Public Works (1898) Department.

G.O., No. 888 I

DATED 11th Nov. 98

18/11/98

[Despatch Abstract.]

Pallapottiem Channel Case

Note by the Chief Engineer for Irrigation ~~observing~~ stating with remark, that the Second Appeal in the ——— was dismissed on technical grounds without reference to the merits of the case, communicated to the Officers & Depts Concerned; and the payment of fees amounting to Rs 205 to the Advocate General & the Govt Pleader, Sanctioned.

250/15

Indexed. 11/11

[P. W. 26. / 1,000—12-2-98.]

BACK PAPERS.

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

FURTHER PAPERS.

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

IRRIGATION.
ESTABLISHMENT.

Government {1898} of Madras.
PUBLIC WORKS.

Recd. } 1898.
Regd.

Enclosures

Spare copies

G.O., No. 888 I., 11th November 1898.

NOVEMBER.

Pallapolliem Channel Case

Note by the Chief Engineer for Irrigation stating, with remark, that the second appeal in the — was dismissed on technical grounds without reference to the merits of the case, communicated to the officers and department concerned; and the payment of fees, amounting to Rs. 205, to the Advocate-General and the Government Pleader, sanctioned.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Irrigation.
Establishment.

Read—the following papers:—

From the Government Pleader, dated 21st October 1898, No. 956.
„ Advocate-General, dated 26th October 1898.

No. 283 I.

Note by the Chief Engineer for Irrigation.

The Advocate-General and the Government Pleader, Madras, forward copies of the decree and judgment in the appeal suit referred to in Proceedings of Madras Government, No. 718 I., dated 19th September 1898. The appeal was dismissed on technical grounds without reference to the merits of the case. The payment of the fees claimed, aggregating Rs. 205, may be sanctioned.

3rd November 1898.

(Signed) W. HUGHES,
Chief Engineer for Irrigation.

Order—No. 888 I., dated 11th November 1898.

Communicated to the officers and department concerned, with reference to paragraph 2 of G.O., No. 718 I., dated 19th September 1898.

2. The payment of the fees, viz., Rs. 205, is sanctioned.

(True Extract.)

Under Secretary to Government,
Irrigation Branch.

To the Chief Engineer for Irrigation.
„ all Superintending Engineers.
„ the Examiner, Public Works Accounts.
„ W. C. Lewis, Esq.
„ the Revenue Department.

Exd. T. K. Narayana Aiyangar.

Public Works (1898) Department.

CURRENT No. 9319 & 8814

From the Chief Engr for Irrigation

Order

No. 283. I.

Dated 3d Novr 1898.
Received } 10-11-98
Registered }
Enclosures 6
Spare copies

SUBJECT.

Pallapallam Channel case — Note regarding the dismissal of 2d appeal in the — and recommending the payment of Rs 205 being the Advocate General's & Govt: Pleader's fees.

BACK PAPERS.

No.	Date.

FURTHER PAPERS.

No.	Date.

H E

PUBLIC WORKS DEPARTMENT,
IRRIGATION BRANCH.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the

READ the following

Pallapallam Channel Case.
note reg the dismissal of 2nd appeal in the 1st & recommending the payment of Rs 205 being Advocate Genl's & Govt Pleader's fees.

From Govt: Pleader, No 956, dated 21-10-98.1
" Advocate General, - dated 26-10-98.2
Note by the Chief Engr for Irrigation } No 283. I. d/ 3-11-98

Issue

WH

10-11-98 J

lee 10/11/98

The Advocate General and the Govt: Pleader, Madras, forward copies of the decree and judgment in the appeal suit referred to in P. M. G. No 718 I, dated 19th Septr/98. The appeal was dismissed on technical grounds without reference to the merits of the case. The payment of the fees claimed aggregating Rs 205 may be sanctioned

Order

Order thereon:- No: 888 I d/ 11.11.98:

Communicated to the officers & Department concerned with reference to para 2 of G. O. No. 718-I. dated 19th September 1898.

2. The payment of the fees, viz. Rs 205 is sanctioned.

W.H.
5.11.98

744
7.11.98

To

The Chief Engr. for Irrign.
All Supdg. Engineers
Examiner. P. W. A.
W. C. Lewis Esqre
Revenue Departt.

27/11/98

B. I. Form No. 1—1,000—21-4-98.

H 5/11/98

Public Works (1898) Department.

CURRENT No. 8814

888
4642 C. 98

From

The Government Pleader
Madras

No. 956.

Order

Dated 21. 10. 98
Received } 22. 10. 98
Registered }
Enclosures two
Spare copies

SUBJECT.

Forwarding copies of the decree and judgment in Second appeal No. 1092 of 1897 on the file of the High Court -

BACK PAPERS.

No.	Date.
Papers sent to HE	
R 464 M	26 10 98
Orgl { C 718 D	19 9 98
do 892 D	7 10 97
do 862 D	23 9 97
328 D	29 3 97

FURTHER PAPERS.

No.	Date.

Revenue Dept.

Form No. 1—1,000—21-4-08.

FOR COPIES ONLY

INDIA

TWO ANNAS

TWO ANNAS

THOMAS DE LA RUE AND COMPANY LIMITED

In the High Court of Judicature at Madras
Thursday, the first day of September
One thousand eight hundred and Ninety Eight.
Present:-

L.S.

The Honourable Mr H. H. Shephard Officiating Chief Justice, and
The Honourable Mr Justice Moore.

Second Appeal No 1092 of 1897.

1 Putti Rangammachar 2 Putti Krishnier 3 Moonoosami Naidu 4 Sringa Aiyangar 5 Koos Venkata Royar 6 Ragunatha Narasinga Rao 7 Muthusami Mudaliar } Appellants (Plaintiffs 1, 2, 4 to 7 + 9)

W. C. Lewis Esquire Late Executive Engineer Coimbatore District } Respondent (Deft.)

Second Appeal against the Decree of the District Court of Coimbatore in Appeal Suit No 84 of 1896 reversing the Decree of the Court of the District Munsif of Karur in Original Suit No 925 of 1894.

Decree:- This Second Appeal coming on for hearing: Upon perusing the grounds of Appeal, the Judgments and Decrees of the Lower Appellate Court and Court of First Instance and the material papers in the Suit; and upon hearing the arguments of Mr K. Brown Counsel and Mr K. Narayana Rao Vakil for the Appellants and of the Honourable the Advocate General for the Respondent this

Court

1 sheet

BACK PAPERS.

No.	Date.

FURTHER PAPERS.

No.	Date.

4191 [illegible] 27/9/98

FOR COPIES ONLY

INDIA TWO ANNAS

Court doth order and decree that the decree of the Lower Appellate Court be, and the same hereby is confirmed, and this Appeal dismissed: and this Court doth further order and decree that the Appellants do pay to the Respondent Rs 53-5-9 for his costs in opposing this Second Appeal.

Memorandum of Costs

Respondents (1st Defendant's) costs	Rs	A	P
Stamp for Vakalatnama	—	—	—
Pleader's fee on Rs 100 under 31(a) H.C.R. dated 1st May 93	5	—	—
One printed copy purchased Translation charge	48	5	9
To be paid to the Respondent (1st Deft.) by the Appellants (Plffs 1, 2, 4 to 7 & 9)	53	5	9

(Signed) J. T. Gillespie,
Dy. Registrar,
Appe Side.

Ex. [illegible]
30/9/98

(True copy)

Supdt. of copyists

J

2 Fols-sheet

166

Copied by [illegible] Total 307

112

BACK PAPERS

4192 [illegible] 27/9/98

Decree

S A No 1092 of 1897

8/10/98

HIGH COURT, APPELLATE SIDE

C. D. No. 2808

Application made	2-9-1898
Stamp papers called for	26-9-1898
Do. deposited	27-9-1898
Copy ready	1-10-1898
Do. delivered	8.10.1898

SUPERINTENDENT.

E. L. Form No. 1—1,000—21-4-98.

FOR COPIES ONLY

INDIA

TWO ANNAS

TWO ANNAS

THOMAS DE LA RUE AND COMPANY LIMITED.

In the High Court of Judicature at Madras.
Thursday, the first day of September,
One thousand Eight hundred and Ninety-Eight.

Present:-

The Honourable Mr H. H. Shephard Officiating Chief Justice and
The Honourable Mr Justice Moore.

Second Appeal No 1092 of 1897.

1 Putti Ranganachar 2 Putti Krishnier 3 Moonoosami Naidu 4 Singa Aiyangar 5 Koos Venkata Royar 6 Ragunatha Narasinga Rao 7 Muthusami Mudaliar } Appellants (Plaintiffs 1, 2, 4 to 7 and 9)

W. C. Lewis Esquire, Late Executive Engineer, Coimbatore District } Respondent (Defendant)

Second Appeal against the Decree of the District Court of Coimbatore in Appeal Suit No 84 of 1896 reversing the decree of the Court of the District Munsif of Karur in Original Suit No 925 of 1894.

This Second appeal coming on for hearing the Court delivered the following

Judgment:- We dismiss this appeal on the ground that there are no proper parties before us. Against Mr Lewis who has left the District an injunction would be admittedly useless.

BACK PAPERS

4191 [illegible] 27/9/98

41[illegible] [illegible] 27/9/98

4183 [illegible] 27/9/98

In the High Court of Judicature at Madras
[illegible] the first day of [illegible]
One thousand eight hundred and ninety eight

Present:

The Honourable Mr [illegible] Officiating Chief Justice
and
The Honourable Mr. Justice [illegible]

Second Appeal No 1092 of 1897

1 [illegible] } Appellants (Plaintiffs)
3 [illegible]
5 [illegible]
[illegible]
[illegible] } Respondents
[illegible] District

Second Appeal against the decree of the District Court of [illegible] in Appeal Suit No 84 of 1896 reversing the decree of the Court of the District Munsif of [illegible] in Original Suit No 256 of 1895.

This Second Appeal coming on for hearing the Court delivered the following

Judgment. [illegible] on the [illegible] that there are no proper parties before us [illegible]

FOR COPIES ONLY

INDIA TWO ANNAS

THOMAS DE LA RUE AND COMPANY LIMITED.

We express no opinion on the merits.
We must dismiss the appeal with costs.

By the Court
(Signed) J. J. Gillespie,
Dy. Registrar,
App. Side.

(True copy)

[illegible]
Supdt. of copyists

30.9.98

2 Last Sheet

Copied by [illegible] Total 181
25

BACK PAPERS

4191 [illegible] 27/9/98

4190 [illegible] 27/9/98

Joint Secty P. W. D.
Irrigation Branch

No 727 D 2-9-98

Judgment
S A No 1092 of 1897

8/10/98

HIGH COURT, APPELLATE SIDE
C. D. No. 2808

Application made 2-9-1898
Stamp papers called for 26-9-1898
Do. deposited 27-9-1898
Copy ready 1-10-1898
Do. delivered 8-10-1898

SUPERINTENDENT

P.W.S. 2
~~[illegible]~~
9315

No 956.

Government Pleader's Office,
HIGH COURT,
Madras, 21st October 1898.

From
E. B. POWELL, Esq.,
Government Pleader,
Madras,

To
The Joint Secretary to Govt.,
P.W.D. Irrigation Branch.

Sir,

x 7183
19-5-98

In continuation of this Office No 727 of the 2nd September 1898 I have the honor to forward copies of the Decree and Judgment in S. A. No 1092 of 1897 on the file of the High Court and to request that you will be so good as to obtain the sanction of Government for Rs 5/ being my fee in the same.

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

E B Powell
Government Pleader.

BACK PAPERS

27/9/98

8.3
53 19/58

Public Works (1898) Department.

CURRENT No. 464 M

1004

Order

From The Advocate
Genl.
Madras

No. -

Dated 26 October 98
Received
Registered } 31 - do -
Enclosures 1 Judgmt. and 1 Decree
Spare copies -

SUBJECT.

Judgment and decree of the High Court — Forwards copy of the — in Second appeal No. 1092 of 97 and requests the sanction of Govt. to the payment to him of the fee of Rs 200 for opposing the appeal.

Papers

1/11/98

BACK PAPERS.

No.	Date.
R248	22-10-98
I332M	20-10-98
R2015D	18-10-98

FURTHER PAPERS.

No.	Date.

Madras 26th. October 1898.

From

The Hon'ble Mr. C. Arnold White
Advocate General

To

The Joint Secretary to Government
Public Works Department
Irrigation Branch
Chepauk.

CHIEF ENGINEER
FOR IRRIGATION.
31 OCT. 1898
No. 464 M

Sir,

In continuation of my letter dated 2nd ultimo, I have the honor to forward herewith copies of the Judgment and Decree in Second appeal No. 1092 of 1897 on the file of the High Court, and to request that you will be so good as to obtain the sanction of Government for the payment of my fee, Rs. 200/-, for opposing the appeal.

I have the honor to be
Sir
Your most obedient Servant

C. Arnold White
Advocate General.

BACK PAPERS

1898

From

The Advocate General
Madras

To

The Joint Secretary to Govt:
P. W. D.
Irrigation Branch
Madras

Dated 26th. October

0084
9319/58

Subject -

Second Appeal No 1092 of 1897. High Court -

Forwarding copies of Judgment and decree in ...... and requesting payment of his fee, Rs 200/-

8 P