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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No.	691	Press.
B.P. No.		Mis.
Dated	19.2.1879	197.

Not to be folded or roughly handled

691
1

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

31st January 1879, No. 253.

Famine Relief.

Read the following paper:—

No. 609. From J. D. B. GRIBBLE, Esq., Acting Collector of Cuddapah, to J. H. GARSTIN, Esq., Acting Secretary to Government, Revenue Department, dated 23rd January 1879, No. 31.

With reference to G.O., No. 2,428, dated 27th November 1878, I have the honor to report that I called upon Mr. Cox, who was during the famine the officer in charge of the Badvel Taluk, to report whether, with reference to paragraph 2 of the Government Solicitor's letters embodied in the above Proceedings, it was part of Mr. Horden's duty to prepare and check the bills. Mr. Cox's answer is enclosed; but as it was not quite so clear in every respect as I desired, I waited until I could have a personal interview with that officer, the result of which I have recorded in the margin of the letter and to which I have obtained Mr. Cox's signature.

2. I then sent all the papers connected with the case to Mr. Elliot, the Government Prosecutor, who conducted the prosecution before the Head Assistant Magistrate. That gentleman's opinion is also enclosed.

3. I think there can be no doubt that it was part of Mr. Horden's duty to prepare and check the bills, and that therefore a civil action will lie. Considering, however, that Mr. Horden is in Burmah, and that if we obtain a judgment in our favor, which I do not doubt, it is exceedingly probable that we shall not recover the money, I beg that the Government will be pleased to favor me with their orders on the subject. I propose, with reference to paragraph 4 of the Government Solicitor's letter, to include the Contractor as second defendant.

4. I beg respectfully to point out that as yet the Government have passed no order on the first point raised in paragraph 10 of the letter of the Sub-Collector in charge, embodied in the Proceedings under reply, viz., as to the amount of fee to be paid to Mr. Elliot for conducting the case. I agree with Mr. Atkinson that Rs. 200 is not too high a fee, and beg that I may be favored with instructions.

ENCLOSURE No. 1.

From J. H. M. COX, Esq., Deputy Director of Revenue Settlement, Cuddapah, to J. D. B. GRIBBLE, Esq., Acting Collector of Cuddapah, dated Rayachoti, 18th December 1878, No. 972-491.

In returning the papers received with your letter of the 9th instant, No. 4,077, as per accompanying list, I have the honor to state that I placed Mr. Horden in charge of the northern half of the Badvel Taluk, of course under my orders, and I kept the Tahsildar duly advised from time to time of any particular expenditure that he was authorized to incur so that the officer in charge of the accounts in the Tahsildar's office would be able to check the amounts as they were paid out in the same way as was done with the expenditure on account of coolies employed on the roads, &c. Not having any of the old correspondence, &c., by me I am unable to

In a personal interview with Mr. Cox that gentleman says: I sanctioned the work and the rate of expenditure and then left the details of checking the accounts, bills, &c., to the officer in charge. There must be an order of mine to Mr. Horden and the Tahsildar sanctioning the work and the rate to be paid for the carriage. The bills and rates must have been prepared by the Contractor and submitted by Mr. Horden after check to the Tahsildar for payment.

Mr. Horden must previously have entered into a contract with the Contractor, and the contract bond would show the amount to be paid and the rates and the distance of carriage.

6th January 1879.

(Signed) J. H. M. COX.

(Signed) J. D. B. G.

give you further particulars, but these can be had if necessary by referring to them. I presume these papers must all have been lodged in your office when Mr. Travers closed famine work in Badvel.

2. I am surprised to find from the correspondence that the Tahsildar did not ask for and get any written agreement of these contracts similar to those that were passed on works under my own more immediate control, and with reference to what Mr. Atkinson says in paragraph 5 of the letter to the Additional Secretary to Government, I trust it is not really thought that I treated any attempt at fraud lightly, for I was certainly quite unconscious of anything of the sort having occurred, and as far as I can recollect the wrong calculations in the unpaid bill was all that the Range Officer referred to in his letter to me.

No. 610.

ORDER THEREON, 31st January 1879, No. 253.

Miscellaneous.

As the Collector is satisfied that there is sufficient evidence to sustain a suit, His Grace the Governor in Council desires that he will take, in accordance with the orders already issued, all legal means to compel Mr. Horden and the Contractor to refund the money improperly dealt with by them.

2. The matter of the fee to be paid to Mr. Elliot for his appearance before the Head Assistant Magistrate will be dealt with in the Judicial Department in the usual course. It is not a famine matter.

(True Extract.)

(Signed) G. STOKES,
Addl. Under-Secy. to Govt.

To the Collector of Cuddapah.
„ the Board of Revenue.
„ the Judicial Department.

(Order in the Judicial Department 15 February 1879 No. 203)

The payment of a fee of Rs 200 to Mr. Elliot is sanctioned.

2. *It is observed that G. O. dated 27th November 1878 Famine Relief No. 2428 was not communicated to the Judicial Department.*

(True Extract)

~~Edw. W. H. French~~

H. B. Sugg

Asst. Under Secretary

To The Revenue Dept.

691/2

Revenue 1879 Refu

No 11139

Pres. Judicial

69/3

Dated 15th Feb 1880
Recd 15th Feb 1880

No 691

19 Feb 1880

18.7.79

Sanctioned

with rem. ar. R. +
of Rs 200 to Mr. [unclear]

Cost of (1879) [unclear]

REVENUE

To the Collector of [unclear]

By [unclear]

By [unclear]

By [unclear]

By [unclear]

REVENUE

JANUARY

No. 601610

Mr. [unclear] the [unclear] Officer in Charge of the [unclear] District.
The [unclear] the Collector to be all [unclear]
[unclear] to [unclear] — and [unclear] [unclear] or to
[unclear] the [unclear] [unclear] [unclear] with [unclear]
[unclear] and [unclear] that the [unclear] of [unclear]
to [unclear] in this case will be [unclear] with the
[unclear] Department.

691
H

READ AGAIN ORDER OF GOVERNMENT, DATED
18 , No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

A A

STATEMENT WITH DITTO.

PATERS NOT FILED UP, BRING MEANT FOR UNPATCH
IN ORIGINAL (not paged).

N.B.—

- A = Copy in full.
- B = Not to be copied.
- F = Copy abstract only.
- Q = Copy heading only.

Ellis
ORDINARY, MS.

<i>Ru</i>	DEPARTMENT.
G.O., DATED	<i>19 Feb/79</i>
No.	<i>691</i>

When given for copying

[Despatch Abstract.]