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MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 513 Press / Mis.

25-26.

Dated 13-8- 1863.

25-26 5/5

Not to be folded or roughly handled

27.7.38

Proceedings of the Madras Government, Financial Department,
13*th August* 1863.

No. 25. Read the following letter from W. HUDLESTON, Esq., Secretary to the Civil Fund; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Fort Saint George, dated Madras, 18th July 1863, No. 252.

Referring to Government Order, dated 18th June 1863, No. 391, Financial Department, communicating to the Managers of the Civil Service Annuity Fund copy of a Despatch from the Secretary of State, dated 16th May 1863, confirming the annuities granted under the Despatch, dated 25th November 1862, "provided that the benefit of the increased Government grant of £600 instead of £500 per annum, has not been extended to any Civil Servant who *had retired* before the Memorials went in;" I am directed by the Managers to bring to the notice of Government that in their Order dated 10th January 1863, No. 19, Financial Department, annuities were conferred on,

Messrs. T. B. A. Conway,
W. H. Bayley,
W. M. Molle,
C. Whittingham, and
W. Knox,

who had *retired* on the temporary Government allowance of £500 on the dates shown in the margin, the Memorial having been sent in to Government on 25th January 1862, but who had not up to 10th January 1863, "obtained the annuity" in the ordinary acceptation of the term in this country, *i. e.*, the annuity from the Civil Service Annuity Fund.

Mr. T. B. A. Conway, 13th July 1861.
" W. H. Bayley, 10th June 1861.
" W. M. Molle, 8th June 1861.
" C. Whittingham, 18th December 1861.
" W. Knox, 27th December 1861.

The phrase used in paragraph 5 of the Secretary of State's Despatch, dated 25th November 1862 is "that annuities without limitation as to number may be granted on application at any time to Covenanted Civil Servants who have completed the prescribed period of service and residence, and whose resignations of the service have been accepted; and that those Civil Servants who have obtained annuities since the Memorials were sent in, be admitted from this date to the benefit of the arrangement now sanctioned."

The last part of this paragraph as quoted was held to apply to the cases of Messrs. E. B. Thomas, F. N. Maltby and G. T. Beauchamp, who succeeded to the ordinary annuities on 1st May 1862, and retired from the service from that date.

The other gentlemen above referred to, were not considered to have "obtained annuities" at all, up to the date of receipt of the Secretary of State's Despatch, and were accordingly admitted to the annuity of £600 from Government *plus* the annuity to which their subscriptions to the Fund entitled them from the date of that Despatch. The earlier part of paragraph 5 of the Despatch "stating that a Civil Servant who has completed the prescribed period of service and residence, shall be granted by Government an annuity of £600" was held to authorize these grants.

The present letter of the Secretary of State would exclude these last gentlemen from the benefit of the £100 per annum, added to the £500 which were formerly contributed by Government, and the Fund in each case, in addition to the value of individual subscriptions.

It is not for the Trustees to justify the interpretation placed by Government on the Despatch of 25th November 1862, but they may state that the same interpretation was placed upon it by the Managers of the Fund, by those gentlemen themselves who were more immediately interested in it, and who were in England when it was despatched and were informed at the India Office of its tenor. A reference to the letters from Messrs. Bayley and Molle which are recorded in the Government Proceedings, dated 10th January 1863, will show that this was the case.

No. 26. ORDER THEREON, 13th August 1863, No. 513.

A copy of the foregoing letter will be forwarded to the Right Honorable the Secretary of State.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Rad. T. McMootry.

TO

THE RIGHT HONORABLE

SIR CHARLES WOOD, BART., K. C. B., M. P.,

Her Majesty's Secretary of State for India.

THE HUMBLE PETITION OF JAMES TALBOT, LATE A ROUGH PROOF READER IN THE FORT SAINT GEORGE GAZETTE PRESS, AND NOW A PENSIONER OF GOVERNMENT.

MOST RESPECTFULLY SHEWETH,

That your Excellency's humble Petitioner served the Government of Madras for a period of 25 years and 2 months ; that when he entered the Fort Saint George Gazette Press, he was a thoroughly efficient Compositor, having learnt his business in several Private Offices as a Journeyman ; that during the long period he served the State, he conducted himself with strict regularity and attention to his duties ; that all his superiors in the Department can and will bear testimony to his honesty, fidelity and zeal ; that in consequence of a reduction in the Establishment, your Excellency's humble Petitioner was compelled to retire on a Pension under the old Rules of the late East India Company ; that before he took his Pension, your Excellency's Despatch to the Government of India on the subject of Pensions to the Uncovenanted Service had not been received ; that that Despatch having been written prior to your Excellency's Petitioner's application, he therefore most humbly and most respectfully begs to claim the benefit of that humane, just and generous order.

That Right Honorable Sir, your Excellency's humble Petitioner took his Pension on the order of the Government dated 26th February 1863 ; that your Excellency's Despatch is dated 8th December 1862; consequently your Excellency's poor Petitioner humbly claims the benefit of that Despatch.

That your Excellency's humble Petitioner is a Eurasian, and his father was a Soldier in H. M. Service ; that he is able bodied, notwithstanding he was in a manner compelled to retire on this Pension ; that he was recommended by the Superintendent of the Fort Saint George Gazette Press for a Pension of 20 Rupees a month ; that the Civil Auditor passed your Petitioner for 12 Rupees per mensem under the old Rules of the late Government ; that, Right Honorable Sir, your Excellency's humble Petitioner is a family man, encumbered with many children, and he finds it next to impossibility to maintain them on the inadequate pittance of 12 Rupees a month ; that therefore Right Honorable Sir, your Excellency's humble Petitioner solicits the benefit of your Excellency's benevolent Despatch dated 8th December 1862. And your Excellency's humble Petitioner as in duty bound

Shall ever Pray,

Madras, 3rd August 1863.

James Talbot

Fin. Dept. Mss. Dr.
No. 513

Madras

No. 752 Civil Fund Office

18th July 1863.

From

W. Huddleston, Esq.:
Secretary to the Civil Fund

A. J. Arbuthnot, Esq.:
Chief Secretary to Government

Sir,

Referring to Government Order dated 18th June 1863 No. 391 Financial Department, communicating to the Managers of the Civil Service Annuity Fund copy of a Despatch from the Secretary of State dated 16th May 1863, confirming the Annuities granted under the Despatch dated 25th November 1862, "provided that the benefit of the increased Government grant of £600 instead of £500 per annum, has not been extended to any Civil Servant who had retired before the Memorials went in"; I am directed by the Managers to bring to the notice of Government that in their order dated 10th January 1863 No. 19 "Financial Department, annuities were conferred on

Messrs. J. B. A. Conway
W. H. Bayley
W. M. Molle
C. Whittingham
and W. Knox. who had retired on

on the temporary Government allowance of £500 on the dates shown in the margin, the Memorial having been sent in to Government on 25th January 1862, but who had not up to 10th January 1863 obtained the Annuity in the ordinary acceptation of the term in this country i.e. the annuity from the Civil Service Annuity Fund.

Mess. T. B. Thomas 15th July 1861
" H. G. Bayley 10th June 1861
" Mr. Molle 8th June 1861
" Mr. Whittingham 18th December 1861
" Mr. Sinnett 31st December 1861

The phrase used in para 5 of the Secretary of State's Despatch dated 25th November 1862 is "that annuities without limitation as to number may be granted on application at any time to Covenanted Civil Servants who have completed the prescribed period of Service and residence, and whose resignations of the Service have been accepted; and that those Civil Servants who have obtained annuities since the Memorials were sent in, be admitted from this date to the benefit of the arrangement now sanctioned."

The last part of this para as quoted was held to apply to the cases of Messrs. E. B. Thomas, F. N. Maltby and G. T. Beauchamp who succeeded to the ordinary annuities on 1st May 1862 and retired from the Service from that date.

The other gentlemen above referred to, were not considered to have "obtained annuities"

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at all, up to the date of receipt of the Secretary of State's Despatch, and were accordingly admitted to the annuity of £600 from Government plus the annuity to which their subscriptions to the Fund entitled them from the date of that Despatch. The earlier part of para 5 of the Despatch stating "that a Civil Servant who has completed the prescribed period of Service and residence, shall be granted by Government an annuity of £600" was held to authorise these grants.

The present letter of the Secretary of State would exclude these last gentlemen from the benefit of the £100 per annum added to the £500 which were formerly contributed by Government and the Fund in each case in addition to the value of individual subscriptions.

It is not for the Trustees to justify the interpretation placed by Government on the Despatch of 25th November 1862, but they may state that the same interpretation was placed upon it by the Managers of the Fund, by those gentlemen themselves who were more immediately interested in it and who were in England when it was despatched and were informed at the India office of its tenor. A reference to the letters from Messrs. Bayley and Molle which are recorded in the Government Proceedings dated 10th January 1863 will

will show that this was the case.

I have the honor to be

Sir

Your obedient Servant

Secretary.

Madras
Civil Fund office
18th July 1863

No: 513 of 13th August 1863.

A copy of the foregoing letter will be forwarded to the Right Hon'ble the Secretary of State.

Sd/ Sir Thos. Steele

Rec'd 18th June/63 Ex 31-32.

Financial 1863 Sept 4th

From W. Middleton Esq. to Secretary to the Govt. of India No 552.

Ex 31 & 32 July

Replied to 24th April 63 No 89

Copy

Offers certain observations on the restrictions placed by the Govt. of India on the grant of Waste lands to Europeans.

Sd/ W. Middleton

Sir Thos. Steele
Sept. Rec'd 18th 1863

25 x 20