M.R.O. 1—29,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1128 Press ~~Mis.~~

544-545

Dated 27th April 1869

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 27th April 1869.

No. 544. Read the following Proceedings of the Madras Government in the Public Works Department :—

Passing orders on the letter from the Consulting Engineer, submitting with remarks a report from the Resident Engineer in charge of the 1st Division, North-west line of the Madras Railway, upon the condition of the Naggery river em. ent. (Here enter 14th April 1869, No. 1,226.)

No. 545. ORDER THEREON, 27th April 1869, No. 1,128.

Miscellaneous.

COMMUNICATED to the Revenue Board.

(True Extract.)

(Signed) H. WELLESLEY,
Acting Under Secretary to Government.

To the Board of Revenue, with Proceedings Public Works Department, No. 1,226.

Exd. E. C. Shunker;

No. 358. Read the following letter from the Consulting Engineer for Railways, to the Secretary to Government, Public Works Department, dated Madras, 19th March 1869, No. 99 :—

1. At the instance of the Agent of the Madras Railway Company, I have the honor to request that you will lay before Government, for their orders, a letter* from him, giving cover to a report from the Resident Engineer in charge of the 1st Division, North-West Line, upon the condition of the Naggery river embankment.

* No. 120, dated 18th March 1869.

2. I addressed you on this subject in my letter of the 25th ultimo, No. 59; and Mr. Roberts' report seems to corroborate my opinion, that the protective works now in existence are not sufficient to place the security of the river bank, and therefore of the line of Railway, beyond all reasonable doubt. I agree with Mr. Roberts that a prolongation of the line of revetment between the points marked *b* and *c* upon his sketch is highly desirable, and should be carried out as soon as possible.

3. I have already solicited the attention of Government to the important questions alluded to by the Agent, as to where the responsibility for such works should properly rest, and as to the source from which the necessary expenditure should be met. It is of great importance that these moot points should be speedily decided, if necessary by legislation.

4. The Govindarajah Coopum tank, to which the Agent refers at the end of his letter, is also situated within the Cavatynugger Zemindar's territory. It lies immediately to the west of the line of Railway, about two miles to the north of the Naggery station. It was breached in November 1864, causing considerable damage to the line of Railway, and the breach was afterwards repaired in such a very unsatisfactory manner, that, in addressing the Collector of North Arcot on the subject, I was obliged to remark that the tank was, in my opinion, in a far more dangerous state than before, and that there seemed to be little doubt that the Zemindar could be held legally responsible for any injury the Company's property might thereafter sustain. From Mr. Roberts' report, it seems that this neglect has now been remedied. The tank still wants a calingulah; but it seems clear that, in the present state of the law, the Zemindar cannot be called on to supply one. I have called the Collector's attention to the bank which, Mr. Roberts states, has been thrown across the surplus channel.

From the Agent and Manager of the Madras Railway Company, to the Consulting Engineer for Railways, dated Madras, 18th March 1869, No. 120.

1. Adverting to your letter of the 11th instant, No. 100, I have the honor to enclose copy of a report addressed to the Deputy Chief Engineer on Permanent Way by the Engineer in charge of the 1st Division, North-West Line, with reference to the unsatisfactory condition of the bund of the Naggery river.

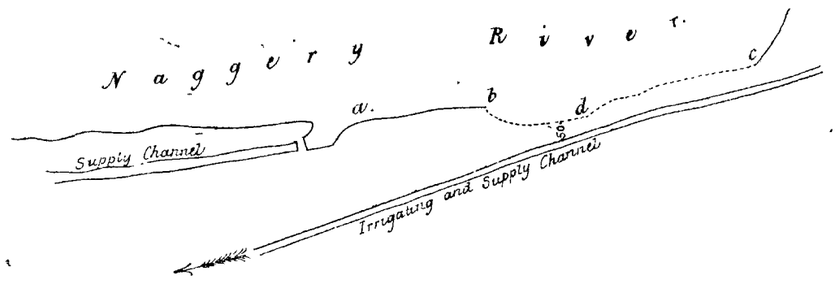
2. As I do not consider that the further protective works, mentioned by Mr. Roberts as necessary, should devolve upon this Company, I shall feel obliged by your referring the question for the orders of Government. It strikes me that if pressure were brought upon the Zemindar by the Revenue authorities, the necessary instructions for the repairs to the tank-bund would be issued.

3. I will ask your kind attention to the concluding paragraph of Mr. Roberts' letter, in which the want of a calingulah to the Govindarajah Coopum tank is brought to notice.

From L. ROBERTS, Esq., to J. A. PINSON, Esq., Deputy Chief Engineer, Madras Railway Company, dated Arconum, 12th March 1869, No. 180.

Yours No. 146, of 24th February.

1. I have inspected the bund of the Naggery river where it was recently made up by the Company, and am of opinion that further repairs are absolutely necessary.



In the accompanying diagram, the full line *a* to *b* represents the bund repaired by the company; the dotted line *b* to *c* is the portion which now requires revetting. Since I saw the place last the bank has been worn away considerably for a length of about eight chains, and at one (*d*) there is only a bank scarcely fifty feet in thickness protecting the supply channel of the Naggery tank from the river; this bank is much undermined, and would not stand a heavy flood down the river for any length of time.

2. I also inspected the bund of the Govindarajah Coopum tank; a considerable amount of revetting has been done, and the tank is tolerably safe, but no calingulah has been built, and the excavation intended for the overflow of surplus water has been bunded across with a small bank about three feet high, which should be removed.

(True Copy)

(Signed) J. A. PINSON,
Chief Engineer.

No. 359. ORDER THEREON, 14th April 1869, No. 1,226.

RAILWAY, No. 26.

1. The Government have already expressed their views of their inability to coerce a Zemindar into undertaking such outlay as may be deemed necessary to secure the Railway from all danger from the giving way of Irrigation Works within his property; but these papers will be forwarded to the Collector of North Arcot with a view to his exercising his influence with the Zemindar of Cavatynugger to induce him to carry out such defensive works and repairs as may be necessary.

2. These Proceedings will be communicated to the Legislative Department with reference to the orders noted in the margin, and the Agent of the Madras Railway will be informed that immediate action in that Department is deferred pending the result of the appeal made to the High Court against the Judgment recently passed by the Acting Civil Judge of Chittoor, declaring that there is no cause of action on the state of affairs existing in Cavatynugger as between its Zemindar and the Railway Company.

No. 2,171, dated 19th July 1867, Public Works Department.
No. 191, dated 14th August 1867, Legislative Department.
No. 721, dated 17th March 1869, Revenue Department.
No. 953, dated 22nd March 1869, Public Works Department.

(True Extract.)

Colonel, R. E.,
Secretary to Government.

To the Consulting Engineer for Railways.
,, Revenue Department.
,, Legislative Department.
Collector of North Arcot

No. 1128
Comm^d to the
Revenue Board.
27 Apl. 69

Exd. E. C. Shunker.

16 Copies to Chief Engineer with Pro. No. 1226 Dated 22

Revenue Office
No. 1242.

19th —