

4. Number of pages 14  
5. Date of repair 18-5-37  
6. Initials of Reference  
M.R.O. 1-59,000-16-10-20

# MADRAS RECORD OFFICE.

Government of Madras.

*Public* DEPARTMENT.

G.O. No.

1380

Press

Mis.

Dated

22-8-

1918

Not to be folded or roughly handled

13

---

*Proceedings of the Madras Government, Public Department,  
22nd August 1871.*

---

Read the following papers :—

No. 124. From the Commissioner of the Neilgherry Hills, to the Chief Secretary to Government, Fort St. George, dated Ootacamund, 26th July 1871, No. 61.

*Section 65 of Act IV. of 1871.—No tolls shall be paid for the passage of troops on their march, or of Military or Government stores and equipages, or of Military or Police Officers on duty, or of any person or property in their custody; but no other exemption from payment of the tolls levied under this Act shall be allowed except as provided in the following Section.*

Please read Section 65 of Act IV. of 1871, (The Madras Local Funds' Act) given in the margin.

2. I have often had complaints from the Neilgherry toll-contractors of the way in which advantage is taken of this section of the Act to evade payment of toll.

3. The subject was again brought up by the contractors on Saturday last, when the toll-gates were put up to auction.

4. I can comprehend that a native toll-keeper finds it difficult to deal with a carriage full of soldiers, who claim exemption from the toll on the plea that they are on the march or on duty.

5. Could not orders be issued in the Military Department to the effect that, whenever troops are on the march, or Military or Government stores are in transit, the Commanding Officer should furnish the party in charge of the troops, or the stores, with a pass under his signature to clear so many vehicles and animals of the toll-bars en route.

6. So also the Police, when in charge of persons or property, should be furnished with a like pass for so many vehicles and animals by the District Police Officer.

Referred to the Military Department and to the Inspector-General of Police for information if there is any objection to the course proposed by the Commissioner of the Neilgherry Hills.

OOTACAMUND,  
4th August 1871.

(Signed) H. E. STOKES,  
Under Secy. to Govt.

No. 125. From the Inspector-General of Police, to the Chief Secretary to Government, Fort St. George, dated Madras, 8th August 1871, No. 5142.

With reference to the Under Secretary's endorsement, dated 4th instant, on a letter from the Commissioner of the Neilgherry Hills (herewith returned), I have the honour to state that it would be exceedingly inconvenient, if not impossible, to carry out a system of granting passes to all police officers proceeding on duty for the protection of toll-keepers under Section 65, Act IV. of 1871.

2. Under Section 21, Act XXIV. of 1859, a police officer is "considered to be *always* on duty," and this is true in fact as well as in law. Police Inspectors and Head Constables may frequently have occasion to pass a toll-bar several times in the course of a day on horse-back. In some cases, it would not be possible for the Police to obtain passports, as when a police officer brings in a sick or wounded prisoner or comrade, or stolen property unexpectedly found, or when he proceeds on emergent duty for detective or other purposes.

*Proceedings of the Madras Government, Public Department*  
*22nd August 1871.*

3. On the other hand, a police officer proceeding *on leave* deposits his Police dress at his station before starting, and when a police officer, transferred from one station to another, takes his family with him in a vehicle, he cannot well pretend that he has "persons and property in his custody."

4. Since, therefore, the risk to toll-keepers of police officers being able to evade tolls legally due is very small, and the inconvenience of the passport system would be excessive, I trust that the proposed measure may not be sanctioned so far as regards the Police.

No. 126. ORDER THEREON, 22nd August 1871, No. 1300.

His Excellency the Governor in Council concurs in the opinion given by the Inspector-General of Police in the letter above recorded.

(True Extract.)

R. S. ELLIS,  
*Chief Secretary.*

To the Commissioner of the Neilgherry Hills.

„ Inspector-General of Police.

„ Military Department.

Bobt. of 1871 <sup>ST</sup>ndras.

PUBLIC.

To  
THE COMMISSIONER OF THE  
NEIGHERRY HILLS,  
Ac., &c., &c.

Dated August, 22nd.

Recd.

Encl.

G. O., 22nd August 1871, No. 1300.

AUGUST.  
Nos. 124—126.

Considering the grant of passes to police officers when they pass toll-gates on duty, in order to prevent their evading payment of the toll, to be unnecessary.

Commissioner's Office  
Pottacumund 26<sup>th</sup> July 1871

No. 61

58

From

J. H. Brooks Esq.

Commissioner  
Nilgheeries

To

The Chief Secretary to Government  
Fort. Saint George.

Sir

Please read Section 65 of Act

Sec: 65 of Act  
IX of 1871.

IX of 1871 (The Madras Local Funds Act)

No tolls shall  
be paid for the  
passage of troops

given in the margin.

attending or

Government stores

and equipments or

of Military or

Police officers on

duty or of any

person or property

in their custody.

but no other

exemption from

payment of the

tolls levied under

this Act shall be

allowed except as

provided in the

following section.

I have often had complaints

from the Nilgheery Toll Contractors of the

way in which advantage is taken of this

Section of the Act to evade payment of

Toll.

The Subject was again brought

up by the Contractors on Saturday last,

when the Tollgates were put up to auction.

I can comprehend that a

native Tollkeeper finds it difficult to

deal with a carriage full of soldiers

who claim exemption from the toll on

the plea that they are on the march or on

Could not orders be issued ~~in~~ the  
Military Department to the effect that  
whenever troops are on the march, or  
Military or Government Stores are in  
transit, the Commanding officer should  
furnish the party in charge of the  
troops or the stores, with a pass under  
his signature to clear so many  
vehicles and animals of the toll bars  
enroute.

So, also the Police when  
in charge of persons or property should  
be furnished with a like pass for so  
many vehicles and animals by the  
District Police officer.

I have the honor to be  
Sir

Your most obedt. Servt.

Respectfully

Companion,

J. G. W.

2

Referred to the Military Department, and  
to the Inspector General of Police for information  
if there is any objection to the course proposed by  
the Commissioners of the Newgheny Hills.

2. To the Military Department. <sup>Colacavund,</sup> 4 August 1871 } H. C. Kohn  
- " Department of Police. Under Secretary

*Chief Office of the Inspector General of Police.*

No. 5742

Madras, 8<sup>th</sup> August 1871

*From*

*The Inspector General of Police.*

$$I_0$$

The Chief Secretary  
to Government.  
Potacamund

Sir,

*Enclosures*

With reference to the  
Under Secretary's endorsement  
dated 4<sup>th</sup> instant on a letter  
from the Commissioner of the  
Milgherry Hills (herewith  
returned) I have the honor  
to state that it would be  
exceedingly inconvenient, if  
not impossible, to carry out  
a system of granting passes  
to all Police Officers proceeding  
on duty, for the protection of  
Goll keepers under section 65  
act IV of 1871.

Under

No. 61  
 Date 26<sup>th</sup> Aug 1871  
 Received of Mr. August 1871.

109.722 cm<sup>2</sup>/m

*The Chief Secretary  
to Government.*

44 St. George

Enclosure. 4  
7 all.

SUBJECT.

Submitting  
Certain proposals to

of — by brooks and still  
 Pooled within a space big

rolls quite except on paper  
for which fragments of the

2. Under Section 21 Act XXIV of 1859 a Police Officer is "considered to be always on duty" and this is true in fact as well as in Law. Police Inspectors and Head Constables may frequently have occasion to pass a Toll bar several times in the course of a day on horseback. In some cases it would not be possible for the Police to obtain Passports, as when a Police Officer brings in a sick or wounded prisoner or Comrade, or stolen property unexpectedly found, or when he proceeds on emergent duty for detective or other purposes.

3. On the other hand a Police Officer proceeding on leave deposits his Police dress at his Station before starting and when a Police Officer transferred from one Station to another takes his family

with him in a vehicle he cannot well pretend that he has "persons and property in his custody."

4. Since therefore the risk to Toll keepers of Police Officers being able to evade tolls legally due is very small and the inconvenience of the passport system would be excessive, I trust that the proposed measure may not be sanctioned so far as regards the Police.

I have the honor to be,

Sir,

Your most obed<sup>t</sup>. servant

C. L. Harris

Inspector General of Police

8/21/25

1871 Dept.

From

The Inspector General  
of Police,

To

The Chief Secretary  
to Govt.  
Calcutta

Dated: 8th August 1871

No. 5147-1725

Requests that the  
proposed measures  
regarding granting  
of passes to all Police  
officers proceeding on  
duty for the protection  
of the ~~Police~~ ~~Police~~ ~~Police~~  
may not be necessary.

Recd. No. 1029. 4/725

Obtained. 22 Aug 1871. No 1300

The following information is furnished  
in the opinion given by the  
Inspector General of Police, in the  
letter above mentioned.

M. S.

124-126

Govt. of 1871 Madras.

Public

*The Comm. for the Hills*

Dated Aug 12?

Recd.

Encl.

O. 22, 1871, No. 1

Nos. 24, 26.

Considering unnecessary the  
grant of passes to Police officers  
when they pass toll gates on  
highways to prevent their wasting  
payment of the toll, to be  
unnecessary