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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

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*Proceedings of the Madras Government, Military Department,
30th January 1873.*

Read the following papers :—

No. 426. From the Inspector General, Indian Medical Department, to the Officiating Secretary to Government, Military Department; dated Fort Saint George, 13th December 1872, No. 398.

I regret to have to report to His Excellency the Governor in Council, that Mr., 2nd Uncovenanted Assistant, John Powell D'Costa, employed in the Madras depôt of Medical Stores, absented himself from his duty on the 6th September 1872, and has never again re-appeared.

2. As he was the Assistant in charge of the Solid Department, immediately on disappearing, stock was taken, and of the articles under his care, quantities to the value of Rupees 522-0-8 were found deficient.

3. Of these deficiencies, many items are the result of dryage and other wasting processes, probably to the value of Rupees 297-10-5; but for the other portion of Rupees 224-6-3, the missing Uncovenanted Assistant D'Costa ought to be held responsible.

4. The Principal Medical Store-keeper, at my request, put himself into communication with the Government Solicitor, and the Commissioner and Magistrates of Police, and on the 28th ultimo, the Store-keeper made his final report on the case.

5. These interviews were held with a double object—the one being to ascertain if Mr. D'Costa could be criminally prosecuted, the other to ascertain whether possession could be taken of his Rupees 250, security given under the order as per margin,

with the view of so far covering the value of any missing property. But, on

the 15th November, the Government Solicitor reported to me that no criminal proceedings can, with any prospect of success, be taken against Mr. D'Costa, and, on the 28th November, the Principal Medical Store-keeper reported, as the Government Solicitor's opinion, that "the Madras Bank would pay me (Principal Medical Store-keeper) the holder of D'Costa's original deposit receipt, the 250 Rupees due thereon, on Government furnishing it with an indemnity bond."

6. The legal advisers of Government are alone qualified to say, whether Government should furnish such bond, and I therefore abstain from offering an opinion on this part of the subject.

7. This occurrence has made me aware that the security given by Mr. D'Costa, was in the form of a receipt of the Madras Bank for money deposited by Mr. D'Costa, and I have now ordered that the security money shall be in the Principal Medical Store-keeper's name, because the inquiries have made it known that Mr. D'Costa, after giving his Bank receipt to the Store-keeper, represented to the Bank that he had lost it, and received from the Bank a duplicate, which he is stated to have mortgaged.

8. I submit, for the consideration of Government, that Mr. John Powell D'Costa be declared dismissed from the service of Government, and disqualified from all Government employ.

Referred for the opinion of the Advocate General on the question raised in paragraph 6.

18th December 1872.

*Proceedings of the Madras Government, Military Department,
30th January 1873.*

No. 427. From the Government Solicitor, Madras; dated 20th December 1872,
No. 562.—Forwards copy of the Advocate General's opinion relative to
the Indemnity Bond asked for by the Bank of Madras, in respect of the
sum of Rupees 250 payable on Mr. J. P. D'Costa's deposit receipt.

No. 428. ORDER THEREON, 30th January 1873, No. 357.

The Right Honorable the Governor in Council directs that Mr. J. P. D'Costa
be dismissed the public service, and prohibits his re-employment under the Govern-
ment in any capacity.

2. The Government Solicitor is requested to inform the Bank of Madras, that
if the amount referred to in the deposit receipt lodged by Mr. D'Costa, as security
for the due and faithful performance of his official duties, is paid to the Government,
the Bank will be indemnified against any loss arising therefrom.

3. The precautions ordered to be introduced by the Inspector General should
be strictly observed in regard to securities in future.

(True Extract.)

W. H. C. C.
Chief Secretary to Government.

To the Inspector General, Indian Medical Department.

- „ Government Solicitor.
- „ Controller of Military Accounts.
- „ Adjutant General.
- „ Quarter Master General.
- „ Inspector General of Ordnance and Magazines.
- „ Commissary General.
- „ Inspector General, British Medical Service.
- „ Superintendent and Agent for Army Clothing.
- „ Superintendent of Family Payments and Pensions.
- „ Remount Agent, Oosoor.
- „ Deputy Judge Advocate General.
- „ Public, &c. Departments.
- „ Revenue Department.
- „ Public Works Department.
- „ Resident at Hyderabad.

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Chadwick

MILITARY.

Recd. Shirley. 42.

JANUARY.
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