

(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. 200	(W)	Press Mis.
Dated	6-6-	1877.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

6th June 1877, No. 200 W.

General.

Establishment.

Read the following papers :—

No. 46. From Captain L. CONWAY-GORDON, R.E., Examiner of Public Works Accounts, to the Secretary to Government, Public Works Department, General Branch, dated Fort St. George, 29th May 1877, No. 36 W.

With reference to the copies of correspondence forwarded with this office letter No. 37 W, dated 29th May 1877, I have the honor to submit, for the information and orders of Government, the accompanying additional letter received from Mr. Bowyer-Smyth on the same subject.

2. With the exception of a report from the District Engineer, Nellore, under whose orders Mr. Bowyer-Smyth was employed, to the effect that Mr. Bowyer-Smyth had left his station on sick leave on the 15th April 1877, this office possesses no information regarding his relief from duty in the Nellore District; no pay therefore can be passed to him subsequent to that date, until formal leave has been granted in accordance with the regulations.

3. The question as to the date on which Mr. Bowyer-Smyth's connection with the Public Works Department should be considered as having ceased and up to which pay should be disbursed is submitted for the orders of Government.

4. Orders are also requested regarding Mr. Bowyer-Smyth's claim for the disbursement to him of the cost of a passage home by the Peninsular and Oriental Steamer.

5. The terms on which Mr. Bowyer-Smyth was appointed to the Public Works Department are stated in the copy of letter which accompanied the Secretary of State's Despatch printed with G.O. No. 3,358-B of the 27th November 1876.

From E. C. BOWYER-SMYTH, Esq., Assistant Engineer, to Captain L. CONWAY-GORDON, R.E., Examiner of Public Works Accounts, No. 3.

I HAVE the honor to acknowledge receipt of your No. 89 X of 23rd instant, and to thank you for the information contained therein.

2. With reference to paragraph 1, I have to inform you that the date of my relief from the Kotapatam Division was not that of my relief from duty, as I was recalled to Nellore to do duty in the District Engineer's Office, and I have written to this officer requesting him to address you on the subject, and to give you the date of my relief from duty, and being placed on the sick list by medical advice.

3. Also as I am now detained in this country simply by the rules and regulations of the Government and by delay incurred in procuring a passage to England, I see no reason why I should not be permitted to draw pay while so detained. The medical certificate does not

discharge me from the service, until the Government have satisfied themselves that the same is correct, and have thereby ratified the decision of the Committee; and as the delay incurred between the signing of the certificate by the Board and the confirming thereof by the Government is not brought about by any action of mine, I think that the date of the confirmation by Government, which would be that of the Gazette discharging me from the service, should be the date up to which I should draw pay.

4. Owing to the state of my health, I do not wish to remain longer in the country than is actually necessary; the certificate submitted by me was amply sufficient for the purpose of discharging me from the service, and had this been forwarded, it might now have been under the consideration of the Government and I might have been gazetted out in the next Gazette.

5. The certificate mentioned by you in form Section 54, Civil Pension Code is only necessary in cases of application for gratuity or pension; it is true that I am about to submit such an application, but it is not necessary for me, nor do I wish, to remain in the service or country until that application is granted.

6. I think therefore that my leave and consequent pay should extend from the date of my relief from duty in Nellore to that of my discharge in the Fort St. George Gazette.

7. There is nothing that I can find in the Civil Pension Code to instruct me in what manner or in what form my discharge (not gratuity) certificate should be forwarded. I have therefore now submitted it to the District Engineer, Nellore, for the consideration of Government, as it appears that I was in error in submitting it direct to you. My discharge and consequent free passage to England depends upon the submission of the discharge certificate, and not upon the certificate for the gratuity, which as I before observed can be settled after my discharge and in my absence.

8. With reference to your paragraph 3, I am not aware that there is any troop ship sailing from Bombay before the commencement of the trooping season in October next, and as my medical certificate pronounces me unfit for service, and I conclude further residence in India, I imagine Government do not intend to keep me in this country and moreover without pay for such a lengthened period.

9. Besides a section (Civil Pension Code) lays down that my passage will be forfeited unless I avail myself thereof within three months.

10. I therefore request that I may be granted the value of a passage by Peninsular and Oriental Company, as it will be impossible for me to exist, either physically or financially, in this country.

No. 46-A. From Captain L. CONWAY-GORDON, R.E., Examiner of Public Works Accounts, to the Secretary to Government, Public Works Department, General Branch, dated Fort St. George, 29th May 1877, No. 37 W.

In forwarding at the request of Mr. Bowyer-Smyth the enclosed letter and medical statement of case, I have the honor to state that the orders with reference to which his request is made apply only to the case of an officer proceeding to Europe on medical certificate.

2. Mr. Bowyer-Smyth's case is different as will be seen from the accompanying copies of correspondence. It will be observed that he has not been recommended for furlough, but has been pronounced unfitted for further employment in a tropical climate.

From E. Bowyer-Smyth, Esq., dated 20th May 1877.
To E. Bowyer-Smyth, Esq., No. 89 X, dated 23rd May 1877.

From E. C. BOWYER-SMYTH, Esq., Assistant Engineer, to Captain L. CONWAY-GORDON, R.E., Examiner of Public Works Accounts, dated 20th May 1877.

I HAVE the honor to enclose herewith the original certificate showing that I have been declared unfit for further service in India.

2. I therefore request that you will be good enough to inform me whether I am not under Chapter 12, Section 56, paragraph (Civil Pension Code) entitled to a gratuity. My services commenced 29th October 1874 and I conclude are now terminated.

3. I enclose my pay abstract, and request that you will be good enough to make the amount payable to the Mount Division at your earliest convenience.

4. I have also to request that you will make arrangements for disbursing to me the value of my passage home. I have also to inform you that the following are still due to me:—

Famine allowance for March.	
Do. do. for April.	
Travelling do. for March.	
Do. do. for April.	

and the bills for the above having been forwarded from the Nellore District, I request that you will be good enough to have the same made payable to the Mount Division Office.

From Captain L. CONWAY-GORDON, R.E., Examiner of Public Works Accounts, to E. C. BOWYER-SMYTH, Esq., dated 23rd May 1877, No. 89 X.

With reference to your letter of the 20th May 1877, I have the honor to state that I am unable to pass to you any pay from date (15th April 1877) of your relief from duty in the Kotapatam Division until formal leave under the rules has been granted to you by Government for the period of your absence from that date to the date (19th May 1877) of your being pronounced unfit for further service in India. I would suggest therefore that you address the District Engineer, Nellore, on the subject with a view to the required application being submitted to Government.

2. The medical certificate which accompanied your letter under reply is herewith returned with a view to its being forwarded to Government through the District Engineer, Nellore, and this office, with the application for gratuity referred to in Section 76 of the Civil Pension Code. I note that the medical certificate is not in the form prescribed in Section 54 of the Civil Pension Code.

3. The bill for your famine allowance for March 1877 was returned to the Executive Officer, Kotapatam Division, duly audited on the 28th April last.

4. I notice that in accordance with the terms of the Secretary of State's letter of the 28th August 1874 addressed to you on appointment, in the event of your being compelled by ill-health to quit the service within ten years from date of arrival in India, you are to be provided with a passage back to England at the public expense, and is most likely that this passage will be provided for you in one of the Government Troop ships sailing from Bombay.

5. The famine allowance bill for April and travelling allowance bill for March 1877 are now under audit.

6. No bill for travelling allowance for April 1877 has been received.

7. The Executive Officer, Kotapatam Division, reports that an advance of Rupees 275 is outstanding against you exclusive of Rupees 96 on account of subscription due up to 31st March 1877 to the Royal Engineering College. Please state in what manner you propose to adjust these amounts.

From E. C. BOWYER-SMYTH, Esq., Assistant Engineer, to Captain L. CONWAY-GORDON, R.E., Examiner of Public Works Accounts, dated St. Thomas' Mount, 27th May 1877.

In accordance with notification contained in G.O. No. 2,888 of the Government of India, in the Proceedings of the Madras Government of 8th October 1875, I have the honor to forward herewith a medical statement of my case together with medical certificate of unfitness for further service in India, for submission to Government with my final last pay certificate.

And I request that when the latter document is prepared you will be good enough to send me a copy thereof.

No. 46-B. From E. C. BOWYER-SMYTH, Esq., Assistant Engineer, to the Secretary to Government, Public Works Department, dated St. Thomas' Mount, 1st June 1877.

I HAVE the honor to bring before your notice the fact that I was passed by the Medical Board in Madras on the 19th ultimo as unfit for further service in India.

I have sent in the necessary papers claiming passage money and asking permission to quit the service, but as yet have received no answers on these subjects. Unless I receive the necessary passage money in time to go by a steamer sailing about the 4th instant, it will necessitate my stopping in Madras another fortnight, thereby putting me to a great expense through no fault of my own. I am in a bad state of health, and it is of great importance that I should have as soon as possible to escape the heat of the Red Sea. I have been suffering from an attack of fever for the last five days, and hope that going on boardship will enable me to throw it off. I have the honor to request that my passage money may be paid me at once, the rest of my money affairs can be settled while I am absent from the country; the balance due to me can be transferred to the India Office.

This is a matter of the greatest importance to me, and sincerely trust you will be able to comply with my request.

No. 47.

ORDER THEREON, 6th June 1877, No. 200 W.

MR. E. C. BOWYER-SMYTH, Assistant Engineer, 2nd grade, Public Works Department, having submitted a medical certificate declaring him to be incapable of serving in India, his connection with the Public Works Department will cease from 20th May 1877, and he is permitted to return to England at the public expense.

2. The Accountant-General will be instructed to grant at once the requisite authority for the provision of Mr. Bowyer-Smyth's passage to England by one of the Peninsular and Oriental Steam Navigation Company's Steamers, in accordance with G.O., Marine Department, No. 306, dated 19th December 1872.

(True Extract.)

(Signed) E. A. FOORD, Colonel, R.E.,
Secretary to Government, P.W.D.

To E. C. Bowyer-Smyth, Esq.
To the Examiner of Public Works Accounts.
„ District Engineer, Nellore.
„ Marine Department.

Exd. E. C. Shunker.

Spare Copies

*Since time as I have
privately to Mr. Osburgh
nearly about Mr. Bowyer
July 18th and suggest his
removal to the Madras Range
for lighter work. No
answer has been received
and yet it would appear
that Mr. Bowyer is still
in the Madras Range
has any report of his
leaving the Nellore district
been received.
The Govt will have to
decide whether date
pay will be granted*

GOVT
OF MADRAS.

187 .

P.W.
DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 20th June 1877.

OFFICE NOTE.

To

IT APPEARS FROM THE
3rd LINE OF THE ACCOUNTING C.O. NO.

200,000 (P. W. ACCOUNTS) THAT THE

NOTE IS AS FOLLOWS.

KEEP-WITH.

FOR THE IS PERMITTED TO DESIGN
THE NOTE AS FOLLOWS.

FOR THE IS PERMITTED TO DESIGN
THE NOTE AS FOLLOWS.

Genl. No.

dated

187 .

2. THE NOTE IS ONLY IS NOT
STARTING IN THE FIRST AND IT WILL
THUS BE EASY TO TAKE THE PROPO-
SITION.

24/6
C.

the case that Capt Smith
says this application has been
submitted to this office - no such
application has been received
here & Mr. B. Smythe should
be informed accordingly -
Semi-off? I have told Capt
Smith that we have received no
application for gratuity.

Ans. (c) I fancy the
Acct. Genl. is the proper person
to authorise the passage. See
S. O. (Warine Dept) no 306
dated 19.12.72.

Lily
6/6.

granted after the date of
the medical Certificate.

All claims for pay will
be disposed of, on receipt of
the bills due from the Dist.

By: helms, and the money
due can either be sent to
Mr. Bonyer Smythe in England
or paid over to his Agents here

Ans. (b).

The gratuity can be
granted by the Local Govt. Mr.
Bonyer Smythe must apply for
it in ordinary course, through
this office & the Pension Dept.

The gratuity can also be sent
to Mr. B. Smythe in the same
manner as the pay due to him

I induce from a D.O. letter in

1877.

EXAMINER, P. W. ACCOUNTS.

Madras,

June 6th 1877.

OFFICE NOTE.

To

Mr.

The second para of the
S.O. should, I think, run as
follows:

"The public nuisance"

2. The Acute Sick will be
entitled to grant as once the
"respective authority for the
provision of Mr. Bourgeois
Smith's passage to England by
the P.O. S. S. Company's Steamers,
in accordance with G.O. ^{Chambers left.} No 306
dated 19. 12. 72."

The order sheet.

Can be sent to P. W. Accounts

Mount
5 June

Very dear Colonel

I am afraid I must
trouble you on the subject of Mr. Smith's
affairs. I forgot when talking about them
yesterday to mention that he has sent
a letter written on the ^{5 days ago} ~~date~~ to the Exam-
iner a certificate in proper form for a
passage. Now according to a letter ad-
dressed to these Cooper's Hill. Lords of the Secy
of State they are entitled to a passage home
directly they have a medical certificate
satisfying the Local Govt. that they are no
longer fit to serve here. Mr. Smith can at
any time lay his hand on this letter.

Will you kindly see whether the Examiner
has sent over the certificate above men-
tioned if so I should say nothing more.

would be wanted at airport to forget
 Smith out & pay him his passage & to
 enable him to leave the country. With
 regard to the adjustment of his various
 claims to pay in he is by no means
 anxious to remain out here till they
 are settled.
 It is a mystery to me what the Med
 board have done with the Duplicates & I
 care of his case.
 I am glad to say Smith had no
 fever yesterday but he is a perfect
 weak poor fellow

Yr. maily
 G. Smith

The order sheet
 Question (4) Pan. Council

Nervous Debility

Mr. Edmund C. Bowyers
 Smith - Age 23 years
 Assistant Engineer Depart-
 = ment Public Works.

Summary

Nervous Debility, of a
 hereditary character. Ag-
 -gravated by an attack
 of Typhoid fever, from
 fully recovered from
 and by residence in a
 Tropical Climate

Temperament - Nervous
 Habits of Body.

Habits - Temperate
 Length of Service, 2 years 8 1/2 months
 Residence in India - 11 1/2 months

Sick leave in { Europe 1 year 7 months
 India

Date of last
 return from { 15th December 1876
 England to India

On the 25th December
 1876, ten days after his
 arrival in India from
 Europe Mr. Smith
 called upon me to con-
 - sult me with re-
 = gard to his health. He
 complained much

A feeling of languor
and weakness, inability
to collect his thoughts, of
a feeling of fullness in
the head especially after
meals for which he had
generally little appetite
and of very frequent
depression of spirits.
He stated that three
years ago before passing
his final Examination
he was attacked with
Typhoid fever which left
him in a very debilitated
condition, that his
Medical Attendant
pronounced him unfit
to appear at his Exam-
ination but that being
informed that if he did
not appear he would
have to wait for another
year. He went up
and succeeded in

passing although
he completely broke
down before the close
of the examination -
He has not a very clear
recollection of what hap-
-pened but thinks he
fainted and he was ill
for some time after and
was granted one month
Sick leave before proce-
eding to India. Shortly
after his arrival in India
he suffered much from
Dyspepsia with strongly
marked disorder of the
Stomach System and
hepatic Congestion. For
this he obtained in May
1895 a year Sick
leave to Europe which
was at Home extended
to eighteen months -
He stated that since
his attack of Typhoid

found he had lost
at intervals a Copious
whitish Coloured Dis-
=charge in his urine

On Examination
his tongue was furrowed
with a dirty Creamy
Coating - Pulse full
but very Soft Pupils
equally but rather
fully dilated Skin
dry. Chest Sound
feeble but not Abnor-
=mal abnormal.

The urine showed
a Considerable de-
=posit of Phosphate.
I advised him to obtain
as far as possible
some exposure to the
Sun, to be very Careful
as regards diet and
when he felt he re-
=quired a Stimulant
to take a small

quantity of Red Wine -
- Garden Wine and
- Arrow Root and Coffee
as much as possible

I prescribed a Liniment
Containing Iron Symp-
-lic and Quinine

He left St John two or
three days after for the
East Coast Canal Works
but wrote to me on two or
three occasions describing
his symptoms and stating
that he had derived benefit
from the tonic prescribed

I heard a month
ago he was seen by Doctor
O'Hara the Medical
Officer attached to the
East Coast Canal Works
who found him in an
alarmingly depressed
state of Spirit and
utterly unfit for work

Doctor O'Hara im-
mediately recommended
the District Engineer to
recall Mr. Smyth
to Kells.

On the 21st April 1877
I again saw Mr.
Smyth on his return
to Kells.

I found him in a
very low spirit (on
enquiry I found that
his mother and maternal
grandfather were subject
to fits of great mental
depression) He stated
that he suffered fre-
quently from light-
ness, an almost
constant feeling of
tightness and oppression
in the head, greatly
impaired memory
so that he frequently
forgets in the middle

of a sentence what
he is talking about -
He has observed lately
that he has a tendency to
use one word in place
of another and is often
altogether at a loss
for words with which
to express his thoughts
He is quite unable to
concentrate his atten-
-tion so that in reading
he has often to go over any
sentence three or four times
before he can grasp the
meaning often he cannot
read at all the letters
dancing before his eyes
He cannot now cal-
-culate the easiest fig-
-ures. He has latterly
been troubled with Pho-
-tophobia He is trou-
-bled with hissing and
buzzing sounds in

the cars for days together
He suffers increasingly
from depression of
spirits and often feels
as if life were a burden
to him especially when alone
and this accompanied by an
undefinable dread as if
some awful calamity
were hanging over him -

As I consider that
Mr. Smith's present and con-
stitutional condition of health
utterly unfit him for further
residence in India and with
due regard to his interests
and that of the Government I
have advised his appearing
before a Medical Board in
Madras with a view to his
being permitted to resign his
appointment in the Indian
Service.

I have therefore
granted him the following

Certificate

I hereby certify that
E. C. Bowyer Smith is
in a bad state of health
and that his illness is of
a Constitutional nature
not likely to benefit
by further treatment in
this Country and is such as
to unfit him for Residence
in the Tropics

Alfred W. H. Ingeon Major

W. H. Ingeon }
13th May 1879 } J. H. Ingeon
W. H. Ingeon

Nervous Debility
 Case in Continuation
 of Mr Edmund C. Bowyer
 Smyth Assistant Engineer
 Department Public Works.

The history of this
 Officer's Case combined
 with the symptoms of
 nervous exhaustion com-
 -plained of, are sufficient
 to indicate the necessity
 of his resigning the Service
 and leaving India.

Confirmed by the
 Medical Officers at the
 Presidency on the 19 May 1877.

Consequently, I am
 the following Certificate
 I hereby Certify that
 E. C. Bowyer Smyth is
 in a bad state of health
 and that his illness is
 of a Constitutional nature, and
 not likely to benefit by
 further treatment in this
 Country, and is such as
 to unfit him for residence
 in the Tropics.

J. Henderson Esq.
 Deputy Commr. Genl.
 D. W. Thompson Esq.
 Surgeon
 J. A. Patton Esq.
 Surgeon

Attest
 Surgeon Major
 4 District
 Madras
 19 May 1877

Medical Case

of Mr Edmund
 C. Bowyer Smyth
 Assistant Engineer
 Department Public
 Works.

Wellah...
 Surgeon Major

P. W Dept

Proceedings of the Madras Committee
Under date the

Mr J. C. Bowyer
Smith, Assistant Surgeon,
2nd grade, P. W Dept, having
submitted a medical
certificate declaring him
to be incapable of serving
in India, he is permitted
to resign the service and
to return to England at
the public expense.

BoC 7/6

Wb 7/6

LD

4 (C. S. June 17) No. 200 or

9117 7/11

Wb

Letters from the Examiner of Public
 Works Accounts No. 36 & 37 W dated
 29th May 1877

FOR ORDERS.

The questions to
 be decided are—

- (a) The date to which
 pay shall be granted;
- (b) the amount of
 gratuity;
- (c) the provision of passage
 by a P.O. or other vessel.

If a passage is provided
 in a troop-ship, Mr.
 Breyer Smijth will
 have to remain in India
 probably

A.P.

probably until the end
of this year. No report
of Mr. Bouryer Smith's
absence from Victoria has
to the present date, been
received from the District
Engineer.

Colonel R.E.

Chief Engineer to Govt.
P.W.D.

H. A. Smith

28 MAY 77

Medical Officer
 Medical Certificate
 Thomas Henry M. Esq.
 Civil Surgeon

1899

by a big name / 77

St Thomas Mount

From El Bourgh, Esq. May 27th 91
 To. The Examiner. P.W. Records

Sir

In accordance with notification
 contained in G.O. no 2886 of the
 Govt of India, in the proceedings of
 the Medical Dept of 8th Dec 90
 I have the honor to present
 herewith a Medical Certificate
 my case together with Medical
 Certificate of unfitness for further
 service in India, for submission
 to Govt with my personal
 Certificate.

And I request that when the
 letter is forwarded you
 will be good enough to send me
 a copy thereof.
 I have the honor to be
 Sir, your obedient servant
 Thomas Henry M. Esq.



W.D.
30 MAY 77
5349

FROM L. CONWAY-GORDON,

EXAMINER, P.W. ACCOUNTS.

TO THE SECRETARY TO GOVERNMENT,

PUBLIC WORKS DEPARTMENT,

GENERAL BRANCH.

NO. 87.W.

FORT ST. GEORGE, 29TH. MAY 1877.

SIR,

IN FORWARDING AT THE REQUEST OF MR. BOWYER-SMYTH THE ENCLOSED LETTER AND MEDICAL STATEMENT OF CASE, I HAVE THE HONOR TO STATE THAT THE ORDERS WITH REFERENCE TO WHICH HIS REQUEST IS MADE APPLY ONLY TO THE CASE OF AN OFFICER PROCEEDING TO EUROPE ON MEDICAL CERTIFICATE.

2. MR. BOWYER-SMYTH'S CASE IS DIFFERENT AS WILL BE SEEN FROM THE ACCOMPANYING COPIES OF CORRESPONDENCE. IT WILL BE OBSERVED THAT HE HAS NOT BEEN RECOMMENDED FOR FURTHER EMPLOYMENT IN A TROPICAL CLIMATE.

FROM E. BOWYER-SMYTH ESQR.
DATED 20TH. MAY 1877.

TO DO. DO. DO.
NO. 89.X., DATED 23RD. MAY 1877.

NOUNCED UNFITTED FOR FURTHER EMPLOYMENT IN A TROPICAL CLIMATE.

I HAVE THE HONOR TO BE
SIR,
YOUR MOST OBEDIENT SERVANT,

L. Conway-Gordon

EXAMINER, P. W. ACCOUNTS.

CD. & EXD. E.H.M.

ENCLOSURE.NO. I.

COPY OF A LETTER FROM E.C. BOWYER SMYTH ESQ. RE,
ASST. ENGINEER, TO THE EXAMINER, P.W. ACCOUNTS. NO. DATED
20TH. MAY 1977.

I HAVE THE HONOR TO ENCLOSE HERewith, THE ORIGINAL
CERTIFICATE, SHOWING THAT I HAVE BEEN DECLARED UNFIT FOR
FURTHER SERVICE IN INDIA.

2. I THEREFORE REQUEST THAT YOU WILL BE GOOD ENOUGH
TO INFORM ME, WHETHER I AM NOT UNDER CHAP. II. SEC. 56 PARA
(CIVIL PENSION CODE) ENTITLED TO A GRATUITY. MY SERVICE
COMMENCED 20TH. OCTOBER 1974 , AND I CONCLUDE ARE NOW
TERMINATED.

3. I ENCLOSE MY PAY ABSTRACT, AND REQUEST THAT YOU
WILL BE GOOD ENOUGH TO MAKE THE AMOUNT PAYABLE TO THE
MOUNT DIVISION AT YOUR EARLIEST CONVENIENCE.

4. I HAVE ALSO TO REQUEST THAT YOU WILL MAKE ARRANGE
MENTS FOR DISBURSING TO ME THE VALUE OF MY PASSAGE HOME.
I HAVE ALSO TO INFORM YOU THAT THE FOLLOWING ARE STILL
DUE TO ME.

QUARINE ALLOWANCE FOR MARCH.
...DO.....10.....APRIL.
TRAVELLING ..DO.....MARCH.
...DO.....DO.....APRIL.

AND THE BILLS FOR THE ABOVE HAVING BEEN FORWARDED FROM
THE NELLORE DISTRICT, I REQUEST THAT YOU WILL BE GOOD

ENOUGH TO HAVE THE SAME MADE PAYABLE TO THE MOUNT DIVISION OFFICE.

ENCLOSURE, NO. 2.

COPY OF A LETTER FROM THE EXAMINER, P.W. ACCOUNTS, TO R.C.
BOMBEY WITH REF. NO. 40 X. DATED 20TH. MAY 1877.

WITH REFERENCE TO YOUR LETTER OF THE 20TH. MAY 1877, I HAVE
THE HONOR TO STATE THAT I AM UNABLE TO PASS TO YOU ANY PAY FROM
DATE (15TH. APRIL 1877) OF YOUR RELIEF FROM DUTY IN THE KOTA-
PATAM DIVISION UNTIL FORMAL LEAVE UNDER THE RULES HAS BEEN GRANT-
ED TO YOU BY GOVERNMENT FOR THE PERIOD OF YOUR ABSENCE FROM THAT
DATE TO THE DATE (10TH. MAY 1877) OF YOUR BEING PROHOUNCED UN-
FIT FOR FURTHER SERVICE IN INDIA. I WOULD SUGGEST THEREFORE THAT
YOU ADDRESS THE DISTRICT ENGINEER NELLORE, ON THE SUBJECT WITH
A VIEW TO THE REQUIRED APPLICATION BEING SUBMITTED TO GOVERNMENT.

THE MEDICAL CERTIFICATE WHICH ACCOMPANIED YOUR LETTER
UNDER REPLY IS HEREWITH RETURNED WITH A VIEW TO ITS BEING FOR-
WARDED TO GOVERNMENT THROUGH THE DISTRICT ENGINEER NELLORE, AND
THIS OFFICE WITH THE APPLICATION FOR GRATUITY REFERRED TO IN
SECTION 76 OF THE CIVIL PENSION CODE. I NOTE THAT THE MEDICAL
CERTIFICATE IS NOT IN THE FORM PRESCRIBED IN SECTION 54 OF THE
CIVIL PENSION CODE.

THE BILL FOR YOUR FAMINE ALLOWANCE FOR MARCH 1877 WAS
RETURNED TO THE EXECUTIVE OFFICER KOTAPATAN DIVISION, DULY AUDIT-
ED ON THE 25TH. APRIL LAST.

I NOTICE THAT IN ACCORDANCE WITH THE TERMS OF THE SECRE-
TARY OF STATE'S LETTER OF THE 28TH. AUGUST 1874 ADDRESSED TO YOU

ON APPOINTMENT, IN THE EVENT OF YOUR BEING COMPELLED BY
ILL HEALTH TO QUIT THE SERVICE WITHIN TEN YEARS FROM DATE
OF ARRIVAL IN INDIA, YOU ARE TO BE PROVIDED WITH A PASSAGE
BACK TO ENGLAND AT THE PUBLIC EXPENSE, AND IS MOST LIKELY
THAT THIS PASSAGE WILL BE PROVIDED FOR YOU IN ONE OF THE
GOVERNMENT TROOP SHIPS SAILING FROM BOMBAY.

THE FAMINE ALLOWANCE BILL FOR APRIL AND TRAVELLING
ALLOWANCE BILL FOR MARCH 1877 ARE NOW UNDER AUDIT.

NO BILL FOR TRAVELLING ALLOWANCE FOR APRIL 1877
HAS BEEN RECEIVED.

THE EXECUTIVE OFFICER KOTAPATAN DIVISION REPORTS
THAT AN ADVANCE OF RS. 275 IS OUTSTANDING AGAINST YOU EX-
CLUSIVE OF RS. 60 ON ACCOUNT OF SUBSCRIPTION DUE UP TO
FEST. MARCH 1877 TO THE ROYAL ENGINEERING COLLEGE. PLEASE
STATE IN WHAT MANNER YOU PROPOSE TO ADJUST THESE AMOUNTS.

TRUE COPIES.

W. A. Dwyer
CHIEF ACCOUNTANT,
OFFICE OF EXAMINER, P.W. ACCOUNTS.

CD. S. S.

END. H. M.

P.W.D.
30th May 1877
5380

FROM THE EXAMINER,

P. W. ACCOUNTS.

TO THE SECRETARY TO GOVERNMENT,

PUBLIC WORKS DEPARTMENT,

GENERAL BRANCH.

NO. 37.W.

DATED 29TH.MAY 1877.

RECD.

four
ENCLOS.

FORWARDS CERTAIN CORRESPONDENCE
FROM MR E.C.BOWYER-SMYTH REGARDING
HIS PAY FOR THE ORDERS OF GOVERN-
MENT.

FROM L. CONTAY-GORDON,

EXAMINER, P.W.ACCOUNTS.

TO THE SECRETARY TO GOVERNMENT,

PUBLIC WORKS DEPARTMENT,

GENERAL BRANCH.

PORT ST. GEORGE, 29TH.MAY 1877.

NO.

SIR,

WITH REFERENCE TO THE COPIES OF CORRESPONDENCE FOR-
WARDED WITH THIS OFFICE LETTER NO.37.W., DATED 29TH.MAY
1877, I HAVE THE HONOR TO SUBMIT FOR THE INFORMATION AND
ORDERS OF GOVERNMENT THE ACCOMPANYING ADDITIONAL LETTER RE-
CEIVED FROM MR.BOWYER-SMYTH ON THE SAME SUBJECT.

2. WITH THE EXCEPTION OF A REPORT FROM THE DISTRICT
ENGINEER, NELLORE, UNDER WHOSE ORDERS MR.BOWYER-SMYTH WAS
EMPLOYED, TO THE EFFECT THAT MR.BOWYER-SMYTH HAD LEFT HIS
STATION ON SICK LEAVE ON THE 15TH.APRIL 1877, THIS OFFICE
POSSESSES NO INFORMATION REGARDING HIS RELIEF FROM DUTY IN
THE NELLORE DISTRICT, NO PAY THEREFORE CAN BE PASSED TO HIM
SURSEQUENT TO THAT DATE, UNTIL FORMAL LEAVE HAS BEEN GRANT-
ED IN ACCORDANCE WITH THE REGULATIONS.

3. THE QUESTION AS TO THE DATE ON WHICH MR.BOWYER-
SMYTH'S CONNECTION WITH THE P.W.DEPARTMENT SHOULD BE CON-
SIDERED AS HAVING CEASED AND UP TO WHICH PAY SHOULD BE

DISBURSED IS SUBMITTED FOR THE ORDERS OF GOVERNMENT.

4. ORDERS ARE ALSO REQUESTED REGARDING MR. BOWYER-SMYTH'S CLAIM FOR THE DISBURSEMENT TO HIM OF THE COST OF A PASSAGE HOME BY THE P. & O. STEAMER.

5. THE TERMS ON WHICH MR. BOWYER-SMYTH WAS APPOINTED TO THE PUBLIC WORKS DEPARTMENT, ARE STATED IN THE COPY OF LETTER WHICH ACCOMPANIED THE SECRETARY OF STATE'S DESPATCH PRINTED WITH G.O.NO. 3856.B. OF THE 27TH. NOVEMBER 1870.

I HAVE THE HONOR TO BE

SIR,

YOUR MOST OBEDIENT SERVANT,

Edmund Gordon

EXAMINER, P. W. ACCOUNTS.

ENCLOSURE. NO. I.

COPY OF A LETTER FROM E.C. BOWYER-SMYTH ESQUIRE, ASST ENGINEER, TO THE EXAMINER, P.W. ACCOUNTS. NO. 1. DATED

I HAVE THE HONOR TO ACKNOWLEDGE RECEIPT OF YOUR NO.

1. DATED INSTANT AND TO THANK YOU FOR THE INFORMATION CONTAINED THEREIN.

WITH REFERENCE TO PARA 1., I HAVE TO INFORM YOU THAT THE DATE OF MY RELIEF FROM THE MOTALPATA DIVISION WAS NOT THAT OF MY RELIEF FROM DUTY, AS I WAS RECALLED TO MELLORE TO DO DUTY IN THE DISTRICT ENGINEER'S OFFICE, AND I HAVE WRITTEN TO THIS OFFICER REQUESTING HIM TO ADDRESS YOU ON THE SUBJECT, AND TO GIVE YOU THE DATE OF MY RELIEF FROM DUTY, AND BEING PLACED ON THE SICK LIST BY MEDICAL ADVICE.

ALSO AS I AM NOW DETAINED IN THIS COUNTRY, SIMPLY BY THE RULES AND REGULATIONS OF THE GOVERNMENT AND BY THE DELAY INCURRED IN PROCURING A PASSAGE TO ENGLAND. I SEE NO REASON WHY I SHOULD NOT BE PERMITTED TO DRAW PAY WHILE SO DETAINED. THE MEDICAL CERTIFICATE DOES NOT DISCHARGE ME FROM THE SERVICE, UNTIL THE GOVERNMENT HAVE SATISFIED THEMSELVES THAT THE SAME IS CORRECT, AND HAVE THEREBY RATIFIED THE DECISION OF THE COMMITTEE; AND AS THE DELAY INCURRED BETWEEN THE SIGNING OF THE CERTIFICATE BY THE

BOARD AND THE CONFIRMING THEREOF BY THE GOVERNMENT IS NOT BROUGHT ABOUT BY ANY ACTION OF MINE, I THINK THAT THE DATE OF THE CONFIRMATION BY GOVERNMENT, WHICH WOULD BE THAT IN THE GAZETTE, DISCHARGING ME FROM THE SERVICE, SHOULD BE THE DATE UP TO WHICH I SHOULD BEAT PAY.

6. DUE TO THE STATE OF MY HEALTH, I DO NOT WISH TO REMAIN LONGER IN THE COUNTRY THAN IS ACTUALLY NECESSARY; THE CERTIFICATE SUBMITTED BY ME WAS AMPLY SUFFICIENT FOR THE PURPOSE OF DISCHARGING ME FROM THE SERVICE, AND HAD THIS BEEN FORTHWITH, IT MIGHT HAVE BEEN UNDER THE CONSIDERATION OF THE GOVERNMENT AND I MIGHT HAVE BEEN CASUALTIED OUT IN THE NEXT GAZETTE.

8. THE CERTIFICATE MENTIONED BY YOU IN FOR SECTION 54 C. CODE IS ONLY NECESSARY IN CASES OF APPLICATION FOR GRATUITY OR PENSION; IT IS TRUE THAT I AM ABOUT TO SUBMIT SUCH AN APPLICATION BUT IT IS NOT NECESSARY FOR ME, NOR DO I WISH, TO REMAIN IN THE SERVICE OF COUNTRY UNTIL THAT APPLICATION IS GRANTED.

6. I THINK THEREFORE THAT MY LEAVE AND CONSEQUENT PAY WOULD EXTEND FROM THE DATE OF MY RELIEF FROM DUTY IN NELLORE, TO THAT OF MY DISCHARGE IN THE PORT ST. GEORGE GAZETTE.

7. THERE IS NOTHING THAT I CAN FIND IN THE CIVIL PENSION CODE TO INSTRUCT ME IN WHAT MANNER OR IN WHAT FORM MY DISCHARGE (NOT GRATUITY) CERTIFICATE SHOULD BE FORWARDED. I HAVE THEREFORE NOW SUBMITTED IT TO THE DISTRICT ENGINEER, NELLORE, FOR THE CONSIDERATION OF GOVERNMENT, AS IT APPEARS THAT I WAS IN ERROR IN SUBMITTING IT DIRECT TO YOU. MY DISCHARGE AND CONSEQUENT FREE PASSAGE TO ENGLAND DEPENDS UPON THE SUBMISSION OF THE DISCHARGE

CERTIFICATE AND NOT UPON THE CERTIFICATE FOR THE GRATUITY WHICH AS I BEFORE OBSERVED CAN BE SETTLED AFTER MY DISCHARGE AND IN MY ABSENCE.

8. WITH REFERENCE TO YOUR PARA C. I AM NOT AWARE THAT THERE IS ANY TROOPSHIP SAILING FROM BOMBAY BEFORE THE COMMENCEMENT OF THE TROOPING SEASON IN OCTOBER NEXT AND AS MY MEDICAL CERTIFICATE PRONOUNCES ME UNFIT FOR SERVICE, AND I CONCLUDE FURTHER RESIDENCE IN INDIA, I IMAGINE GOVERNMENT DO NOT INTEND TO KEEP ME IN THIS COUNTRY AND MOREOVER WITHOUT PAY FOR SUCH A LENGTHENED PERIOD.

9. BESIDES A SECTION (CIVIL PENSION CODE) LAYS DOWN THAT MY PASSAGE WILL BE FORFEITED UNLESS I AVAIL MYSELF THEREOF WITHIN 3 MONTHS.

10. I THEREFORE REQUEST THAT I MAY BE GRANTED THE VALUE OF A PASSAGE BY P. & O. COMPANY AS IT WILL BE IMPOSSIBLE FOR ME TO EXIST, EITHER PHYSICALLY OR FINANCIALLY, IN THIS COUNTRY.

(TRUE COPY)

Mudgal

CHIEF ACCOUNTANT,
OFFICE OF EXAMINER, P. W. ACCOUNTS
CD. S. B.

3077
5390
FROM THE EXAMINER,

P. W. ACCOUNTS.

TO THE SECRETARY TO GOVERNMENT,

PUBLIC WORKS DEPARTMENT,

GENERAL BRANCH.

NO. 36. W.

DATED 29TH. MAY 1877.

RECD.

SUBMITS ANOTHER LETTER RECEIVED
FROM MR. BOWYER-SMYTH CLAIMING PAY
WHILE AWAITING THE ARRIVAL OF A
STEAMER TO ENGLAND.

468: June 77 203 dr. 116 A

Saint Thomas & Mole
1st June 1877.

From E. L. Bowyer Esq. Esq.
Asst. Engineer

To The Secretary to Government
P. W. Branch

Sir I have the honor to bring before
your notice the fact that I was passed by the
Medical Board in Madras on the 19th ultimo
as unfit for further service in India.

I have sent in the necessary papers
claiming Passage money, and asking permission
to quit the service, but as yet have received
no answers on these subjects. Unless I receive
the necessary passage money in time to go by
a Steamer sailing about the 4th instant,
it will necessitate my stopping in Madras
another fortnight, thereby putting me to a
great expense through no fault of my own.
I am in a bad state of health and it is of
great importance that I should have as
soon as possible to escape the heat of the
Red Sea, I have been suffering from an
attack of fever for the last five days, and
hope that going on board ship will enable
me to throw it off. I have the honor to
Request

request that my passage money may be
paid me at once, the rest of my money
affairs can be settled while I am absent
from the Country, the balance due to me
can be transferred to the India Office.

This is a matter of the greatest impor-
-tance to me, and sincerely trust you
will be able to comply with my request.

I have the honor to be

Ser

Your most obedient servant

Wm. Smith,

Asst. Surgeon.

Compd
EJ
1/6

P.W.D.
73077
No 5050

From
Mr. Benger Smyth
Mr. Benger P. W.
Date 1st June 1877.

20 June 1877 J.B. 2. 4. 5 B.

No 200 W
P.W.D.
Estad

Proceedings of the Madras Government

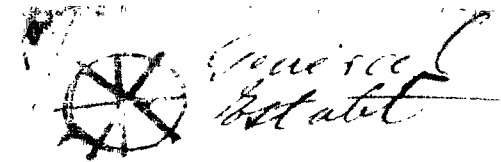
Read the following - Under date the 6th June 1877
From the 5th p.w. Decree - No 3614-29 May 1877
to - to - to - 37 - - - Mr. E. C. Benger
E.C. Benger Smyth Esq. - 31st June 1877
Smyth, Asst. Engineer 2nd Grade
P.W. Dept. having submitted
a Medical certificate declaring
him to be incapable of serving
his connection with the
in India, he is permitted to
P.W.D. will cease from 20th June
resign the service and to
1877, and he is permitted to return
to England at the public expense
~~public expense~~

W

2. The Accountant Genl
will be instructed to grant
at once the requisite authority
for the provision of Mr. Benger
Smyth's passage to England
by one of the P.W.D. Company's
Steamers, in accordance with
G.O. Marine Department
No 306 dated 19. Dec. 1872

E. Benger Smyth Esq.
L.P. W.D.
H. Hillman Esq.
Accountant Genl
Marine Dept. m.f.v.
E.C.A.

607 6/6/77
Revised
order
1.7.77



10. The Commission has been informed that the Government of the Republic of the Philippines has agreed to accept the Commission's findings and recommendations in the case of the late President Ferdinand E. Marcos and his family, and to implement the Commission's recommendations in the case of the late President Marcos and his family.

L. Sawyer-Smyth Hagrine

U. U. 6th June

2004 40

Reference to evidence -

10/10

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12/1

12/

1

2200

5/2

1

Wm. H. R. C.
 & Smith permitted
 in the service and
 was to be paid at
 the expense.

Entered in Register