

(1) Number of pages _____

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MADRAS RECORD OFFICE

Government of Madras

Public Works DEPARTMENT

G.O. No.	2024-25	Press
B.P. No.		Mis.
Dated	7-8-	195

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
7th August 1876. No. 2,025.*

Read the following papers :—

No. 149. Proceedings of the Government of India in the Public Works Department, (Account—General,) dated Simla, 13th June 1876, Nos. 496—514 A—C.

- Pre-audit of charges for land taken up for Public purposes.

Read again—

Public Works Department Circular No. 73, dated 27th September 1864.

Read also—

Note by the Accountant-General, Public Works Department, No. 280 R., dated 11th March 1876.

RESOLUTION.—The Accountant-General has referred to the Government of India for orders the question whether payments for land taken up for Railway purposes may be made prior to audit of bills by the Examiners of Accounts of the Railways concerned.

2. Section II of the Land Acquisition Act of 1870 provides for a summary inquiry by the Civil authority into the value of the land, and for the tender of such a sum as he determines should be allowed ; but this tender does not seem to do away with the necessity for an award being made under Section 14 ; and under Rule VII of the rules laid down in Public Works Department Circular No. 73 of 1864, this award is to be authority for the Examiner to audit the amount.

3. In considering this question, however, it is necessary to keep quite distinct payments for land purchased by private bargain and land purchased under the provisions of Act X of 1870. In the former case, the bills require to be pre-audited. In the latter case, no pre-audited bill would appear to be required with reference to certain instructions issued by the Comptroller-General in his Circular No. 217 of 28th September 1875. Nor can it be seen what purposes would be served by a pre-audited bill, for when once the award is made, the decision to take up the land may, it is assumed, be considered complete, and no advantage would be gained by modifying the requirements of the line. It would be an advantage, if before the award is made the Engineer could be informed of the amount to be passed, and it is understood that in some provinces the local rules require that this should be done. The Government of India, however, desire to know what the precise practice is on this point, and it is requested that the needful information may be supplied at an early date.

Governments of Madras and Bombay, in the Public Works Department, Buildings and Roads, Irrigation and Railway Branches.
Governments of Bengal, North-Western Provinces and Punjab, in the Public Works Department, Buildings and Roads and Irrigation Branches.
Chief Commissioners of Oudh, Central Provinces, British Burmah, Mysore and Coorg, and Assam.
Resident at Hyderabad.
The Agents to the Governor-General for Central India and Rajpootana.
The Director-General of Telegraphs.
The Inspector-General of Military Works.
Director of State Railways.
The Consulting Engineers to the Government of India for Guaranteed Railways, Calcutta, Lahore and Lucknow.

ORDER.—Ordered, that a copy be forwarded to the Governments and Officers marginally noted for information and guidance.

(Signed) J. J. McLEOD INNES,
Dy. Secy. to the Govt. of India.

Proceedings of the Madras Government, Public Works Department,
7th August 1876. No. 2,025.

No. 995.

MEMORANDUM.

REFERRED to the Consulting Engineer for Railways for report.

Ootacamund, (Signed) G. W. WALKER, Major-General, R.E.,
28th June 1876. Secy. to Govt., P.W.D.

No. 150. From Lieutenant-Colonel J. H. M. SHAW-STEWART, R.E., Consulting Engineer for Railways, to Major-General G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Madras, 22nd July 1876, No. 355.

With reference to your Memorandum, No. 995, dated 28th June 1876, I have the honor to state that the practice at present obtaining in this Presidency in regard to the audit of bills for payment of lands taken up for Railway purposes is as follows:—

All bills for compensation on account of land whether acquired by private bargain or under Act X of 1870 are forwarded to the Examiner of Public Works Accounts, who, with reference to Proceedings of Government, No. 2,967, dated 9th December 1873, audits and returns them to the Collectors of districts for payment.

2. Advances have in some cases been placed at the disposal of Collectors to meet emergent claims, and it is left with them to make payment immediately after settlement with owners without waiting for the receipt of the audited bill.

3. A schedule of all compensation on account of land taken up for Railway purposes is submitted monthly to Government for sanction, but it is not necessary to wait for such sanction in order to settle the claims entered therein which are paid by Collectors on receipt of audited bills.

No. 151. ORDER THEREON, 7th August 1876, No. 2,024.

RAILWAY, No. 20.

ORDERED to be forwarded to the Government of India with the remark that the practice is similar in the case of land taken up for Public Works. The system followed is accurately described in the letter recorded with G.O., No. 1,042, dated 15th April 1875. A copy of these orders will also be forwarded for the information of the Government of India.

(True Extract.)

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

No. 152. DOCKET No. 2,025, dated 7th August 1876.

Copy of the above, with G.O., No. 1,042, dated 15th April 1875, forwarded for the information of the Government of India with reference to their Proceedings, No. 496—514 A.G., dated 13th June 1876.

(True Extract.)

Colonel,

Offg. Under Secy. to Govt., P.W.D.

Edw. T. O'Connor.
Spare Copies

RAILWAY DEPARTMENT.

CONSULTING ENGINEER'S OFFICE,

Madras, 22nd July 1876.

No. 355

From

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

Consulting Engineer for Railways,

To

MAJOR-GENERAL G. W. WALKER, R.E.,

Secretary to Government,

Public Works Department,

Fort Saint George.

SIR,

With reference to your Memorandum No. 995 dated 28th June 1876 I have the honour to state that the practice at present obtaining in this Presidency in regard to the audit of bills for payment of lands taken up for Railway purposes is as follows;

All bills for compensation on account of land whether acquired by private bargain or under Act X of 1870 are forwarded to the Examiner of Public Works Accounts.

Accounts with reference to
Proceedings of Government No 2967
dated 9 December 1893 audits and
returns there to the Collectors of
districts for payment.

2. Advances have in some cases been placed at the disposal of Collectors to meet emergency claims, and it is left with them to make payment immediately after settlement with owners without waiting for the receipt of the audited bill.

3. A schedule of all compensation on account of land taken up for railway purposes is submitted monthly to Government for sanction, but it is not necessary to wait for such

such sanction in order to settle
the claims entered therein which
are paid by Collectors on receipt of
audited bills.

Have the honor to be
 Sir
 Your most obedient Servant
 W. Coaker R. D. P.
 per our beginning of Page.

509-12-73 No 2967.
 " 20-11-73 " 2808
 " 15-4-75 - 1042
 " 23-11-64 - 3364

P. W. 1876 Dept
 No 5273

No 2024

Public Works Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 7th Aug 76.
 Read the following:—

From
 The Govt of India — (No. 496-514 A.G. of 13th June 76)
 " Compt. Engrs for Railways (No. 355 of 22nd July 76)

Ordered to be
 forwarded to the Govt
 of India with the remark
 that the practice is similar
 in the case of land taken
 up for Public Works. The
 system followed is accurately
 described in the letter
 recorded with G.O. No 10422,
 dated 15th April 1875. A
 copy of these orders will
 also be forwarded for the
 information of the Govt
 of

By: 2/8

No 150.
 22-8-76 No 2876
 Dept 2 to 204 26-7-76.
 The practice is obtain-
 ing upon the railways
 by the procedure
 in regard to the payment
 of compensation to the
 owners of the land for
 the use of the land for
 railway purposes.

Dated 20/8/76
 Received 21/8/76
 No. 2876
 1876

To
 The Consulting Engineer
 for Railways,
 The Secretary to Government,
 P. W. Department,
 Fort Saint George.

RAILWAY DEPARTMENT.

of India.

(H.C. Docket No. 2025 of 7 Aug 1876)

No 2025.

Copy of the above
with G.O. No. 1042 dated 15th
April 1875 forwarded for
the information of the G.O.
of India with reference to
their Proceedings No. 496-514
H.C. dated 13th June 1876.

Desd 22/8/76

Cous. by J. R. G.

Desd 22/8/76

H. C. Docket

No 2025

Desd 22/8/76

023-11-66 etc 3064.

28-11-71

Memo: no: 995

Referred to the
Committee Engineer for
Railways for report

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.
ACCOUNT.
General.

To

Nos. 496—514 A—G.

Dated SIMLA, June 13, 1876.

Received Rs 23

Successful
Secy to Govt. P. W. D.

20th June 1876

30. June. III.

Rep No 355 d/22/7/76

Nº 119 -

Pre-audit of charges for land taken up for
Public purposes.

2023-11-16 No. 3564.

5273
11/17

Com
Rm

Obt. of 118701 Address
PUBLIC WORKS.

The Com. Engineer for M.

at

Exempt
Exempt
Exempt

Exempt No. 2024-2025

Copy of Proceedings handed

Forwarding letter from
the Com. Eng. for R.
regarding the practice
obtaining upon the
Railways in the Decadas
Presidency in regard
to the payment of com-
pensation for land taken
up for Railway purposes.

No. 1119-150
157-8

Exempt in 1878
13-8

Payment of compensation
for land taken up for
Railway purposes - Letter
from the Com. Eng. for R.
regarding upon the practice
obtaining upon the Railways
in the Decadas Presidency
in regard to the — order
to be forwarded to the Com.
of India with remarks.