

Home (1919) Department.  
Education

Original SERIES.

G.O. No. 779

DATED 20629

INDEXED

[Despatch Abstract.]

Gratuity

Drawing the attention of Mr. C. E. Odgers, Administrator-General and official Trustee, Madras to article 15 of the G.O. with reference to his application for a ----- in respect of his services as Junior professor, Law college, Madras.



PAPERS PUT UP WITH CURRENT No. \_\_\_\_\_

Papers of the department to which the current belongs.

| Number. | Date.   | Original (=O.)<br>or spare copy<br>(=S. C.). | Remarks.<br>(In this column such of the<br>papers as have been removed<br>—for copying, printing,<br>etc., should be marked with<br>a cross.) | Initials of Referencer with date<br>in token of return to Reference<br>department. |
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| 5934    | 14.9.07 |                                              |                                                                                                                                               |                                                                                    |
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Papers of other departments.

| Department. | Number. | Date.   | Original (=O.)<br>or spare copy<br>(=S. C.). | Despatcher to note the return of the papers to<br>the departments concerned. |
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8.586



Home Dept 1145B

DESPATCHED

25 MAR 1919

Madras, 24th March 1919.

From

C. E. Odgers, Esq., M.A., B.C.L., Bar-at-law,

Administrator General and Official Trustee of  
M a d r a s.

To

The Secretary to the Government of Madras,

Home (Judicial) Department, Fort St. George,  
M a d r a s.

Sir,

I have the honour to request that Government will be pleased to award me a gratuity of Rs.3794-7-2 or such other sum as they think fit under the following circumstances:  
(1). On 26th August 1902, I joined Government service in the Educational Department as full time Junior Professor and Ag. Principal of the Law College, Madras (See G.O.No.504 (Educational) dated 23rd August 1902 which contains a copy of the Secretary of State's despatch and of my agreement with him dated 28-7-1902.)

(11) Under the terms of my employment and para 9 of the agreement dated 28-7-1902 (see G.O. quoted above), my service was to be pensionable if it continued beyond the first five years. *under the terms as first settled.*

(III) My services under the said agreement were rendered for the five years contemplated therein save that I was on leave on Medical certificate from 8th July 1907. The agreement was terminated by notice and a fresh agreement in continuation of the first was entered into with the Secretary of State dated 27-7-1907 under which I served for a further period but for which I was not entitled to compensation allowance, pension or gratuity (see G.O.No.593, Educational, dated 14-9-1907).

(IV) Under the agreement of 28-7-1902 I was entitled to compensation allowance and I acted as Principal, Law College, between the following dates:

16/4



26th Aug. 1902--26th November 1902,

22nd February 1905--5th March 1906 and

23rd July 1906. -- 20th August 1906.

with an extra allowance of Rs.200/ per mensem. My pay under the said agreement was Rs.650--25--Rs.750.

(V) My actual service under the agreement of 1902 was thus four years, 10 months and 12 days, and I calculate my average monthly allowances during that period to have been including compensation allowance Rs.799 12 0: Total for the period of 4 years, 10 months and 12 days.. Rs.3794 7 2.

(VI) I left the Educational Department in April 1911 on appointment to act as Administrator General and Official Trustee of Madras which was not then a full time appointment and I did not enter the full time service of Government again till July 1912.

I therefore pray that the gratuity may be paid to me and not deferred till I finally retire from Government service.

I have the honour to be,

Sir,

Your most obedient servant,

*[Signature]*

Administrator General and  
Official Trustee of Madras.

*Home (24) Sept*

CNo. 941A

From the adm<sup>t</sup> fl no 583-2439

*Enot* A.941A-1  
11.4.19

Referred to the a.g. for  
~~by~~ remarks.

*By*  
7.4.19

*By*  
9.4.19

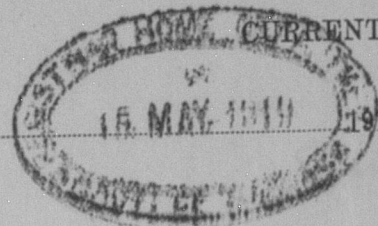
*By*  
11.4.19

*18th reminder to issue after one month*

*To The a.g. (with current in original to be returned with reply)*

*originals with in 12.4.19*



Received  CURRENT No. 1228A

Registered 16-5-1919

Subject.

## ENCLOSURES.

No. One

Spare copies

No. Pen Mis. 3-2893

FORT ST. GEORGE,

Dated the 13th May 1919

From

THE ACCOUNTANT-GENERAL, MADRAS,

To

THE SECRETARY TO THE GOVERNMENT OF MADRAS.

Home (Education) Department.

SIR,

With reference to your endorsement No. 941 A-1 dated the 11th April 1919 forwarding for remarks letter No. D. 585 dated the 24th March 1919 from Mr. C.E. Odgers, M.A., B.C.L., Bar-at-law, Administrator-General and Official Trustee of Madras, preferring his claim to a gratuity in respect of his service as Junior Professor of the Law College, Madras, from 1902 to 1907, I have the honour to state that as Mr. Odgers is now holding a permanent and pensionable appointment under Government, his claim seems to be premature in view of the principle involved in Article 529 of the Civil Service Regulations.

I have the honour to be,  
Sir,  
Your most obedient servant,

*K. S. R. an*  
Deputy Accountant-General.



Home (Tudor) Dept.

Gratuity to Mr C.E. Odgers.

[C.No 1145B] From the Admr Genl. R No 585 dated 24th March 1919 U.S.

The terms on which Mr Odgers was appointed Admr Genl. and Official Trustee and the conditions on which he accepted that post are set out in G.O. No 1324 Judo of 19th Aug 1912 and G.O. No 156 Judo of 24th Jan 1913. There is no reference therein to his previous service in the Educational department. Attention is however solicited to Finl. Dept's Notes on pp 7-8 of Notes to letter No. 169 Judo of 31st Feb 1912 <sup>from which</sup> ~~it will be seen that~~ <sup>regarding</sup> ~~the eligibility of~~ <sup>and eligible</sup> Mr Odgers for pension for his service in the E.O. dept.

~~As Mr Odgers' application for gratuity relates to his service in the E.O. dept, it is only the case may be sent to Home (E.O.) for consideration of the request.~~ It is for Home (Education) to dispose of his application for gratuity in consultation if necessary, with the Hq. of Financial Dept. 24/19 3-4-19

Home (E.O.)  
C.No 941A  
7-4-19  
Home (E.O.)  
U.S. 1145B-1  
5-4-19



Home (Education) Dept.

Submitted that the current letter may first be referred to the A.G. for remarks. A draft reference is placed below.

7-4-19.  
MK  
87467

9.4.19  
S. M.  
11/4/19

[Issued as Enst. No. Pen. Mis 3/2893 of 13/11/941 A-1. Home (Edn) dated 11th April 1919]

[No 1228 A] From the Acct Genl. No. Pen. Mis 3, 2893 of 13/14th May 1919

Regr.

14CE

The Acct Genl. thinks that as Mr Odgers is now holding a permanent and pensionable appointment under Govt. his claim to a gratuity in respect of his service as Junior Professor of the Law College is premature in view of the principle involved in Art 529 of the C.S.R. A draft order in accordance with this view is subd. which may issue with the concurrence of Judicial & Fine (Pension) Dept.

SPD  
26.5.19

Mr Odgers did not serve for more than five years under the terms of his first agreement. In the second agreement, it was distinctly provided that his service was non-pensionable and that the period served by him under the

(1) clause (9) in govt  
504 Edl  
23-2-02 (T)

(2) Ser M 2  
17-4-07 (E)

(3) go 436  
8-7-07 (C)

(4) at 6 in go 593  
14-9-07 (W)



NOTES.

Page 3

the first agreement would count only for leave. In the circumstances, there appears to be no doubt that Mr Odgers' claim for a gratuity is inadmissible.

MS  
221579

23.5.19

Perhaps it would be advisable to give at once a decided answer in the negative, if the above view is correct. Does the Accountant General agree?

May 26/19

Accountant General

Edu No 1228A-1  
26.5.19

Ag. No. 91  
9-6-19

(T)

(W)

Mr. Odgers' service rendered under his agreement dated the 28th July 1902 - G.O.No.504 Educational dated the 23rd August 1902 - is not pensionable as the terms of para 9 of that agreement were not fulfilled; with regard to his service under his second agreement dated the 27th July 1907 - G.O. No.593 Educational dated 14th September 1907, para 6 of that agreement clearly debar him from any pension or gratuity.

Attention of Government is invited in this connection to Article 915 of the Civil Service Regulations.

K. S. Rao  
D. A. G.

To The Secretary to the Government of Madras,  
Home (Education) Deptt. U.O.



Home (Cons) Dept

The A.G. advises that our address' claim for a gratuity in respect of his services as Junior Prof, Law College, is inadmissible. He however invites attention to art 915 of the C.R. The draft order ~~deliberately~~ <sup>previously prepared</sup> as slightly amended, is submitted for approval

JK  
11.6.19

NH  
12/6/19

A  
14.6.19

On second thoughts, I do not think it necessary to make any announcement to Mr. Odgers. Recast the draft drawing attention to Art 915

W  
14/6/19

A revised draft order is submitted for approval

JK  
18.6.19

A  
19.6.19

W  
20/6/19



Gratuity — Drawing the attention of Mr C. R. Odgers, ~~Asst.~~  
Adm<sup>n</sup> g<sup>nl</sup> and H<sup>l</sup> Ins<sup>ee</sup>, Madras to Art 915 of the  
C.S.R. with ref to his appl<sup>y</sup> for a pr — in respect of  
his services as Junior Prof. Law Coll<sup>ge</sup>, Madras

" " " " ..... " .....

191 .

C. No. 941A From the *Adm. Serv. & Aff. Trustee*, No. D. 585, dated 24. 3. 1919.

Encl to the A.S. 941A-1 11.4.1919.

1228A " " from the A.S. " Pen-Mis 3/289<sup>13</sup> 13-~~10~~ 1919.

No. 779, dated 20.6.1979.

Min

With reference to his application No D. 585 of the 24-3-19 for a gratuity in respect of his service as Junior Professor of the Law College, from 1902 to 1907, the attention of Mr. B. E. Odgers, Administrator General and Official Trustee, Madras, is drawn to the provisions of article 915 of the C. S. R.

Ik  
18.6.19

Q  
19.09

To C.R. Odgers Eng. M.A. B.Sc.  
Bar at Law. (Eto)

- Home Inst Sept }  
 - Phil Pension } (1920)



When given for copying

When copied

When examined

When signed

191

REAR AGAIN G.O. No.  
191

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTERS OF GOVERNMENT

STATEMENT WITH LETTOS.

PAPERS NOT FILLED UP, BEING MEANT FOR DISPATCH  
IN ORIGINAL.

R.E.—

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

A A A A A A A