

- (1) பக்கங்களின் எண்ணிக்கை 6
 (2) புதுக்கித் திருப்பிய நாள் 6-11-89
 (3) ஆதாரங்குறிப்பவர் கருக்கொப்பம் 107

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

P. W. D. குறை

அரசாணை எண்.
 மு. கோப்புத் தாள் எண்.

2344-W

அச்சகம்
 பலவகை

நாள் :

29. 8. 1890

198

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

Copy of letter from Ernest Barclay Esq Govern-
ment Solicitor Madras to the Accountant
General to the Government of Madras Fort
Saint George No 354 dated 28th July 1890.

1 I am in receipt of your letter of 19th in-
stant No 2296 with its enclosures which I return
herewith.

2 Of course, if Government Securities have
been endorsed to Executive Engineers, as such
and still stand so endorsed, and there are
now no Executive Engineers there is no one
to endorse the Securities as there is no one
answering the description in the endorse-
ment, Section 7 of ^{Act} Article 13 of 1886 provides
for Securities being endorsed payable to or
to the order of the holder for the time being
of an office by the name of the office; and
if the office is abolished before the holder has
endorsed the Securities to another person, I do
not see who there is to endorse the Securities.
They cannot be transferred under clause (2)
of the Section to the succeeding holder of the
office because the office is itself abolished.
If, however, a Government Promissory note
has been endorsed to an Executive Engineer
by name as "Pay to A. B. Executive Engineer
Division" I see no reason why A. B. should
not endorse such Promissory note the words
"Executive Engineer" Division "being mere
matter of description. If however, a Note is
endorsed "Pay to the Executive Engineer
Division" then I think the best plan would be
for the Executive Engineer at the time of the

endorsement to endorse the note to the proper officer under the new arrangements and if the Public Debt office should make any difficulty about recognizing such endorsements Government should pass such orders thereon as may be deemed necessary.

3. The matter has really become a departmental rather than a legal one and seems to be beyond my province.

(True copy)

W. R. Rattray
Superintendent Correspondence Branch

W. R. Rattray

*P. O. Luck
7892/9*

(C. No. $\frac{1201}{8}$)

GOVT.
OF MADRAS.

1890.

P. W.
DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 20 August 1890.

OFFICE NOTE No. 5006

KEEP-WITH

CURRENT No.

dated

189 .

To

Secy

W.

In consequence of the abolition of the late Presidency Division owing to the transfer of military works in the Presidency from the control of the Madras Government to that of the Inspector General of Military Works, the Examiner Military Works Accounts Simla requested me in his letter No. 5200 E. of the 29th. May 1890 to send him all Government Promissory Notes relating to Military Works deposited by contractors with the Executive Engineer of the late Presidency Division. There are also notes relating to Civil Works which have to be made over to the Consulting Architect.

2. The following is a list of the notes deposited by contractors, and endorsed in favor of the "Executive Engineer Presidency Division" (no name being given), and they are now held in safe custody by the Bank of Madras.

Serial No.	Number of Government Remittance Note	Amount	Name of Depositor	Name of the Executive Engineer Presidency Division at time of last endorsement	Officer in whose favor the note is now to be endorsed
1	2	3	4	5	6
		Rs.			
1	098887 074589	500	Mr. E. Dunhill	Colonel Ross Thompson	Consulting Architect to Government
2	129333 083343	500	J. Numberumall Chetty	Do.	Do.
3	239589	500	G. Jagannatha Rao	Lt. J. C. Plummer	Examiner of Accounts & Treasury Works Simla.
4	A 036338	500	P. Sundasawmy Chetty	Colonel Ross Thompson	Do.
5	213991 125291	500	G. S. Theagaraya Mudaliar	Mr. de Winton	Consulting Architect to Govt.
6	091778 28141	500	J. Numberumall Chetty	Do.	Do.
7	A 036337 A 010442	500	G. Appadorai Mudaliar	Do.	Consulting Architect to Govt.
8	054009 052972	1,000	G. Sivasthy Naigar	Captain Lindley	Examiner of Accounts & Treasury Works Simla.

3. As the notes stand endorsed to the "Executive Engineer Presidency Division", I feared that difficulties might arise when the time should arrive for the re-endorsement of the notes in favor of the original depositors when there would probably be no such officer as "Executive Engineer Presidency Division" that office having been abolished. I therefore asked the Accountant General Madras to say what steps

Letter No. 337 of 23rd. July 1890.

should be taken to prevent any possible difficulty hereafter. The Accountant General referred the question for the opinion of the Government Solicitor, and a copy of the latter's reply is enclosed for the information of Government.

4. With reference to the opinion expressed by the Government Solicitor in para 2 of his letter above referred to I think that Mr. de Winton, who was the last Executive Engineer Presidency Division, would be the proper officer to endorse the notes, and I would suggest that he be asked to endorse them accordingly signing as "Executive Engineer late Presidency Division".

5. If Government agree in this view and direct accordingly, I shall withdraw the notes from the custody of the Madras Bank, and send them to Mr. de Winton to be duly endorsed in favor of the officers referred to in column 6 of the list given in para 2 above.

20-7-90.

Offg. C.

Atty.
D. W. P.
(enclosure)

No 2344 W 2/29 Aug 1870

J.H. 27/10/70

The proposals
of the Examiner
P.W. Accounts
are approved.

0013
22.8.90

S 158

P.W. Acc 7842

Adm. 8-90
Sd.

No 2344 W 2/29 Aug 1870

599 8111
599/90
29/8

2/8

Exar P.W. Accts.

Rs 102. viii 2 272. viii
100 25. viii

W. H. H. H.

- (1) பக்கங்களின் எண்ணிக்கை 6
 (2) புதுக்கித் திருப்பிய நாள் 6-11-89
 (3) ஆதாரங்குறிப்பவர் கருக்கொப்பம் 107

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

P. W. D. குறை

அரசாணை எண்.
 மு. கோப்புத் தாள் எண்.

2344-W

அச்சகம்
 பலவகை

நாள் :

29. 8. 1890

198

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

Copy of letter from Ernest Barclay Esq Govern-
ment Solicitor Madras to the Accountant
General to the Government of Madras Fort
Saint George No 354 dated 28th July 1890.

1 I am in receipt of your letter of 19th in-
stant No 2296 with its enclosures which I return
herewith.

2 Of course, if Government Securities have
been endorsed to Executive Engineers, as such
and still stand so endorsed, and there are
now no Executive Engineers there is no one
to endorse the Securities as there is no one
answering the description in the endorse-
ment, Section 7 of ~~Article~~ ^{Act} 13 of 1886 provides
for Securities being endorsed payable to or
to the order of the holder for the time being
of an office by the name of the office; and
if the office is abolished before the holder has
endorsed the Securities to another person, I do
not see who there is to endorse the Securities.
They cannot be transferred under clause (2)
of the Section to the succeeding holder of the
office because the office is itself abolished.
If, however, a Government Promissory note
has been endorsed to an Executive Engineer
by name as "Pay to A. B. Executive Engineer
Division" I see no reason why A. B. should
not endorse such Promissory note the words
"Executive Engineer" Division "being mere
matter of description. If however, a Note is
endorsed "Pay to the Executive Engineer
Division" then I think the best plan would be
for the Executive Engineer at the time of the

endorsement to endorse the note to the proper officer under the new arrangements and if the Public Debt office should make any difficulty about recognizing such endorsements Government should pass such orders thereon as may be deemed necessary.

3. The matter has really become a departmental rather than a legal one and seems to be beyond my province.

(True copy)

W. R. Rattray
Superintendent Correspondence Branch

W. R. Rattray

*P. O. Luck
7892/9*

(C. No. $\frac{1201}{8}$)

GOVT.
OF MADRAS.

1890.

P. W.
DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 20 August 1890.

OFFICE NOTE No. 5006

KEEP-WITH

CURRENT No.

dated

189 .

To

Secy

W.

In consequence of the abolition of the late Presidency Division owing to the transfer of military works in the Presidency from the control of the Madras Government to that of the Inspector General of Military Works, the Examiner Military Works Accounts Simla requested me in his letter No. 5200 E. of the 29th. May 1890 to send him all Government Promissory Notes relating to Military Works deposited by contractors with the Executive Engineer of the late Presidency Division. There are also notes relating to Civil Works which have to be made over to the Consulting Architect.

2. The following is a list of the notes deposited by contractors, and endorsed in favor of the "Executive Engineer Presidency Division" (no name being given), and they are now held in safe custody by the Bank of Madras.

Serial No.	Number of Government Remittance Note	Amount	Name of Depositor	Name of the Executive Engineer Presidency Division at time of last endorsement	Officer in whose favor the note is now to be endorsed
1	2	3	4	5	6
1	098887 074589	500	Mr. E. Dunhill	Colonel Ross Thompson	Consulting Architect to Government
2	129333 083343	500	J. Numberumall Chetty	Do.	Do.
3	239589	500	G. Jagannatha Rao	Lt. J. C. Plummer	Examiner of Accounts & Treasury Works Simla.
4	A 036338	500	P. Sundaswamy Chetty	Colonel Ross Thompson	Do.
5	213991 125291	500	G. S. Theagaraya Mudaliar	Mr. de Winton	Consulting Architect to Govt.
6	091778 28141	500	J. Numberumall Chetty	Do.	Do.
7	A 036337 A 010442	500	G. Appadorai Mudaliar	Do.	Consulting Architect to Govt.
8	054009 052972	1,000	G. Sivasthy Naigar	Captain Lindley	Examiner of Accounts & Treasury Works Simla.

3. As the notes stand endorsed to the "Executive Engineer Presidency Division", I feared that difficulties might arise when the time should arrive for the re-endorsement of the notes in favor of the original depositors when there would probably be no such officer as "Executive Engineer Presidency Division" that office having been abolished. I therefore asked the Accountant General Madras to say what steps

Letter No. 337 of 23rd. July 1890.

should be taken to prevent any possible difficulty hereafter. The Accountant General referred the question for the opinion of the Government Solicitor, and a copy of the latter's reply is enclosed for the information of Government.

4. With reference to the opinion expressed by the Government Solicitor in para 2 of his letter above referred to I think that Mr. de Winton, who was the last Executive Engineer Presidency Division, would be the proper officer to endorse the notes, and I would suggest that he be asked to endorse them accordingly signing as "Executive Engineer late Presidency Division".

5. If Government agree in this view and direct accordingly, I shall withdraw the notes from the custody of the Madras Bank, and send them to Mr. de Winton to be duly endorsed in favor of the officers referred to in column 6 of the list given in para 2 above.

20-7-90.

Offg. C.

Atty.
D. W. P.
(enclosure)

No. 2344 W 2 / 29 Aug 1870

J. H. 27/10/70

The proposals
of the Examiner
P. W. Account
are approved.

0013
22. 8. 90

S 158

P. W. Acc 7842

Ad. 20. 8. 90
S. 158

No. 2344 W 2 / 29 Aug 1870

599 8111
599/90
P 29/8

2/8

Exar P. W. Acc.

Rs 102. viii 2 272. viii
100 25. viii

W. H. 1870