M.R.O. 1—77,006—8-6-31.

(1) Number of pages 10

(2) Date of repair 21 3 39

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 444	Press / Mis.
68-69	
Dated 26-11-	1866.

68-69 617

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 26th November 1866.

No. 68. Read the following letter from F. BRANDT, Esq., Acting Under Secretary to Government, to the Chief Secretary to Government, Fort Saint George ; dated Madras, 12th October 1866.

I have the honor to request that you will solicit the orders of Government on the following case.

2. The Acting Deputy Accountant General proposes to deduct a sum of Rupees 47-0-8 from my pay bill for August last, being the difference, as I understand, between a full Head Assistant's and a Passed Assistant's pay, from the 25th to the 31st July last.

3. The grounds for claiming a refund are stated to be that I am "not entitled to the pay of Head Assistant during transit from Coimbatore, to take up my permanent appointment at Salem," and reference is made to paragraph 45, Chapter II, Civil Auditor's Manual.

4. This paragraph, taken in connection with the preceding one, rules that a Civilian detained by an Order of Government, for the convenience of the Public Service, in a situation of inferior emolument, after he is promoted, "is not entitled to the full salary of his new appointment during the time occupied in travelling, or from the date of his making over charge of his late appointment to the date of his receiving charge of the new"

5. The facts of the case are as follows :—On the 17th April, I was appointed Head Assistant in the Bellary District, but to continue to act as Head Assistant of Salem ; during June and July, I was acting as Sub-Collector of Coimbatore ; on the 24th July, I was appointed Head Assistant in the Salem District, and, on the 25th idem, before news of my transfer from Bellary to Salem reached me, I delivered over charge of the Sub-Collectorate of Coimbatore ; on the 28th, I left for Tripatore, but could not take over charge of my office till the 1st August, as a Sunday intervened, and I had to follow Mr. Bliss who was out in camp.

6. I respectfully submit that the paragraph referred to does not apply in any way to my case : 1st, because I was not, when permanently appointed to Salem, detained in position of inferior emolument, for I was in a situation in which I drew equal pay, being permanent Head Assistant of Bellary ; 2ndly, I was, on the contrary, at the time drawing higher pay as Acting Sub-Collector ; 3rdly, supposing I had remained in Salem, I should not have been mulcted of pay, because, in the interest of the Public Service, I was transferred from one permanent Head Assistantship to another, and I cannot see how such transfer can be held to have reduced me from the grade of Head Assistant to that of a Passed Assistant only.

7. I beg to enclose a letter, received in answer to a remonstrance (similar to that now forwarded) addressed to the Deputy Accountant General. I cannot see that in it he meets my objections, but this must be left to the decision of Government.

No. 3351.
Post Audit Department.

MEMORANDUM.

The undersigned has the honor to say that the points of difference insisted on between the case now under reference and that detailed in the rules in no way affect the principle of the rule, which is, that, when an Officer is prevented from joining his permanent appointment on promotion, he is allowed to draw its pay while actually discharging the duties of another post. This rule has been observed absolutely without exception, and appeals have been made elsewhere, if not under this Government, but in vain. Here, however, instances have occurred in which an Officer has drawn his full pay till he actually moves to join his proper post, a plan which must give only too many chances of his drawing the higher pay even then.

2. The assertion of the undersigned, therefore, stated broadly, is that, so often as Mr. Brandt may be transferred from place to place, without joining the District in which he is nominally Head Assistant, he will, for the days of transit, get the lower pay of a Passed Assistant only, and his allowances on all leaves will be calculated thereon.

10*th October* 1866. (Signed) R. TAYLOR,
Ag. Dy. Accountant General.

To F. BRANDT, Esq.,
Acting Under Secretary to Government, Fort Saint George.

Proceedings of the Madras Government, Financial Department,
26th November 1866.

No. 69. ORDER THEREON, 26th November 1866, No. 444.

The Governor in Council considers that Mr. Brandt is not entitled to the pay of Head Assistant for the period intervening between his departure from Coimbatore and his assumption of office of Head Assistant of Salem, viz., from the 25th to the 31st July last.

(True Extract).

To F. Brandt, Esq.
To the Accountant General.

POST AUDIT DEPARTMENT.

No. 3357

Fort Saint George,
Accountant General's Office,
10th October 1866.

FROM

THE DEPUTY ACCOUNTANT GENERAL, MADRAS.

To

~~THE~~ F. Brandt, Esqre
Acting Under Secretary to Govt
Fort Saint George.

~~SIR,~~

~~With reference to your~~ ~~No.~~ ~~dated~~

The undersigned has the honor to say that the points of difference insisted on between the case now under reference and that detailed in the rules in no way affect the principle of the rule which is that when an officer is prevented from joining his permanent appointment on promotion he is allowed to draw its pay while actually discharging the duties of another post. This rule has been observed absolutely without exception, and appeals have been made elsewhere if not under this Government, but in vain: here however instances have occurred in which an officer has drawn his full pay till he actually moves to join his proper post, a plan which must give only too many chances of his drawing the higher pay even then.-

The assertion of the undersigned therefore, stated broadly, is that so often as Mr. Brandt may be transferred from place to place without joining the district in which he is nominally Head Assistt., he will for the days of transit get the lower pay of a passed assistant only and his allowances on all leaves will be calculated thereon.-

Actg Dy Accountt Genl.-

DEPARTMENT.

ACCOUNTANT GENERAL'S OFFICE, MADRAS.

No. 3337.

From

ACTING DEPUTY ACCOUNTANT GENERAL;

To

F. B. Saunders, Esqr.
Actg Head Assty to Govt
Fort St. George.

Dated. 10th October 1866.
Recd.
Ansd. (No. of answer.)

(Subject.)

Mr Saunders that the letter on Room Slave to Head Assistant joining this Debenture Head Office will be sent direct to the Collector of the district as usual.

The allowances on all leave will be calculated on the Civil Rules.

L. R. No 3911/66

To the Chief Secretary to Govt.
Fort St. George.

Sir.

I have the honor to request that you will solicit the orders of Government on the following case.

2. The Acting Deputy Accountant General proposes to deduct a sum of Rs. 47.0.0 from my pay bill for August last: being the difference, as I understand, between full Head Assistant's, and a passed Assistant's pay, from the 25th to the 31st July last.

The grounds for claiming a refund are stated to be that I am "not entitled to the pay of Head Assistant during transit from Coimbatore to take up my permanent appointment at Salem." and reference is made to para 45 Chap. II. Civil Auditor's Manual.

4. This paragraph, taken in connexion with the foregoing, rules that a Civilian detained by order of Govt. for the convenience of the Public Service in a situation of inferior emolument, after he is promoted "is not entitled to the full salary of his new appt. during the time occupied in travelling or from the date of his making over charge of his late appointment to the date of his receiving charge of the new."

. The facts of the case are as follows: on the 17th April I was appointed Head Assistant in the Bellary District but to continue Head Assistant of Salem: during June & July I was acting as Asst Collector of Coimbatore: on the 24th July I was appointed

Head assistant in the Salem District, and on the 25th inst. Before news of my transfer from Bellary to Salem reached me, I delivered over charge of the Sub Collectorate of Coimbatore: on the 28th I left for Tripatore, but could not take over charge of my office till the 1st August, as a Sunday intervened and I had to follow Mr. Bliss who was out in Camp.

6. I respectfully submit that the paragraph referred to does not apply in any way to my case; 1st because I was not, when permanently appointed to Salem detained in position of inferior emolument, for I was in a situation in which I drew equal pay, being permanent H. Assistant of Bellary. 2nd I was, on the contrary, at the time drawing higher pay as acting Sub Collector: 3rd supposing I had remained in Salem, I should not have been mulcted of pay because, in the interest of the Public Service, I was transferred from one permanent Head assistantship to another, and I cannot see how such transfer can be held to have reduced me from the grade of Head assistant to that of a passed assistant only.

7. I beg to enclose a letter received in answer to a remonstrance, (similar to that now forwarded) addressed to the Dy. Accl. General. I cannot see that in it he meets my objections, but this must be left to the decision of Government.

I have the honor to be, Sir,
Your very obedient servant
F. Brandt. Asst. under Secy. to Govt.

Madras.
October 12th 1866

Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from J. Brandt Esqr. Acting Under Secretary
to Govt, Pub. & Depts.
(Here enter 12th Oct 1866)

Order thereon 26 Nov: 1866 No: 444.

The Governor in Council
considers that Mr Brandt
is not entitled to the
pay of Head Assistant
for the period intervening
between his departure from
Coimbatore and his as-
sumption of the office of
Head Assistant of Salem,
viz, from the 25th to the
31st July last.

To J. Brandt Esq^re
Accountant General

Despatch
No 180.

Financial Dep^t
Fort St George
Dated 15th Nov^r 1866

Sir

I am directed to transmit
herewith a letter from Mr
J. Brandt Acting Under Secretary
to Govt Public Dep^t dated
12th Oct^r 1866 soliciting the
sanction of Govt to the
payment to him of Head
Assistant's pay for the
period intervening between
his departure from Coimbatore
and his assumption of the
office of Head Assistant
at Salem viz from the
25th to the 31st July last
and to request that you
will favor me with your
opinion thereon.

I have the honor to be
Sir
Your most obedient Servant
(Signed) J. Brandt
Under Secretary

To
The Accountant General
&c &c &c

Financial Dep^t
Fort St George
Dated 15th Nov^r 1866

No 391

Solicits the opinion of Govt
as to claim of Mr Brandt
Pay, Head Assistant
Salem

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Financial 1866. Department.

No. 444.

PROCEEDINGS OF GOVERNMENT

Dated. 26 November 1866.

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