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MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 197	Press / Mis.
2829.	
Dated 21-4-	1865.

28.29 7/8

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department,

21*st April* 1865.

No. 28. Read the following letter from L. FORBES, Esq., Acting Civil and Session Judge of Nundial, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Kurnool, 24th March 1865, No. 7.

I have the honor to request that you will be so good as to submit the following facts for the favorable consideration of Government.

2. By an order in the Gazette of 10th January last, I was appointed Sub-Collector of Bellary (to take effect from 1st Februar,), but to act as Judge of Nundial, until further orders.

3. The Civil Auditor admits my claim to Sub-Collector's pay from 1st to 9th February, but demurs to my receiving *any* pay *whatsoever* from 10th to 21st, on the ground that I exceeded the time allowed for joining.

4. Under the rules in force, I was entitled to 30 days, *i. e.*, till 9th February, to join at Kurnool.

I had ascertained that Mr. Ratliff had secured his passage in the 2nd Steamer of February, and I, therefore, think I was justified in taking for granted that he would start before the middle of that month. I submit it was hardly to be expected that, with his voyage to England in prospect, he would pospone his departure to so late a date, that, to enable him to catch the Steamer, he was obliged to send on his family from here a day *in advance of himself*. I beg it to be understood that I mention this not in the way of complaint against Mr. Ratliff, but solely as justifying me in coming direct to Kurnool.

5. It was not till towards the end of January that I could obtain any intimation of even his probable date of departure. He then, in a guarded way, mentioned the 18th February, and finally, when we reached Cuddapah, en-route to Kurnool, he wrote that he would give over charge on the 21st. On this latter date, accordingly, I took charge of the Court.

6. It is probable the Civil Auditor considers that the acting appointment not being immediately available, I ought to have joined my permanent appointment at Bellary, but this (if possible at all) could have been done only at the last moment, and then for a nominal purpose only, as I should have had to start *at once* for Kurnool.

7. It seems hard that I should, though no fault of my own, be mulcted of my entire allowances, for these 12 days, and I hardly think it can have been the intention of Government that such a case as mine should be so dealt with.

8. In now soliciting a consideration of my claim to the allowances which have been withheld, I trust it will not be thought I have addressed Government upon unreasonable or inadmissible grounds.

Referred to the Civil Paymaster, for report.

FORT SAINT GEORGE,
31*st March* 1865.

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

No. 290.

The undersigned has the honor to report that Mr. L. Forbes, when out of employ on return from furlough, was, upon 10th January last, appointed *to act* as Civil and Session Judge of Nundial, and upon same date *to be* Sub-Collector and Joint Magistrate of Bellary, from 1st February, but to continue in his acting appointment. Under the Rules for joining appointments, Mr. Forbes was allowed 30 days from day following date of appointment to join his acting appointment at Nundial, during which time he was entitled to out-of-employ allowance to 31st January, and to full pay as Sub-Collector from 1st to 9th February. Mr. Forbes did not join his permanent appointment at all, and assumed charge of the Nundial Court only upon the evening of the 21st February, instead of on the morning of 10th idem, he was, therefore, in accordance with the rules, put under stoppage of full pay, for the intervening period of 12 days.

FORT SAINT GEORGE,
CIVIL PAYMASTER'S OFFICE,
7th April 1865.

(Signed) W. DONALD,
Chief Assistant Civil Paymaster in charge.

To the Chief Secretary to Government, Fort Saint George.

Proceedings of the Madras Government, Financial Department,
21st April 1865.

No. 29. ORDER THEREON, 21st April 1865, No. 197.

The Governor in Council does not see any sufficient grounds for interfering with the decision of the Civil Paymaster, in the case referred to in the foregoing letter.

(True Extract),

Chief Secretary.

To L. Forbes, Esq.

Exd. J. H. Burns.

37

Civil and Sessions Court
of Nandial,
Kurnool, 24th March 1865.

From

Louis Forbes Esquire,
Actg Civil & Sessions Judge of
Nandial,

To,

The Hon'ble A: J: Arbuthnot,
Chief Secretary to Govt.,
Fort St. George,
Madras.

Sir,

I have the honor to request that you will be so good as submit the following facts for the favorable consideration of Government.

2. By an order in the Gazette of 10th Jan.y last, I was appointed Sub Collector of Bellary (to take effect from 1st February) but to act as Judge of Nandial until further orders.

3. The Civil Auditor admits my claim to Sub Collector's pay from 1st to 9th February, but demurs to my receiving any pay whatever from 10th to 21st on the ground that I exceeded the

time allowed for joining.

4. Under the rules in force, I was entitled to 30 days, i.e., till 9th. February to join at Kurnool.

I had ascertained that Mr Ratliff had secured his passage in the 2nd Steamer of February, and I therefore think I was justified in taking for granted that he would start before the middle of that month. I submit it was hardly to be expected that, with his voyage to England in prospect, he would postpone his departure to so late a date, that, to enable him to catch the Steamer, he was obliged to send on his family from here a day in Advance of himself. I beg it to be understood — that I mention this not in the way of complaint against Mr. Ratliff, but solely as — justifying me in coming direct to Kurnool.

5 It was not till towards the end of January that I could obtain any intimation of even his probable date of departure. He then in a guarded way, mentioned the 18th February, and finally, when we reached — Cuddapah en route to Kurnool, he wrote that he would give over charge on the 21st. On this latter date, accordingly, I took charge of the Court.

6. It is probable the Civil Auditor considers that, the Acting Appointment not being immediately available, I ought to have joined my permanent appointment at Bellary, but this (if possible at all) could have been done only at the last moment, and then for a nominal purpose only, as I should have had to start — at once for Kurnool.

7. It seems hard that I should, through no fault of my own, be mulcted of my entire allowances for these 12 days, and I hardly think it can have been the intention of Govt that such a case as mine — should be so dealt with.

8. In now soliciting a consideration of my claim to the allowances which have been with-held, I trust it will not be thought I have addressed Government upon unreasonable or inadmissible grounds.

I have the honorable,
Sir,
Your most obedient servant,

Lewis Forbes
Ag. Civil and Sessions Judge.

Ext
Rob Kaykaniak
Ht. writer.

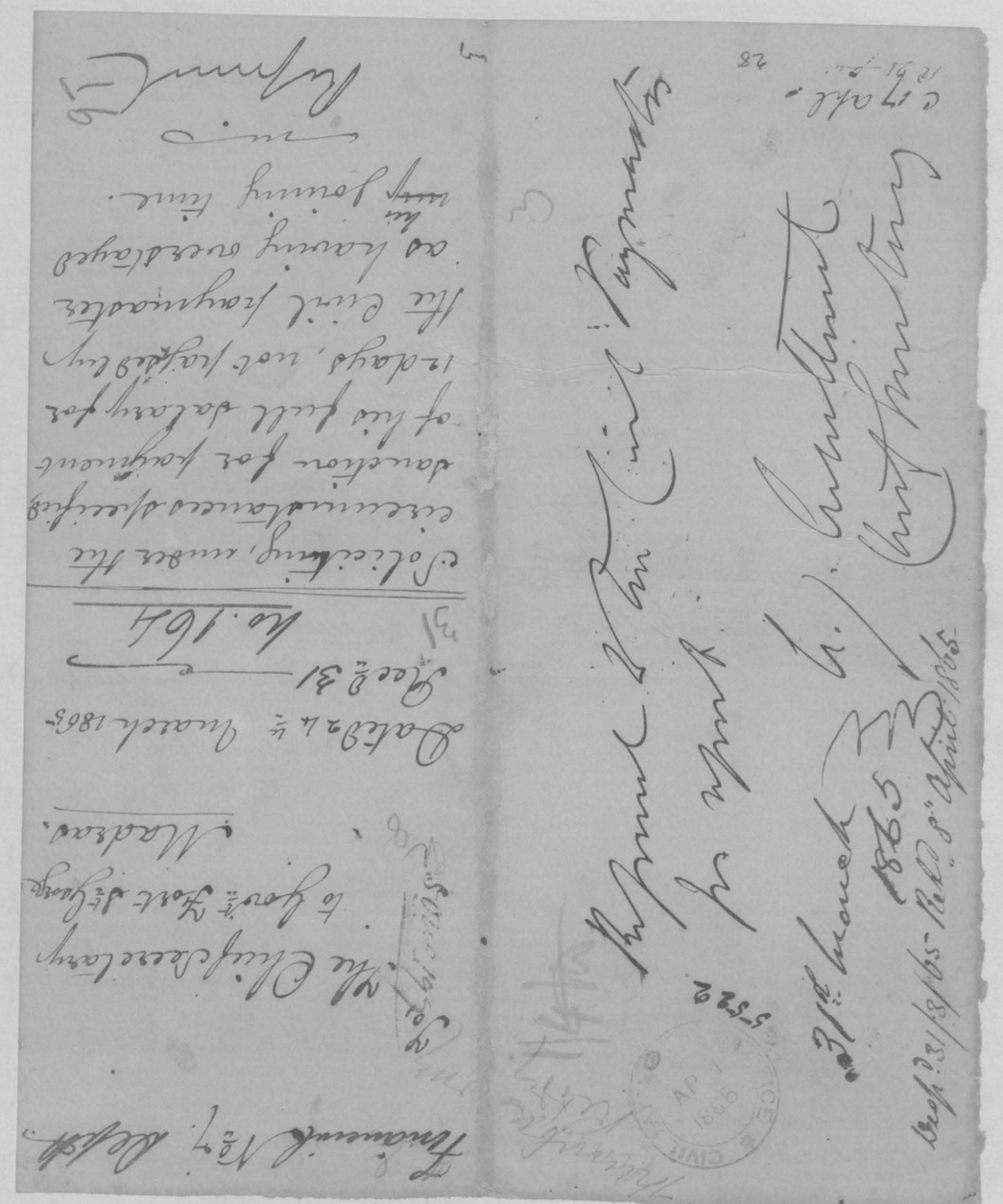
No 290.

The undersigned has the honor to report that Mr. C. Forbes, when out of employ on return from furlough, was upon 10th January last appointed to act as Civil & Sessions Judge of Trincomalee, and upon same date to be Sub Collector & Joint Magistrate of Pelleny from 1st February, but to continue in his acting appointment. Under the rules for ~~joining~~ appointments Mr. Forbes was allowed 30 days to join his acting appointment at Trincomalee, during which time he was entitled to out of employ allowances to 31 January & to full Pay as Sub Collector from 1st to 9th February. Mr. Forbes did not join his permanent appointment at all, & assumed charge of the Trincomalee Court only upon the morning of the 21st February instead of the evening of the 20th idem, he was therefore in accordance with the rules put under stoppage of full Pay for the intervening period of 12 days.

Fort Saint George
Civil Paymaster's Office
7th April 1855

H. Dorrald
Assistant
Civil Paymaster
in charge

To The Chief Secretary
to Government
Fort Saint George.


Financial Department.

Revd 31st March 1865

Civil Paymaster

Chief Secretary

Financial Department

Thomas Neil Esqr

Collecting, make the
necessary deductions
desired for payment
of the full salary due
to each, not forgetting
the Civil Pensioners
on leaving establishment
as may from time
to time appear.

Dated 24th March 1865

No. 164

Sec. 31

To the Chief Secretary
to Govt. State Department

Madras.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from L. Forbes Esq. Offg. Civil
and Sessions Judge of Trichinopoly
dated 21st March 1865 No. 7.)
Report of Civil Paymaster
thereon dated 7th April 65 No. 190
Order thereon. 21st April 1865 No. 194.

The Governor in Council does not see any sufficient grounds for interfering with the decision of the Civil Paymaster in the case referred to in the foregoing letter.

To L. Forbes Esq
dispatch

Financial 1864 Department

No. 197

PROCEEDINGS OF GOVERNMENT.

Dated 21st April 1865.