Proceedings of the Madras Government, Public Works Department,
13th September 1875.

No. 336. Read the following letter from Lieutenant D. McN. CAMPBELL, R.E., Executive Engineer, in charge of the Kistna District, to Major-General G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Masulipatam, 28th August 1875, No. 63:—

In forwarding herewith the papers as per margin, I have the honor to request the sanction of Government to defend the case brought against the Overseer.

Copies.	
1	Complaint with Translation.
2	Letters from Taluq Overseer.
1	Letter from Range Officer, No. 145.
1	Sketch.

2. It appears that the villagers are in the habit of putting bunds across the Commarru, Gokinampadu, Corraguntapallem and Allore swamps for the purpose of cultivating the edges of these swamps, and it has always been the custom, after heavy rains, for the subordinates of this department to breach all these bunds to allow the water to run into the Commilair swamp, and thereby prevent the fields of Inampudy, Singarayapollem, &c., being entirely flooded; it will be seen from the Range Officer's letter, and also from that of the Overseer, that there is no other way of getting rid of the drainage water. The plaintiff in this case cultivated last year 24 acres of the Allore swamp, and when the breaches were cut as usual part of his crops were damaged; had the Overseer not cut the breach the whole of the lands belonging to five villages would have been flooded. I am therefore of opinion that the Overseer was quite justified in acting as he did according to Rule 22, Chapter XI., of the New Code.

3. As this case is to be tried on the 15th September and has already been postponed twice, I have the honor to request an early answer to this letter.

No. 337. ORDER THEREON, 13th September 1875, No. 2,652.

ESTABLISHMENT, No. 19.

THE defence of the suit at the public expense is sanctioned. Permanent arrangements for the drainage of all the villages referred to should be provided for as soon as possible.

(True Extract.)

(Signed) G. W. WALKER, Major-General, R.E.,
Secretary to Government.

To the District Engineer, Kistna.
„ Controller of Public Works Accounts.

Exd. S. T. Austin.
Spare Copies

No 145. 7th Co Masulipatam Range Office
13th August 1875.

From

W. R. Morris Esqre
Executive Engineer in charge Masulipatam
Range Kistna Dt

To

Lieutenant D. Inc R. Campbell R.E.
Executive Engineer in charge Kistna Dt

Sir

In reply to your No 722 of 20th July 1875, I have the honor to inform you that I have seen plaintiffs field. It is situated in the bed of a swamp connecting with Commalair, the drainage of the country about here. Plaintiff says that each portion of land between banks marked A. B. C & D should have independent drainage across the sand ridge into Commalair, but to-day I have seen some of the said drainages, running the wrong way that is from Commalair towards A. B. so on this point he cannot be accommodated (X Y were left open during flood time). Koppa Kodu is an irrigation channel and not a drain & therefore should not be used as such, and this is what must be done, if plaintiffs land is never to be swamped. There is a large escape into Commalair just below the plaintiffs field and if this were opened I dont think he need fear being swamped. This is 15 Yards broad. Plaintiffs field has on it by his own declaration water about 3 feet deep. This is an exaggeration, it has about 1½ ft on it and shows I think that under ordinary circumstances, a

good crop could not come off it. I would strongly recommend that he should not cultivate the fields all over, but only on the edges as is done all along the swamp.

Ryots are already crying for excess of water and Koppe Codu will be used to free their lands. This Codu has been deepened about 2 feet in this year and can on this account be used just now only, next year and further on the bed will silt up and the Channel will be useless as a drain. I think if the swamp water threatened upper villages the Overseer was quite right to breach the bund and in this year he has a similar order from me. After all so much water could not have flowed over plaintiffs' land, for only the upper 9" or so of the bank was removed for about 2 Yards in length. The drain from plaintiffs' field, I see clearly, is a means of redding the upper swamp. If this were extended right through the said plaintiffs' field terminating at the cross bund in dispute, it would I think be the best plan for the present. In the Eastern Delta Project a new drain is provided which will free all these villages.

Under the above circumstances and seeing that the Overseer has on my order to do exactly what he did last year, in this year, I consider he was right and would recommend Government to defend the case for him. The 15th September 1875 has been fixed for the hearing so I trust sanction will come before them.

I

5

I have the honor to be
Sir
Your Most obedt Servant
(Signed) W. R. Norris Z.C.E.
7th or Masulipatam Range
Officer

(True Copy)

Supy. Engrs Office Kdt
Masulipatam
28th August 1875

D. M. W. Campbell Lieut R.E.
Executive Engineer in charge of
the Kistna Dto

J. V. K.

Enclosure in letter No. 63 dated 28 August 1875 from the Executive Engr in charge Kistna District to the Secretary to Govt Public Works Deptt

P.W. 5659/4/75.

No. 70.

From
The Overseer Incharge
Kykaloor Sub Division

To
The Executive Engineer
incharge of the Kistnah District

Most Honored Sir,

I most respectfully beg leave to report that an Inamdar of Alloor named Dasoo Kannayya filed a case against me in the Small Causes Court demanding Rs 150 from me for the loss sustained by letting the drainages of above villages namely Devaram, Kakaravadah, Inam=poody, Komarru, Gokmampad and Korraguntapollum through his Inam lands, where there were wet cultivation to Komelair in times of flood in the last irrigation season.

His reason for so doing is as follows.

That I, although there are separate means for the escape of drainages of each of the above said villages to Comelair, breached the bund of Gopidevi=goontah and let the drainage through his Inam lands which as the complaint says remained long in his field and caused a great damage to his crops. It will be plainly seen by the accompanying sketch that the only means of clear escape of these drainages is by breaching the bund and letting the drainage through the swamp to Comelair which was done as mamool even by my predecessors, and as there is a difference of nearly 3½ feet between the bed of Comelair and the plaintiff's field, drainage water did not stop so long as to damage his wet crops.

The

The Channels marked A in the sketch which the plaintiff calls to be drainage Channels are only small channels or both excavated some years back before the excavation of Koppe Codu theer supplying channel (which is also called a drainage Channel by the plaintiff in his complaint although it was excavated on a little high ground to supply water to the fields of Gobbirampad, Korragantapollem, Alloor, Bommanampaud and Vemavarapaud) to take water from Comelair to the fields in the swamp as they had then no other means to irrigate their lands.

I further beg leave to report that it is a manool after the excavation of Koppelcodu to breach the bunds and to keep open for few days to let go the drainage of above villages straight to Comelair. The Channels marked A in the sketch and even all the irrigation channels serves as drainage Channels in times of flood. In fact it was after the excavation of Koppe Codu that this Inam land is under cultivation and the bank of Gopiderigoontah was strengthened by the Inamdars.

Under the above said circumstances I most respectfully beg that your honor will be pleased to report the matter to the Government and to get permission to defend the case on Government cost.

The hearing of the case was postponed till the 5th proximo.

I beg to remain
Honored Sir
Your most Obedt Humble Servant
/Signed/ T. Ramanujam Pillay
Tahsildar

13th July 1875

/ True Copy /

Encloses in duplicate a petition of Gopiderigoontah Inamdar with an order endorsed thereon and a sketch of the locality.

S. Govt. O. No. 133 Revenue Dept. dated 13th July 1875.

Recd. Copy Office 18th
Transmitted 28/8/75

Executive Engineer with Kistna D.

No. 72

From
The Overseer in charge
Kykaloor Sub Division.

To
The Executive Engineer in charge
of the Kistnah District.

Honored Sir,

In forwarding the enclosed copy of plaint with an English translation, made against me by Vasa Ramayya an Inamdar of Alloor, I most respectfully beg permission to give some more answers which I propose to file besides what have been already given in my koyo dated 13th July 1875.

2. It is really a wonder to see in the plaint alleged that the Inamdar's fields sustained a great loss by the drainage while an adjacent field which lies nearly 9 inches below their level in the same swamp sustained no loss at all.

3. Breaches were made to the bank of Gopiderigunta and through them drainages of above villages were let go because there were and are many means of escape straight to the Konelair through the drainage Channel immediately below the plaintiff's land, the same was done by me in 1873 and my predecessors in previous years as Inamool.

4. The plaintiff in his plaint admits that 24 acres produced 14 candies of paddy. It is far fairer than the produce of the adjacent villages which yielded only 8 candies for 18 and 20 acres.

5. If the plaintiff had really sustained a great loss he would have naturally reported the matter before cutting the crops either to me or to your honor or to the District Engineer or to other authorities to whom such matters are usually reported. The

Complaint was made 5 or 6 Months after the cutting of crops when no one could judge whether he had yielded well or not.

6. It is an untruth that the Agraharamdar asked me to pay him his loss ever.

7. It is the business of the Delta Overseer in times of irrigation to take every necessary measures to supply water to the fields when they are in want or to arrange for the removal of excess water when the fields are submerged. For instance when a great flood occurred in this taluq in 1872 all the roads and even the banks of main canals were cut open in many places only for the free passage of excessive water in the fields. When the drainage had covered 5 or 6 Villages, that is to say when the interests of the ryots of 5 or 6 Villages are at stake, a single Inamdar's interest (10 Candies as alleged by the plaintiff) could not and should not have been taken into consideration.

I beg to remain
Honored Sir
Your Most obdt & humble Servt
(Signed) L. Ramanujam Pillay
Taluq Overseer

18th July 1875

(True Copy)

Enclosure in letter No. 63 of 28 August 1875 from the Ex Engr. in ch. Kishna Dt. to the Secretary to Govt. D. P. W.

Ex 13 September 75
M.S. 659/2/25
Supt. Engrs. Office 1st Div. K. Dt.
Masulipatam
28th August 1875
L.V.R.

Dr. Campbell Lieut. R.E.
Executive Engineer in charge of the Kishna Dt.

[illegible]

మహారాజ్యమువివిపట్నం స్థాలే కాయకాయ
[illegible] వాదిసమీపానకు

వాదిః ఆగ్రహారీకుడుదాసుకన్నయ్యసాయి ఆయ్యా
రు ఆగ్రహారంతాలూకే గుడివాడ-
ప్రతివాదిః వ్యవహారాగుత్తరు ఆయరాయానుమపిళ్లగా
రు సాయి వాలుయకాం వరాలితాలూకే గుడివాడ
మీద వ్రాసుకొన్నకంపు యిట్టు-
1- యిదివరాదాఖలుచేసుకున్నరపు సెచ్ ఆనేనకాపీ
కసపర్చిన ప్రకారం E. D. C. A. మ్యాపు యిగల కా
మర్రు గాదినం పాడు కాగ్రగుట్టు పాకం ఆయ్యా
రు గ్రామాయిలతాలూకా పాలయిలు- దక్షిణమాయిల్యు
లత్తరాయుకు వాసిపించివ్యంతరమేగాక ఆ పాలయిల్లు
సరాసరీని పడమరుసరివాద్యగా G. మ్యాపు గల
కామర్తి మాయికాల్వయిన్నా ఆంధ్రమరి కాంత్ర
పడమరుగా H. మ్యాపు గల కామ్మికేరు ఆనేయ
రున్నా వున్నది-

2. మరిన్నికామర్తి పాలయిల్లు కాంచంధక్షిణమా
గానున్నా కాంచం ఆగ్నేయమాగానున్నా
F. మ్యాపు గల ఆయనం పుంతిగ్రామపాలయి
లుఖ్యా వుంటి వున్నది-

3- ఆయా గ్రామాయిలపాలయిల్లు అయ్యా కా
మర్తి మాయికాల్వయిన్నా యేమి కామ్మికేట్టుయేమి.
మాయినీరు పాలయిల కాలగిన మార్గమాయి ప్రత్యే
కం ప్రత్యేకం యేర్పడి వున్నది. యిట్లా వున్నప్పుడు
వరాలిగా వుండే ఇట్టు నీయిరు యిట్లా చేసి వరు
శీయిరుగారైన ప్రతివాదిగారు ఆన 1874 నాయి
ది 23 మీటు తారీఖున స్వయిగా నుఖ్యా ఆంధ్రా
ఘమారు. 3-శయాసమాయిలకు దపాలనుత మాదాసే

[illegible]

4. [illegible]

[illegible]

24 [illegible] A. [illegible]

[illegible]

A. [illegible] 48 [illegible]

[illegible] 14 [illegible]

[illegible]

[illegible] 150 [illegible] 10 [illegible]

[illegible] 15 [illegible]

Translation of a plaint presented to the Small Causes Court Masulipatam by Dasoo Kannayah Agraharamdar of Allur in Gudiwada Taluq against T. Ramanjapilly Taluq Overseer Gudiwada at present residence at Vadally—

1. As shewn in the rough sketch plan herewith submitted, the fields of the villages of Komarru, Gokinampad, Korragoontapolem and the Agraharam of Allur marked respectively E, D, C & A. extend from south to North; & along the west of those fields and as the boundary is situated the Komarru Drainage Channel marked G and further west the Komelair marked H—

2. A little to the south & a little south east of the fields of Komarru one, situated the fields of Ainampudy marked F.

3. From these fields severally to the Komarru Drainage Channel or the Komelair, there are fit passages for drainage. Though this was the state the defendant an Overseer of the D.P.W. stationed at Vadally in 23rd July 1874 in person & D. Narainrow Pantoologar a Delhi Goomastah subordinate to him at times of in the 3 or 4 months after that date, breached the north bank of Gopidevigoon marked B, situated to the south of fields of Allur our Agraharam & let the drainage water of all the villages mentioned above upon my field marked A. They

They did not stop though intimated of the loss to Government time.

4 For this reason the water in our field had become excessive & remained stationary for some days, there having been no convenience for passage on any side. This was the cause of great damage to the crop raised in that field by me as detailed hereunder.

I depated & asked the defendant for compensation but as he would not give it this Complaint has been preferred.

Amount of produce in the field marked & measuring 4 Coontas at the rate of 7/2 Candy for Coontah yield in reference to the produce of the adjacent fields & to that of the same field of the last year	Candies	24
Deduct the small produce yielded on account of the standing of water		14
Net loss		10
Value there of according to the Bazar rate Rs 15 per Candy		150-0-0

I pray that the Court pass a decree either that the defendant may pay me the amount together with interest upto the day of the payment thereof at Rs 6 per Cent per annum, or in any other manner which may appear to the Court just.

A Pakeed issued by the Defendant to the village of Allur dated 23 July 1874 is herewith submitted - Please consider this

6th May 1875. (Sd) Dasa Kemmayah.

(True translation)

(Sd) Illegible
Talug Accountant

ನಾ ವಲಿಗೆ ಬೆಂಗಳೂರಿಗೆ ಸುಮಾರಿಸಿಂದ ಸಿದ್ಧಾಂತವಾದ
ವಸ್ತುಗಳು, ಪಟ್ಟಿಯಲ್ಲಿರುವ, ಸ್ಥಾನವು ಎಲ್ಲಿದ್ದರೂ ಅಲ್ಲಿ
ನಾಂದ್ಯಂತ ಇಂಜಿನಿಯರ್ ಪರ್ಯಂತ ಪ್ರಯತ್ನ ಮಾಡಿದ್ದಾರೆ
ಅಲ್ಲಿಂದ ಮುಂದಕ್ಕೆ ಹೋಗಲು ಸಾಧ್ಯವಾಗಿಲ್ಲ ಎಂದು ತಿಳಿಸಿದ್ದಾರೆ
ನಿಮ್ಮ ಪತ್ರವನ್ನು ಸ್ವೀಕರಿಸಿದ ತಕ್ಷಣ ಅದನ್ನು ಪರಿಶೀಲಿಸಿ
ಅಲ್ಲಿಗೆ ಹೋಗಲು ಪ್ರಯತ್ನಿಸಲಾಗುವುದು ಎಂದು ತಿಳಿಸಿದ್ದಾರೆ
ಅಲ್ಲಿಗೆ ಹೋಗಲು ಪ್ರಯತ್ನಿಸಲಾಗುವುದು ಎಂದು ತಿಳಿಸಿದ್ದಾರೆ

5- ಪ್ರಸ್ತುತ ವಿಷಯವು ಆಗಸ್ಟ್ 1874ನೇ ಇಸವಿ ಜುಲೈ 23
ರಂದು ನಾಗಮಂಗಲ ತಾಲ್ಲೂಕಿನ ಅಲ್ಲೂರು ಗ್ರಾಮದ ಮುನ್ಸೀಫ್ ರ
ಮುಂದೆ ದಾಖಲಾಗಿದ್ದು ಅದರಲ್ಲಿ ಪ್ರತಿವಾದಿಯು ಅಲ್ಲೂರು
ಗ್ರಾಮದ ನಿವಾಸಿಯಾಗಿರುತ್ತಾರೆ.

ದಿನಾಂಕ 6 ಮೇ ಆಗಸ್ಟ್ 1875 ನೇ ಇಸವಿ.

(ನಾಗಮಂಗಲ ತಾಲ್ಲೂಕು ಕಚೇರಿಯಲ್ಲಿ ಇರುವಂತೆ)

(True Copy)

J. Campbell Lieut. R.E.
Exc Engineer in charge K.S.C.

Supg. Engrs. Office 1st Divn K.S.C.
Maddupatnam
28th August 1875

Enclosure in letter No. 63 dated 28 August 75 from the Executive Eng. in Kistna District to the Secretary to Government Public Works Dept.

P.M. 5659/75

Eng-13 September/75

Sub B No. 336

No. 63 Supg. Engineer's Office 1st Div. Rdt. Masulipatam 28th August 1875

From

Lieutenant D. McN. Campbell R.E.
Executive Engineer in charge of the Kistnah District

To

Major-General G. W. Walker R.E.
Secretary to Government
Public Works Deptt.
Fort St. George.

Copies
1. Complaint with translation
2. Letters from J. Overseer —
1. " from R. Officer
1. Sketch. No. 145
5.

Sir,

In forwarding herewith the papers, as per margin, I have the honor to request the sanction of Government to defend the case brought against the Overseer.

2. It appears that the villagers are in the habit of putting bunds across the Commarru, Gokinampadu, Corragintapollem and Allore Swamps for the purpose of cultivating the edges of these swamps and it has always been the custom after heavy rains, for the Subordinates of this Department to breach all these bunds to allow the water to run into the Commilair Swamp and thereby prevent the fields of Inampudy, Singarayapollem &c. being entirely flooded, it will be seen from the Range Officers

Officer's letter and also from that of the Overseer that there is no other way of getting rid of the drainage water. The plaintiff in this case cultivated last year 24 acres of the Allore Swamp and when the breaches were cut as usual part of his crops were damaged, had the Overseer not cut the breach the whole of the lands belonging to five villages would have been flooded. I am therefore of opinion that the Overseer was quite justified in acting as he did according to rule 22 Chapter XI of the New Codes.

3. As this case is to be tried on the 15th September and has already been postponed twice, I have the honor to request an early answer to this letter.

I have the honor to be
Sir
Your most obedient Servant
J. W. Campbell Lieut. R.E.
Executive Engineer in charge of the Kistna Dt.

B.L.
BR

P. W. 1875 Dept.
From,
The Executive Engr. in ch. Kistna District
No: 5659
To,
The Secretary to Govt. Public Works Dept.
Dated 28 August 1875
Received 3 Septr.
No. 63.
Enclosures 5

Requests early sanction of Govt. to defend a suit brought against Overseer Ramanuja Pillay for cutting a breach for drainage discharge

With Redon

No. 2652 13th Sept/75.
The defence of the Suit at the Public Expense is sanctioned. Permanent arrangements for the drainage of all the villages referred to should be provided for as soon as possible.
S. E. Kistna 6 Corp 1-10-75
Cont. P.W. Dept. 5 SC
Md dept. to S.E. 13/9/75
28/3

No. 336/7
Cir. 10-9-75 Rtd 13-9-75
Desp. to Dt. 3-9-75

Govt. of {1875} Madras.

PUBLIC WORKS.

To Thos. D. Ko Supr.

Dated

Issued Kistna

Recd. Encl.

G. O., 13 Septr. 1875, No. 262

Nos. 336-337

Suit against Overseer Ramanjee Villay - Kistna District. The defence of the sanctioned at the public expense, with an intimation that permanent arrangements for the drainage of all the villagers referred to should be provided for as soon as possible