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MADRAS RECORD OFFICE.

Government of Madras.

PUBLIC DEPARTMENT.

G.O. No.	269	Press / Mis.
Dated	17-5-	1865.

42-43 5/6

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 17*th May* 1865.

No. 42. Read the following letter from M. CROSS, Esq., Judge of the Court of Small Causes, Negapatam, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Negapatam, 13th March 1865.

I respectfully solicit permission to submit for the favorable consideration of His Excellency the Governor in Council the new Uncovenanted Service Leave Rules as they apply to me, and to request that His Excellency will be pleased to allow me the option of taking leave, when the occasion arises, under the old Rules, and under which it is my desire, if so permitted, that my service should continue.

2. The following are the sanctioned leaves.

Old Rules.	*New Rules.*
Two years' sick leave, counting as service.	Three years' sick leave, *not* counting as service.
Six months' special leave, counting as service.	Six months' special leave, *not* counting as service.
	Furlough, one year counting as service.

3. I entered the service in the latter end of 1858.

4. The only leave counting as service, which I could take under the New Rules, is Furlough, to which leave I am not entitled until October 1868, my residence in India then being 23 years.

4. Such leave, considering my lengthened residence, would be comparatively of no advantage to me.

6. If forced, by ill-health, to take leave before that time, I must, under the New Rules, have recourse to leave which does *not* count as service.

7. Thus circumstanced, my service for pension would be lengthened correspondingly by the time I was absent on sick leave; a longer period of service being thus necessary than was required by the old Regulations.

8. In the letter from the Secretary of State for India on Mr. Ferrand's Memorial, it is stated "that an Uncovenanted Servant will not be allowed to take his pension under the Old Rules "if he has at any time availed himself of the benefits conferred by the New Leave Regulations."

9. I have not yet had any leave under either of the Rules; but His Excellency will perceive that if I am forced to apply for such leave, and am not permitted the option of leave under the old Rules, I should thus be compelled to take leave under the new Rules, and be, thereby, debarred from the advantage, in regard to service for pension, which the Secretary of State accords to those officers who entered the service prior to the promulgation of the new Regulations, provided they have not availed themselves of the benefits which those Regulations confer.

No. 43. To the Secretary to the Government of India, Financial Department, dated Fort Saint George, 17th May 1865, No. 249.

Dated 13th March 1865.

I am directed by His Excellency the Governor in Council to transmit the accompanying copy of a letter from Mr. Maurice Cross, Judge of the Court of Small Causes at Negapatam, applying to be allowed the option of taking leave, when the occasion arises, under the old Uncovenanted Service Rules for the grant of leave of absence, and to request that this Government may be favored with the instructions of the Governor General in Council on the subject.

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

Negapatam 13th March 1865

From,

J.W. Cross Esquire
Judge of the Court of Small Causes
Negapatam

To,

The Honorable A.J. Arbuthnot Esquire
Chief Secretary to Government
Madras

Sir,

I respectfully solicit permission to submit for the favorable consideration of His Excellency the Governor in Council the new uncovenanted Service Leave Rules as they apply to me, and to request that His Excellency will be pleased to allow me the option of taking leave, when the occasion arises, under the Old Rules and under which it is my desire, if so permitted, that my Service should Continue.

2. The following are the sanctioned leaves.

Old Rules.	New Rules
2. Years sick leave counting as Service	3. Years sick leave not Counting as Service
6. Months Special leave Counting as Service	6. Months Special leave not Counting as Service
	Furlough, one year Counting as Service

3. I entered the Service in the latter end of 1858.

4. The only leave Counting as service, which I could take under the new Rules, is Furlough to which leave I am not entitled until October 1868. my residence in India then being 23 years.

5. Such leave, considering my lengthened Residence, would be Comparatively of no advantage to me.

6. If forced, by ill health, to take leave before that time, I must, under the New Rules, have recourse to leave which does not Count as Service.

7. Thus circumstanced, my service for pension would be lengthened Correspondingly by the time I was absent on Sick leave, a longer period of service being thus necessary than was required by the old Regulations.

8 In the letter from the Secretary of State for India on Mr. Ferrand's Memorial, it is stated "that an Uncovenanted Servant" "will not be allowed to take his pension under" "the old Rules if he has at any time availed" "himself of the benefits Confirmed by the New" "leave Regulations."

9 I have not yet had any leave under either of the Rules, but His Excellency will perceive that if I am forced to apply for

for such leave and am not permitted the option of leave under the Old Rules, I should thus be Compelled to take leave under the New Rules and be, thereby, debarred from the advantage, in regard to service for pension, which the Secretary of State accords to those Officers who entered the Service prior to the promulgation of the new Regulations; provided they have not availed themselves of the benefits which those Regulations Confer.

I have the honor to be,

Sir,

Your most Obedient Servant

H. Annesley Capt.
Judge

Mesopotamia
Small Cause Court
13th March 1865.

dest/po 20/5

9

Financial Depart.

No 249

To the Secretary to the Govt: of India

Financial Depart.

Sir,

I am directed by H. E. the Governor in Council to transmit the accompanying copy of a letter from Mr Maurice Brees, Judge of the Court of small causes at Negapatam, applying to be allowed the option of taking leave, when the occasion arises, under the old Uncovenanted Service Rules for the grant of leave of absence; & to request that this Govt: may be favored with the instructions of the Governor General in Council on the subject.

Dated 13th March/65.

Fort Saint George,
17th May 1865.

Judicial Letter to Govt. 12th Sept. No. 13 of 1865.

From

Maurice Brees Esquire
Judge of the Court of Small Causes
Negapatam

Dated 13th May 1865

Received 15th "

No 236

Representing that he intends to continue his service under the Old Uncovenanted Service Rules.

17

Judicial Letter to Bengal 12th Sept 1865 No 13
of 1865

Replied to - 23 Dec 66 No 94

Fin. 1865. Departm

No 249

From Secretary to the Govt
of India F. D

Dated 17th May 65.

No 330

The option of taking
leave under the old Un-
covenanted service Absentee
Rules asked for by Mr.
Cross, Judge of the Court
of small Causes at Negapatam

42+43