

(1) Number of pages _____

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MADRAS RECORD OFFICE

Government of Madras

Public Works DEPARTMENT

G.O. No.	749	(W)	Press
B.P. No.			Mis.
Dated	24.3		1876..

Not to be folded or roughly handled

17

*Proceedings of the Madras Government, Public Works Department,
24th March 1876.*

No. 376. Read the following Proceedings of the Madras Government in the Revenue Department, dated 16th February 1876, No. 228 :—

No. 376-A. Read the following Proceedings of the Board of Revenue, dated 25th January 1876, No. 212.

Read the following letter from W. S. WHITESIDE, Esq., Collector of North Arcot, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Chittoor, 18th December 1875, No. 681.

I HAVE the honor to state that a few weeks ago, I directed the Tahsildar of the Palamanair Taluq to inspect and bring me certain information regarding the new Sub-Magistrate's Cutcherry now being constructed at Venkatagherrikota, of which division he was then in charge. The Tahsildar who proceeded to the place returned to say that he was not permitted to enter into the building by the Public Works Department peon in charge of it, who first falsely informed him that he had not the keys of the building, and then said in a very insulting manner that, although he had the key, he would not comply with the Tahsildar's request, as he had no instructions from his superiors to do so. I then in my letter, No. 541, dated 23rd ultimo, copy of which is herewith forwarded, brought the conduct of the peon to the notice of the District Engineer, who, in justification of the man's conduct, tells me that the Tahsildar had no authority to inspect a building under construction by his Department. Copy of that officer's letter, No. 3,225, dated 7th instant, on the subject is enclosed.

2. I am unable to agree with Captain Pennycuik in his opinion that a revenue officer of the Tahsildar's position, acting under special orders from the Collector, has no authority to enter or inspect a building that is under construction by the Public Works Department, for the eventual use of the Revenue Department. On the contrary, it appears to me that revenue officials should have the freest right of access to such buildings while in course of erection, for the remarks they make would, in many instances, prevent future correspondence and alterations of the buildings after completion by the Public Works Department.

3. I have therefore the honor to request that you will be good enough to obtain an expression of the views of the Board and Government in this matter.

ENCLOSURE No. 1.

From W. S. WHITESIDE, Esq., Collector of North Arcot, to Captain J. PENNYCUICK, R.E., District Engineer of North Arcot, dated Chittoor, 23rd November 1875, No. 541.

It has been brought to my notice by the Tahsildar of Palmanair, that a few days ago when he was at Venkatagherrikota, of which division he is now in charge, he proceeded to inspect the new cutcherry now being built there; and finding the doors locked, he asked the Department of Public Works peon in charge to open them, but was told that the keys were not with him. This, on inquiry, was at once found to be false, and the peon, by name Mahomed Sahib, replied in a very insolent manner that it was true he had the keys of the cutcherry in his charge, but that he had no instructions to allow the Tahsildar to enter the building. The Tahsildar, whom I had specially

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24th March 1876.*

instructed to bring me certain information about the catcherry, returned to me and explained his inability to tell me what I wanted. I feel sure that I have only thus to inform you of the peon's impertinence to ensure your taking prompt notice of the same.

(True Copy.)

(Signed) W. S. WHITESIDE,
Collector.

ENCLOSURE No. 2.

From Captain J. PENNYCUICK, R.E., District Engineer, North Arcot, to W. S. WHITESIDE, Esq., Collector of North Arcot, dated Palamanair, 7th December 1875, No. 3,225.

In reply to your letter No. 541, of 23rd instant, I regret to say that I am unable to concur in your view of the circumstances mentioned therein.

2. The Tahsildar has no authority to inspect a building under construction by another department, and the peon was perfectly right in preventing him from doing so.

3. Any information which you may wish for, regarding this or any other work under the charge of the Public Works Department, can be obtained by application to this office.

(True Copy.)

(Signed) W. S. WHITESIDE,
Collector.

SUBMITTED for the orders of Government.

2. It seems to the Board that Mr. Whiteside's view of the case is quite correct, and that the Tahsildar was entitled as of right to inspect the building. At all events in common courtesy he should have been allowed to do so. It can scarcely be expected that good feeling should exist between the departments when acts, similar to that complained of, are supported by the authority of District Engineers.

(True Copies and Extract.)

(Signed) C. A. GALTON,
Acting Secretary.

Miscellaneous.

It will be considered in the Public Works Department whether there was any justification for the conduct of Captain Pennycuick complained of by the Collector. The action taken by the Public Works Department will be communicated in due course to the Collector through the Board of Revenue.

(True Extract.)

(Signed) D. F. CARMICHAEL,
Secretary to Government.

No. 377.

ORDER THEREON, 24th March 1876, No. 749.

ESTABLISHMENT, No. 23-A.

His Grace the Governor in Council considers that Captain Pennycuick was entirely wrong in his manner of dealing with the matter referred to him by the Collector. The Collector was perfectly justified in examining himself or by Deputy the building in question.

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24th March 1876.*

2. Captain Pennycuick will severely reprimand the peon for his false statement and for disrespectful conduct to the Tahsildar.

3. Whenever possible it is desirable that previous notice of intended inspections should be given by local Heads of Departments to Public Works Officers, or subordinates in charge of Public Works by officers of other Departments, but the want of such notice is not in any way to justify refusal to admit officers of known position in the public service.

(True Extract.)

Major-General, R.E.,
Secretary to Government.

To District Engineers.

To the Revenue Department.

„ Military „

„ Public, &c., Departments.

Exd. S. T. Austin.

Spare Copies

The Draft Order in the question between the Collector of North West and the District Sur-
geons, having been carefully drawn up on the model of the Order in a similar question that arose in Salem, but in which the District Surgeon was the complainant, is respectfully recommended for further consideration -

L.O. No. 2715 of 24th Sept. 1874, which was drafted by H.S. The President in Council, intimates that it is desirable that even a District Surgeon, when bound

den duty it is to in-
spect Public Works
in progress under other
Agency, should give
previous notice of his
intended inspection -
It is submitted there-
fore that to place P.W.
Officers on an even foot-
ing with Officers of o-
ther Depts. whose build-
ings they are constructed
ing, previous notice of
intended inspection sh.
be given them. The P.W.
Dept. is an independent
posting; its Officers, it
is submitted, sh. not
be expected to give no-
tice of their intention
to execute a duty ~~which~~
~~which~~ not incumbent on
those of other Depts, but
which they may per-
form without any notice.

Respectfully,
S. D. Evans, P.W.

10/10/1919

Public Works Department
PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the

Read the following :-

Meeting of Government
Revenue Department

Ch. No 228 d/16 Feb 1906

The Governor in Council
considers that no obstacle
should be placed in the way
of inspection of buildings in
progress by local heads of
the Departments for accom-

modation of which they are
being constructed. But it
is desirable that they should
give previous and timely in-
formation of their intention
was perfectly justified to the Public Works Officer
examining himself or Subordinate in Executive
charge of the work. Capt.
Pernywick will inform
on all his subordinates
after his return.

might simply tell
that he is entirely wrong
his manner of dealing
the matter referred
him by the J. M. S. O.
was perfectly justified to the Public Works Officer
examining himself or Subordinate in Executive
charge of the work. Capt.
Pernywick will inform
on all his subordinates
after his return.

By order of the
Governor
J. M. S. O.
28/2

I would not add
that it is entirely
wrong his manner of dealing
the matter referred
him by the J. M. S. O.
was perfectly justified to the Public Works Officer
examining himself or Subordinate in Executive
charge of the work. Capt.
Pernywick will inform
on all his subordinates
after his return.

Ph 24 March 76 BT 376

Recd 13-3-76
13-3-76

the practice of greater
 respect to superior, and
 courtesy to all, officers of
 other Departments than
 appears at present to be
 thought necessary by
 him

[Faint, mostly illegible handwritten text]

[Faint handwritten notes]

[Faint handwritten notes]

Ph 24 March 76 BR 376

D. Engr.
 B. of the
 King's Dept.

Expd. *[Signature]*
 13-3-76
 21-2-76
 13-5-76

P. H. Department
 57

Proceedings of the
 Madras Govt
 under date

Rec. Dept. Secy.

[Faint handwritten notes]

17/3

Captain P. will severely
 reprimand the Peon for his
 false statement and
 his disrespectful conduct to
 the Tahsildar

by local heads of Dept.
[initials]

officers of the departments
 that the demand of such action
 is not in any way to justify
 the action of the officers of the
 P.W.D. in the public works

Read the following
 (H.L. no 228 d/10 Feb/76)

H.G. the Governor in
 Council considers that
 Captain Pennington
 was entirely wrong in
 his manner of dealing with
 the matter referred to
 him by the Collector,

The Collector was perfectly
 justified in examining
 himself or by deputy
 the building in question.

2. Whenever possible,
 previous notice of
 inspections should be
 given to Public Works
 officers, or Subordinates
 in charge of Public
 Works.

Public Works Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the 24th March 1876-

Read the following :—

Pro: of the ^{in full} hadran ^{book} } (H.C. No. 228 of 16th July 1876)
Rev: Depart^{ment} }

His Grace the Governor
in Council considers
that Captain Pennycuik
was entirely wrong in
his manner of dealing
with the matter referred
him by the Collector.
The Collector was perfectly
justified in examining
himself or by Deputy
the building in question.
Captain Pennycuik
will severely reprimand
the

the

Ch 24 March 76 BK 376

J. Ingers.
Per. Sept.
18. of Ria.

the Peon for his false
statement and for dis-
respectful conduct
to the Sahildar.

Whenever possible,
it is desirable that
previous notice of in-
tended inspections
should be given by local
Heads of Departments
to Public Works Officers,
or Subordinates in charge
of Public Works by officers
of other Departments
but the want of such
notice is not in any
way to justify refusal
to admit officers of

known

known position in
the public service.

G.M.W.

L. St. Engineers 130

Rev. Department 130

Public Works

Public Works Dept. 24

Trans. 5 April 70

April 17

12644 ✓

Govt. of Madras.
PUBLIC WORKS.

To

The H. Engineers.

27/3

Dated

Issued

Recd

Encl.

G. O. 24th March 1876. No.

749

Nos. 376 & 377

sent in Reg
18th 4/1876

Sub. Imperialist Culcherry at
Tiruchengudi, North

Arcof Brit — Considering
Capt. Pomeroy's R.R. being
in defending the conduct of
his person in preventing an
infringement of the — pre-
vious notice of intended in-
fringement of buildings under
construction to be given by

Local Head of Dept to
P.W. officers.