(1) Number of pages _____

(2) Date of repair _____

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE

Government of Madras

Revenue-Salt DEPARTMENT

G.O. No.	1840-41	Press
B.P. No.		Mis.
Dated	2-7-1935	195 .

Not to be folded or roughly handled

No. 20. Read the following letter from Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, to Lieutenant-Colonel J. MULLINS, R.E., Officiating Secretary to Government, Public Works Department, dated Madras, 19th June 1875, No. 349 :—

With reference to the Proceedings of Government, No. 817, dated 23rd March 1875, I have the honor to submit for consideration copies of correspondence marginally noted, which has passed upon the subject of the discrepancy in the transfer of pot sleepers to the Nizam's State Railway from the South Indian Railway.

From Examiner, No. 222, dated 30th March 1875.
From Engineer-in-Chief, No. 255, dated 29th April 1875.
From Examiner, No. 369, dated 12th May 1875.
From Engineer-in-Chief, No. 426, dated 2nd June 1875.
From Examiner, No. 454, dated 12th June 1875.

2. It will be observed from a perusal of the papers that the Engineer-in-Chief of the Nizam's State Railway presses for a refund of the amount paid in excess of 302, 720 sleepers, and declines to accept the suggestion to settle the matter with the Great Indian Peninsula Railway Company.

3. On a review of the correspondence, I agree with the Examiner in the opinion that, if it be "impossible to settle discrepancies with the Great Indian Peninsula Railway, there appears to be now no means of settling them at all, and the blame, if any there be, must rest upon the defective arrangements for taking delivery from the Great Indian Peninsula Railway."

Memorandum from the Examiner of Railway Accounts, to Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, dated Madras, 30th March 1875, No. 222.

In full reply to the Consulting Engineer's memorandum, No. 424, dated 25th instant, the undersigned has the honor to state that the Agent, South Indian Railway, adheres to his statement that 303, 616 was the correct number of sleepers despatched; and unless the Engineer-in-Chief, Nizam's State Railway, is prepared to prove that he did not receive more than 302, 720, or that the despatch of any in excess of that number was unauthorized by the terms of the agreement, he appears liable to pay for the full number. He agrees to pay for 302, 720, but he admits having received 477 more, and the accounts of freight show that 303, 616 were carried.

2. The South Indian Railway Company has now, by the disbursement referred to in the memorandum under reply, been paid in full its claim for the railway material in question, and the undersigned does not think that Government has any case for pressing for a refund on account of the sleepers in excess of 302, 720.

(Signed) R. G. MACDONALD,
Examiner of Railway Accounts.

From the Engineer-in-Chief, Nizam's State Railway, to Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, Madras, dated Bolaram, 29th April 1875, No. 255.

With reference to your letter, dated 1st instant, I have the honor to inform you that I am of opinion that the refund of amount paid in excess of 302, 720 sleepers should be made, for although I admit to have received an excess of 447 sleepers, there was a deficiency in other articles which may be allowed as a set off against it.

2. If the Great Southern of India Company insist on payment for the full number of sleepers received by me, I on my part must insist on being supplied with the balance of other articles of which short delivery was made. I think, however, the simplest plan will be to let the

excess delivery in sleepers be considered as covered by the deficiency in other articles, as noted in paragraph 11 of this office No. 11,880, dated 23rd February 1875, to the address of the Secretary to the Resident of Hyderabad.

Memorandum from the Examiner of Railway Accounts, to Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, dated Madras, 12th May 1875, No. 369.

In returning the letter from the Engineer-in-Chief, Nizam's State Railway, received with Consulting Engineer's memorandum, No. 680, dated 5th instant, the undersigned has the honor to enclose a letter from the Agent, South Indian Railway, No. 2,901-1,548, dated 10th idem, and to report that, in his opinion, there is no case against the South Indian Railway on which to press for a refund. The Engineer-in-Chief might be invited to settle the matter in communication with the Railway Company which delivered over the material to him. That Company is responsible for short deliveries.

(Signed) R. G. MACDONALD,
Examiner of Railway Accounts.

From the Engineer-in-Chief, Nizam's State Railway, to Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, Madras, dated Dolaram, 2nd June 1875, No. 426.

In reply to your letter, No. 728, dated 14th ultimo, I have the honor to state that from a review of all the preceding correspondence in connection with the case, I am of opinion that it would be useless to attempt to settle the matter as you propose with the Great Indian Peninsula Railway Company.

Memorandum from the Examiner of Railway Accounts, to Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, dated Madras, 12th June 1875, No. 454.

The undersigned has the honor to state in reply to the Consulting Engineer's memorandum, No. 853, dated 9th instant, that, in his opinion, every assistance that can reasonably be expected, and it is possible to give, has been afforded to the Engineer-in-Chief, Nizam's State Railway, in the matter of the missing materials. There would have been no room for dispute had perfect arrangements been made for recording what materials were actually delivered. It may be admitted that there would have been much difficulty in doing this, but still that seems no reason why the value of articles missing should be attempted to be recovered from the consignor. If it be impossible to settle discrepancies with the Great Indian Peninsula Railway, there appears to be now no means of settling them at all, and the blame, if any there be, must, the undersigned thinks, rest upon the defective arrangements for taking delivery from the Great Indian Peninsula Railway.

2. The original enclosures of the memorandum under reply are returned.

(Signed) R. G. MACDONALD,
Examiner of Railway Accounts.

No. 21. ORDER THEREON, 2nd July 1875, No. 1,840.

RAILWAY, No. 1.

In their letter, No. 125 A. S. R., dated 9th March 1875, the Government of India requested the issue of instructions for the final settlement of the transactions relating to the permanent-way material

purchased from the Great Southern of India Railway for the Nizam's State Railway. It appears, however, from this correspondence that no agreement has been come to as to the number of pot sleepers which should be charged for; and the Honorable the Governor in Council has no alternative but to remit the question for final decision by the Government of India.

(True Extract.)

(Signed) J. O. HASTED, Major, R.E.,
Offg. Joint Secretary to Government.

No. 22. (DOCKET No. 1,841, dated 2nd July 1875.)

COPY of the above forwarded to the Government of India for such orders as may be considered necessary.

(True Extract.)

Major, R.E.,
Offg. Joint Secretary to Government.

Exd. E. C. Shunker.

Spare Copies

Railway Department.

CONSULTING ENGINEER'S OFFICE.

No. 369 Madras 29th June 1875.

From

LIEUT.-COLONEL J. H. M. SHAW STEWART, R.E.,

Consulting Engineer for Railways,

To Lieut.-Colonel J. Mullins, R.E.,

~~COLONEL C. W. WALKER, R.E.,~~

Secretary to Government,

Public Works Department,

Fort Saint George.

SIR,

With reference to the Proceedings of Government No. 819 dated 23rd March 1875, No. 222 dated 30th March 1875.

From Examiner No. dated

From Engineer-in-Chief No. 255 dated 29th April ...

From Examiner No. 369 dated 12th May 1875.

From Engineer-in-Chief No. 426 dated 2nd June ...

From Examiner No. 454 dated 12th June 1875

I have the honour to submit for consideration copies of correspondence marginally noted, which has passed upon the subject of the discrepancy in the transfer of the sleepers to the Nizam's State Railway from the South Indian Railway.

2. It will be observed from a perusal of the papers

Enclosed

that the Engineer in Chief of the Nizam's State Railway prefer for a refund of the amount paid in excess of 302,720 rupees, and declines to accept the suggestion to settle the matter with the Great Indian Peninsula Railway Company.

9. On a review of the correspondence I agree with the Secretary in the opinion that, if it be "impossible to settle differences with the Great Indian Peninsular Railway, there "appears to be now no means of "settling them at all, and the "blame, if any there be, must rest "upon the defective arrangements for "taking delivery from the Great

"Indian

"Indian Peninsula Railway".

I have the honour to be
Sir
Your most obedient Servant

Lieut. Col.
for Consulting Engineer for Rys.

Memorandum

No 222

Madras 30th March 1875

In full reply to the Com. Engineer's Memorandum No 424, dated 25th instant the undersigned has the honour to state that the Agent, South Indian Railway adheres to his statement that 303. 616 was the correct number of sleepers despatched and unless the Engineer-in-Chief, Nizam's State Railway, is prepared to prove that he did not receive more than 302. 720. or that the despatch of any six excess of that number was unauthorised by the terms of the agreement, he appears liable to pay for the full number. He agrees to pay for 302. 720, but [illegible]

No 20

P. W. Department
Fort St. George
Dated 19th June 1875
Read 21st

No. 3149.

Le Chevalier
Consulting Engineer,
For the Secretary
of State for India
in Council
Madras
Sir,
I am directed to acknowledge the receipt of your Memorandum No. 424 dated 25th instant and to forward herewith a copy of a letter from the Agent, South Indian Railway, No. 222 dated 30th March 1875 on the subject of the number of sleepers despatched to the Nizam's State Railway.
I have the honour to be
Sir
Your most obedient servant
[illegible]
Secretary to Government

S. Ind. Ry. No. 1035
Received 1st April 1875
Public Works Department
Fort St. George
Dated 19th June 1875
Read 21st

No. 3149.

Le Chevalier
Consulting Engineer,
For the Secretary
of State for India
in Council
Madras
Sir,
I am directed to acknowledge the receipt of your Memorandum No. 424 dated 25th instant and to forward herewith a copy of a letter from the Agent, South Indian Railway, No. 222 dated 30th March 1875 on the subject of the number of sleepers despatched to the Nizam's State Railway.
I have the honour to be
Sir
Your most obedient servant
[illegible]
Secretary to Government

S. Ind. Ry. No. 1035 2-7-75

he admits having received 303 sleepers more, and the accounts of freight show that 303.6 were carried.

2 The South Indian Railway Company has not been by the disbursement referred to in the memo: under reply, been paid in full of claims for the railway material in question and the undersigned does not think that Government has any case for pressing for a Refund in account of the sleepers in excess of 302.720.

Sd/ R. Cy. Macdonald
Examiner of R. Accounts

(True copy)
for Comptroller &c &c.
for Cons. Ceylon Railways.

Mail

Rec'd 29 Apl 75

No 255. R. 8. of 1875

The Consulting Engineer for Railways
Madras.

Dated Colombo 29th April 1875

Sir,

With reference to your letter dated 7th instant, I have the honour to inform you that I am of opinion that the refund of amount paid in excess of 302.720 sleepers should be made; for although I admit to have received an excess of 347 sleepers there was a deficiency in other articles which may be allowed as a set off against it.

2. The G. I. & P. Company insist on payment for the full number of sleepers received by me, for my part must insist on being supplied with the balance of other articles of which short delivery was made.

made. I think however the simplest plan will be to let the excess delivery in sleepers be considered as covered by the deficiency in other articles as noted in para 11 of this office No 11880 dated 23rd February 1875 to the address of the Secretary to Resident Hyderabad.

Yours &c
(Sd) E. H. Stone
For Engineer in Chief, R.d.

Yours truly

Secretary to Resident

Secretary

Jor Secy: Engineer for Rlys

GB—2d July/75
B1420

12

Secretary Public Department

Railway Branch

Secretary's Office

Letter dated 12 Augt 75

Memorandum

On returning the letter from the Engineer-in-Chief Guard Rails Railway) received with the Engineer's Memo No 1946 for record & retaining the enclosure to be forwarded for the favour of enclosed to Lieut Col Agent South Indian Railway No 2904 dated 11th inst and to report that on this account there is no case against the South Indian Railway on which to frame for a reference the Engineer-in-Chief might be invited to settle the matter in communication with the Railway

Railway Company which
delivered over the material
to them. That Company is
responsible for short delivery.

for H.G. Macdonald
Examiner of Accounts.

" / True Copy /

Mr. Cooke &c. &c. &c.

for True Copy for Railway
Branch

Ex 2nd July/75
Ben 20

No. 426 R.B. of 1875.

To

The Cons. Engineer for Rys,
Madras.

Dated Bolarum 2nd June 1875.

Sir,

In reply to your letter No. 728 dated 4th Ultimo I have the honour to state that from a review of all the proceedings correspondence in connection with the case, I am of opinion that it would be useless to attempt to settle the matter as you propose with the G.I.P. Railway Company.

I have &c.
sd/ E. D. Stone
for Engineer in Chief
E. I. Rys

True Copy /

Lancaster &c. &c. &c.

for Cons. Engr. for Rys.

Branch

Govt. of Madras. P.W. Department.

Railway Branch

Engineer's Office

No. 1054. Memorandum.

The undersigned has the honour to state in reply to the Connecting Engineer's Memorandum No. 853 dated 9th instant, that in his opinion every assistance that can reasonably be expected and it is possible to give, has been afforded to the Engineer-in-Chief, Nizam's State Railway, in the matter of the missing materials. There would have been no room for dispute had perfect arrangements been made for recording what materials were actually delivered. It may be admitted that there would have been much

difficulty

GR - 2nd July/75
B. No 20

difficulty in doing this, but still that seems no reason why the value of articles missing should be attempted to be recovered from the consignee. If it be impossible to settle discrepancies with the Great Indian Peninsula Railway there appears to be now no means of settling them at all, and the blame, if any there be, must, the undersigned think, rest upon the defective arrangements for taking delivery from the Great Indian Peninsula Railway.

The original enclosures of the Memorandum under reply are returned.

Madras
12th June 1875

I am P.G. Macdonald
Examiner Railways & Canals
Madras

To
The Consulting Engineer
for Railways
Madras

/True Copy/

Lieut. R.E.
for Chief Engineer for Railways

Public Works Dept.

Proceedings of the Madras Government

Under date the 1875

Read the following

From

The Engr. Engr. for Railways (No. 1249 of 19th June 1875)

G.O. No. 1200 of 2nd July/75

In their letter

No. 1252 dated

9th March 1875 the Engr.

in Chief requested the

issue of instructions for

the final settlement of

the transactions relating

to the permanent way

material purchased

from the Great Southern

of India Railway for

the Nizam's State Railway

It appears however

from the correspondence

that

G.O. 2nd July/75
B.No. 20

Mr. Scott

that no agreement
has been come to as
to the number of pot
sleepers which should
be charged for, and
the Hon'ble the Governor
in Council has no alter-
native but to remit
the question for final
decision by the Govt
of India.

Comp Engr for Rys 11
Exec Engr Rewaree 6
& c Dispd
14-7-75

(H.E. Docket No 141 dated
2nd July 75
Copy of the above
forwarded to the Govt
of India for such
orders as may be con-
sidered necessary.

Init
14.7.75

6 & c Dispd
14-7-75

Jc. 20-22

4035

Govt. of Nizam's State Railway.

Public Works.

Secretariat Department.

Engineering Branch.

Received 2nd July 1894

Registered

Despatched

Forwarding for orders Proceedings on the Consulting Engineer's letter, submitting correspondence on the subject of the discrepancy in the transfer of pot sleepers to the Nizam's State Railway.

Discrepancy in the transfer of pot sleepers to the Nizam's State Railway.

Passing orders on letter from the Consulting Engineer submitting correspondence on the subject of the