M.R.O. 1—82,400—28-11-30

MADRAS RECORD OFFICE.

Government of Madras.

Y Financial DEPARTMENT.

G.O. No. 674 Press Mfg.

Dated 12 10 1858

13 Nov 24 28

Not to be folded or roughly handled

No. 26. From F. LUSHINGTON, Esq., Civil Auditor; to T. PYCROFT, Esq., Chief Secretary to Government, dated 20th September 1858, No. 372.

SIR,

In forwarding the accompanying copies of correspondence* with Mr. J. R. Kindersley, Acting Sub-Judge of Bellary, I have the honor to state that that Officer submitted a Bill amounting to Company's Rupees 207 for Travelling Allowance, for travelling 414 miles from Mangalore to Bellary, through Bangalore, on the occasion of his joining his present appointment; but as the direct post road for travelling between those Stations is only 268 miles, according to which distance alone the existing rules allow the claim, I have declined to pass the Bill in question, for the route taken by Mr. Kindersley, who however alleges that owing to the *direct route* not being practicable at that season, he was obliged to travel through Bangalore to join his Station Bellary, and thus joined his appointment and met the wishes of Government in a shorter period than he could have done had he taken the direct route. He requests that the case may be submitted for the consideration and orders of Government, in the event of my being unable to admit his claim. I have therefore submitted it accordingly.

* *To Mr. Kindersley, 4th September* 1858.
From do. 11th " "

From F. LUSHINGTON, Esq., Civil Auditor; to J. R. KINDERSLEY, Esq., Acting Sub-Judge, Bellary, dated 4th September 1858.

SIR,

In returning unaudited the accompanying Bill amounting to Company's Rupees 207 for your Travelling Allowance from Mangalore to Bellary through Bangalore, I have the honor to observe that, in the Bill in question, 414 miles is the distance for which Travelling Allowance is claimed, but the direct Post road for which alone I can admit the claim, between Mangalore and Bellary according to the Polymetrical Tables of the Post Office is only 268 miles. If your Travelling, *vid* Bangalore, instead of the direct Post line was under orders of Government, I request that the Bill now returned unpassed may be re-transmitted to me, together with a copy of such authority, otherwise, I beg that an amended Bill may be forwarded for audit at your earliest convenience.

From J. R. KINDERSLEY, Esq., Acting Sub-Judge of Bellary; to F. LUSHINGTON, Esq., Civil Auditor, Fort Saint George, dated 11th September 1858, No. 424.

SIR,

I have the honor to acknowledge the receipt of your letter of the 4th Instant, declining to pass my Bill for Travelling Allowance from Mangalore to Bellary, *vid* Bangalore, on the ground that the distance by the direct Post road is only 268 miles.

2. In reply I have the honor to state, that I was most anxious to come by the shortest road available, and was only deterred from attempting the more direct route by the very decided opinion of the Collector of Canara, of his Head Assistant and of Mr. Law of the Public Works, that owing to the rains and the absence of Bridges, none of the direct routes were at that season practicable.

3. I therefore considered that I should best fulfil my instructions to join as soon as possible by taking the "Transit" route, *vid* Bangalore, by which means I accomplished the journey in 8 days and 9 nights at a considerable expense to myself.

4. If the Post road means that by which the Mails and travellers in a hurry usually travel, I beg to state that the Bangalore route is the one generally adopted by the Post and by individuals also, and in this case, I consider that by the more direct road, I should probably have been very much delayed, if not obliged to return to Mangalore, whereby the intentions of Government would have been frustrated.

5. If under these circumstances you do not feel at liberty to pass the Bill for Travelling Allowance, I should feel much obliged if you would kindly submit the case for the consideration of Government.

Fort Saint George, Financial Consultation, 12th October 1858.

No. 27. From F. LUSHINGTON, Esq., Civil Auditor; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 5th October 1858.

SIR,

In reply to your Official Memo: of the 23rd Ultimo, requesting me to state any precedent or case similar to that of Mr. J. R. Kindersley referred for the decision of Government in my letter of the 20th Idem, I have the honor to state that, I have not fallen upon an instance precisely similar to that of Mr. Kindersley, a Covenanted Servant, proceeding to join his Station, and prevented from doing so by the direct, or shortest, route, in consequence of the season and the impracticable state of the road; but I have found a case, that of the Reverend Henry Taylor, then Chaplain of Masulipatam, who, from similar causes, found it scarcely possible during a certain portion of the year to return to his principal Station by the direct post road after having visited Coringa, one of the out-stations of the Chaplaincy:* and who obtained† the sanction of Government for drawing Travelling Allowance on such occasions for his return by the longer route, *viâ* Rajahmundry, on his certifying on those occasions, that the Coast road or shorter route, was impassible.

2. As the principle involved is the same in both cases, the instance now quoted may perhaps be deemed sufficient for a decision on Mr. Kindersley's appeal.

* Vide *Ex. Mins. Cons., No. 282, Eccl. Dept., dated 24th September* 1845.

† *Do. No. 303, Eccl. Dept., dated 10th October* 1845.

No. 28. ORDER THEREON, No. 674; dated 12th October 1858.

The Government authorise travelling allowance being passed to Mr. J. R. Kinderaley, Acting Subordinate Judge of Bellary, for the distance by the longer* route actually travelled by him in proceeding to take up his present appointment, on his certifying, as in the case of the Revd. H. Taylor quoted by the Civil Auditor in his second letter, that the shorter or direct route was not practicable at the season in which he made the journey.

* *From Mangalore, viâ Bangalore, to Bellary.*

(Signed) T. PYCROFT,
Chief Secretary.

Exd. J. A. Wilson.

Financial Separate.

No 674

Extract from the Minutes of Consultation
under date 12th October 1858.

Read the following
letter from the Civil Auditor
dated—

(Dated 23rd Sept. No 372 and
5th October 1858 No 455)

The Govt authorise
travelling allowance being
passed to Mr J. R. Kindersley
Acting Subordinate
Judge of Bellary for the
distance by the longer
route actually travelled
by him in proceeding to
take up his present appt.
on his certifying, as in the case of the
Revd H. Taylor quoted
by the Civil Auditor in
his second letter, that
the shorter or direct Route
was not practicable at
the season in which he
made the journey—

* From Mangalore viâ
Bangalore to Bellary.

To the Civil Auditor with P. to

Dep.t to Comm.rs 12th Octo.r 1858.

Financial 1858. Despatch 4.

Encl.d Ltr to Engr. 11th March.
No. 4 of 1859 Para 8.

No 6/41

Extract Mins. of Coun.

of 12 October 1858.

36/10-28