

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	2745.	Press Mis.
<i>90-91</i>		
Dated	<i>7th October 1969.</i>	

Not to be folded or roughly handled

10

*Proceedings of the Madras Government, Revenue Department,
7th October 1869.*

No. 90. Read the following letter from H. G. PRICHARD, Esq., Government Solicitor, Madras, to the Acting Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 8th September 1869, No. 487:—

WITH reference to the 3rd paragraph of the orders of Government noted in the margin, I have the honour to state, for the information of Government, that, as therein requested, I placed myself in communication with the Bank of Madras, and have had transferred to my credit, as Government Solicitor, the amounts standing at Mr. T. N. Turnbull's credit in the books of the Bank of Madras and the Branch Bank at Bangalore as follows:—

				RS.	A.	P.
August 12, 1869,	Bank of Madras	...	...	169	3	5
" 18, "	Bangalore Bank	...	...	1,805	12	6
Total ...				1,974	15	11

It will be observed that the above sum of Rupees 169-3-5 is 200 Rupees less than the amount mentioned in my letter to you, dated 17th July 1869, No. 386, as standing to Mr. Turnbull's credit at the Bank of Madras. This difference is caused by the Bank having, on the 3rd of August 1869, and acting under my advice, honoured a Cheque of Mr. Turnbull on the Bank in favour of Mr. C. L. O'Brien for that amount. My reason for advising the Bank to honour the Cheque was, that the Bank had no power to refuse payment of a Cheque held by a third person, who had no notice that the money really belonged to Government, and that by refusing payment, the Bank rendered itself liable to an action at the Suit of the holder. I may mention that I saw the Advocate-General on the subject, and that the view taken by me had his concurrence. To prevent Mr. O'Brien's presenting any other Cheques on Mr. Turnbull's account, I at once gave him express notice, that all money in the Bank in Mr. Turnbull's name was the property of Government. There is also a small difference between the sum received from the Bangalore Bank and the amount mentioned in my letter above referred. The difference arises from the Bank's commission for remitting the amount at Bangalore to Madras.

2. I have further the honour to report, for the information of Government, that in addition to the sums sanctioned by Government in their order, dated 10th June 1869, No. 958, Judicial Department, and in anticipation of the Government sanctioning the payments, I disbursed to witnesses on account of their travelling expenses to and from Manantoddy and Calicut, for the purpose of giving evidence in the prosecution pending against Mr. Turnbull, the following amounts, viz.:—

	RS.	A.	P.
Mr. J. D. Gaudoin, a Clerk in the Bank of Madras, balance of travelling expenses to and from Manantoddy ...	92	11	0
Do. travelling expenses to and from Calicut ...	105	8	0
Arnee Soobaroya Chetty, late Shroff in the Chartered Mercantile Bank, balance of travelling expenses to and from Manantoddy ...	93	14	0
Mr. Hormusjee Sorabjee, balance of travelling expenses to and from Manantoddy... ..	121	2	0
C. Veerasawmy Pillay, late Gunastah in the Forest Department, for travelling expenses to and from Calicut ...	60	8	0
Total ...	473	11	0

*Proceedings of the Madras Government, Revenue Department,
7th October 1869.*

3. I trust that Government will approve of what I have done in the matter, and that the payments above detailed may be sanctioned.

4. I have also the honour to state, for the information of Government, that in accordance with the order of Government, dated 6th July 1869, No. 1,937, Revenue Department, authorizing me to obtain a first-class passage to Marseilles for Mr. Underwood in the P. & O. Steamer, I, on the 19th July 1869, disbursed the sum of Rupees 895 for that purpose.

5. In conclusion, I may mention that I have received several communications from Mr. J. D. Gaudoin, one of the witnesses who proceeded first to Manantoddy and afterwards to Calicut, to give evidence in the above prosecution, stating that he has suffered much from ill-health since his return to Madras, in consequence of his having been attacked with fever whilst at Manantoddy, and that he has thereby been put to considerable expense for medical advice and medicines; and requesting that he might receive some compensation from Government for the expenses he has so incurred. I would state for the information of Government, that Mr. Gaudoin was a most material witness, and that he behaved very well on both the occasions he was required to proceed to Manantoddy and Calicut, and gave his evidence on those occasions satisfactorily.

No. 91. ORDER THEREON, 7th October 1869, No. 2,745.

Forests, No. 9.

THE proceedings of the Government Solicitor, reported in paragraph 1 of the above letter, are approved.

2. Paragraphs 2 and 3 will be referred to the Judicial Department, with reference to the order in that department, dated 10th June 1869, No. 958.

3. Sanction is granted for the sum of Rupees (895) eight hundred and ninety-five, paid for a first-class passage for Mr. Underwood.

4. Referring to paragraph 5 of Mr. Prichard's letter, the Government authorize the payment of Rupees (150) one hundred and fifty to Mr. J. D. Gaudoin, besides the amount paid by him for medical attendance which will be passed when submitted.

(True Extract.)

(Signed) R. A. DALYELL,

Acting Secretary to Government.

To the Government Solicitor.

„ the Accountant-General.

„ the Officiating Conservator of Forests.

„ the Judicial Department.

„ the Inspector-General of Police.

REVENUE DEPARTMENT.

No. 30611

3a

From Govt. Solicitor

Dated 8th September 1869.

FOR ORDERS.

The expenditure by Mr. Fickard
should be approved and
sanctioned.

Mr. Gaudoin's 'Darton' West should
be paid & something over. Perhaps
£150 or 200 P^{rs} might be presented

to him
11 Sept 69

W.D.

A. A.

Cont. of 11869 Minutes.

REVENUE.

To

THE GOVERNMENT SOLICITOR,

Esq., &c., &c.

Dated October, 7th.

Recd.

Encl.

G. O., 7th October 1869, No. 2,715.

OCTOBER.

Nos. 30-31.

Turnbull's defalcations.—Charge for a first class passage for Mr. Underwood to proceed to Europe in connection with it, sanctioned; also compensation and charge for medical attendance in the case of Mr. Gaudoin, one of the witnesses.

Revenue Department

11/2 (1869) 487

Proceedings of the Madras Government

Under date the 7th September 1869.

Read the following
letter from the Government
Solicitor Madras
and, with reference to the

Requesting sanction of
certain amount disbursed to witness
as for travelling expenses to & from
Mannaboddy and back to give
evidence in the prosecution against
Mr. Turnbull &c. -

The proceedings of
the Govt. Solicitor reported
in review of the above letter
are approved.

2. Paras 2 & 3 will be
referred to the Judicial
Department with reference
to the order in that Depart-
ment dated 10th June 1869, No. 958.

Sanction

3. A... is granted
for the sum of \$ (895) eight
hundred and ninety five
paid for a first class

passage for Mr. Underwood.

4. Referring to the
statement of the...

5. Of Mr. Oriskany's letter, the

Government authorize the
payment of \$ (150) one
hundred and fifty to

Mr. J. D. Gaudin besides
the amount of the Doctor's
bill which will be passed
when submitted

and also \$ 200
I enclose all the papers
concerning this matter

Very truly
yours
J. D. Gaudin

to the...
of the...
the...
the...
the...

...

...

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