

BENGAL TROOPS TRANSPORT AND TRAVELLERS' ASSISTANCE REGULATION, 1806

44 T Roops TRANSPORT AND TRAVELLER's [1806' Ben. Reg.lt. ASSISTANCE BENGAL REGULATION OF 1806 (THE BENGAL TROOPS TRANSPORT AND TRAVELLERS' ASSISTANCE REGULATION, 1806) 3rd .7u[v, 1806 A Regulation for facilitating the progress of detach- ments of troops through the Company's terri- tories , for affording any requisite assistance to persons travelling through those territories p reamble I. WHEREAS it is expedient to enact into a fôr general information and observance, the rules which have been established by Government at diilércent titnes (with such atnenclements as have been deemed necessary) for facilitating the pro- gress of miitary detachments Ilit•otlh the Cornpany's Provinces, for ascertaining and defraying any necessary expense incurred for that purpose, and for providing corn pensation when any ntatr• rial damage may be sustained in the cultivation the country from the march or encam pment or troops ; and whereas it has also been iudged proper to ernpower the local officers or police to afTord such reasonable assistance as may be required by travellers procee&ing through their respective jurisdictions in procuring the rncans of prosecuting their journeys ; Notice to be the following rule have been enacted, to be in force given to throughout the whole of the Provinces subiec,c to the immediate lectors and Magistrates, government of the Presidency of I"ort William (ac.cording as by officers such rules may be applicable to the said Provinces respectively) commanding from the date of their promulgation. detachments

2. Whenever a detach:uent of troops, or a single corps, shall be ordered to proceed, b" land or water.through any part of the Company's territories the commanding officer of such detachment ZSHORT TITLE.—This short title was given Ly the Alnending Act 1897 (V Of 1897), since repea\ed. LOCAL EXT I", € T.—This Regulation has been declored. by notification under the Scheduled Districts Act, I (X [V of IN 71), section to be in i It is not in force in the; force in Assam (except the Not th Lushai). Lushai Hills ; stt notification under Regulation of IftP.0, in Manual of J *Ocal Rules and Or\$erg, "Colume 111. REPEAL AS TO part of this regulation as authorizes the Collectors and their na'ive officers, or the Magistrates and their police! ofhcers, to give their official aid in procuring coolies for the purpose of fasilitating the march of troops or the progress of Civil and Milliary officers or other individuals travelling th•ough the courtry, either on the public service, or on their pr;vate affairs, was repealed b,' Ren. Reg. of FUR 'IMER ENACTMENT.—For further provisions as to the transport of troops, set the Bengal Troons Transport Regulation. 1825 (VI or 1825), • Portions of the (itie were repealed by the Amending Act, 1891 (XII of 1891), are omitted. 'The words "(Whether European nr Native)" omitted by the A. O. 1950. 'Portions of section T which were repealed by the Amending Act, 1891 (XII of 1891), are omitted. .8 •f ic o. 91 1806 Ben. Reg.ll.1 'FROOP3 TRANSPORT AND TRAVELLER'S 45 ASSISTANCE or corps is required to give the earliest practicable notice to the Collectorst of the revenue of the zilas through which the troops are to pass of the probable time of their arrival within such districts respectively ; together with information of the probable period of their arrival at the particular places where supplies may be required, and a specification of the supplies which will be wanted, The Commanding Officer will likewise notify to the Collectors the probable period of the arrival of the troops at the rivers or nalas intersecting their march, where boats or temporary brid ges may be necessary for crossing the troops andl the baggage attached to 2 3. First.—On receiving the notification mentioned in the Procedure foregoing section the Collector L shall immediately issue the of Collector on not ice. necessary orders3 to the landholders, farmers, tahsildars or other persons iu charge of the lands through which the troops are to pass fôr providing the supplies required, and iOr making any requisite preparations of boats or temporary bridges, or other. wise for enabling the troops to cross such rivers or nalas as may int• rsect their march, without any impediment or delay. The Collector T shall at the same time depute a creditable ** officer to accompany the troops through his jurisdiction, for the purpose of aiding in procuring the necessary supplies and of facilitating the march of the troops. It shall also be the duty of such officer to provide the troops with whatever bearers, coolies,5 boatmen, carts and bul- locks may be indispensably necessary to enal the troops to pro- secute their route. Should he experience any difficulty in the performance of Police to as sist on pro- this duty, he is at liberty to app!y for assistance to the nearest viding bear- police officer, who is directed to afford his aid in providing the rers, boat- number of persons, and of carts and bullocks required. men, carts and bul- Second.—The supplies furnished under the foregoing clause locks. (including earthen pots, firewood and

every article of supply) Rates for shall be paid for by the persons receiving the same at the current supplies furnished to bazar prices of the place at which they may be provided : troops. and all officers commanding detachments of troops or single Corps marching through any part of the Company's territories are empowered to inquire into and redress in Assam, the Deputy Commissioner. As to exercise of functions of complaints Deputy Commissioners, see the Assam Land Revenue Regulation, 1886 against persons (of 1886), Chapter VII, post. sections under '2 "In the words of the Commanding Officer will at the same time communicate to the Magistrates of the zilas through which the troops are to pass the probable time of the arrival of the troops within their respective jurisdiction," which were repealed the Amending Act, 1897 (V of 1897), are omitted. As to fines imposed on landholders and other persons for disobedience to orders issued under this section, see the Bengal Troops Transport Regulation, 1825 (VI of 1825), post. The word 'Native' omitted by A. O. , 1050 This Regulation has been repealed as to coolies—see foot-note on pre-page 46 TROOPS TRANSPORT AND TRAVELLERS' [1806 : Ben. Reg. 11. ASSISTANCE enjoined to make immediate inquiry into any complaints which may be preferred to them by the persons furnishing such supplies or in their behalf against any person or persons under their command, and to afford such redress to the complainants as the nature of the case may appear to require

4. First.—Whenever a detachment of troops or single corps Certificate to be granted shall be provided with boats, temporary bridges or other accommodations by any landholder, farmer, tahsildar or other person, commanding Officer when conformably to the orders of the Collector of the zila, for the purpose of crossing the troops and their baggage over rivers or provided naals, the Commanding Officer such detachment or corps will with boats, grant a certificate to the person furnishing the same, specifying etc. the number of boats and persons employed, the burden of each boat, and how long employed on the public service. In instances in which temporary bridges may be constructed for the above purpose, the certificate to be granted by the Commanding Officer is to specify generally the dimensions of the bridges and the materials of which they may be composed. Second.—The certificate mentioned in the foregoing clause Certificate to be sent to shall be immediately transmitted to the Collector of the zila by the person receiving it, accompanied by the detailed account of the expense incurred for the purposes therein specified. The Collector shall without delay communicate the particulars of the account to the officer commanding the detachment. Collector to or corps on whose account the expense may have been incurred, Commanding Officer, who shall certify generally thereon whether the services charged for in it were performed, or shall state such exceptions as he may have to offer to any of the charges. Third.—When the account above-mentioned shall be returned to the Collector he shall certify whether the sums and rate Account and charged in it are in his opinion reasonable and conformable to vouchers to be sent by the usual rates of labour and hire in the zila ; and shall transmit the account, With the vouchers and certificates relating to it, Collector with his remarks with any requisite observations thereupon, through the prescribed channel, to the [Central Government]. 2. Collector may if charge reasonable. After the account shall have undergone the examination and report prescribed for all military contingent charges, the [Central Government] * will pass such final order as may appear proper. In the meantime the Collector is empowered in such cases to pay the amount of the charge, or such proportion of it as he may consider reasonable, to the landholder, farmer or other person entitled thereto ; inserting the amount so disbursed by him at the foot of his treasury-account, in explanation of his treasury balance in the mode prescribed for similar cases. In Assam, the Deputy Commissioner. As to exercise of function of Deputy Commissioner, see the Assam Land and Revenue Regulation, 1886 (I of 1886), Chapter V (I, post. % The words 'Local Government' in (3) were substituted for the words %Governor General in Council by the Amending Act, 1097 (V of 1897), (since repealed). ' :Central Government' was substituted for Government' by the A. O. 1937, dated 1806: Ben. Reg. 11.] TROOPS TRANSPORT AND TRAVELLERS' 47 ASSISTANCE 5. Whenever a proprietor, farmer, tenant or manager Procedure of land, through which any detachment or corps of the Company's troops may march, or on which they may be encamped sustaining shall consider himself entitled to compensation for any injury sustained from the march or encampment of the troops he shall immediately furnish the commanding officer of such troops with as accurate a statement as can be prepared of the nature and extent of the injury sustained ; when the commanding officer as required Certificate to certify

generally thereon whether or not the damage re- by corn- sented to have been sustained has been actually committed, toge- manding ther with his opinion respecting the justice and extent of the officer. claim. —If the proprietor, farmer, tenant or manager after Certific a t e Second. with state- receiving such certificate, shall consider himself entitled to com- ment pension, he will be at liberty to liesent the statement of his claim to be claim, with the commanding officer's certificate thereon, to the presented to Coliectorl of the zila (either in person or by his vakil) within ten Collector within ten days from the -date of the certificate ; but no claim of this descrip- da vs. tion shall be received by the Collector L after the expiration of that period, unless the person preierring it shall assign good and satisfactorv reason for the delay. The Collectora on receiving a statement of damage and the corrnancling officer's certificate thereon within the prescribed period, or afterwards if sufficient reason be assigned for the delay, shall förthwith adopt such measures as may appear requisite to ascertain whether or not the claim be well founded, and shall report his proceedings to the Board of Revenue, accompanied by his opinion on the merits of the claim, for the consideration anci orders 01 [the Central Government] .4 It is, however, declared that no claim will be received unless accompanied by the prescribed certiicate the corn manding officer of the troops by whom the damage may be stated to have been committed ; excepting in instances in which the claimant can show good and sufficient cause ibr not having obtained such certificate. In such cases, if the Collector) shall be satisfied with the cause assigned by the claimant för not having obtained the prescribed certificate, he shall transmit the petition and statement of the claimant to the officer commanding the troops by whom the damage may be stated to have been committed, and shall wait his reply thereto previously to determining whether or not Procedure the claim be entitled to investigation. by Magis- 6. Immediately on receiving the notification mentioned in trates on section 2s the Magistrates shall transmit orders to the several receiving police-darogas or other local officers of the police through whose notice men- tioned in section 2. I In Assam, the Deputy Commissioner, As to exercise of functions of Deputy Commissioners, see the Assam Land and Revenue Regulation, 1866 (I of 1886). Chapter VI 1, post. Assam, the Chief Commissioner (now the State Government) — see the Bengal, Bihar and Orissa and Assam Laws Act, 1912 (VII of 1912) and Schedule D, Pt. III, s.3, post as adapted by the A.O. 1950. 'Substituted for "Government" by the A.O., 1937. Report to Commander- in-Chief by oiiicers corn- manding tr oops on march. 48 TROOPS TRANSPORT AND FRAVELLERS' [1806 :Ben. Reg.ll. A SSISTANCE jurisdiction the troops are to pass to afford every assistance in their power to Ihcili tate the nuarch of the troops through their respective jut isdictions ; and to co-operate, as far as necessary, with the person deputed ou the part of the Collector in procur- ing the requisite supplies, as well as in adjusting any disputes which may arise respecting the prices of the articles furnished, and in preventing anv alarm to the inhabitants of the countrv

7. Officers cornmanding detach ments or troops or single corps on their march through any part ot' Ibe Company's territo- ries are already required, by the general orders issued under date the 1st of February, 1788, to repott to the Cotumander-in-Chief in what manner the troops ;,ave been supplied in passrng throilgli the districts iying in their route. In like manner, the Collectorsi ate directed lo report to the Board Of Revenue, any complaints which may be made to them of the misbehaviour of the troops, when such complaints shall appear to be well-founded and of suilicient importance to require communication to [the Central Government]. 'i Police em- 8. Whenever any military officer, not commanding nor pro- powered, in ceeding with a corps or detachment ot troops, or any other cases of neces— * * not restricted by Government from passing sity to assist person travellers in through the country, may be proceeding within any part prosecuting of the Company's Provinces, eiche•r on the Public service or their route. on his private afiäirs, and sitali be in necfi assistance claying his route to hi:Vi to prosecute his journey, he shall bc at liben•y' to apply to the neat c.st iocal otlice,r police to aid in providing any requisite. bearers, " boatmen, ts o bullock', or any necessary' supplies oi provisions or other articlvs. On receiving an appiication of the above nature of the ponce Assistance how officer to whom it may be naade shall furnish the aid required or cause it to be furnished by the proper pecson or persons ; pro- vided that a suiiioent nu miær of persons who have been accus- torned to act as bearers, coolieso or boatmen, or the requisite nuni— ber oi carts and bullocks, not exclusively appropriated lo the pur- poses of agriculture and occasionally ICl fior hire, can be pro- cured within his jurisdiction. XIn Assam, the Deputy Commissioner. As exercise of functions oi Deputy Commissioner see the Assam Land and Revenue Regulation, 1886 (I of 1886), Chapter V 11, post. Assam, the Chief Commissioner (now the State

Government)— see the Bengal, Bihar and Orissa and Assam Laws Act, 1912 (VII of 1912), s.3 and Schedule I), Pt. III, post, as adapted by the A.O. 1930. : The words "and the Magistrates to report to the Ni7.arnat Adalat, for the information of the Governor General in Council," which were repealed by the Amending Act, 1897 (V of 1897), are omitted. •Substituted for "Government" by the A. O., 1937. 'The word "(whether European or Native)" omitted by the A. O., 1950. 0 •The Regulation has been repealed as to coolies—see foot note on page 44 ante. Bea. Reg. [I.] TROOPS TRANSPORT AND TRAVELLERS' ASSISTANCE But all police-officers are strictly forbidden, under pain of Persons and suspension from office * * on applications of the above carts and bullocks not mature, to compel any persons not accustomed to act as bearers, to be coolies or boatmen, to serve on such occasions, or to furnish a plying in traveller, or cause him to be furnished, with bullocks or carts furnishing apt for private use. and not for hire, or exclusively appropriated assistance. to the purposes of agriculture. Persons so employed and the persons in charge of carts and Persons and bullocks so provided, be at liberty to return from the first at liberty to police-station in the next zila through which the corps or detachment return from march, unless a voluntary engagement to the contrary first police may be entered into by such persons. station. The police-officers are further enjoined to be careful that a Condition of Bullocks employed, and a just price for the provisions or other travellers. articles provided, be secured to the persons entitled thereto. For this purpose the police-officers are authorized to adjust the rate of hire to be paid for the bearers, coolies, boatmen, carts and bullocks required and the price of any articles provided, as well as to demand that the whole or a part, according to the circumstances of the case, be paid in advance. Should any traveller refuse to comply with the adjustment or demand made by a police-officer, he will not be entitled to any assistance from the officers of the Government under this Regulation. 9. [Prohibition persons not in the military service. wearing dress.] 10. [Repealing Act, (16 of 1874). 10. [Trial on the 7th day of the law in certain cases.] repealed by the Act, 137b (12 of 1876). 11, 12. [Rules for Promulgating Regulation.] Rep. b) The Repealing Act, 1874 (16 of 1874.) 13-19. [Rules for supplying military guards or detachment, permanent guards, temporary guards, monthly report of guards, etc.: , supplied application of rules non-applicable in police stations.] Rep. by the Repealing Act, 1870 (12 of 1876.) 20 [Repealed of cl.(1), S. of Reg. 1 of 1804.] Rep. by Ben FReg. 2 of 1811. words figures C "under the rules prescribed by Regulation V, 1804," which were repealed by the Amending Act, 1891 (VI of 1891), are "This Regulation has been repealed as to coolies—see foot note on page anti Substituted 'Grown" by the A. O. 1950 which word was substituted for "Government" by the A. O. 1937,