188

P. W. DEPARTMENT.

Current No. 2904

From

The Secy to Govt.
Pension dept.

Enclos.—

No. 26

Dated 23.3.88

Received 26.3.88

SUBJECT.

Requesting to be furnished with copies of G.O.s sanctioning the abolition or reduction of Establishments involving the retirement of any public servant on a compensation pension or gratuity

---

DISPOSAL.

No. Dated

No. 993 W. 2/27-3-88

B

Recorded for guidance-

Recorded for guidance

26.3.88

P. W. D

Consulting Architect's Office,
Chepauk, Madras,
28th February 1888.

No 1502.

From

J. W. Brassington Esqr.
The Consulting Architect
to the Government of Madras,

To

The Chief Engineer
Public Works Department.

Enclosure.
2 Estimates.

Sir,

I have the honor to submit for approval and sanction the following Estimates for planting the grounds of St. Andrew's Church and laying water supply piping :-

Repairs

Planting trees &c. ———— Rs 316

Original Works

Laying water supply piping —— Rs 662.

I am informed that a number of trees which were badly planted and tended towards hiding the view of the finest ecclesiastical edifice in this city were cut down about seven

seven years ago. It is now proposed to plant on the southern side at some distance from the building to provide shelter for carriages from the sun and also some ornamental shrubs.

The Red Hills water supply appears actually necessary as otherwise the two gardeners already employed will not be sufficient and a larger number will have to be entertained.

NER
R 180
ENCLOSURES
P.W. ACCOUNTS

I have the honor to be
Sir
Your most Obedient Servant
W Brassington
Consulting Architect
to Government.

No. 4651 C of 14-12-87

Sd 21/12.

m 7/1/88

SUPERINTENDING ENGINEER'S OFFICE,

To
The Secretary
To the Governor in Council
Fort St George
Madras

Honored Sir

Most respectfully your petitioner Mahomed Saib Lascar of the D.P.W. Superintending Engineers Office Bellary humbly beg to tender this petition for your Kind Consideration and beg to State that petitioner Seven Years in the Same Department and borne a good Conduct and petitioners business was to difficult I had to pull Punkas for Coll Vibart Sg Engr from 10 a.m. till 11.30 a m and from 12 to 2 midday and from 7 P m till 10 P.m. or 30 minutes after I was obliged to water the gardens and dig up Earth and do the business of Lascar in the mean while and Should I not pull the Punkas the Gentleman Coll Vibart used to Strike me daily and I fell Sick and attendended Hospital the manager told me that I was discharged from the office by order of the Superintending Engineer and I was afraid to go and See the Sg Engineer again for fear of been Struck its now Six months Since I have been dismissed and I am a poor man and no Employment I therefore humbly beg

Your Honor will kindly be pleased

5 Encl III 1 / 67 6 W of P.W.C No 9874

E 7

~~538~~ / 1259/88

to give me my appointment again as I am a poor family man

and for which act of kind charity your petitioner shall pray for your Honors long life and prosperity

I beg to remain Honored Gentleman your most obedient and humble petitioner

Mahomed Saib

residing Market Cowl Bazar

Sd ——— X

Bellary
27th November
1887

P. W. Dept.

To be returned with reply.

Rg 3.12.87

CHIEF SECRETARY'S GOVERNMENT OF MADRAS
1 DEC 87

Mem 4.12.87

No. 3723.

SUPERINTENDING ENGINEER'S OFFICE,
V Circle, Madras,
Chepak, 7th December 1887.

From
Colonel H. M. Vibart R.E.
SUPERINTENDING ENGINEER, V CIRCLE,

To
THE Chief Engineer
P.W. Department.

Enclosures. 1

SIR,

In returning your endorsement No. 4453 C dated 3d December 1887 I have the honor to state that I presume the Petitioner was discharged by me but at this distance of time (it is 7 months since I left Bellary) I do not remember when or for what reason – probably for absenting himself without leave and neglecting his work. He was no doubt required to pull punkahs as that is a part of his duty – but I kept one punkah puller during the

the day and two for the night.

It is not true that he was employed in digging up the earth in the garden. I always employed a gardener. He may possibly have been directed to water plants but this was when he had ~ nothing else to do.

It is so long a time since he was discharged (he does not say when) ~ that it is impossible to remember why he was sent away.

I have the honor to be,

Sir,

Your Most Obedient Servant

H. Cunliffe Nesbitt
Coll R.E
Supg: Engineer V circle

He was appointed - by order of
Major Clarke in October 1883
to act on trial, but was
never confirmed and was
acting when he was dismissed by me in May 1885.
for refusing to go to Ramandroog as ordered by me.

I have the honor to be
Sir
Your most Obedt Servt

[illegible] Vibart Coll. R.E.

Superintending Engineer
5th Circle

E.5
P.W.C. No. 538
1639

No. 4374.

From

The Superintending Engr.
3rd Circle

To

The Chief Engineer
P.W. Deptt.

Dated 17th January
Recd. 19th 1888.

No. 275 C d/ 23 Jany 1888

Encl. 1.

R.K. [illegible]

Mahomed Saib
Lascar of Supg.
Engr's Office 3 Circle
Bellary —

Reports the circumstances under which the Petitioner — was dismissed

---

C. No: 538
C. No: 10108

275 C

For orders.

The Supdg: Engr: submits no record of these dismissals, as called for in No 4651 C d/ 11th Decr 87. and probably no formal record exists.

Suggested that petitioners be informed that the Govt., after enquiry, see no reason to interfere with the orders of the Supdg Engr: on their case.

And Col: Vibart's attention might be called to the necessity for maintaining, in future, a regular record of such cases, as required by rule. P.W. Code para 674.

R.S.
20-1-88.

I agree with these suggestions.

20.1.88

P.W. Dept
ary 1888

ahomed Sahib, late
e III Circle, d/ 27 Novr 1887
mmaswamy - do- do—

Referred to the Supdg: Engr. III Circle for report whether there is anything on record in regard to the dismissal of the lascars in question. If so, the papers should be submitted.

The Service Registers of the men should also be forwarded.

Colonel Vibart has been referred to, but his reports do not contain the required information.

11.1.88

D.W.

R.S.

No. 4651C d/14-12-87
" 4453C " 3-12-87

No. 275C d/23 Jany 1888

Ex 31/1

Copy of Colonel Vibart's written order regarding the dismissal of Mahomed Cossim a lascar.

Mahomed Cossim is unfit for the duties of a Lascar or Peon. I believe he is an opium eater. He is quite a different man to what he was a year ago. He had better be discharged.

H Smalley . Col RE
Superintg: Engineer 3d Circle

7-2-88

E.+2

PW ~~1259~~/1634

Superintending Engineer's Office,
3RD CIRCLE
Bellary 7th February 1888.

No. 2278

FROM Col H Smalley RE
~~THE~~ SUPERINTENDING ENGINEER,
IIIRD CIRCLE.

To

THE Chief Engineer
P. W. Department
Madras

Enclosures 5
2 Petitions
1 Copy of Col Vibart's written order.
2 service books of Ramasawmy
+1 Do of Mahomed Saib

SIR,

With reference to your Memorandum No. 275C dated 23rd January 1888, I have the honor to forward the service books of late Lascars Mahomed Saib and Ramasawmy.

2. Mahomed Saib was dismissed in accordance with the written orders of Colonel Vibart RE copy enclosed; and Pariah Ramasawmy was dismissed as per entry in his service register. besides this, there is nothing on record regarding their dismissal.

I have the honor to be
Sir
Your most Obedient Servant

H Smalley Col R E
Superintg Engineer 3rd Circle

C. No 1259

There is not much more information in these documents. I proposed that the petitions be disposed of as suggested in the note on C. Nos 538 and 10108.

C.S.
13. 2. 88

Yes. It will be sufficient to say that Govt decline to interfere. Col Vibart's attention should be called to the necessity of keeping a record of the circumstances in similar cases.

13.2.88

13/2/88

21

P.W.C. No 1259

1834/88

From
The Superintending Engineer,
IIIrd Circle.

To
The Chief Engineer
P. W. Department
Madras.

Dated 7th } February 1888.
Received 10 }

Enclosures ~~5~~ 6
(+ 3 service books)

No. 818 C d/ 27 Feb. 1888

No. 2278. 2 service book with No. & w d/ 28-2-88

Mahomed Saib and Ramasawmy late Lascars Supdg. Engr's Office 3rd Circle

Forwarding the service books of

No. 4907

Superintending Engineer's Office,
V Circle, Madras,
Chepák, 18th February 1888.

From
Colonel H. M. Vibart. R.E.
Superintending Engineer, V Circle,

To
The Chief Engineer
P. W. Department.

Enclosures.

Sir,

As you have brought to my notice that the reason for the dismissal of Lascar Mahomed Cassim given in my letter of 17 January is not mentioned in the copy of my order sent by Colonel Smalley, I have the honor to state that in the order I have merely stated my opinion of the man without giving my reasons for coming to that conclusion.

I beg leave therefore to add that the reason I dismissed him

him was that he constantly
neglected his duty and that
he was repeatedly absent without
leave - returning from this
absence - generally in a dishevelled condition & clearly
showing the use of some stimulant such as opium
and finding him thus most
useless I resolved to discharge him —

I have the honor to be
Sir
Your Most Obedt. Servt.

[illegible] Abbott Coll. R.E.
Superint & Engr
5th Circle

P.W.C. No. 1634

No. 4907.

From

The Sup. Engr.
5th Circle

To

The Chief Engineer
P.W. Deptt.

No. 818 C d/ 27 Feby 1888

Dated 18th
Recd 20 February
1888

E. 5—

Lascar Mahomed
Cassim of Sup. Engr.
Office Bellary

Reports the reasons
for which ———
was dismissed —

KM 22.11.88

Ans/ B 18

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the

READ the following

Petition from Mahomed Sahib d/ 27 November 1887.

I am unable to approve this disposal.

It is difficult to piece the records together owing to two cases being mixed up but the ~~d~~ information available regd this man seems to be as follows.

He was dismissed 12 Feb 87 – see Service Book.

He complains that Col. V. used to beat him & Col. V. does not deny having done so. Perhaps however this may be passed over except so far as the terror of Col. V. is put forward as a reason for not appealing immediately.

He says he fell sick & went to Hospital & was thereupon discharged. In his letter of 17 Jany Col. V. says he was dismissed for constant neglect of duty & repeated absence without leave. There appears to be no record of any such misconduct or absence, & ~~in the~~ order of dismissal apparently written at the time makes no reference to any such point. He says that the man was discharged because "unfit, apparently an opium eater & a very different man from what he was before".

The Petitioner

[illegible] Col. V. said he had better

The Petitioner is informed that the Government, after inquiry, see no reason to interfere with the orders of the Superintending Engineer on his case.

MCN
13.2.88

JOH
13/2/88.

he discharged quite ignoring the fact that he was a public servant. The man must be restored if the medical Officer finds him fit for duty. As he neglected to appeal at once he will be consid^d as under suspension ~~[illegible]~~ from the date of his dismissal but not so as to lose his previous service. Col. V. will be referred to Sec 674 & reminded that public servants are not to be arb^y dismissed.

P.P.H.
15 Feb

Superseded

H.W. 14.11.88

C. No: 1634

H.W.

Note for the H. M.

I spoke to Col Vibart on the subject showing him the official note he recorded when dismissing the lascar, which he had not by him when he wrote his letter No. 4374. 17th Jany 88 - and suggesting that if he had more to say he should write officially. On this he submits his letter No. 4907 - 18th Feby 88.

It is to be regretted that Col Vibart did not place on record what he has written now, as it seems that he considered the man useless in which case he was justified in dismissing him.

Jole
26/2/88.

I am disposed to adhere to my previous order. Col. Vibart might very well have omitted to state from memory circumstances recorded in his order of dismissal but here he supplies from memory circs not so recorded — & that in a very general & vague manner.

No. 818 C d/ 27th Feby 1888

Memo.

Adverting to his letter C No. 2278 d/ 7th Feby 1888, with which was forwarded copy of Colonel Vibart's written orders dismissing lascar Mahomed Cassim, the Suptg: Engineer III Circle is requested to ascertain if there are any records (in the Attendance Book or otherwise) bearing out the allegation that the man frequently neglected his duty and absented himself without leave during (say) a year prior to his dismissal. The Suptg: Engineer should also question the man as to his being addicted to opium or the like, and have him medically examined, and ascertain when he was in hospital. In fact, the Suptg: Engineer should try as far as possible to ascertain what there is, or was, against him,

and

no-
to
ich
ly

and report whether there is any objection to his re-instatement-

24.2.88

24/2/88

No. 4651C d/ 14-12-87
" 275C - 23-1-88
" 4453C - 3-12-87
(See also w disposal on C. No. 9816)

No. 818C d/ 27th Feby 188

To
The Supg. Engr.
III Circle

28/2

H. R.P.

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the

READ the following

× Cho. 9816
+ Cho. 9874
+ Reproduce in full in the signed copies of orders.

× G. O. No. × wd/
+ G. O. No. + wd/

From the Supg. Engr. V Circle - H.E. No: 3723 d/ 7. 12. 87
do do " No. 4374 d/ 17. 1. 88
do III do " No. 2278 d/ 7. 2. 88.

Not issued

In connection with the cases disposed of in the Proceedings read above, Col. Vibart's attention is called to para 674 of the P.W. Code, the procedure laid down in which should in future be strictly followed.

13.2.88

13/2/88

To
Col. Vibart R.E.
Supg. Engr. III Circle
with 3 Service Registers.

R.P.

READ the following:—

Letter from the Superintending Engineer III Circle No. 2642 dated 17th March 1888.

FOR ORDERS.

The Superintending Engineer III Circle now sends up an Extract from the Fines book in regard to Messenger Mahomed Sahib. It will be seen that the man was fined on four occasions between April 1886 and January 1887, and that from entry (4) it would seem that the absence without leave on the 11th January 1887 was not the first offence

the man shd be restored. The present Supdg Engr reports in favour of this course wh. appeared to me before the only proper one to be taken. The medl. evce is agst the hypothesis of opium eating & the man had been in hospital for ague three days just before Col. V. suggested it. My origl. order shows the form the order shd take

PRH
22 Mar

AM. 14.ii.88

offence of the kind.

The Medical Officer's report also accompanies. There is nothing to show that the messenger is physically or mentally unfit for further duty.

Orders are requested whether the man should be restored, or his dismissal confirmed.

21.3.88.

20/3/88.

Ar 21. III. 88. R 23.3.88

Relir 23.3.88 R. 26.3.88

FOR ORDERS.

~~The Hon'ble Mr P. P. Hutchins C.S.I.~~

Extract from the Fine book of the Superintending Engineer's Office 3d Circle regarding late Messenger Mahomed Saile

(1) Lascar Mahomed Saile fined annas 2 for inattention to orders after repeated warnings.

Sd/. H. M. Vibart Col R.E.
Superintg Engineer 3d Circle
16–4–1886.

(2) Lascar Mahomed Saile fined annas 8 for refusing to do what he was told.

Sd/. A. C. Smith Major R.E.
Superintg: Engineer 3d Circle
29–9–1886.

(3) Peon Mahomed Saile fined 4 annas for negligently leaving an Overland letter in the Leather bag.

Sd/. H. M. Vibart Col R.E.
Superintg: Engineer 3d Circle
8–12–1886.

(4) Peon Mahomed Saile fined 4 annas for absenting himself without leave. This is not the first instance. If it occurs again, he will be liable to dismissal.

Sd/ H. M. Vibart Col R.E.
Superintg Engineer 3d Circle
11–1–1887

H Smalley Col R.E.
17–3–88. Superintg Engineer 3d Circle

E.1
PW 2639/88

Superintending Engineer's Office,
3RD CIRCLE

No. 2642

Camp Adoni ~~Bellary~~ 17 March 1888.

FROM,

Col: H. Smalley R.E.
SUPERINTENDING ENGINEER,
IIIrd CIRCLE.

TO,

THE Chief Engineer
P. W. Department
Madras

SIR,

Enclosures.
1 Letter from Medical Officer
1 Extract from Fine book

With reference to your Memorandum No. 818C dated 27th February 1888, I have the honor to forward a letter from the Medical Officer of the Station as to Mahomed Sait's physical fitness and to his being addicted to opium. There is no record in the attendance book of the Lascar's absence without leave; but an extract from the Fine book shewing fines inflicted on different occasions in the year 1886 and 1887 is enclosed.

2 It would appear that Colonel Vibart meant by "absence without leave", constant neglect of duty in absenting himself from the Bungalow (where he was ordered to be always in readiness) for hours together

Recd 23.3-88 R. 26.3-88

without permission while on duty.

3. I do not think on the whole, there are sufficient grounds to prevent his reemployment.

I have the honor to be
Sir
Your most Obedient Servant

H Motley Col RE
Superintending Engineer 3d Circle

No. 818C d/ 27-2.88.
275C " 23-1-88.
4651C " 14.12.87

PWC No. 2639

From,
The Superintending Engineer,
IIIrd Circle.

To,
The Chief Engineer
PWD
Madras

Dated
Received } March 1888.

Enclosures. 2

No. 995 W. d/ 27-3-88

No. 2642

Mahomed Sahib late Lascar attached to S.E. Office III Circle

Forwarding a letter from the Medl. Offr. and stating that there are no sufficient grounds to prevent his reemployment.

Cir 21.3.88. Rtd. 23.3 88.
Recir 23.3.88 R 26.3.88

No. 995 W

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the 27th March 1888

READ the following

Petition from Messenger Mahomed Saib (III Circle office) (H.E. No. — d/ Novr. 27. 1887)

From the Supdg. Engr. V Circle ... (" " 3723 d/ Decr. 7. ")
——— do ——— ... (" " 4374 d/ Jany. 17. 1888)
——— do ——— III ... (" " 2278 d/ Feb. 7. ")
——— do ——— V ... (" " 4907 d/ " 18 ")
From the Dt. Surgeon Bellary ——— (" " 2515 " Mar. 5 ")
——— S.E. ——— III Circle ... (" " 2642 d/ Mch 17. ")

PPH 24 mar

In his petition of the 27th November 1887, messenger Mahomed Sahib appeals against his dismissal in Feby 1887 by Colonel Nibart, R.E., then Supdg. Engineer III Circle. He says that he fell sick and went to hospital, and was thereupon discharged.

2. In his letter of the 17th January 1888 No. 4374, Colonel

Vibart says that the messenger was dismissed for constant neglect of duty and repeated absence without leave, but the order of dismissal, apparently written at the time, makes no reference to any such point. According to that order, the man was discharged because "unfit, apparently an opium eater, and a very different man from what he was before." For these reasons, Col Vibart said he had better be discharged, quite ignoring the fact that the man was a public servant.

3. The Medical Officer, Bellary, to whom reference has been made, certifies that the messenger attended the main dispensary for three days in April 1887, for ague, that he is fit for re-employment, and that as far as his observation extends "there has been no indication of his being addicted to the abuse of opium or other like narcotic."

4. Under these circumstances the messenger must be restored to his appointment. As he neglected to appeal at once, he will be considered as under suspension without allowances from the date of his dismissal, but not so as to cause a break in his service.

5. Colonel Vibart's attention is drawn to the provisions of paras 674-5 of the P.W. Code, and he is reminded that public servants are not to be arbitrarily dismissed.

6. The following reply will be sent to the petitioner:-

"Mahomed Sahib is directed with reference to his petition dated 27th Novr. 1887 to report himself to