

- (1) பக்கங்களின் எண்ணிக்கை 14
 (2) புதுக்கித் திருப்பிய நாள் August 90
 (3) ஆதாரங்குறிப்பவர் சுருக்கொப்பம் 102

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

P.W.D. துறை

154

அரசாணை எண். மு. கோப்புத் தாள் எண்.	738	அச்சகம் பலவகை
நாள் : 13-3-1891		198

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

7 Sheets

ஆவண. கா-1-18,006-75-6-87.

No 1590 TC

Suply. Engineer's office 6th mile
Tichinopoly 7th March 1891
D 7/1

From

J. W. Martin Esq.
offg. Suply. Engineer's office

To

The Chief Engineer.

738
1

P. M. D.

Sir,

Enc: 5

1 copy of judgment.
1 draft answer
1 report or account
of the case by
S. D. O.
2 copies of complaints
with translation
5

In forwarding the papers noted
in the margin relating to ~~the~~ ^{the} complaint
by two minors of Sangarapur village
named Alayappa Kalathuvandan
and Shandayuthapanni Kalathu-
vandan against Annasawmy Syngar,
Superintendent of the Kandiya district,
Tichinopoly district, I have the
honour to explain that in the month
of July 1890, Annasawmy Syngar
reported that, when he attempted to
take to the pound some thick-headed
cattle found grazing on the
padugai, they were forcibly rescued
by the following persons -

1. Alayappa Kalathuvandan
2. Singaramlu
3. Nambijappa Angarayan
4. Shandayuthapanni Kalathuvandan

5. Saminatha udayan
6. Sivarami Sethuram
7. Arumugam
8. Arumugam Pillai
9. Muthu Saminam

and he asked for permission to prosecute these men. This permission was given and the case was tried in due course by the 2nd class sub. Magistrate, Talpuri, with the result that Nos. 3, 5, & 7 of the accused were found guilty and fined Rs 10 each; but Nos. 1, 2, 4, 6, & 9 were acquitted for want of sufficient evidence against them.

2. No. 1 & 4 accused, ^{named} Alayappa Kala-
thuvu Idan & Shandayachappan
Kulachandran had now filed
suits against Annaswamy Iyengar
stating that he (Annaswamy
Iyengar) brought a false con-
signment against them as there was
animosity between them, and each
claims Rs 50 for the dishonor
and annoyance caused to them
and Rs 10 the cost incurred in
conducting his defence in the

Magistrate's Court at Talpuri. An-
naswamy Iyengar requests per-
mission to defend the suits at
the expense of Government. 78/2

3. When attempting to take the
cattle to the pound ^{he} was accom-
panied by some of his lascars, and
it appears he relied on them to
give sufficient evidence to obtain
the conviction of all the accused
persons, but apparently some
of the lascars were not much
inclined to give evidence in favor
of the prosecution for in para 9 of
the Judgment the Magistrate re-
corded as follows: "There are also
some other circumstances appearing
in the evidence of the 2nd defence
witness (paupai lascar) which
clearly show that he has come
forward in support of the defence
to favor the accused persons &
also to baffle the action of the
Assistant Superintendent who is his
immediate superior in account
of misunderstanding between
them". This lascar has since

been dismissed the service & the others
whose conduct appeared suspicious
have been fined.

4. As it was very difficult for Atama-
sawmy Inupiat to produce sufficient
evidence without the cordial support
of his Inuans; and as it is very
desirable to give him reasonable
protection as regards paying
the cost of defending himself in
suits of this kind under considera-
tion, for otherwise it would be in-
reasonable to expect him to run
any risk in charging parties
for poisoning cattle found grazing
on the parkus. I recommend
that he should be permitted to
defend the suits, Government
paying the expense.

5. With the accompanying papers
is the draft answer to the suits
prepared by the Inuit Inupiat
in consultation with the Govern-
ment pleader.

6. The suits are postponed for
enquiry on 4th April 191.

738
/3

Have the honor to be
Sir

Your most obedt Servt

L. W. Maclean
offg. Supt. Inupiat
affairs

as

P.W.C. No: 2638

From the off Supply
inquit

h

The Chief Engineer
M.D.

No 1590 TC

Dated 7 March 1891
Supt of
R.R. 70
Sec 5.

Suit against Supt. of
Hawley as Agent

Report permission
to defend the at foot
expense.

With order

Not by the Chief En-
gineer P.W.D. of 11 March 1891

Letter from the Supt. Engineer to Chief
No 1590 J. C. of 7 March 1891.

738/4

Submitted to
Government with the
remark that ^{the undersigned} ~~he~~ ap-
proves of the proposed
defense.

2. Section 424 of the
Code of Civil Procedure
not having been sam-
pled with, the attention
of the Court will be drawn
to the omission.

This point is unnecessary
The want of notice of
pleaded in the first
page of the draft of the order

W.

Paul B. [Signature]

Col. R. E.
Chief Eng. P.W.D.

N. 738/6

I think the
H. his notice should
be drawn this
note to para. 407
P.W. Code - under
this note. para
2 of your note
appears to be necessary

over
12.3.91

~~I think the J. E.
has interest. I am
doubt to know
the intention of the
Court & the Commission -
I am not sure
the result of the
H. his work -~~

S.D.

As
it will be with -
Let the J. O. in
as
the J. O. in
the J. O. in

13/3

PUBLIC WORKS DEPARTMENT.

OF THE MADRAS GOVERNMENT.

738/7

Read the following

to Quele No. 1590 J.Caf 7.3.91
in P.W.D. of 11 March 1891.

The defence of the
suit is authorised at
the public expense in
the first instance.

S 117

13/3
14/2/91

Under para 409
the Code the case
should be submitted
to Court with remarks
by E.W.

238
6

Not by E.W.

Submitted to Court
with the remarks
that he approves
of the proposed
defense -

Section 424 of the
Code of Civil Procedure
not having been
complied with, the
attention of the Court
will be drawn to the
omission

over

10.3.91

No 7386 of 13 March 1891

PUBLIC WORKS DEPARTMENT

PROCEEDINGS OF THE MADRAS GOVERNMENT

7386/7

READ the following

Letter from the Suptg. Engr to Circle No. 590 Z. Cal 7.3.
Note by the Chief Engineer P.W.D. of 11 March 1891

The defence of the
suit is authorised at
the public expense in
the first instance.

11/11/91

S 117

To the Suptg. Engr to Circle
with enclosures 7
Examined & signed
13/3
14/2/91

[Faint handwritten marks]

①

Lo 738 1/2 of 10 - 10/11

①

*How 11.11.91
R12/-*

220 19/3. P. nol'v.