

Public Works (1899) Department.

G.O., No. 567 W

DATED 23rd Feb - 1899.

[Despatch Abstract.]

Missing Envelope

The Value of ^{certain} ~~the~~ _____ at the Site of the
X Branch Channel & XI Branch Main Channel,
Penja. Works, viz B 127. 40. 7, ordered to be
written off the accounts.

CURRENT No. 1367

The Lufz Ensign
K. Circle

No. 209.2.5.

Dated 14th February 1899

cont
76/2/99

Received

Registered

Enclosure:

Spare copies

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copies
15-2
JW
This was
marked. No file was
however it went up
like this
Flag T.
Please mark it
ACK
SUBJECT. 16-29

Missing explosives
at Periyar. Recommended
that the value of the
12. Rs 127. 10. 7 may
be written off the books
for reasons stated.

As the P. Secretary KHS, the Governor
has telephoned that the tour arrange-
ments for circulation are to continue
the order may issue under his initials.

To The Sup't. Engr. ✓
Examin. P. W. A.
at the sa

BACK PAPERS.

FURTHER PAPERS.

No.	Date.
2817	14.11.98
952	16.11.98
+ file	

No.	Date.

From

The Government Pleader
Madura.

To

The Special Executive Engineer
Periyar Works
Madura.

Through the Collector of Madura.

Df. 23 January 1899.

No. 50.

Encls. 1. Remittance.

Sir,

In returning herewith the records received with your No. Dis No. $\frac{2788}{80}$ of 98 dated the 7 October 1898, I have the honor to state that the question involved is one of fact and that in the peculiar circumstances of the case it is impossible to say who is liable for the value of the missing explosives. A. R. Viswanatha Aiyar admits having received the explosives but says he issued them at once to Contrab. Easchandy Asari. If the issue be true, Easchandy Asari is liable; but if the is

be not true, C. R. Visvanatha Aiyar is
liable. The question therefore is whether
the explosives were issued to Eachandi
Asari. There is no receipt forthcoming among
the records signed by Eachandi Asari in
respect of the explosives. The best evidence
possible to fix him with liability is thus
wanting. C. R. Visvanatha Aiyar says
that a receipt was obtained and kept
among the records but that its subsequent
disappearance is due to the enmity between
him and his Clerk Subramania Aiyar. Whe-
ther this is true or not, it is impossible for
me to say. The only documentary evidence
now available on the subject of the issue
"the statement of explosives kept with
the officer in charge of the 'Beach'." from
which it appears that explosives were issued
to Eachandi Asari. The entry is in the
handwriting of Clerk Subramania Aiyar
and initialed by C. R. Visvanatha Aiyar.
The Court will accept Visvanatha
Aiyar's oral evidence about the issue
substantiated as it is by the entry in
the statement above referred to, the
person will be held liable for the

value. But whether the Court will accept
Visvanatha Aiyar's evidence or not, I
cannot say.

I have seen
Sd/- M. S. Karayanaswami Aiyar
Government Pleader.

Dis. No. $\frac{234}{86}$ of 99 of 25-1-99.

E to: 1. Bundle.

Forwarded.

Sd/- C. J. Weir
ag. Collector.

To

The Special Executive Engineer
Madura.

No: 193 S. E. of 1 February 1899.

Forwarded in original to the
Superintending Engineer, M. Circle, for
information and favour of order, with
reference to his No: 1254 M.D. dated
12 September 1898.

Sd/- T. W. S. Smythe
Executive Engineer.

No. 209. L.D.

Copy submitted to the Chief Engineer, P. W. D., for information, with reference to para 2 of his Memorandum No. 3915C dated 7 September 1898.

As it is very doubtful if the liability of Contractor Fachaudi Asari can be established, and there are no means of making any further recovery from Temporary Supervisor L. R. Visseuatha ayyar, it is recommended that the value of the missing explosives, No. 127-10-7, be written off the books.

J. V. Roddy, M. C. S. D. C.

Superintending Engineer

W. Kitch

14th February 1899
274.

to return will be kept back