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MADRAS RECORD OFFICE

Government of Madras

Public Works

DEPARTMENT

G.O. No.	787	Press	<i>Original</i>
~~B.P. No.~~		Mis.	
Dated	21-3-	1874	
		195	

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
21st March 1874.*

No. 582. Read the following letter from Captain J. PENNYCUICK, R.E., District Engineer, North Arcot, to Colonel G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Vellore, 7th January 1874, No. 3,005 :—

At the request of Lieutenant Bevan, I have the honour to forward, for the consideration of Government, a further representation from that officer regarding his promotion in the department.

1 Letter.

From Lieutenant W. G. BEVAN, Assistant Engineer, Polur Range, to Colonel G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Arnee, 6th January 1874, No. 715.

In reference to the Orders of Government, dated 25th September and 15th November, Nos. 2,369 and 2,772, I am reluctant to address you again regarding my supersession by Messrs. Hayne, Leggatt, and Lowry, who have been promoted above me to the Executive Engineer's class; but in justice to my family as well as to myself, I must request that Government will be pleased to give my case further consideration.

2. From Government Order, dated the 25th September 1873, No. 2,369, the Government seem to be under the impression that I was promoted to the Engineer Establishment under the provision of the Government of India Circular, No. 76, dated the 7th August 1867; if I am right in supposing that the Government are under this impression, I beg to point out that it is altogether a mistaken one.

3. The circular of India rules that Warrant Officers holding honorary rank of Commissioned Officers should be appointed Supernumerary Assistants on the Engineer Establishment without any reference to their professional qualifications.

4. The object of the circular is too obvious to require much explanation; it is simply to give Warrant Officers holding honorary Commissions in the Army, not otherwise qualified for advancement to the Engineer Establishment, a nominal position in that establishment analogous to the Army rank which they have obtained by length of service only, and it cannot be justly applied to my case in any possible way.

5. I was promoted to the Engineer Establishment before the circular came into existence, and before my warrant rank entitled me to an honorary Commission in the Army; my fitness for the Engineer Establishment, and my claims for advancement to it, were acknowledged long before the circular was thought of, and my promotion was, I believe, as much in the interest of Government as it was a reward for long and approved service as a subordinate.

6. My first appointment to the Engineer Establishment was a permanent one and not supernumerary, as provided for in the circular referred to; my promotion from 2nd to the 1st grade of Assistant Engineer was in due course according to seniority, and to fill a permanent vacancy. I do not know when, or why, or by whom I was placed on the supernumerary list, and there is nothing to show that my transfer to this list has been authorized by Government.

7. I have not seen Government Order, No. 2,643, dated the 9th November 1872, and I am not aware of the grounds upon which the circular of the Government of India referred to has been applied to the case of Captain and Deputy Commissary Graham. I have shown conclusively that the provisions of the circular are not applicable to my case; but even if I had been under its provisions, it does not bar promotion in the regular course to those officers who are considered professionally and otherwise qualified, as evidenced by the promotion of Captain and Deputy Commissary Baily in this Presidency, and by the promotion to the Executive Engineer class of several officers holding similar Army rank in the other Presidencies and Provinces in India.

Proceedings of the Madras Government, Public Works Department.
21st March 1874.

8. I am confident that Government can have no reason to suppose I am not as well qualified for promotion to the Executive Engineer class as any of the gentlemen by whom I have been superseded, and it is very hard to be now refused the advancement which I have been for many years labouring for, and to which my service should give me a claim and a right to expect.

9. If I had any idea that my Army rank would be a bar to my advancement, I should have thrown it up long ago; but, although I am still a comparatively young man, it is too late to do so now; I therefore again request you will be pleased to lay my case favourably before Government, and I am sure His Excellency the Governor and his Council will not causelessly permit the degradation which I have suffered, and utterly ruin my prospects, and the prospects of my family, under the erroneous impression that I am on the Engineering Establishment merely in virtue of my Military rank.

10. Should the Government be pleased to admit my claim to further promotion, and to place me in my rightful position, I shall not object to revert to the new salary rules, nor to refund the amount sanctioned in Government Order, dated 15th November 1873, No. 2,772, if necessary.

No. 583. ORDER THEREON, 21st March 1874, No. 787.

ESTABLISHMENT, No. 34.

On further consideration, His Excellency the Governor in Council is of opinion that the Order of the Supreme Government, dated 3rd September 1867, does not apply to Lieutenant Bevan and Captain Graham, inasmuch as both Officers were promoted to the grade of Assistant Engineer prior to, and irrespectively of, that order.

(True Extract.)

Colonel, R.E.,

Secretary to Government.

To the District Engineer, North Arcot.

By [Signature] Controller of [Signature]

Exd. E. C. Shunker.

Spare Copies

N^o 715 North Arcot District
No 4 or Polm Range Office
Arrive 6th January 1874
From Lieut W. G. Bevan
Assistant Engr Polm Range
To Colonel, G. W. Walker, R. E.
Secretary to Government
Public Works Department
Sir
In reference to the orders
of Government dated 25th September
and 15th November numbers 2369 and
2772 I am reluctant to address you
again regarding my supersession
by Messrs Hayne, Liggatt, & Lowry
who have been promoted above
me to the Executive Engineers class,
but in justice to my family as
well as to my self, I must request
that

that Government will be pleased
to give my Case further Consideration.

From Government order dated
the 25 September 1873 No. 2369 the
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impression that I was promoted
to the Engineer Establishment
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one.

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rank of Commissioned Officers
should be appointed Supernumerary
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professional qualifications.

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ment analogous to the Army rank
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Establishment and my claims for
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long

long before the Circular was thought of, and my promotion was I believe as much in the interest of Government, as it was a reward for long and approved service as a subordinate.

My first appointment to the Engineer Establishment was a permanent one and not supernumary as provided for in the Circular referred to, my promotion from Second to the first grade of Assistant Engineer was in due course according to seniority, and to fill a permanent vacancy. I do not know when, or why, or by whom, I was placed on the supernumary list and there is nothing to show that my transfer to this list has been authorised by Government.

I have not seen Government order No. 2693 dated the 9th November 1872 and I am not aware of the grounds upon which the Circular of the Government of India referred to, have

has been applied to the Case of Captain & Deputy Commissary Graham, I have shown conclusively I hope that the provisions of the Circular are not applicable to my Case, but even if I had been under its provisions it does not bar promotion in the regular course to those Officers who are considered professionally and otherwise qualified, as evidenced by the promotion of Captain & Deputy Commissary Bailly in this Presidency and by the promotion to the Executive Engineer Class of several officers holding similar army rank in the other Presidencies and Provinces in India.

I am confident that Government can have no reason to suppose, I am not as well qualified for promotion to the Executive Engineer Class as any of the Gentlemen by whom I have been

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Superceded, and it is very hard
to be now refused the Advancement
which I have been for many years
laboring for, and to which my
Service should give me a Claim
and a right to expect.

If I had any idea that my
Army rank would be a bar to my
advancement I should have thrown
it up long ago, but although I
am still a comparatively young
man it is too late to do so now.
I therefore again request you will
be pleased to lay my Case
favourably before Government, and
I am sure His Excellency the Governor
and his Council, will not carelessly
permit the degradation which I
have suffered, and utterly ruin
my prospects, and the prospects
of my family, under the erroneous im-
pression that I am on the Engineering
Establishment merely in virtue of
my military rank.

Should the Government be
pleased to admit my Claims to
further promotion and to place
me in my right full position,
I shall not object to revert to the
new salary rules nor to refund the
amount sanctioned in Government
order dated 15th November 1873 No 2772,
if necessary.

I have the honor to be
Sir
Yours most obt. Servt.

Wm Henry Leath
Assistant Engr. Polm Range

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Vellore 7. January 1874.

The DISTRICT ENGINEER,
NORTH ARCOT.

The Secretary to Government
P. W. Department.

At the request of Lieutenant
Brewan I have the honour to forward
for the consideration of Government a
further representation from that Officer
regarding his promotion in the Depart-
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Regarding that the
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him in his position
in the Department.

1879.93/44

1577. 21. 25 March 1577.
1577. 21. 25 March 1577.

Your most obedient Servant,

Your most obedient Servant,
Benjamin *Captain J. C.*

District Engineer, North Arcot.

787 Off. Sept 1874

Proceedings of the Madras Government
Under date the March 1874.

Read the following
From the District Engineer

Store entry No 3005 of 1874

On further con-
sideration His Excellency
the Governor in Council
is of opinion that the
Order of the Supreme
Government dated 3rd
September 1867 does not
apply to Lieutenant
Bennett and Captain
Graham in as much as
both Officers were promoted
to

W. H. S.

*with reference to the
order of the
Government*

J. W. 1874 No. 1000.

From 2 No. 93.

To The District Engineer,
North Arcot.

The Secretary to Govt.

Dated 7th January 1874.

Received 9th January 1874.

No. 3006.

Enclosure 1.

Subject: -

Advances for personal
-station & letter
received from Govt.

Advances regarding
promotion fees.

CA. 5. 214
For 29 Jan 74 CA. 5. 214

No. 582.

No. 787-21 March 74.

(2)

to the grade of Assistant Engineer prior to and irrespective of that when these Officers will on the occurrence of vacancies be placed in the position they would have occupied had their promotion from the Assistant Engineer Class been uninterrupted. The personal allowances drawn will cease from the date of such promotion; and they will be liable to refund the same specially raised to them in Orders No 2643 of 9th Nov. 1872, and No 2772 of 15th Nov. 1873 respectively.

582-583 Ann.

To the Lt. Col. Quarter Master
 South Arcot
 (Controller of M.A.)
 Despatched 24/3/74

P.W. Dept

Proceedings of the Madras Government
 Under date the February 1874
 Read the following
 From the Lt. Col. Quarter Master
 South Arcot.

(Here enter No 3005 of 7th Aug 1874)

On further consideration of Lieutenant and North Company Engineer's case His Excellency the Governor in Council is pleased to exempt him from the operation of the orders of the Government of India recorded in G.O. No 2192

From the
H. R. R. R. R.

(=)

93

Mr. R. R. R. R. R.

H. E. the Gov.
Hon. J. R. R. R. R.
2/3/70.

I have the draft
and will keep it
in my possession
28/2
I have the draft
and will keep it
in my possession
28/2
I have the draft
and will keep it
in my possession
28/2

P. W. D.

Proceedings of the Madras Government,

Under date the 187

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the rank of Assistant
Engineer 2nd grade.

Under these cir-
-cumstances Mr. Berran
now claims exemption
from the operation
of the order of the Govt.
of India barring pro-
motion above the
rank of Assistant
Engineer 1st grade
as having obtained
his promotion to
Assistant Engineer
2nd grade independently
of it. A personal
allowance was how-
ever passed him
and to Captain Graham
in the local order
from which they have
been benefitting ever
since; and on the
score of which His
Excellency the Governor

do not

in Council considers
their claim to further
promotion, as a matter
of right, to be barred.

That Captain Bailey's
promotion was not
so barred, as now
adduced by Lieutenant
Berran in his own
case, was owing to
his personal allowance
having been conferred
previous and without
reference to the Circular
of the Government of
India. l.m.w.

Govt. of 1874 Madras.

PUBLIC WORKS.

To

The Dist. Engineer
North Arcot

Dated

Recd.

Encl. /

G. O. 21 March 1874 No. 787

Nos. 582-583.

Promotion

Intimation

at the orders of ~~the~~
September 1867 regarding
departmental promotion.

Warrant Officers do
apply to Captain
Abraham and Lieut
Evans

D.C. 5.2.74.

Cir 29 June 74 D. 5.3.74