

From A. A. G. Malet, Esquire, Offg:
Superintending Engineer, II Circle, to
the Examiner, P. W. Accounts, Madras,
dated 26.5.1893, No 102 B.C.

1985
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A question has been raised by
one of the Executive Engineers in the
Circle as to the procedure to be followed
when expenses have to be incurred
in connection with a Civil Suit, the
institution of which is covered by the
sanction of Government. The rules
bearing on the subject seem to be con-
tained in paras 421 (as amended
by S. O. 837 of 8.8.1889) & 828 of the
Madras Code and para 101 Chapter
XIII Vol II of the India Code. But the
rulings in the two Codes conflict with
each other, the one authorising the
debit of such charges in the first
instance to "Miscellaneous Advances"
of the other to "Contingencies". The
ruling in the Madras Code, however,
appears to be an amendment of the
one contained in the India Code (Vide
para 421 before it was amended
by S. O. 837 of 1889), but as the India
Code has been introduced into this
Presidency in supersession of the
Madras Code, I request the favor
of your opinion as to which procedure
should

The ruling in this
S.O. was introduced
at the suggestion
of the former
ruler. S.O.
No. 1740 W/d/1st
July 1889.

should be followed in cases of
this nature.

Reply to the above from the Examiner
P. W. Accounts, Madras dated
15th June 1893, No 2125C.

With reference to your No
102 B.C. d/ the 26th May 1893, I have
the honor to state that in my opinion
the ruling in the Government of India
P.W. Code, Volume II, Chapter XIII
para 101 - viz: that law charges should
be debited to "Establishment Con-
tingencies" and credited to that
head if recovered afterwards
from the opposing suitors - is the
most appropriate. As however
a different procedure has been
prescribed for this Presidency, I
would suggest that the question
be referred for the orders of Government.

No 149 B.C.

24693 Forwarded to the Chief
Engineer, P.W.D. for favor of
orders.

W. H. H. H.
for Offg: Supt: Engineer,
II C. E. S.

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Genl
Establt.

2 Pm

From

The Supy Engineer

2d Circle

To

The Chief Engineer

Public Works Dept
Madras

no 1785 w 8 July 1895

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Wespy

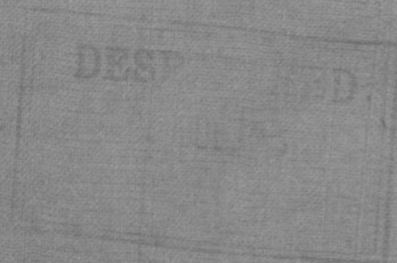
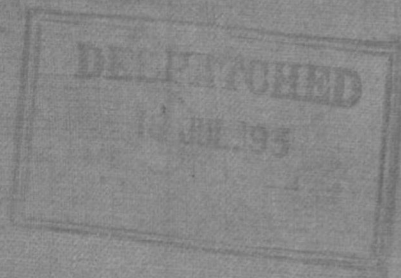
Charges of the nature
in question should be ad-
justed in accordance with para
101 Chapter VIII of the Govt. of
India P.W. Code which has
superseded the Madras Code

Recd: 26.6.93
Dated 26 June 93

No 14912e

JH

WLB
3.7.93



W

S.O. II Circle

other S. Es

C. A. to Govt.

Supt. of Works & Project

Secy. P.W. Dept

WLB
4-7-93

With Order

178.5
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C No 5731

Govt. of (1893) Madras.
PUBLIC WORKS.

11/7/93

Dated

Read

Encl.

G.O. 8 July 1893 No. 1785W

Law Charges

Directing that ^{the} ~~the~~
adjustment of
in connection with
sanctioned by Govt.
should be in accordance
with para 101 Chap. VIII
of the G.O. Code.

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J. C. 10/6/94
S. 197