the case of Mooneevencatapa vs. Mr. J. W. Taylor and Captain H. M. Vibart, R.E. I have had considerable difficulty in obtaining these copies, as my Pleader, Mr. J. W. Hayes (although frequently desired by letter to obtain copies), took no notice of my request, and I have therefore been compelled to appoint another Pleader, Mr. E. Sidney Smith, who has now obtained them.

No. 171. ORDER THEREON, 9th December 1874, No. 3,456.

ESTABLISHMENT, No. 13.

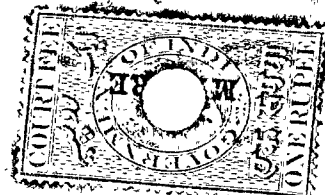
RECORDED with reference to G. O.,
No. 3,041, dated 17th December 1873.

(True Extract.)

Colonel, R.E.,
Secretary to Government.

To the District Engineer, Bangalore.

Exd. S. T. Austin.
Spare Copies



In the Court of the Commis sioners Standing
Writ Court

Bangalore Friday the 21st day of November
Before Major W. Hill offg. Commis sioner 1873.

Appeal no: 95 of 1873. against the
decision of the Judicial Assistant Commis sioner
Bangalore District in O.S. no. 287 of 1873.

Appellant & Plaintiff Respondent & Defendant
Munnevenkatappa vs. Mr. J. W. Taylor.
Captain W. M. Sibart.

Decree
This appeal coming on for hearing before
this Court this day: upon perusing the grounds
of appeal the Judgment appealed against
and the material papers in the suit and having
heard the Appellant in person and the
Respondents by their pleader Mr. J. W. Hayes
this Court doth order and decree that this
appeal be and the same hereby is dismissed
with costs.

Signed W. Hill
offg. Commis sioner

Sum of costs to be paid by the Appellant
to the Respondents in this Court.

Value of Stamp for a wakalatnamah - 8-
Pleaders fee on Rupees 142 at 5 per 100 - 7-1-7

Signed W. Hill
offg. Commis sioner
Total Rupees 7-9-7

Compd
P.H.

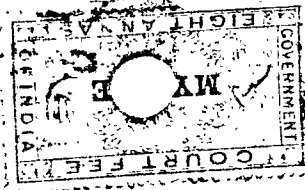
P.P.

Hehalwanga
Judicial Assistant
Mundibong Dm -

P.P. applied for 4th November 1876.
Do. Ready 5th November 1876.
Do. Delivered 6th Do.

Hehalwanga
Judicial Assistant
Mundibong Dm -

Mr. 22/4
1/1/74
P.L. 29 Dec 1/74
A.B. 11/10.



In the Court of the Commissioner Mundibong Dm.
Bangalore Friday the 21st day of November 1876.
Before Major W. Hill offg. Commissioner Dm.

Appeal no. 95 of 1876 against the
decision of the Judicial Assistant Commissioner
Bangalore District in O.S. no. 287 of 1875.

Appellant & Plaintiff. Respondent & Deft.
Moore v. Tappan & Co. vs. Mr. J. W. Taylor.
Capt. W. H. Vibart

Judgment.

The question for decision in appeal is
whether the appellant is liable
to pay the appellant's cost. Before the case
was brought into the Court by the Lower Court
the Pleaders of both the parties agreed to stop
proceeding on a mutual understanding
that copies of the entries in the book should
be given to the Appellant. It cannot
therefore be made out if the Appellant was
under the necessity of bringing the action.
In the absence of evidence to show that he was
really compelled and in the face of Captain
Vibart's assertion that he has no recollection
of the Plaintiff having ever personally
applied to him for copies this Court is of opinion that

District Engineer.

that the view taken by the Lower Court
that each party should bear their own costs.
Just.

The decree of the Lower Court is therefore
affirmed and the Appeal is dismissed with
costs.

Signed W. Hill
offg. Commissioner
Mysore Dist.
13/11/74
Mr 7274/74

W. H. H. H.
Judicial Secretary
Mysore Dist.

Copy applied for to Mr. H. H. H. H.
Do. Ready to be sent to Mr. H. H. H. H.
Do. Delivered to Mr. H. H. H. H.

W. H. H. H.
Judicial Secretary
Mysore Dist.

Copy
M. H.

No. 169.

DISTRICT ENGINEER'S OFFICE.
Bangalore 18th Nov 1874

From The District Engineer,
Bangalore.

To The Chief Engineer
Public Works Department.
Madras.

SIR
I have the honor to forward
copies of the Appeal Judgement and
decrees in the case of Moomenencatapa
Vs. Mr. J. W. Taylor and Captain H. M.
Vibart P.S. I have had considera-
-ble difficulty in obtaining these
copies as my pleader Mr. J. W. Hayes
(although frequently desired by
letter to obtain copies) ^{have} took no notice
of my request and I therefore been
Compelled to appoint another Pleader
Mr. E. Sidney Smith who has now
obtained them.

I have the honor to be, Sir,
Your most Obedient Servant
Henry West. Captain R.E.
District Engineer.

P. M. 1871/8
No. 1274
J. M. 1871/8
J. M. 1871/8

Bangalore

The Chief Engineer

Dated 18th November

Recd. 20th 1871

No 169

Encls. 1/2

Forward copy of

Medical Inspectors

in case of Procurement

of the 1st Regt. 1st

Regt. of Artillery in the

1st Regt. of Artillery

1871/8

dated 17th November 1873

345

Encls.

to Bangalore

10/12/74

170-171

170-171
170-171
170-171

3.7.6.10 ✓
Che 7274.

Govt. of 1874 Madras.

PUBLIC WORKS.

To The Dt. Engr.
Bangalore

Date 1

Recd

Encl. 2

G. O. 9th Dec. 1874, No 346

No. 170-171.

Sub. Letter from the
Dt Engr Bangalore sub-
mitting copies of the Appeal
Judgement & decree in the
Case of Moomevenatappa
vs Mr. J. W. Taylor & Co. & Mr.
Vibart & Co. Recorded -