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(2) Date of repair 31.8.38

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 176	Press Mis.
28-29	
Dated 24 4	18 67.

5/6

28-29

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 24th April 1867.

No. 28. Read the following letter from the Secretary to the Government of India, to the Chief Secretary to Government, Fort Saint George ; dated Fort William, 16th March 1867, No. 1395.

With reference to your letter of the 22nd February, No. 84, I am directed to enclose an Extract of paragraphs 1 to 10 of the letter from the Government of Bombay of the 9th February 1866, No. 542, the Extract previously sent being, perhaps, insufficient to illustrate the meaning of the Government of Bombay, and to request that the Government of India may now be furnished with the views of the Government of Madras on the subject mentioned in the letter from this Department, dated 31st October 1866, No. 3109.

Extract from a letter from the Under Secretary to the Government of Bombay, to the Secretary to the Government of India, Home Department ; dated 9th February 1866, No. 542.

I am desired to request that you will submit, for the orders of the Government of India, the following three cases with which, owing to the stringency of the rules for the payment of gratuities, the Bombay Government has been unable to deal satisfactorily, the gratuities payable under the rules in two of the cases being quite inadequate, if the services rendered be taken into consideration, and no gratuity at all being payable under the rules in the third case.

2. The first case is that of the family of Bhavoo Dhakoo, late a Naigue in the Bombay Police. This man was stabbed, while on duty at Mazagone, on the 17th April 1865, by an Italian named Antonio Zampedri (to whom he gave no provocation) and he died from the effect of his wounds on the 24th April. Zampedri was tried on a charge of "culpable homicide not amounting to murder," and on conviction was sentenced by the High Court at Bombay to imprisonment for life.

3. The deceased had served in the Police for about three years with unblemished character, and left a young widow and some other relations who were dependent on him for support, and the Acting Commissioner of Police recommended the payment to his family of a gratuity of Rupees one hundred.

4. As the circumstances of this case were peculiar, the Bombay Government sanctioned the payment of Rupees 100 to the widow of Bhavoo Dhakoo, and directed that such portion of this sum as was chargeable according to rule should be charged to the Police Superannuation Fund, and the balance as an Extraordinary Police contingency in the account rendered by Government to the Municipality.

5. The Accountant General has, however, requested a reconsideration of this decision, on the ground that there is no rule under which a gratuity of this description can be debited in the proportions indicated, and he has drawn attention to the orders of the late Honorable the Court of Directors of 24th June 1857, which were notified by the Government of India on the 14th August 1857, and in which the Honorable Court directed that the maximum of six months' pay should not be granted in any of the cases specified in the orders referred to, "unless the individual has served with unblemished character for at least five years."

6. The previous order has accordingly been cancelled and a gratuity of Rupees 50 allowed. For the payment of the remaining 50 Rupees at first allowed this Government would now solicit the sanction of the Government of India.

7. The second case is that of the family of Ramjee Gatgah, a Sheriff's Peon in the Bombay County Jail, who died from injuries inflicted on him in August last by a European prisoner, whose escape with that of two other European prisoners he tried to prevent. He acted most bravely on the occasion. On seeing the prisoners attempting to escape he gave an alarm, but at the same time attempted himself to secure the prisoners ; while so engaged, he was struck with an iron bar and met his death from the injuries so inflicted.

8. The prisoners, for reasons which it is not necessary to state here, were not criminally prosecuted. The Sheriff, however, submitted the case of the Peon's family as one deserving the consideration of Government. The deceased left a father aged 70 years, and a widow aged 14, both of whom were entirely dependent on the deceased for their support. But the deceased had

been only 21 months on the County Jail establishment at the time of his death, and though his character during his service had been excellent and the act which led to his death most gallant, this Government could not grant his family a gratuity of sixty Rupees (*i. e.*, six months' pay). This Government has sanctioned a gratuity of Rupees 50 only, but I am desired to request that you will move the Government of India to sanction the grant of an additional sum of 150 Rupees.

9. The third case is that of Urjoonath Shewanath, a 3rd Class Private in the Canara Police, and in regard to this man the Superintendent of Police reports, that he "has become a hopeless cripple, owing to a Canara ulcer contracted in the public service." Mr. Campbell adds as follows :—

"The man has been in the Police Hospital since May 1864. He has suffered intensely. "From the hip joint to the knee, the left leg has been for the most part one horrible sloughing "ulcer which, though now roughly healed over, is liable to break out at any time. The leg is "greatly, and I fear permanently bent at the knee, below which it has shrunken away. The "Assistant Surgeon thinks, that if he were to put the man under chloroform he might possibly "straighten the limb by force, but he fears that the operation might cause the ulcer to break "forth once more. He pronounces Urjoonath unfit for future service, and I am myself of opinion "that the man will never again be fit for Police work, or indeed any other work involving mode-"rate exertion, and that he ought to have a small pension of say Rupees 4 a month, and be allow-"ed to retire to his home which is in Rutnagherry. He is considerably emaciated, and I fear that "if he remains here in the Hospital much longer he will die as so many others have similarly "died. Within the last eleven days, 4 Police men have died in the Carwar Hospital alone. Two "of them were suffering from Canara ulcers, which in one case was the immediate cause of death.

"Urjoonath has been three years in this Police. He has a wife to support. His age is "about 30."

10. In this case the Bombay Government has passed no orders, but would recommend the grant by the Government of India of a gratuity equal to three months' pay, to be paid to Urjoonath Shewanath from the date of his discharge in monthly instalments of Rupees 4 each. This is what he would have been entitled to had he been from five to ten, instead of only three years in the service. This man's pay is Rupees 5-8-0.

(True Extract).

(Signed) J. E. COOKE,
Asst. Secy. to the Govt. of India.

No. 29. To the Secretary to the Government of India, Financial Department, dated Fort Saint George, 24th April 1867, No. 176.

In acknowledging the receipt of your letter of the 16th ultimo, No. 1395, forwarding an extract from a letter from the Government of Bombay, in which that Government urge the necessity of relaxing the stringency of the rules for granting gratuities, I am directed to state that the Madras Government have not experienced any practical inconvenience from the working of the present rules.

2. The cases referred to by the Government of Bombay are all more or less exceptional, and in such cases the recommendations made by the Government of Madras have usually been sanctioned by the Supreme Government.

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

№ 1395

To.

The Chief Secretary to the
Government of Fort Saint George

Financial Deptt Sir.

With reference to your letter of the 22d February №84, I am directed to enclose an Extract of paras 1 & 10 of the letter from the Government of Bombay of the 9th February 1866, №542, the Extract previously sent being perhaps insufficient to illustrate the meaning of the Government of Bombay; and to request that the Government of India may now be furnished with the views of the Government of Madras on the subject mentioned in the letter from this Department dated 31st October 1866, №3109.

I have the honor to be
Sir
Your Most Obedient Servant

For William
The 16th March 1867

Ld. Lawrence
Secy to the Govt of India

15/3

17 June 28

Rec. 22 Feb 1/- 49-57
9 at Oct 1/2 - 18-19
5 Feb. 1/- 9-0
6 " June 1/- 13-14
1 " Dec. 1/- 16-17
6 Oct 57 1/- 1-2

Financial Dept
Proceedings
Secy to Govt of Bombay
Genl Dept
No 1395
dated 16th Ult.

Subject
Relaxation of the rules for granting gratuities

Reply asking whether the Govt of Bombay have any thing to add to the remarks contained in the letter from this Govt No 176 dated 27th Jan 1858

dest no 27/4

Financial Department.
No. 176.

To

The Secretary to the Government
of India,
Financial Department.

Sir,

In acknowledging the receipt of your letter of the 16 ultimo, No 1395. forwarding an extract from a letter from the Govt of Bombay, in which that Govt. urge the necessity of relaxing the stringency of the rules for granting gratuities, I am directed to state that the Madras Govt. have not experienced any practical inconvenience from the working of the present rules.

The

2. The cases referred to by the Govt. of Bombay are all more or less exceptional, and in such cases the recommendations made by the Govt. of Madras have usually been sanctioned by the Supreme Government.

Fort St George
24 April 1807

Mr Gratiot's Order

Financial 1867 Departt.

No 176.

To

The Secy. of the Govt

of India

Dated 24 April 1867.

No 139 of 68

28.29.