

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT

G.O. No.	631	Press
Dated	23. 9.	1858.

B. No. 8-27
Not to be folded or roughly handled

Fort Saint George, Financial Consultation, 28th September 1858.

No. 8. Extract from the Minutes of Consultation in the Military Department, dated 24th August 1858, No. 3029.

Read Extract from the Proceedings of the Honorable the President of the Council of India in Council, in the Financial Department, under date the 14th July 1858, No. 4230.

Read again the under mentioned Orders passed by this Government relative to "No Demand" certificates of Officers on sick leave, and to the term "Military Officers in Civil employment."

General Order by the Honorable the President of the Council of India in Council, in the Military Department, No. 683, dated 26th June 1855.

Letter from the Financial Department, to the Government of the N. W. Provinces, No. 4584, dated 14th November 1855.

Letter from the Financial Department, to the Government of Bengal, No. 224, dated 18th January 1856.

Financial Resolution, No. 2045, dated 1st May 1856.

General Order by the Right Honorable the Governor General of India in Council, in the Military Department, No. 779 of 27th May 1856.

Read an Extract from the Proceedings of this Government, in the Military Department, No. 861, dated 16th June 1858, forwarding for consideration and orders, a letter from the Accountant General to the Government of India, with the connected papers, on the subject.

OBSERVATIONS.—The Honorable the President in Council observes from the papers submitted, that on the 26th June 1855, this Government, in the Military Department, issued a General Order in respect to the production of "No Demand" certificates by Military and Medical Officers of Her Majesty's and the Honorable Company's Service, when about to quit the limits of the Bengal Presidency on resignation or retirement, on obtaining Furlough to Europe or General leave beyond Sea.

On the 14th November 1855, on a reference from the Accountant, N. W. Provinces, it was ruled, that security should not be taken from *Civil Servants* on leave under medical certificate, or on private affairs, retaining their appointments.

On the 18th January following, this rule was extended to *Military Officers holding Civil appointments*.

The Officiating Accountant, N. W. Provinces, subsequently enquired whether it might not also be extended to Officers in the *Department of Public Works*, and asked for an authoritative explanation of the term "Military Officers holding Civil appointments."

He was informed in reply, on the 1st May 1856, that the term extended to all Military Officers considered to be in *Civil employ* according to existing regulations, but that as Military Officers in the P. W. Department were *not* considered to be in Civil employ, it was thought desirable that the question whether the rule of "No Demand Certificates" should be made applicable to them, should be considered in the Military and Public Works Departments, to which it was accordingly referred.

On the receipt of the papers in the Public Works Department, it seems to have been thought advisable that the question should be finally disposed of in the Military Department, and in accordance with this view, it was determined in the Military Department, on the 27th May 1856, by General Order No. 779, "that the Rule laid down in the Financial Department, under date the 18th January 1856, dispensing with the taking of security from Military Officers holding Civil appointments on leave on medical certificate, or on private affairs retaining their appointments, should also be considered applicable to Officers holding Military Staff or other detached employment."

Under these Orders the Rule has since been held to be applicable to Officers of the P. W. Department.

The Secretary in that Department, on the 23rd March last, enquired of the Military Department whether the General Order No. 779, was to be considered as modifying, in any degree, the General Order No. 683 of 26th June 1855; observing that, if it was, the modification should be published in a General Order; as otherwise, No. 779 of 1856, would be a dead letter, and would confer no benefit on the Military Officers of the Public Works or any other Department.

Fort Saint George, Financial Consultation, 28th September 1858.

On the receipt of this communication, the Military Department requested the Accountant General to prepare and forward for submission to Government, a Draft of a General Order in modification of the Government General Order of the 27th May 1856.

In replying to this communication the Accountant General observed, that the grounds of the General Order No. 779 of 1856, had not been stated, and that, as it was directly opposed to the principle hitherto maintained in the Military Department, the subject appeared deserving of reconsideration. He therefore proposed the substitution of a certificate of the non-existence of any extraordinary demands and of the sufficiency of existing security, in lieu of the acquittance of the Department in which the Officer is employed hitherto required, and submitted for approval a Draft General Order in supercession of all existing Rules, regarding the production of certificates of "No Demand" by Military Officers, with their Regiments, or on Civil, Staff or detached employ, when about to proceed on leave beyond Sea.

Resolution.—The Honorable the President in Council is of opinion, that the process which the Accountant General would set up, and which would be opposed to the late tendency of Government to alleviate the vexation of the "Security" and "No Demand" systems formerly in force, is uncalled for. He is not aware of any cases having occurred

* In some cases it may be convenient if the reports are submitted with the applications; in other, they may best be called for by the Governments on receipt of the applications.

† Regarding applications from Civil Officers—
from the Accountants of the Governments under which they serve.

Military Officers in Civil Employ—from Ditto.
Officers of the P. W. Dept.—from the Chief Engrs. of the Division.

Officers of the Commissariat and Stud Departments—from the Auditors of Commissariat and Stud Accounts.

Officers of the Ordnance Department—from the Inspectors General of Ordnance and Magazine.

On the receipt of these reports the several Governments will determine the course to be taken.

The Rule will be applicable to all Officers, Civil or Military, Staff or Regimental, in Her Majesty's or in the Honorable Company's Service, and to all applications for leave beyond Sea, whether to Europe or elsewhere, and will be held to supersede all existing Rules regarding certificates of No Demand.

ORDER.—Ordered, that a copy of the above resolution be forwarded to the Military Department, for information and guidance, and that the original documents received therefrom be returned.

* Home, Foreign, Public Works. † Bengal, Madras, Bombay, N. W. Provinces. ‡ Chief Commissioner, Punjab; Accountant General to the Government of India.

red to shew that such retrogressive process is necessary, and he believes that all practical purposes of security will be answered if the several Governments, before sanctioning applications for leave, are required to have before* them reports from the Officers noted in the margin,† stating whether, according to the information before them, there is reason to require security, as a special case, because of any doubtful items outstanding against the applicant or because of any thing suspicious or extraordinary in the state of the applicant's accounts. The reporting Officers must not delay their reports, in ordinary cases, by references to local Officers; it being understood that, with a proper system of despatch, and proper vigilance on their part, they ought, in all ordinary cases, to have the means of judging in their own Offices.

(Signed) C. HUGH LUSHINGTON,
Secretary to the Government of India.

No. 9. ORDER THEREON, No. 631; dated 23rd September 1858.

To be Recorded.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Military Department

No. 3029.

Communicated to Department

concerned.

*Fort St. George,
24 August 1858.*

*W. H. Wapshaw Esq.
Secy. to Govt.*

*The Govt. Secretaries and His
Orders to the undersigned Officers—
Chief General
Chief Medical Dept.
Chief for Sea Force
Chief for Land Dept.
Chief Engineer
Chief Commissariat
Chief Ordnance
Chief Quarter Master
Chief Provost Marshal*

*To
The Financial Department. With 3 copies.
21st Sep/58.
Recd. 22nd Sept 58*

Printed at the Alipore Press

Secy. to the Government of India.

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Ordered also, that a copy of the above solution be sent to the Departments,* Go ments† and Officers‡ noted in the margin information and guidance.

(Signed) C. HUGH LUSHINGTON,
Secretary to the Government of Indi

No. 9 ORDER THEREON, No. 631; dated 23rd September 1858.
To be Recorded.

(Signed) T. PYCROFT,
Chief Secretary

Exd. F. Cartledge.

Original 1858 Sept 28
25 Feb 1859
20428.
35 per copies
Communicating copy of a
Resolution passed by the
Govt of India relative to
the rule dispensing with
the taking from Military
Officers holding fire arms
of arms, when going on leave
of absence, being made
applicable to Officers of
the Public Works Dept
23/9/58
To be Recorded
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