M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1142 — Press / Mis.

430 432

Dated 23 — 5 — 1862.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 23rd May 1862.

Read the following letters:—

No. 430. From R. E. MASTER, Esq., Officiating Director of Revenue Settlement, to J. D. SIM, Esq., Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 29th April 1862, No. 562/45:—

SIR,

1. At the request of Captain E. O. Leggatt, 35th Regiment N. I., Assistant Director of Revenue Settlement in the Salem party, I have the honor to submit for the consideration and orders of Government an appeal from that Officer against an order passed by Mr. Newill, directing that the demarcation party to be shortly started in Tinnevelly should be placed under charge of Lieutenant C. J. Stuart of the late 51st Regiment N. I., Assistant Director of Revenue Settlement.

2. From the correspondence forwarded with this letter, it will be seen that great complaints were made by the Survey Department, with reference to the demarcation of the Sheveroy Hills which had been conducted under Captain Leggatt's Superintendence, and that the Director, after enquiring into the matter, and receiving the reports of the Deputy Director, issued proceedings on the 13th March 1862, No. 265, in which he considered that Captain Leggatt should be held responsible for the revision of the unsatisfactory and faulty demarcation of the Sheveroys, and that Lieutenant Stuart should be selected for the charge of the Tinnevelly demarcation party, in lieu of Captain Leggatt to whom it was Mr. Newill's original intention to entrust it.

3. In addition to the appeal contained in paragraph 8 of Captain Leggatt's letter of the 25th March 1862, No. 18, he has forwarded through the Deputy Director, a further letter, dated 14th instant, No. 28, in which he enters at great length into the particulars of the injustice, which he considers he has suffered. This letter together with a Memorandum upon it by Mr. Thomas is enclosed, and will, I trust, afford all the information necessary to enable the Government to come to a decision on the subject.

4. The matter having been disposed of by Mr. Newill before I received charge of the Department, I do not, in forwarding the correspondence, feel called upon to make any obser vations, further than to remark, that the Government will perhaps be of opinion that seniority in the Army or in the Department confers no special claim on an Assistant Director to promotion, but that it is competent to the Director at his discretion to select for the performance of a particular duty, as well as to recommend to the Government for promotion, the Officer who in his judgment is the best qualified for, and entitled to it. It was undoubtedly Mr. Newill's first intention to have nominated Captain Leggatt to the charge of the Tinnevelly party, and to have recommended him to Government for promotion soon after, but as the proceedings show, he saw reason subsequently to make a different arrangement.

5. I request that the original correspondence now forwarded may be returned after perusal.

No. 431. From R. E. MASTER, Esq., Officiating Director of Revenue Settlement, to J. D. SIM, Esq., Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 29th April 1862, No. 563/46.

SIR,

1. In my letter of this day's date No. 562/45, I have submitted for the orders of Government an appeal from Captain E. O. Leggatt, 35th Regiment Native Infantry, Assistant Director of Revenue Settlement in the Salem party, against certain instructions issued by the Director of Revenue Settlement, Mr. Newill. I have now the honor to submit a further correspondence with the same Officer and with the Deputy Director Mr. Thomas, which with much regret I feel it my duty to lay before the Government. I submit this correspondence separately, because the subject of it had not, like that brought forward in my letter No. 562/45, been disposed of by my predecessor.

2. A perusal of this correspondence coupled with that forwarded in my previous letter, can, I fear, lead the Government to but one conclusion, viz., that it will be for the interests of the Department that Captain Leggatt's connection with it should cease. His repeated refusal even to attempt to carry out a simple order cannot well be passed over, while the general tone and spirit of the letters addressed by him to Mr. Thomas are inconsistent with his position as an Assistant under that gentleman's orders. Subordination and obedience to orders are essential to the proper conduct of our operations; without them, the most strenuous exertions of the Officers in charge of parties will be of no avail.

3. I request that the original correspondence, now submitted, may be returned after perusal.

No. 432. ORDER THEREON, 23rd May 1862, No. 1,142.

1. Both the above letters refer to Captain E. O. Leggatt, Assistant Director of Revenue Settlement in the Salem party. In the first, the Officiating Director brings to notice the unsatisfactory character of the Demarcation of the Sheveroy Hills conducted by that Officer; and in the second, Mr. Master recommends his removal from the Department on the ground of his refusal to carry out an order issued to him for the preparation of a sketch of the Hills.

2. The papers submitted show that Captain Leggatt has done his work in a very unsatisfactory manner, and the Government consider that Mr. Newill acted wisely in selecting Lieut. Stuart in preference to him for the charge of the Tinnevelly party. As Captain Leggatt has thus lost Departmental promotion, the Government are willing to allow him a trial for six months with another party; and they direct the Officiating Director to arrange accordingly. Captain Leggatt will be warned that his retention in the Department will depend on his conduct during this period of probation. Mr. Master will report on Captain Leggatt's conduct after the expiration of six months, from the date of his joining the party to which he may be posted.

(Signed) J. D. SIM,
Secretary to Government.

2

Both these letters refer
to Capt: E. O. Leggatt,
Asst Dr of Revt Settle
ment in Salem -

Major Priestley & his
Deputy in Salem Mr
Beaumont complain
of Mr Newill of the
very unsatisfactory
character of the de-
-marcation, conducted
by Capt Leggatt - There
seems to be no doubt
that the work was
not properly done, es-
pecially on the Sher-
-oroys where Capt Leg-
-gatt was stationed for
some months - in some
cases the compass point
here wrong - in others
the proprietors name. he

incorrectly entered.
Capt Leggatt justifies
himself mainly
by alleging the extreme
difficult nature
of the country & the
insufficient agency at
his command & main-
-tains that the work
was not so done as
represented. How work
that was & he elected.
Mr Neill held Capt
L. responsible & in
consequence of his
conduct placed the
new Demarcation
Party ordered for Jin
nerally under Lt Stuart.
Capt L: appeals
against Mr Neill's
Jurisdiction & his own
Supersession by Lt S.
the appointment he says

having previously been
promised to him.
The Settlement is
a purely Civil Dept
and Military rank
does not give prece-
-dence in it, any
more than in the
P.O.W. a Captain
therefore is not "subor-
-ded" by serving
under a Lieut. Capt
Leggatt & Lt Stuart
are said to have
left been appointed
on the same days &
Mr Neill was finto
free to select for Assis-
-tant, the one he con-
-sidered most deser-
-ving of it.
As to the demarcation
both Survey & Settle-
-ment Officers are
agreed that it was

not what it should have been. Capt Leggatts letters are also in a bad tone - he seems to underrate the importance of his work - tells the Survey people that they can get the boundaries from the proprietors & so forth. The correspondence also seems to show Capt Leggatt as an exceptious & jealous officer. The packet on this subject is marked A.

The second packet B - also refers to Capt Leggatt. The sketches demarcations on the Skeersdrops are on detached pieces of paper & the Survey Dept. require a complete sketch connecting

these, so that they may have a clue to the separate bits - Capt Leggatt maintained that the preparation of these was impracticable & unnecessary - the Master has explained what is wanted & how it is to be done - but all that can be got out of Capt L: is that if all the eye sketches are returned, and he is furnished with "a head Workman qualified by experience & make a Fair work Sketch" he will "try to make up such an eye sketch" as is required but "cannot hold" himself "re-

- I possible for its
accuracy." The
correspondence touches
on other matters con-
-nected with the Surv.
-veys. Mr Masten re-
-commends Capt
Leggatt's removal from
the Dep't.

I am sorry that
I cannot lay before
you an abstract of
the matter so limited
to them, but it is only
impossible to make
one of such corres-
pondence - as I said
before the papers do
not seem to me to
show Capt L. in
at all a favorable
light - but removal

Think Capt Leggatt seems to have done his work in a very slovenly way and you are to judge of the results of the Survey from data furnished by it a very heavy pun-
ishment I don't think that must
follow all such - I should
let Leggatt go - but as this might
be a heavier punishment upon
usual I do not object to the proposal in the Department
to reemploy him, but on the distinct
understanding that many further
complaint he will have to

Yes

- This may be done
I think
Yes

Yes - Lieut Jones
ordered to
Revenue Vessel
Lieut Cahoon
Keys is to have
direction of the
Survey
Yes

Where is it

Lieut Cahoon seems to have done his work in a very slovenly way and you are to judge of the results of the Survey from data furnished by it a very heavy pun-
ishment I don't think that must follow all such - I should let Leggatt go - but as this might be a heavier punishment upon usual I do not object to the proposal in the Department to reemploy him, but on the distinct understanding that many further complaint he will have to

Yes

- This may be done
I think
Yes

Yes - Lieut Jones
ordered to
Revenue Vessel
Lieut Cahoon
Keys is to have
direction of the
Survey
Yes

Where is it

self think that he
may be allowed
a trial & in the
another part, being
warned that his
continuance in the
Dep't will depend
on his conduct during
a stated period of
probation - say 6 or 8
months.

Another draft on
the Shoreway Survey
(prepared before
these papers were re-
ceived) is circulated
herewith. The post
bill see from it how
& how far the work
has been - S. H. L.

Revenue Department

No. 1142.

Proceedings of the Madras Government,
under date the 23rd May 1862

Read the following
letters from the Officiating
Director of Revenue Settlement

Submitting with
the correspondence on the
subject of an appeal from
Captain L. D. Liggatt, Assist-
ant Director of Revenue &
Settlement in the Salem Party
against an order passed
by Mr. Revill directing that
the demarcation Party to be
shortly started in Tinnevelly
should be placed under
the charge of Lieutenant Stu-
art the other Assistant
Director of that Part.

(Here enter 29th April
1862 No. 562/46)

Submitting for orders
correspondence with the Dy.
Director of Revenue Settlement
in the Salem District and
Captain Liggatt his Assist-
ant regarding the refusal
of the latter to carry out the
order issued to him in rela-
tion to the preparation of
a sketch of the Shevaroy Hills.

(Here enter 29th April
1862 No. 563/46)

Both the above letters
refer

Draft a/B
Order

C9 May 1862

refer to Captain E. A. Leggatt Assistant Director of Revenue Settlement in the Salem party. In the first, the officiating Director brings to notice the unsatisfactory character of the demarcation of the Shenevoy Hills, conducted by that officer, and in the second, Mr. Master recommends his removal from the Department on the ground of his refusal to carry out an order issued to him for the preparation of a sketch of the Hills.

The papers submitted shew that Captain Leggatt has done his work in a very unsatisfactory manner, and the Govt consider that Mr. Master will acted widely in selecting Lieutenant Stuart in preference to him for the charge of the Simnevelly party. As Captain Leggatt has thus lost departmental promotion the Govt are willing to allow him a trial for six months with another party; and they direct the officiating Director to arrange accordingly. Captain Leggatt will be warned that his retention in the Department must still depend on his conduct during this period of probation. Mr. Master will report on Captain Leggatt's conduct after the expiration of 6 months from the date of his joining the party to which he may be posted.

J. D. S.

13

For Mr. Off. Dir. of Rev. Settlement with 2 Dft. Bundles.
Dft. 224
1/11. Superintendent of Rev. Survey "
14/11. Board of Rev. "

~~5-11~~
5-2-12

B-1012.

Relative to
Captain Leggatt of
the Settlement Staff.

Revenue 1862 Sept.
Pro: of Govt for May.

No 1142.

Pro: of the Madras Govt
Dd 23d May 1862

From the offg Dr of Rev Settt
dd 19th July 62 & No 1141 in Pro

Passing orders on letter
from Dr Revenue Settlement
regarding the conduct of
Captain C. A. Leggatt
Asst Dr Revl Settlement
Salem party.

No 430 & 432.

22-5-62

L.