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FINANCIAL RAILWAY DEPARTMENT.

No. 232.

Extract from the Minutes of Consultation under date the 7th May 1858.

Read the following Observations by Captain C. C. JOHNSTON, Officiating Consulting Engineer for Railways, on letters from the Agent and Manager, Madras Railway Company, dated 26th April 1858, No. 108.

A lengthened correspondence has taken place on the subject of the occupation by the Railway Officers, of the Public Bungalow at Errode, resulting in the consent on the part of the Agent to purchase the property for the Railway Company at the price specified by the Collector, viz. Rupees 1500.*

* Vide letter, No. 891, dated 19th October 1857. To Agent.

2. In a letter, No. 29, dated 11th September 1857, the Collector expressed an opinion, that the Railway Officers should either pay rent for the Bungalow in question, or purchase it; and the purchase being eventually agreed to, rent in arrears from the 7th May 1855, at the rate of Rupees 15 per mensem, is also demanded.

3. To the payment of this rent the Agent in the foregoing letter† very reasonably, it appears to me, takes exception. In any case the question is one which does not concern the Railway Company, but rests solely between the Collector and the Railway Officers who may have been permitted by him to occupy the Bungalow.

4. It rested with the Collector to allow the Bungalow to be occupied or not. Having allowed it, if he considered the occupant should pay rent, the same should have been demanded from month to month, and in the event of its being refused, he had the power to request the occupant to vacate.

5. If rent is to be demanded at all, it appears to me that it cannot be so from the Railway Company, but from the Officers only who may have occupied the Bungalow; the arrangement, as before observed being a private one between them and the Collector.

6. Before submitting the question to Government I considered it right to refer the Agent's letter to the Collector, and as Mr. Cherry, in his reply, No. 14, dated 20th Instant, states that the Board of Revenue have decided that the payment of rent must be demanded under the orders of Government, dated 18th December 1857, No. 1325, from the Railway Company, I beg to be honored with instructions as to the course to be pursued, observing that the order quoted by the Board is subsequent to the date from which rent is demanded, and that the Bungalow during the time of occupation by the Railway Officers has seldom or ever been required by Travellers.

Under all the circumstances the Government are of opinion that the demand of rent for the previous occupation of the Bungalow referred to by the Railway Officers should not be insisted on.

(True Extract and Copy.)

Chief Secretary.

To the Officiating Consulting Engineer for Railways,
(with 8 Enclosures.)

Revenue Department,

for communication to the Board of Revenue. ✓

Exd. J. A. Wilson.

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1870-8

Revenue 1858 & 1859
2nd and 1st June

1859
Extract from the
Memoirs of the
Financial Railway
Department
Noted 7th & 11th May 1858
Dec 12

Observing (under
all the circumstances of the
case), that the Government
of India, that the demands of
land for the various occupiers
of the Bungalows at Benares
to the 19th October 1857, by the
Railway Office, should not
be insisted on.

12 691, 26th May 1858
With an order

18691.

Entered to the
communicated to the
Board of Revenue for
examination
W. H. Barclay
26th May 1858
1859
26th May 1858
1859
1859 to the 1859