M.R.O. 1—77,006—8-6-37.

(1) Number of pages 18.

(2) Date of repair 5-9-39.

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 262 Press Mis.

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Dated 15-6- 18 67.

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Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 15th June 1867.

No. 33. Read the following Proceedings of the Government of India, Financial Department, dated Simla, 31st May 1867, No. 424.

Read the following :—

To

His Excellency the Right Honorable Sir JOHN L. M. LAWRENCE, G. C. B., G. C. S. I.,
Viceroy and Governor General of India.

Memorial of P. F. BELLEW, Esq., Surgeon, Her Majesty's Bengal Establishment, Acting Assistant Assay Master of Madras,

Respectfully Sheweth,

That your petitioner, after a due course of study in Metallurgy at London, during the years 1861-62, obtained the requisite certificate of qualification for conducting the duties of the Assay Department in either of Her Majesty's Indian Mints, and that your petitioner was accordingly appointed, on the 11th March 1862, by the Secretary of State for India, to the Assay Department "provisionally in succession" to other Assay Officers then in India—vide Order of the Government of India, Financial Department, No. 2916, dated Fort William, 25th April 1862.

2. That, in consequence apparently of some departmental error, for which your petitioner cannot be considered responsible, he has been unjustly superseded in the Assay Department by his junior Officer, Assistant Surgeon H. E. Busteed, of the Madras Establishment, who only qualified for Assay in September 1864, two years and a half after your petitioner had been "provisionally appointed" to the Department by the Secretary of State for India—vide Order of the Government of India, Financial Department, No. 3191, dated Fort William, 11th November 1864; and that, quite contrary to all previous rule and precedent, Assistant Surgeon H. E. Busteed has been confirmed in that Department before your petitioner, whereby your petitioner has become subordinated to his junior Officer, and has suffered loss of position and considerable loss of pay.

3. That to warrant such a departure from the usual official routine it has not been alleged that Assistant Surgeon H. E. Busteed's qualifications for the Assay Department are in any way superior to those possessed by your petitioner. A reference to the Army List will prove that Assistant Surgeon H. E. Busteed had in all ten months leave to Europe, on sick furlough, and as his certificate of qualification in Assay is recorded after the expiration of this leave, it may be allowable to suppose that he could not have devoted more than a few months out of the ten, while at Home, to the study of the subject; whereas your petitioner devoted a whole year in London, during 1861-62, to the study of Chemistry and, Metallurgy, and, in addition to his certificate of qualification in Assay, also filed at the India House a certificate of qualification in Chemistry. There can, therefore, be no question as to the relative fitness of your petitioner for conducting the duties of the Assay Department.

4. That, as it may be deemed difficult and impolitic, after such a lapse of time, to cancel the Order of the Government of India, appointing Assistant Surgeon H. E. Busteed "to be Assistant Assay Master of Madras"—vide letter, No. 946, from the Secretary to the Government of India, Financial Department, dated Fort William, 17th February 1865—your petitioner is satisfied to allow that Order to stand, provided that he be confirmed in the next vacancy that occurs in the Department. But, as regards the subsequent Order of the Government of Fort Saint George, appointing Assistant Surgeon H. E. Busteed to be "Acting Assay Master of Madras"—vide Government Order, No. 161, dated Fort Saint George, 25th April 1866—your petitioner cannot consent to forego his right any longer, because it would prejudice his future promotion to the higher grade of Assay Master, for which, all other requirements being equal, your petitioner is the senior in the Department. He, therefore, prays that, as soon as convenient, he may be placed in the acting appointment for the remainder of Dr. Shaw's leave of absence.

5. That it will be apparent from the above representations that some compensation is due to your petitioner, in consideration of the injury he has sustained, both in a social and pecuni-

ary point of view, from having been unjustly subordinated to an Officer who was his junior, not only in the Assay Department, but also in the Medical Department; your petitioner being entitled, had he served with a Regiment, to a salary of not less than Rupees 800 a month with the relative rank of Major. That, as a case in point, he might adduce that of Dr. Graham, Deputy Assay Master of Calcutta, who was allowed, in consideration of his promotion as Surgeon, a salary of Rupees 900, and Rupees 100 house-rent—total Rupees 1000 per mensem - in lieu of his consolidated salary of Rupees 750. Your petitioner, therefore, humbly solicits similar concession in his behalf; the exceptional circumstances under which he now appeals appearing to warrant him these allowances as a "special case." That your petitioner would further quote, as a precedent in his favor, that, when Civil Surgeon of Rajshaye, previous to coming to Madras, he brought to the notice of the Bengal Government that the consolidated salary of that appointment, Rupees 550 per mensem, was less than the pay he would draw if in military employ, and, on the matter being referred to the Inspector General of the Bengal Medical Department, on that Officer's recommendation, your petitioner's services were retained in civil employ, and he was authorized to draw the military pay of his rank, Rupees 789-3-0, plus Rupees 30 Dispensary allowance - total Rupees 819-3 0 per mensem—and this with retrospective effect from the 12th December 1865—vide Order of the Government of Bengal, No. 2563, dated Calcutta, 17th May 1866.

6. That no extra expense will be involved by adopting either of the above courses, because during Dr. Shaw's absence on medical certificate he draws his pay in the Military Department, and the Acting Assay Master only receives 20 per cent. on the full salary, Rupees 1500, of the Assay Master, which leaves a monthly balance of Rupees 593-6-0 in hand : or, in other words, the duties of Her Majesty's Madras Assay Office are now conducted for Rupees 593-6-0 less than the sanctioned establishment.

7. That, previous to your petitioner's appointment as Acting Assistant Assay Master of Madras, he was Civil Surgeon of Rajshaye, on a salary of Rupees 819-3-0 per mensem. That his present pay is only Rupees 606-10-0, whilst his subscription to the Military and Medical Funds of his Presidency, Rupees 109-11-8, are calculated, not on his present salary, but on the salary of a Surgeon, viz., Rupees 800 per mensem, the result being that he only actually receives Rupees 496-14-4 a month, which must be admitted as quite inadequate remuneration after twelve years Indian service, during which your petitioner has always borne a high character, and discharged with satisfaction to his superiors the duties of several responsible medical charges ; having served throughout the perils of the Sepoy Mutiny, and subsequently in civil employ in Bengal.

8. That some explanation is necessary from your petitioner as to the delay that has occurred on his part in the representation of his grievances. He begs, therefore, respectfully to state that, since his provisional appointment to the Assay Department in 1862, he has been serving in Bengal, and was unaware, till his arrival at Madras in November last, that Assistant Surgeon H. E. Busteed had already been confirmed in the Assay Department. Further, after your petitioner's arrival at Madras, he was informed demi-officially that his services had been applied for by the Acting Mint Master (who is also Ex-officio Commissioner of Paper Currrency), with a view to his employment as Assistant in the Paper Currency Office, on a salary of Rupees 300 per mensem, in addition to his pay, Rupees 666-10-0, as Assistant Assay Master—total Rupees 906-10-0 per mensem. This appointment was strongly recommended by the Local Government, on the ground that it was an economical arrangement, by which the salary of a separate Officer, on Rupees 600 a month, would be saved : the Assay and Paper Currency Offices being located in the same building, and the duties not incompatible, there was apparently good reason to suppose that the combined duties might be performed with advantage by the same Officer. Until, therefore, this proposition of the Government of Fort Saint George was disposed of, your petitioner could not well have taken any steps on his own behalf. The above arrangement for combining the duties of the Assay and Paper Currency Offices not having met with approval or sanction, your petitioner is now compelled to speak for himself, and make his claims known.

Proceedings of the Madras Government, Financial Department,
15th June 1867.

9. In conclusion, your petitioner humbly trusts that he has succeeded in demonstrating, for your Excellency's information, that he has a substantial grievance which is deserving of your Excellency's favorable consideration and speedy redress.

And your petitioner, as in duty bound, shall ever pray.

(Signed) P. F. BELLEW,
Ag. Asst. Assay Master, Madras.

RESOLUTION.—The Governor General in Council observes that the above Memorial appears to be founded on the assumption that Officers in the Assay Department of the Indian Mints take rank according to the dates on which, after obtaining the requisite certificates of qualification, they are provisionally appointed to the Department. This assumption, however, is incorrect, for although no Officer can be appointed to the Department without the requisite certificate, yet it is within the competence of the Government of India, when making appointments to the Assay Department, to select any certificated Officer in the list, without reference to the date of his certificate, whom the Government may consider to be best qualified for the appointment. The Governor General in Council cannot, therefore, admit that Dr. Bellew has any cause of complaint in Assistant Surgeon H. E. Busteed having been confirmed in the Department previous to his having joined it, or that Dr. Bellew has any claim, whatever, to supersede that Officer in the officiating appointment he is now holding.

2. When a permanent vacancy occurs in the Department, Dr. Bellew's application will receive the consideration to which it may be entitled, but His Excellency cannot hold out any hope to Dr. Bellew that the salary of the appointment of Assistant Assay Master will be increased. If Dr. Bellew is dissatisfied with the emoluments he receives in this branch of the Public Service, he is at liberty to resign his appointment.

ORDER.—Ordered that a copy of the above be forwarded to the Government of Madras, for communication to Dr. Bellew.

(Signed) E. H. LUSHINGTON,
Secy. to the Govt. of India.

No. 40. ORDER THEREON, 15th June 1867, No. 262.
Communicated to Dr. Bellew.
(True Extract).

Chief Secretary.

To Assistant Surgeon P. F. Bellew, Madras.

Exd. J. H. Burns.

№424

Government of India
Financial Department
Simla The 31st May 1867

Read the following Memorial:

(Here enter the Memorial of Surgeon P.F. Bellew)

Resolution

The Governor General in Council observes that the above Memorial appears to be founded on the assumption that Officers in the Assay Department of the Indian Mints take rank according to the dates on which after obtaining the requisite certificates of qualification, they are provisionally appointed to the Department. This assumption, however, is incorrect, for although no Officer can be appointed to the department without the requisite certificate, yet it is within the competence of the Government of India when making appointments to the Assay Department to select any certificated Officer in the list without reference to the date of his certificate, whom the Government may consider to be best qualified for the appoin

appointment - The Governor General in Council cannot therefore admit that Dr. Bellew has any cause of complaint in Apistant Surgeon - H. C. Busteed having been confirmed in the Department previous to his having joined it, or that Dr. Bellew has any claim whatever to supersede that Officer in the Offs appointment he is now holding -

When a permanent vacancy occurs in the Department Dr. Bellew's application will receive the consideration to which it may be entitled, but His Excellency cannot hold out any hope to Dr. Bellew that the salary of the appointment of Apistant Assay Master will be increased. If Dr. Bellow is dissatisfied with the emoluments he receives in this branch of the public service he is at liberty to resign his appointment.-

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Ordered that a copy of the above Order be forwarded to the Government of Madras for communication to Dr. Bellew -

Ed. W Secretary to

Secy to

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To,

His Excellency the Right Honble
Sir John L M Laurence
G.C.B. G.C.S.I.
Viceroy and Governor General
of India

Memorial of P. J. Bellew Esqre
Surgeon
H.M.'s Bengal Establishment
Acting Asst Assay Master
of Madras -

Respectfully Sheweth

That your Petitioner after a due course of Study in Metallurgy at London during the years 1861/62 obtained the requisite Certificate of qualification for Conducting the duties of the Assay Department in either of H.M.'s Indian Mints and that your petitioner was accordingly appointed on the 11th March 1862 by the Secretary of State for India to the Assay Department "provisionally in succession" to other Assay Officers then in India - Vide order of the Govt of India, Financial Department No 916 dated Fort William 25th April 1862 -

2 That in consequence apparently of some Departmental error for which your petitioner cannot be considered responsible, he has been unjustly superseded in the Assay Departt by his junior Officer, Assistt Surgeon H E. Busteed of the Madras Establishment who only qualified for Assay in September 1864, two years and a half after your petitioner had been "provisionally appointed" to the Department, by the Secretary of State for India Vide order of the Government of India Financial Department No 3191. dated Fort William 11th November 1864. And that quite contrary to all previous Rule and Precedent, Assistant Surgeon H E. Busteed has been confirmed in that Departt. **before** your petitioner, whereby your petitioner has become subordinated to his junior Officer, and suffered loss of position and considerable loss of pay.

3 That to warrant such a departure from the usual official routine it has not been alleged that Assistant Surgeon H E. Busteed's qualifications for the Assay Department are in any way superior to those possessed by your petitioner. A reference to the Army List will prove that Assistt Surgeon H E Busteed had in all ten months leave to Europe on sick furlough and as his Certificate of qualification in Assay is recorded after the expiration of this leave, it may be allowable to suppose that he could not have devoted more than a few months out of the ten while at Home to the study of the subject. Whereas your petitioner devoted a whole year in London during 1861/62 to the study of Chemistry and Metallurgy and in addition to his Certificate of Qualification in Assay also filed at the India House a Certificate of Qualification in Chemistry. There can therefore be no question as to the relative fitness of your petitioner for conducting the duties of the Assay Department.

4 That as it may be deemed difficult and impolitic, after such a lapse of time to cancel the Order of the Government of India appointing Assistant Surgeon H E Busteed "to be Assistant Assay Master of Madras" Vide letter No 916 from the Secretary to the Government of India Financial Department, dated Fort William 17th February 1865 your petitioner is satisfied

to

to allow that order to stand - provided that he be confirmed in the next vacancy that occurs in the Department. But as regards the subsequent order of the Government of Fort St George appointing Assistant Surgeon H C Busteed to be "Acting Assay Master of Madras" vide Government order No 161 dated Fort St George 25th April 1866. your petitioner cannot consent to forego his right any longer, because it would prejudice his future promotion to the higher grade of Assay Master for which - all other requirements being equal - your petitioner is the senior in the Department - He therefore prays that as soon as convenient he may be placed in the acting appointment for the remainder of Dr Shaw's leave of absence.

5 That it will be apparent from the above representations that some compensation is due to your petitioner in consideration of the injury he has sustained - both in a social and pecuniary point of view - from having been unjustly subordinated to an officer who was his junior not only in the Assay Department but also in the Medical Department - Your petitioner being entitled, had he served with a Regiment, to a salary of not less than Rs 800 a month with the relative rank of Major - That as a case in point, he might adduce that of Dr Graham Deputy Assay Master of Calcutta, who was allowed in consideration of his promotion as Surgeon a salary of Rs 900 and Rs 100 house rent. Total Rs 1000 per mensem in lieu of his consolidated salary of Rs 750. Your petitioner therefore humbly solicits similar concession in his behalf, the exceptional circumstances under which he now appeals appearing to warrant him these allowances as a "Special case" - That your petitioner would further quote as a precedent in his favor, that when Civil Surgeon of Rajshaye, previous to coming to Madras, he brought to the notice of the Bengal Government that the consolidated salary of that appointment Rs 530 per mensem was less than the pay he would draw if in Military employ and on the matter being referred to the Inspector General of the Bengal Medical Department on that

officers

Officer's recommendation your petitioners services were retained in Civil employ and he was authorized to draw the Military pay of his rank Rs. 789. 3. a plus Rs 30 Dispensary allowance Total Rs 819. 3 a per mensem and this with retrospective effect from the 12th December 1865. vide order of the Government of Bengal No 2563 dated Calcutta 17th May 1866.

6. That no extra expense will be involved by adopting either of the above courses. Because during Dr Skinner's absence on Medical Certificate he draws his pay in the Military Department and the Acting Assay Master only receives 20 per Cent on the full Salary Rs 1500 of the Assay Master, which leaves a Monthly balance of Rs 593. 6. a in hand. Or in other words the duties of H M's Madras Assay Office are now conducted for Rs 593. 6 a less than the Sanctioned establishment.

7 That previous to your petitioner's appointment as Acting Assistant Assay Master

(3)

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to the Assay Department in 1862 he has been serving in Bengal and was unaware till his arrival at Madras in November last that Assistant Surgeon H.E. Busteed had already been confirmed in the Assay Department. Further after your petitioner's arrival at Madras he was informed semi-officially that his services had been applied for by the acting Mint Master (who is also ex-Officio Commissioner of Paper Currency) with a view to his employment as Assistant in the Paper Currency Office, on a salary of Rs 300. per mensem in addition to his pay Rs 666. 10 a as Assistant Assay Master. Total Rs 906-10 a per mensem. This appointment was strongly recommended by the Local Government on the ground that it was an economical arrangement, by which the salary of a separate officer on Rs 600 a Month would be saved. The Assay and Paper Currency Offices being located in the same building, and the duties

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duties not incompatible, there was apparently good reason to suppose that the combined duties might be performed with advantage by the same officer. Until therefore this proposition of the Government of Fort St George was disposed of your petitioner could not well have taken any steps on his own behalf. The above arrangement for combining the duties of the Assay and Paper Currency Offices not having met with approval or sanction, your petitioner is now compelled to speak for himself and make his claims known.

In conclusion your petitioner humbly trusts that he has succeeded in demonstrating for your Excellency's information that he has a substantial grievance which is deserving of your Excellency's favorable consideration and speedy redress.

And your petitioner as in duty bound shall ever pray.

(Sd) P. F. Bellew
Acting Asst Assay Master
Madras

(A true Copy)

W. S. Williams Lieut
Asst Surgn to the Govt of India

E & R. 16

R. Fmk. No 261/67.

Financial 18by Dept
Pros. 15 June.
Resolution of Bk of India
Financial Dept
No 426.

262

431

C/31 May
R/12 June

Enclosure
to 261.
Requesting to inform Dr
Bellew, with reference to his
Memorial, that he is con-
sidered to have no claim
to suspend Dr Buchanan
in the Assay Dept

Letter and Order

Order No 202 - 15th June 1865.

Communicated to Dr Bellew

W.W.

Assistant Surgeon P.W. Bellew, Assay Department, Calcutta, 15th June 1865.

C/12th June
R/15th " 39. 40.