

Edle (1915) Department.

Ms. SERIES.

G.O. No. 1269.

DATED 23. 11. 15

[Despatch Abstract.]

Declining to sanction the advance
applied for by Mr. H. O. Gurnshaw
for the purchase of a motor car.

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date.	Original (= O) or spare copy (= S.C.).	Remarks (In this column such of the papers as have been removed for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department

Papers of other departments.

Department.	Number	Date.	Original (= O) or spare copy (= S.C.).	Initials with date of (1) Referencer acknowledging returns of the paper concerned or (2) Despatcher to denote the return of the papers to the department concerned.

177R 4.6.15

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C.F.—20.

EDUCATIONAL DEPARTMENT.

Received 25 Oct 1915 1915 Registered 25 1915

GOVERNMENT OF MADRAS
EDUCATIONAL DEPARTMENT

Subject.

Recommending that an advance of Rs. 3,200/- be sanctioned on behalf of Mr. H. O. Kershaw, towards the purchase of a motor car.

ENCLOSURES

No. _____

Ref. on C. No. 6754/15.

Spare copies _____

Station MADRAS, Dated the 23rd October 1915.

From (Name) The Hon'ble Mr. J.H. Stone, M.A., F.R.S., C.I.E.,

(Designation) Director of Public Instruction, Madras.

To The Secretary to the Government of Madras,
Educational Department.

Sir,

I have the honour to submit herewith letters dated 17th August 1915 and 19th September 1915 from Mr. Kershaw Acting Professor of Chemistry, Presidency College, requesting sanction for an advance under article-137 (1) of the civil service regulations of Rs. 3,200/- towards the purchase of a motor car and to state that a car was purchased by Mr. Kershaw in May last when he was Inspector of Schools eighth circle, in anticipation of sanction of the advance. Subsequently Mr. Kershaw was transferred to the Presidency College as Acting Professor of Chemistry. When he purchased the car Mr. Kershaw did not expect that he would be transferred to the Presidency College nor did he expect that his

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his acting appointment in the College would last ^{for} more than about 3 months. Though it is not now in the interest of the public service that Mr. Kershaw should use a motor car for the discharge of his present duties yet at the time of the purchase of the car, it was in the interest of the public service that he should have it and in view of these circumstances, I recommend that an advance of Rs. 3,200/- be sanctioned on his behalf.

2. A mortgage deed in the form prescribed in G. O. No. 637 Financial dated 15th September 1914 is herewith submitted.

I have the honour to be,

Sir,

Your most obedient servant,

For Director of Public Instruction.

K.V.

Mr. Kershaw's salary = Rs. 800

4 months' salary = Rs. 3,200

36) 3200 (78
288
320

3
The Presidency College,
Madras, 17th August 1915.

From

H. O. Kershaw, Esq.,
AG. Professor of Chemistry,
Presidency College,
M a d r a s.

To

THE DIRECTOR OF PUBLIC INSTRUCTION,
M A D R A S.

Through

The Principal,
Presidency College,
M a d r a s.

Sir,

With reference to your Proceedings Dis. No. 4371, dated 30th July 1915, - I have the honour to approach you with the -
(P) request for an advance under G.O. 364 Fnl. dated 24th July 1911 of Rs. 3,200/- (Rupees three thousand and two hundred only) for the purchase of a car.

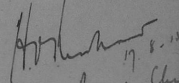
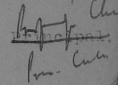
2. The car was purchased by me in May 1915 when I was Inspector of Schools, VIII Circle, and has been insured for Rs. 4,150/- against ^{all accidents} ~~an accident~~ with the Liverpool and London & Globe Insurance Co., Ltd.

3. A mortgage bond in favour of Government is appended.

I have the honour to be,

Sir,

Your most obedient servant,

AG. 


The Presidency College,
Madras, 19th September 1915.

From

H. O. Kershaw, Esq.,

Ag. Professor of Chemistry.

To

THE DIRECTOR OF PUBLIC INSTRUCTION,

M A D R A S.

Through

The Principal,

Presidency College,

M a d r a s.

Sir,

In reply to your Proceedings R.O.C. No. 6754/15, dated 6th September 1915, I have the honour to submit that the car was purchased by me in anticipation of obtaining the advance to which touring officers are entitled in respect of such -- purchase.

2. Had I thought that such advances were sanctioned only previous to purchase I would have ~~applied~~ ^{applied} for the advance - beforehand, but the need was urgent and so in the interest of my duties I purchased hoping ^{that} ~~hoping~~ ^{that} the financial embarrassment thereby ^{could} ~~could~~ be relieved by the subsequent sanction ~~of~~ an advance.

I have the honour to be,

Sir,

Your most obedient servant,

H. O. Kershaw
19.9.15
Ag. Professor of Chemistry.

N. R. C. No. 362/15

21st September 1915.

Submitted to the Director of Public Instruction.

J. P. H. S.
Ag. Principal,
Presidency College, Madras.

5
FORM OF MORTGAGE BOND IN CASES OF ADVANCES FOR THE
PURCHASE OF MOTOR CARS.

THIS INDENTURE made this day of BETWEEN *Henry, Kumar Kishan*
(hereinafter called the borrower) of the one part and the SECRETARY OF
STATE FOR INDIA IN COUNCIL (hereinafter called the Secretary of State)
of the other part witnesseth that in consideration of the sum of
RS. *3200* on or before the execution of these presents paid by the
Secretary of State to the borrower the receipt whereof the borrower
hereby acknowledges he the borrower doth hereby assign and transfer unto
the Secretary of State all that motor-car more particularly described
in the schedule hereunder written by way of security for the said sum
RS. *3200* and the borrower doth further agree and declare that he
will duly pay to the Secretary of State the sum of RS. *3200* aforesaid
by equal payments of RS. *100* each on the first day of every month
after the date of these presents. Provided always and it is hereby
agreed and declared that if the borrower shall at any time make default
in the payment of any of the said instalments for the period of ten
days after the time hereinbefore provided for payment thereof or if
the borrower shall leave the service of the Secretary of State or die
or if the borrower shall become insolvent or make any composition or
arrangement with his creditors or if any one shall take proceedings
in execution of any decree or judgment against the borrower the whole
of the said principal sum which shall for the time being remain unpaid
shall forthwith become payable and it is hereby agreed and declared
that the Secretary of State may on the happening of any of the events
hereinbefore mentioned seize and take possession of the said motor-car
and either remain in possession thereof without removing the same or
else may remove and sell the said motor-car either by public auction
or private contract and may out of the sale moneys retain the principal
sum aforesaid or so much thereof as may for the time being remain unpaid
together with all costs charges expenses and payments properly incurred
or made in maintaining defending or realising his rights hereunder
and shall pay over the surplus if any to the borrower his executors
administrators or representatives and the borrower hereby further agrees
with the Secretary of State that he will not permit or suffer the
said motor-car to be destroyed or injured or to deteriorate in a
greater degree than it would deteriorate by reasonable wear and tear

thereof and will wherever the said motor-car is injured or
deteriorated forthwith repair and make good the same and will keep
the said motor-car insured against loss or damage by fire or
accident.

In witness whereof the said *Henry Dan Lister* and
Secretary to the Government of Madras on behalf of the said
Secretary of State in Council have hereunto set their hands the day
and the year first above written.

Signed in the presence of I
Wm. H. Lister -- 2

(Signature of officer drawing
the advance)

Signed in the presence of I
-- 2

(Signature of Secretary to
Government.)

Drummond & Co.

Calcutta Motor

Carriage Works

10 h.p., four seats,
1915 pattern - price Rs 3850.

OFFICE NOTE.

SUBJECT. Advance for the purchase of motor Car

From the app. Rec no 6754/15 dt 23.10.15

Register No. 3630.

Please see Gov't. 364 July 8, 24-7. 11, and 478 July 28, 15-7-13, for the rules regarding the payment of advances for the purchase of motor cars. Except for the facts that Mr. Kershaw's application for the advance is made after the purchase of the car and that he is no longer a township officer, the advance ^{if} applied for ^{earlier} ~~would~~ have been granted.

2. As the application in the present case involves a departure from the ordinary rules, the remarks of the Financial Dept. may be obtained u.s. in the first instance.

10.11.15 11.11.15

The facts mentioned above seem to me to be fatal to the application

Fin! u. o.

CURRENT NO

7214

FINANCIAL

Reyda: 13-11-15.

vide rule 17. F of the Inter.
departmental Reference
Rule.

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ASSTANT SECRETARY
 13 NOV 1915
 GOVT. OF MADRAS



applying for the advance Financial Department
and the case of Mr. Kershaw as Professor in
For the A.S.

It is true that Govt. would very
likely have sanctioned an advance to Mr. Kershaw
towards the purchase of a motor car as Inspector
of Schools. Please see for instance the case of
Miss Lynes in G.O. 1020. Ed. 2 17-9-15. But he
has no justification to anticipate the sanction and
he is wrong in stating that touring officers are
entitled to advances. The grant of such advances
is not but a concession and there is no request
on the part of officers to claim them. Article
137. C.A. Code, says advances may be made
under the rules specified below, and it is for
Govt. to decide in the matter. Such advances
have a pecuniary value.

2. The fact that Mr. Kershaw makes
the application for an advance after the purchase
of his car and that he is not a touring officer
are not in themselves very serious objections.
Advances have been sanctioned to Messrs.
Cunningham and Ramabendra Rao for cars
purchased already, and advances for the
purchase of motor cars are no longer confined
to touring officers.

3. The test is whether it is in the
interest of the public service that the officer

Letter 19-9-15. 1000 C.C.F.

Go 867. Dine 10-12-13 Y
Go 170. 5-3-14 M

In Dr. Res. 2020A.
24-10 1913 in Go 807
20-11
Dec. 18-11-13. VII

” ” ” ” ” 191

C. No. 36302dl From the D.P.O. No. 6754 dated 23-6-1915

” ” ” ” ” ” ” ” 191

" " " ", , "

191

No. 12698, dated 23-11-1915.

mes.

The Govt.: do not
~~consider~~ that Mr. Borchgrevink
~~should wear a motor car in~~
~~the interests of the public~~
~~service and are accordingly~~
unable to sanction the
advance applied for.

Ch 9
20-11-19 27/11/19

22.11.15

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Tue 5. p. 9 - 1940

✓
28-11-11
BSPD - CR
one
2/11/15

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When given for copying
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When examined
When signed

191

HEAD AGAIN G.O. No.
191

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH EXPT.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL

N.B.—

A = Copy in full.
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