

- (1) பக்கங்களின் எண்ணிக்கை 4
 (2) புதுக்கித் திருப்பிய நாள் 25.12.90
 (3) ஆதாரங்குறிப்பவர் கருக்கொப்பம் 10/12

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

வெங்கட்ரத் துறை

அரசாணை எண். மு. கோப்புத் தாள் எண்.	2848	அச்சகம் பலவகை
நாள் :	27.10.1870	198

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

சேது

No. 3030.L.

2848
FRO.

G. D. Wylerow Esq^r

SUPERINTENDING ENGINEER

FIRST CIRCLE.

TO,

THE CHIEF ENGINEER

PUBLIC WORKS DEPARTMENT.

DOWLAISHWERAM, 15th October 1890

1890/15

Enclos 12

1 Vizagapatam Esq

Officer letter 2570

20-6-90 with

SIR,

5 Enclos

1 Vizagapatam Esq

letter 1476

4-10-90

5 Enclos

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I have the honor to inform you that the Ex: Engineer Vizagapatam Esq has brought to the notice of my Predecessor Mr Martin, in his letter No 570 dated 20-6-90 that a Civil suit has been brought before the Special Assistant Agent Koraput, by a Contractor named Bimbhadhar Patnaik of Seypore, against Mr Assistant Engineer. Soam in charge Koraput Sub Division, and Mr Sup^r Harris, claiming some arrears of payments said to be due for work executed by him on the Pottingy Koraput road, in the late Mr Asst Engineer Knowles time.

2. The case has been filed on the 29-11-89. The Ex: Engineer reports that a summons were received by him on the 27-3-90, asking him to appear before the Court on the 2nd April 1890 - but he did not defend the case, not having the previous sanction of Government, & the Court was asked to postpone the case until 20th May 1890, which was allowed.

3. The Ex: Engineer further states that the information was not sufficiently complete.

to enable him to prepare a Draft answer, the Court was again asked that the case should be further postponed - and this request also has been complied with, by the Court - this case should of course have been reported long ago - The Contractor filed the case on 29th Nov^r 1889, and the Superintending Engineer was not made aware of the case till 20-6-90.

4. The Ex. Engineer states that the stamped piece work agreements said to have been given by the Contractor cannot be found either in the Division, or Sub Division office records, and that as copies are said to be with the Contractor, they will be presented before the Court, and can be acted upon.

5. The Ex. Engineer states that the agreements for the contract work were executed between late Mr. Assistant Engineer Knowles and the Contractor, & not between the Executive Eng^r and the Contractor, according to the Code Rules.

6. The Ex. Engineer states that Mr. Elsher's letters which were addressed to the Sub Divⁿ officer Mr. Assistant Engineer Inglis, one letter making certain remarks about the unsatisfactory work done by the Contractor, and the other cancelling the agreement on the grounds that the Contractor did not complete the work within a reasonable time were not apparently communicated to the Contractor, & that Mr. Inglis is responsible for this mission.

7. The Ex. Engineer admits in para 7 of his letter above quoted, that according to the accounts in his Office a sum of Rs. 159-4-8 is due to the Contractor for metal against claim of Rs. 439-4-5. The late Sup^r Engineer Mr. Martin stated

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in his Rescript N^o 108 T.L. dated 24-6-90 as follows "If you consider Rs. 159-4-8 are due offer this sum to the Contractor" - But the Ex. Eng^r's reply to this Rescript is, "This cannot be paid as it is the amount deducted on account of fines as per measurement books and vouchers".

8. I submit herewith the whole file in original together with copies of the plaint & of the Ex. Engineer's Draft defence for your information & orders. The Draft defence has been prepared by the Ex. Engineer after having consulted the Government pleader at Visagapattinam, & I request that you will be good enough to obtain the sanction of Government, for defending the suit, at the Government expense.

9. As the Ex. Engineer states that the hearing of the case has been fixed on 15th inst. and that the case cannot be adjourned any longer without orders of Govt, I have authorized the Executive Engineer to defend the case at the public expense, subject to the approval of Government.

I have the honor to be,

Sir,

Your most Obedient St

(D. L. Brown)

Sup^r Engineer 1st Circle

FROM,

G. D. Wyborn Esq.
SUPERINTENDING ENGINEER

FIRST CIRCUIT

TO,

THE CHIEF ENGINEER

PUBLIC WORKS DEPARTMENT

DATED

DESPATCHED

RECEIVED

15th October 189

No. 303 U. Z.

ENCLOSURES 12/3

SUBJECT.

Contractor Bimble has
submitted the
whole file connected
with the suit brought
by him in the
amount for work done
by him on Pottingly Road
Road requests to be
caution of Govt for deposit
the suit at present appears

W. 20. 1890
Ry

LA 24/10/90

The defence of
the suit is pa
2. The delay in
reporting the case to
the S. 5 Eng is unsatisfactory.
W. 20. 1890

D. W. W.

S. E. Circle
with 13 enclosures.

G. P. W. Asst.
10. 1890 29/10/90