

(1) Number of pages 4

(2) Date of repair 9.6.39

(3) Initials of the Referencer CF

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. <u>374</u>	Press Mis.
Dated <u>20-7-</u>	18 <u>6</u>

48-49

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Financial Department,
20th July 1861.*

No. 48. Read the following Despatch from the Right Honorable Sir C. WOOD, Bart., Secretary of State for India; to His Excellency the Honorable the Governor in Council, Fort Saint George, dated London, 17th June 1861, No. 46.

1. With reference to my Despatch in the Public Department, dated the 31st August last, No. 43, relative to the allowances of Mr. D. F. Carmichael, of your Civil Establishment, I have to acquaint you that that Gentleman having applied for an extension of leave, my attention has been again called to the subject.

2. Your Public letter, No. 59 of 1860, to which my Despatch of the 31st August last was a reply, represented that Mr. Carmichael, in March 1859, resigned certain offices, in order to become Private Secretary to the Honorable the Governor, and that his tenure of that office had, under peculiar circumstances, been brought to a close, just at the time when failing health compelled him to return to England on Medical Certificate, the letter in question then continued as follows: "had Mr. Carmichael retained his late office, or those which he relinquished in March last, he would in either case, have been entitled to draw for 5 months and 12 days, a moiety of his allowances."

3. In consequence of that representation, Mr. Carmichael was authorized to draw for the period of 5 months and 12 days, an allowance equal to a moiety of the salary of the situation he held, previous to his acceptance of the office of Private Secretary. To this allowance, Mr. Carmichael is not entitled under the Regulations.

4. Mr. Carmichael's leave appears to have been granted under Clauses 5 and 6, of Section 6, of the Civil Absentee Rules, he having previously enjoyed sick leave for 1 year and 7 months, under Clause 1, of the same Section; but Clauses 5 and 6 refer only to *extensions* in this country, of the leave which may have been granted by the several Governments of India, under Clause 1, and do not authorize the grant of a *second* leave, to an Officer, after his return to duty from absence under that Clause; when Mr. Carmichael was formerly in England, he could have remained absent, had the state of his health rendered it necessary, for the period of three years, with an allowance, but the fact of his having remained only 1 year and 7 months, does not entitle him to claim the balance of 1 year and 5 months, on a future occasion.

5. This view of the Rules was clearly laid down in a Public Despatch to your Government dated the 1st June 1859, No. 20, on the similar case of Mr. T. W. Goodwyn, Civil Service, and I am therefore at a loss to understand the statement of your Government, that Mr. Carmichael was entitled during 5 months and 12 days of his present leave to an allowance equal to a moiety of his salary. The state of that Officer's health rendering a second leave of absence necessary, and he being of less than 15 years service, the leave should have been granted, but without pay.

6. I have also to point out, that the allowance in question was sanctioned by me, for the period of 5 months and 12 days *only*, and that the balance of the 12 months leave granted to Mr. Carmichael by your Government, as well as the extension for 5 months recently granted him by me, will be without pay; should any payment have been made to him for any period beyond 5 months and 12 days, the amount must be deducted from his pay, after his return to your Presidency.

No. 49. ORDER THEREON, 20th July 1861, No. 374.

Ordered that a copy of the foregoing Despatch be furnished to the Civil Auditor for information and guidance.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

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Financial Dept

Proceedings of the Madras Govt

Read the following
Despatch from the P. M.
the Secretary of State for
India.

(dated 17 June 1861 - No 16)

Order thereon. 20th July 1861 No 374.

Ordered that a copy
of the foregoing Des-
patch be furnished to
the Civil Auditor for in-
formation and guidance.

JF

To the Secy General.
" Civil Auditor.

Received 1862 Dec 11

No 374.

To the Treasurer of the

Dated 20 July 1861.