

(1) Number of pages 15. 10. 86, 18
(2) Date of repair 15. 10. 86
(3) Initials of the Referencer 10. 10. 86

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

PUBLIC WORKS DEPARTMENT

G.O. No.	4705 W	Press.
B.P. No.		Mis.
Dated	10. 12. 1878	197.

Not to be folded or roughly handled

H. J. [Signature]

4705

GOVERNMENT OF MADRAS.
PUBLIC WORKS DEPARTMENT.

10th December 1878, No. 4,705 W.

General.
Establishment.

Read the following papers:—

No. 127. From G. T. WALCH, Esq., Acting District Engineer, Godavari, to the Chief Engineer, Public Works Department, dated Dowlaishevaram, 24th October 1878, No. 2,387.

In continuation of my No. 2,221 of 7th instant, I have the honor to forward

* Received 14th instant. copy* of the judgment passed by the Sessions Court on the appeal of Supervisor P. Subbiah Naidu and Overseer M. Subbarow Naidu.

2. Under the circumstances I have supposed that the suspensions ordered in G.O.,† No. 3,810 W, dated 28th September 1878, should not be carried out.
† Received 15th October 1878.

No. 127-A. From the Chief Engineer, Public Works Department, dated 13th November 1878, No. 5,131.

No. 127-B. From G. T. WALCH, Esq., Acting District Engineer, Godavari, to the Chief Engineer, Public Works Department, dated Dowlaishevaram, 28th November 1878, No. 2,814.

With reference to your No. 5,131 of 13th November 1878, I have the honor to inform you that as Conservancy Superintendent K. Ramanujia was convicted on exactly the same evidence as the Supervisor and Overseer and was dealt with together with them in the same judgment by the Magistrate's Court, I supposed that the reversal of that judgment by the Superior Court would clear him. He is debarred by law from appeal, as his fine was under Rupees 50.

2. Under the circumstances detailed in my No. 1,927 of 14th September 1878, and of the reversal of the judgment of the Magistrate's Court before the receipt of G.O., No. 3,810 W, of 28th September 1878, none of the men were suspended, and this I stated in paragraph 2 of my No. 2,387 of 24th October 1878.

No. 128. ORDER THEREON, 10th December 1878, No. 4,705 W.

ORDERED to be recorded.

(True Extract.)

Colonel, R.E.,
Secretary to Govt. P.W.D.

To the Superintending Engineer, First Circle.
„ Examiner of Public Works Accounts.

Exd. T. O'Connor.
Spare Copies

Pub. of (1976) Univ.
PUBLIC WORKS.

THE SUPERINTENDING TOOLBOX
A. J. HARRIS

1947

2000

$$\vec{r} = \vec{r}_0 + \vec{v}t$$

12. 6. 1957 10.50 AM, Ab. 45.5 W.

100-115

2025-10-10

Sgt. M. W. Sullivan, Supervisor, Fairmont Police Department, regarding the result of the trial -- against the sentence passed on one and two others for causing both deaths.

NO. 2387

Rechtschreibung:

FROM,

Mr. District
THE OREGON SUPERINTENDING ENGINEER

GODAVARI DISTRICT.

to,

THE CHIEF ENGINEER

PUBLIC WORKS DEPARTMENT

MADRAS.

Edw. ✓

Copy of Assignment.

CAMP DOWLAISHWERAH, 9 October 1878

SIR,

In continuation of my No. 2221
of 7th Instant, I have the honor to
forward * copy of the judgement passed
by the Sessions Court on the appeal
of Supervisor P. Subbia Naidu and
Quarrier M. Subbarao Naidu -

2. Under the circumstances I have supposed that the suspensions ordered in G. O. H: 3810 all dated 28th September 1878 should not be carried out.

I have the honor to be,

22

Yours Most Obedt Servant

Consolidated

1st District Engineer Force

L. O. 38144 of 28 Sept 78
Ch. 5022-7-11-

Establishment.

FROM, *C. 12412*
At District
THE OFFG. SUPERINTENDING ENGINEER
at
GODAVARY DISTRICT

TO,
THE CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT
MADRAS

DATED *24* October 1878.
RECEIVED *4* *10*

No. 2387

ENCLOSURE.

Subbia Naidu P.
Supervisor - & Subbia
Naidu P. all G.
ver. Judgment p
ed by the Sessions
Court on the appeal
of - Forwarding copy
of the -

No. 2014 Establishment.
4709/3 P3
FROM, *At District*
THE OFFG. SUPERINTENDING ENGINEER
at
GODAVARY DISTRICT.
TO,
THE CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT
MADRAS.

CAMP DOWLAISHIPPERAM, *at* 28 November 1878

SIR,
Despatch
With reference to your No. 5131 of 13
November 1878. I have the honor to inform
you that as Conservancy Superintendent K.
Ramanujia was convicted on exactly the same
evidence as the Supervisor & Overseer & was dealt
with together with them in the same judgment
by the Magistrate's Court. I supposed that the
reversal of that judgment by the Superior
Court would clear him. He is debarred by
law from appeal, as his fine was under Rs. 50.
2. Under the circumstances detailed in
my No. 1927 of 14th September 1878 and of the re-
versal of the judgment of the Magistrate's
Court before the receipt of G.O. No. 3310 dt.
18th September 1878, none of the men were
suspended - and this I stated in para 2 of
my No. 2387 of 18th October 1878.

I have the honor to be,

Sir,

Your most obedient Servant

C. S. S. S.

CC District Eng^r Godavari.

Establishment.

FROM,

CC District
THE OFFG. SUPERINTENDING ENGINEER.

CC
CODAVARY DISTRICT.

TO,

THE CHIEF ENGINEER

PUBLIC WORKS DEPARTMENT.

MADRAS.

DATED 20th } November 1878.
RECEIVED

No. 2014

REFERENCE.

Ramanujia K. Con-
servancy Superintendent
Charge of hurt against
informing that - was
debarred by law from
appealing against the
decision of the District
Magistrate in the
as the fine imposed
on him was under Rs. 50.

CR No 5731 of 13-11-78-
5833 of 7-11-78-
90 3810W. 28-9-78-

Compd. by
Ca 6-12 189-12

No 5131 of 13th Nov 78. 4705/4

Letter from the CC Eng^r Godavari
No 2387 of 24th Oct 78.

The Super^r is requested to
report whether the Conservancy Supts,
who does not appear to have appealed
against his conviction like the other
two Subordinates, has been relieved
from suspension.

2- It is not plain from the con-
- sion of Mr. Walsh's letter, under reply
whether the men were ever actually sus-
- pended or not. If they were, full
pay should be of course now passed
to them for the period during which they
were under suspension.

Signed H. A. F.
Ch.

To the Super^r, 14 Circle.

N^o 64

In the Godavari Sessions Court.

W¹⁰⁵/₅
This 24th day of September 1878

Criminal Appeal, N^o 18 of 1878.

Appeal presented by 1 Parukota Subbayya Saidu.

2. Mladireddi Subbarow Saidu,
against the Judgment and sentence in
Calendar Case N^o 57 of 1878 on the file of
the 1st Class Magistrate of the Godavari D^{istrict}.

After perusal of Copy of the above
judgment and sentence, and of records
in the said case, the Appellant appear-
ing by pleader, the following order is passed.

The accused were charged with
voluntarily causing hurt Indian
Penal Code Section 325, and upon a
second charge with voluntarily causing
hurt Indian Penal Code Section 328, and
were convicted upon the latter charge,
and sentenced to be fined in the
sum of Rs 400, Rs 120 and Rupees 50 res-
pectively.

The

The 1st and 2nd accused appeal.
No Counsel were instructed to support
the conviction.

The facts of the case appeared to be
that one Gaddia on the 30th May was
beaten, it was alleged, by the accused,
upon Gaddia driving their cattle which
were trespassing on his land. After
the beating, Gaddia was found in-
sensible, and as he complained that
his back was broken he was taken
to Hospital. Upon examination it
was found that his supposition that
his back was broken was erroneous,
and as there were no outward marks
of injury to be seen upon him he was
discharged, and returned to his house,
or rather was taken there.

Twenty days after he died. A
post mortem examination performed
by the Civil Surgeon of Cocanada
revealed that the cause of death
was disease of the liver.

The Magistrate was of opinion
that the hurt caused was simple
hurt, and that the accused were
the authors of it.

It

It appears that a month after
the occurrence the Sub Magistrate took
down depositions from persons who
were supposed to have knowledge of
it. After the death the Police insti-
tuted this prosecution against the
accused, comprising the further charge
of culpable Homicide not amounting
to murder, Indian Penal Code, Section
304. The evidence as to the occurrence
is chiefly that of the first four witnesses.

The 1st witness, a lad aged 15,
a servant of the deceased, deposed
that he was present at the time of
the occurrence.

That the 1st accused gave him
a slap on the face, and that he ran
away; and that the 1st accused
beat Gaddia and that two persons
were passing at the time whose names
were Papayya and Rajigadu. He
had however stated before the Sub
Magistrate that he did not know who
beat Gaddia and that no person
else was present.

The 4th witness said to the Sub
Magistrate that he did not see any
one

one beat Gaddia, but before the District Magistrate he distinctly charged the accused with the act.

The 2^d & 3^d witnesses' depositions although they do not contain such gross self contradictions as those of the 1st and 4th are quite unreliable on account of inconsistencies in regard to attendant circumstances. Thus two of the four supposed eye witnesses are quite unworthy of credit, and the other two doubtful.

It is quite clear moreover, as appears from the Police occurrence Memorandum to which however the District Magistrate does not appear to have given weight that Gaddia did not know at first who his assailants were, and his identification therein recorded of the accused, made merely to the Police Head Constable (8th witness), apparently upon that Head Constable bringing the accused to Gaddia for the purpose of identification in consequence of Gaddia having described those persons as "Engineer People", was wanting in the elements of certainty and spontaneity.

Upon the whole ^{the} Court is of opinion
that

that it would be dangerous to uphold this conviction upon a charge which in point of fact is of a posthumous nature, but which the Court is of opinion might have been brought by the injured party, and must reverse the conviction.

/Signed/ John Wallace
Sr Session Judge

(True Copy)

/Sd/ John Wallace
Sr Session Judge.

(True Copy)



Sr District Engineer Godavari

Genl
Estt

Public Works Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 10th Aug 78

Read the following:—

From
The Ag. Dist. Engineer } (H.C. No 2387 d/24th Oct/78)
Godavari } (H.C. No 15131 d/13 Jan/79)
[From the Ch. Engr. }
" do do (H.C. No 2314 d/28th Nov/78)

Recorded.

10/4/78

Enclosed in a letter
No. 2387 dated 24th Oct/78
from the Acting District
Engineer Godavari

Supd. Engr. First Circle
Examiner P.W. Section

Oct. 19-12-78

4-10-78

5/12

13530

ALL INFORMATION CONTAINED

WILLIAMS BOOKS

The Supts Circle - First Circle

2. 1. 1. 2

人々、

3. 2. 7

12-12

Oct. 10 Recd. from Subgash

Sutcliffe Kaidoo, Prisoner
Godman B. Papers relating
to result of the appeal of
— against the sentence
passed upon & his others
for causing hurt, death,

Edw. J. [unclear]