

(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.	3087	Press	<i>Original</i>
B.P. No.		Mis.	
Dated	20.11	1957	1876

Not to be folded or roughly handled

Cuts 12222
No. 1063.

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MADRAS RAILWAY.

AGENT AND MANAGER'S OFFICE.

Madras, 20th October 1876.

From

R. B. Clavin Esq
Agent and Manager. M. R. Co.

To

Mr J. H. & Co. Esq, R.E.
Consulting Engineer for Railways.

Sir,

With reference to your letter of the 25th ultimo, No. 1016, and the Proceedings of Government forwarded therewith, I have the honour to enclose you a copy of the Acting Chief Engineer's letter of 7th 11, dated the 18th instant in which explanation is offered as to the circumstances under which the Land near the Pennair Bridge was taken in possession of before it was transferred to the Company in the regular manner.

2. It is much to be regretted that the formal application for the Land was so long delayed, but for the taking possession in the first instance there is, in my opinion, much to be said in excuse for the Railway Officers.

3. A portion of an important bridge on the line of railway had been carried away by an extraordinary flood,

and it was of the utmost importance in
the public interests that the repairs should
be carried out with the least possible delay.

With this view a piece of land
which was to all appearance worthless and
was to be a possession of without
recourse being had to the usual forms which
would have taken time, and I do not
think that under all the circumstances any
Court of Law would allow that this in-
formality justified an exorbitant demand
such as is proposed in this case.

The owners of the land are un-
doubtedly entitled to compensation, but
only to a reasonable amount, and I
trust that His Grace the Governor in
Council will allow the matter to be dealt
with in the way suggested by the Collector
of Bellary in his letter of the 15th of July
1876, p. 255.

I have the honour to be,
Sir,

Your most obedient servant

A. J. Hope

Agent Bellary.

RAILWAY DEPARTMENT.

78 4
Consulting Engineer's Office,
Madras, *October 23^d* 1876.

No. *508*

SUBMITTED *to* GOVERNMENT.

The contingency re-
ferred to in paragraph 2 of
the Chief Engineer's letter is
not likely to occur often,
when it does however, it
would appear that the Com-
pany's officers ~~must~~ occupy
land at the risk of the
Company.

A. Smith, Major R.E.
for the Cusport Railway

ED 36-8-76 No 2300.

P.W.D.

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7694

N 9

Letter from the Consulting Engineer for
Railways No 508 dated 23^d October 1876.

For Orders

Charles Mackenzie
Secretary to Government

I think the only course
now possible is that
the demand be complied
with. The ^{idea} of emergency,
which necessitates immediate
suppression of fraud, must
depend on the circum-
stances of each case. In
this case there was great
delay on the part of
the Railway in taking
the necessary steps to be
put in suppression &
with the consequence of
having to pay heavily
for their neglect.

Dated 23^d Oct 1876
Received

To
The Secretary to Government,
P. W. Department,
Fort St. George.

From
The Consulting Engineer
for Railways.

RAILWAY DEPARTMENT.
1876.

Enclosures. (1)

Submitting

with Remarks letter

from Capt J. R. R.

explaining that

it is not under any

negotiated circumstances
that a statement
has been submitted.

Cin: 26-10-76

7694

No 3087

Public Works Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the

20th Nov. 1876

Read the following:—

From

The Consulting Engineer
for Railways

(N. A. No. 508 of 23rd Oct. 1876)

His Grace the Governor
in Council is of opinion
that the only course now
open is to comply with
the demand.

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which necessitates im-
mediate possession of
land, must depend on
the circumstances of each
case. In the case under
reference there was great

Govt. of Madras.
PUBLIC WORKS.

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G. O.,

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