Public Works (1898.) Department.

√ G.O., No. 1018 W

DATED 22nd April 1898.

[Despatch Abstract.]

Mr E. A. French late Sub Engineer Provl.

Stating that as — appears to have been actually kept on duty during the period of his suspension he should be granted full pay including Agency and Subdl. Allowances for that period, viz from 6 Decr 1896 to 11 January ~~[illegible]~~ 1897.

=

Dr 22-4-98

[P. W. 25. 1,000—2-3-98]

Indexed. 23/iv

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Public Works DEPARTMENT.

B.
From Stores

Papers to be read in Proceedings :—

Again G.O., dated 189 , No.
Again G.O., dated 189 , No.
Current No. 10663 of 1897, dated 26th October, from Mr. E. A. French
" " 486 " 1898, " 19th January, " —— do ——
" " 1736 " 1898, " 25th February, " the S. E. I Circle
" " 2989 " 1898 " 1st April , " the Exr. P. W. Accounts

ORDER. No: 1018 W 22·4·98

As Mr. French appears to have been actually kept on duty during the period of his suspension, he should be granted full pay including Agency and Subdivisional allowances for that period, viz from 6th December 1896 to 11th January 1897.

18·4·98

Maj

23/4/98

To
The S. E. I Circle
" Exr. P. W. Accts
Mr. E. A. French
late Sub Engr. P. W. D.

P. W. DEPARTMENT.

[43/509]

C. No. 2989

~~HIS EXCELLENCY THE GOVERNOR.~~
~~THE HON'BLE SIR HENRY BLISS, K.C.I.E.~~
~~THE HON'BLE MR. GROSE, C.I.E.~~

SUBJECT.

Ex Sub Engineer French's claim to full pay for the period he was under suspension.

FOR ORDERS.

Mr French, late Sub Engineer, P.W.D., who was dismissed the service by G.O. No. 3439 W dated 2nd Decr. 96, claims to be paid full pay including Agency and Sub Divisional allowances down to the 11th Jany 97 the date on which he was finally relieved. He bases his claim on the ground that he carried on the duties of the Koraput Sub Division down to this period, and was thus practically on duty although under suspension.

On the 5th Decr 96 the Suptg. Engr. was directed by telegram from this office to place Mr French under suspension, & this was communicated to him by wire by the Ex: Engineer, Vizagapatam

Ab 11.4.98 R 16.4.98

Vizagapatam Division, on the 6th idem. This telegram was received by Mr French on the following day. Subsistence allowance was ordered to be paid to Mr French while under suspension, & the Examiner has accordingly only allowed him one fourth of his pay of Rs 250 from the ~~4th~~ 6th Decr 96 to the 11th Jany 97.

Arrangements were made by the Suptg. Engr. to relieve Mr French as early as practicable, but the latter was obliged to accompany the relieving officer as his presence was necessary when materials at site were measured and tools counted, and he was therefore practically on duty till the 11th Jany 97.

Mr Larminie, the late Suptg. Engr. of the circle, and the present Suptg. Engr. are of opinion that for anything Mr French did up to the 11th Jany 97 he should only receive subsistence allowance. Mr French's ~~[illegible]~~ misconduct and laches resulted in heavy loss, and Govt. would be morally right in refusing to give him anything more than subsistence allowance, but as it is admitted that he actually did work and thus earned his pay, it is thought that he has a legal right to it.

It is submitted therefore that full pay including Agency and Sub-divisional allowances be passed to Mr French for the period he was under suspension viz: 6th Decr. 96 to 11th Jany 97.

I think Mr French should receive his full pay &c up to the 11 Jan. 1897.

A.S.H. 15.4.98

Rwd.

An officer under suspension is supposed to be relieved of all duties. This was not the case with Mr French, who appears to have performed the usual duties of a subdn officer until he was finally relieved.

14-4-98

Enclos no 2 to No 1086 U.Z
17-2-98

Public Works (1898) Department.

EXAMINER,
P. W. ACCOUNTS
3 - MAR. 1898
No ....

SUPERINTENDING ENGR.
No. 164 4 EK
30 JAN. 98
FIRST CIRCLE

30/1

CURRENT No. ~~486~~ 8-5
~~1336~~/38
8288
8485

No. 483 dated 26th January 1898.

Referred to the Supdg. Engr. I Circle in continuation of this office No. 4669 C dated 11th Nov. 1897, the reply to which should be expedited.

2. It should be reported whether Mr. French was (1) actually required to do duty until the 12th January 1897, and what amount (2) was due to him by Govt. on the date of his final relief.

Ag. Chief ~~Engr~~

From Mr. E. A. French

No.

Dated 18th January 1898.

Received
Registered } 19.1.98

Enclosures

Spare copies

SUBJECT.

Stating that the sum of Rs. 307-14-5 paid by the Ex. Engr. Vizag. Division is less than half the amount claimed by him in his letter of 22nd October 1897.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Enclos. no 3 to No. 1086 V.2 / 17-2-98

EXAMINER,
P. W. ACCOUNTS
3 - MAR. 1898
No

List of Tools lost.

Serial No.	Number or quantity	Description of articles	Value on the books					
			Rate			Amount		
1	38	Axes pick	1	.	.	38	.	.
2	7	Axes felling	.	14	.	6	2	.
3	212	Hammers stone breaking 4 lb	.	6	.	79	8	.
4	21	do do 10 lb.	1	.	.	21	.	.
5	55	Mamoties	1	1	9	61	.	3
6	3	Files 6"	.	8	.	1	8	.
7	1	do 8"	.	10	.	.	10	.
8	6	Round files	L.S.			6	4	8
9	3	Plumballs	.	12	.	2	4	.
10	2	Trowels asphalte small	.	9	.	1	2	.
11	3	Jumpers steel	3	12	.	11	4	.
		Total				228	10	11

SUPERINTENDING ENGINEER, FIRST CIRCLE.
No. 271/72
15 FEB. 98

E. W. Hunter

Executive Engin
Vizag. Di

lit
7/3/98

Enclos No 4 to No 1085
17-2-9
S.E. I

No. 4371

EXAMINER,
P. W. ACCOUNTS
3 - MAR. 1898
No

FROM

G. T. Haudcock Esq.,
EXECUTIVE ENGINEER,
VIZAGAPATAM DIVISION.

Enclosures. List.

To

THE Superintending Engineer
First Circle

Dated 9
Despatched 14 } February 1898.

Sir,

With reference to your No. 959 V.Z. d/ $\frac{25}{30}$ 12-97 and 1052 V.Z. d/ 5-2-98 requesting me to afford information relative to the pay &c. due to Mr E.E. French I have the honor to state as follows:-

Paras (a) Your No 695 V.Z. d/ 5-12-96 forwarding Copy of telegram from the Chief Engineer suspending Mr French was received on the 6th December/96, and Communicated by me to him on the 6th Idem. He was finally relieved on the afternoon of the 11-1-97.

(b) The pay was drawn at $\frac{1}{4}$ of Rs 250 per mensem, as sub-

-sistence allowance from the 8th December/96 to 11th January/97 vide your No. 3461 Z d/22-6-97 but was passed by the Examiner from the 6th December/96 to 11-1-97 It amounted to Rs 74-9-6

(C) Rs 114-5-6 being half the cost for Tools and Rs 27-14-11 on account of percentage Charges A list of Tools with their value is herewith.

(d) The details of the amount for which a requisition was sent to the Executive Engineer Nellore and were paid by him are as follows:-

Arrears of Salary & Sub Dul. and agency allowances from 1st to 5th December/9~~7~~6 ~~th~~ ... = 58-1-0

Subsistence allowance from the 6th Decr/9~~7~~6 to 11th January/97 ... = 74-9-6

132-10-6

Deduct Income tax
December/96. 1-8-2.
January/97 1-8-8

3-"-10

129-9-8

Arrears of Travelling allowance for Nov/96 to 11th January/97 (6th Decr/96 to 11 January/97; at Rs 30 per mensem)

C.O. 129-9-8

B.O. 129-9-8

and for the remaining period at the ~~same~~ usual rate 178-4-9

307-14-5

Deduct ½ the value of Tools lost ... 114-5-6

24½% on acct of Establishment & Tools and Plant 27-14-11

142-4-5

Net Rs 165-10-0

I have the honor to be
Sir
Your most obed. Servt.
E. W. Hundrock ~~Asst. E. Engr.~~
~~for~~ for Executive Engineer
Vizagapatam Dn.

7.2.98

FROM

THE EXECUTIVE ENGINEER,
VIZAGAPATAM DIVISION.

TO

THE Supg. Engineer
1st Circle

DATED 9
DESPATCHED 14 } 2 1898.
RECEIVED

No. 4371

ENCLOSURES. 1

SUPERINTENDING ENGINEER, FIRST CIRCLE.
No. 271 72
15 FEB. 98

14/2 B

SUBJECT.

Mr. E. A. French.

States Certain information relative to the pay &c due to

OWE. 7
~~1330~~
2989
/98

No: 1086 V.Z

Office of the Superintending En
I Circle Dated 17. 2. 18
Despd. 19. 2. 9

EXAMINER
P. W. ACCOUNTS
3 - MAR. 1898
No.
from

2 elos 34

From

W. C. DeMorgan Esqr. M.I.C.
Supdg Engineer I Circle

2 memos of Chief Engr. with their Enclosures

To

1 letter of Vizagm Divl Officer with its Enclosure

The Chief Engineer
P.W. Department.

x~~3~~4

Sir,

x Put up with C.E. No 1568 Secret to S.A.W. 2/19.2.98.

With reference to your No. 460 / 11.11.
and 4830 / 26.1.98 (both herewith returned) in the matter of pay and allowances due to Mr. E.A. French late Sub Engineer, I have the hon to report that your Telegram dated 5th Decr. 18 ordering that the Sub Engineer should be plac under suspension was Communicated on the Same day to the Exe Engineer Vizagapatam Division who on the 6th Idem sent a telegram to Mr. French.

2. The Exe Engineer's telegram was received by Mr. French on the afternoon of the 7th December 1896 and arrangements were made to relieve him as early as practicable and he was finally relieved on the after-noon of the 11th January 1897.

3. During the time occupied in the relief of Mr. French, he (Mr French) was

obliged

was obliged to accompany the relieving officer as his presence was necessary when materials at site were measured and tools counted and he was therefore practically on duty until relieved.

4. Mr. French was considered as under suspension from the 8th December 1896 to 11 January 1897 as the Exe Engineer's Telegram was received by him on the Afternoon of the 7th December as stated above and Subsistence allowance at 1/4 of his pay Rs 250 was claimed for the period but the Examiner Pr Accounts passed it from 6th December 1896

5. The amount paid to Mr. French through the Exe Engineer Nellore Division after his dismissal was Rs 165-10-0 as detailed below:—

	Rs. A. P.
Arrears of pay, Subst Allce & Agency Allces from 1–5 Dec. 96	= 58-1-0
Subsistence Allowance from 6 12/96 to 11 1/97 —	= 74-9-6
	132-10-6
Deduct Income tax	3-0-10
	129-9-8
Arrears of T.A. for November 1896 & from 6-12-96 to 11-1-97 @ Rs 30 per mensem & from 1 to 5 December 1896 at the usual rate Daily Allowance	178-4-9
	307-14-5
Deduct 1/2 the Value of Tools lost including per centage Charges on account of Establishment Tools and Plant	142-4-5
Net Balance	165-10-0

letter No: 4371 of 9.2.1898 on the Subject is enclosed in original for your information.

7. My Predecessor Mr. Lamminie recorded his opinion that for anything Mr. French did upto 11 January 1897 he was to receive Subsistence allowance which is all he should get. I thoroughly agree in his opinion as otherwise the Suspension order would be useless or invalid.

I have the honour to be,
Sir
Your most obedt Servt

W. DeMorgan 17/2/98
Superintending Engineer
1st Circle

N. 7510

E/1
3/3/98

B

Public Works (1898) Department.

EXAMINER,
P. W. ACCOUNTS.
3 - MAR. 1898
No ....

CURRENT No. ~~1736~~ 2989/98

No 1208 C dated 1st March 1898.

From W. De Morgan Esquire
Executive Engineer in charge I Circle

~~Order~~ O. u.

To C

As Mr French appears to have been actually kept on duty up to the afternoon of the 11 January 1897, please say whether you see any objection to his being granted full pay up to that date.

28/2/98

No. 1086 V.Z

Dated 17th February 1898

Received
Registered } 25.2.98

Enclosures ~~3~~ 7

Spare copies

SUBJECT.

Mr French, late Sub Divnl. Officer of Koraput Sub Divn. Vizagapatam Divn. — Reporting that Rs 165.10.0 have been paid to — towards his pay arrears of pay and allowances as per details given in Vizagm. Divnl. Officer's letter No 4371 d/9.2.98 enclosed in original —

BACK PAPERS.

No.	Date.

8

FURTHER PAPERS.

No.	Date.

E. No. 27.
1,000—8-9-97.

GOVT. OF MADRAS. } 1898. { P. W. DEPT.

KEEP-WITH CURRENT No.

dated 189 .

EXAMINER, P. W. ACCOUNTS.

Madras, 31st March 1898.

OFFICE NOTE No. 1069 B/E.

To

W.

Your Office Note No. I208 C dated
Ist. March 1898.

The order~~s~~ issued in G. O. No. 3439 W dated 2nd. December 1896, directing that Mr. French be dismissed the service with effect from the date of receipt of the order, does not appear to have been carried out, but, under a telegram dated 5th. idem from E. W. he was placed under suspension.

2. As, however, Mr. French was practically on duty during the period he is said to have been under suspension, i-e 6th. December 1896 to IIth. January 1897, there appears no objection to full pay being allowed to him up to the latter date if Government specially sanction it.

W 31.3.98

C.

APK
31/3/98

Public Works (1898) Department.

CURRENT No. 2989

Order

From The Examiner, P. W. Accts,
Madras

No 10/6983/E

Dated 31st March 1898

Received 1.4.98

Enclosures 9

Spare copies

SUBJECT.

Mr. E. A. French, late Sub. Engr, P. W. D. — States that the full pay for the period in question may be given to —

1050C

R 20/4

BACK PAPERS.

G.O.	No.	Department.	Date.
1208 C	1.3.98		
483 C	26.1.97		
4669 C	11.11.97		
2887 C	15.6.97		
2345 C	6.5.97		
1615 C	16.3.97		
3075.80 W	5.4.97		
1038 W	14.4.97		
441 C	23.1.97		
4620 C	5.12.96		
3239 W	2.12.96		

FURTHER PAPER

G.O.	No.	Department.	Date

True Copy

Extract from a letter from Mr. G. A. Tree to the Ex Eng Vizagapatam Div.

x x x x x x x x

EXAMINER,
P. W. ACCOUNTS.
3 - MAR. 1898
No.

Regarding my claim for pay and allowance I find it put down at

Salary for Dec/96	58 - 1 - 0
do for Jany/97	74 - 9 - 6
T. A. for Nov/96	119 - 15 - 10
	Rs 252 - 10 - 4

I beg to enquire how you arrive at this amount.

On the 7th Dec/96 evening I received a telegram suspending me. The purport was that Mr. D'Rebello was coming to relie me. Mr. D'Rebello came on the 14th or 17th Dec/96. I cannot think of the core date. His instructions were to measure up all materials and count up all tools correctly and take my explanations for any deficiencies. This occupied till the afternoon of the 11th Jany/97. Hence it will be seen that I was neither "removed from office," or "absent from duty," hence according to Part II Chap X article 214, I am entitled to my full salary & allowan

In case my claims as below are not paid

, I beg the matter be referred to the
miner P. W. Accounts for an expression
opinion as to my claims

lary, Ghat & Sub Dn. allowance for Dec/96 at Rs 350-10-0 per mensem	350-10-0
do do for Jany/97 from 1st to 11th both days inclusive	124-6-7
A for Nov/96	119-15-10
do Dec/96 (according to journal)	— — —
do Jany/97 from 1st to 11th (do do)	— — —

(True Extract)

Edmund French.

5

all returns as they fell
due no objections were
raised to my transactions
the work of the Sub-Div
when it was easy to
have removed me
instantly from office.
I was permitted to do
the duties of the Sub-
Div: till 11th Jany: &
I therefore beg to
that I am

Nellore
22nd October 1897

EXAMINER P. W. ACCOUNTS 3 MAR 1898

From
Mr. E. A. French
Late Sub- Engineer P.W.D

To
The Chief Engineer
P. W. Department
Madras.

Sir,

I beg to bring to your notice that my claims
Department have settled

Public Works (1897) Department.

EXAMINER, P. W. ACCOUNTS 3 - MAR. 1898 No.

CURRENT No. ~~10663~~ E3 ~~1236~~/28

SUPERINTENDING ENGINEER 1261 G 14 NOV. 97

EXECUTIVE ENGINEER, Regr. No. 23 NOV. 1897 P. W. D. VIZAGAPATAM DIVISION.

15/11 228

C/ No 4669C d/11th November 1897

From Mr. E. A. French
Late Sub Engr, Koraput
Sub. Dn.

No.

Dated 22d October 1897

Received } 26 — do —
Registered }

Enclosures One

Spare copies

— Referred to the
Superintending Engineer
I Circle for report.
(By order)

CH B Burton
Ag Chief Engineer
97

SM
14/11/97

SUBJECT.

Requesting settlement of
his pay and allowances
from 7th December 1896
11th January 1897 when
he was removed from of

at you will see
at I get my dues.

I beg to remain
Sir
Your most obdt. Servt.

The point in disp as to what my d

I beg to submit an extract of my letter to the Executive Engineer, Vizagapatam Divn: on this matter which sets forth both sides of the question; and beg you will kindly decide the matter.

I beg to submit that simple intimation of suspension, is not suspension. According to Part II, Chap X,

"removed from office" or "absent from duty" to constitute suspension. Although I received the telegram of suspension on the 7th Dec. 1896 evening, I was not removed from office till the afternoon of the 11th Jany. 1897. Hence I hold that I am entitled to pay and allowances till that date.

hew
18th Jany: 1

EXAMINER
P. W. ACCOUNTS
3 - MAR. 1898
No.

Ex/8

From
Mr. E. A. French
Late Sub - Engineer P.W.D

To
The Chief Engineer
P.W.D Madras,

Sir

With reference to my letter dated 22nd October 1897 and your memo: thereon, dated 11th November 1897 No: 4669C

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.