M.R.O. 1—77,006—6-6-31.

(1) Number of pages 14

(2) Date of repair 18.10.24

(3) Initials of the Reference

MADRAS RECORD OFFICE.

Government of Madras.

Financial **DEPARTMENT.**

G.O. No.	Letter 21	Press / Mis.
32-34		
Dated	7-1-	1870.

32-34 617

Not to be folded or roughly handled

FINANCIAL DEPARTMENT.

No. 21.

FROM

J. I. MINCHIN, ESQ.,
Acting Chief Secretary to the Government of Fort Saint George,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FINANCIAL DEPARTMENT.

SIR,

I am directed to forward, for transmission to the Secretary of State for India, the accompanying memorial from C. Rungayya Nayudu, late a Kanakkapillai or Accountant in the Madras Mint, appealing against the refusal of this Government to admit him to pension.

2. The applicant's service is shown in the margin. This Government refused to admit the period passed as Acting Kanakkapillai, during which the applicant had no permanent post, as he was not confirmed in his office with retrospective effect. He now appeals on the ground that during the sixteen months, he acted on probation. If this period had been included, the deficiency of two months in his whole service, would probably have been overlooked, and a pension assigned to him.

	Y.	M.	D.
Actg. Die Kanakkapillai.....	1	4	0
Die Kanakkapillai...	13	6	0
	14	10	0

3. Copies of the Proceedings, marginally noted, of the Pension Department, connected with the case, are submitted herewith for information and convenience of reference.

4th February 1869,	No.		49.
9th July	,,	,,	207.
4th October	,,	,,	340.

I have the honour to be,
Sir,
Your most obedient servant,

Acting Chief Secretary.

FORT SAINT GEORGE,
7th January 1870.

Exd. J. Wright.

1870.
FINANCIAL DEPARTMENT.

From
The Acting Chief Secy. to Government,
Fort Saint George.

To
The Secretary to the Govt. of India,
Financial Department.

Dated 7th January 1870.

Read.

No. 21.
Enclosure.

JANUARY.
Nos. 32–34.

Forwarding, for transmission to the Secretary of State, a memorial from C. Rungayya Nayudu, late a Kanakkapillai in the Madras Mint, appealing against the refusal of this Government to admit him to pension.

To

The Right Honorable
The Secretary of State for India.

The humble Memorial of
C. Rungiah Naidoo.

Respectfully sheweth,

That Petitioner had served in the Madras Mint for a period of 14 years and 10 months in the capacity of a Die Conicopoly.

That he was entertained in the year 1854 by Colonel J. T. Smith, the then Mint Master, on succession to his father who thro' the infirmities of age was obliged to resign.

That Petitioner has now been thrown out of employ in consequence of the abolition of the Madras Mint.

That Colonel Carpendale, the present Mint Master recommended Petitioner to the Local Government for a pension on account of his service of nearly (less two months) 15 years; but that the Local Government have admitted Petitioner to only a gratuity of one year's pay.

That the Madras Government grounded their denial of a pension to Petitioner on the assumption that the first one year and four months of his service in the Mint was of an acting nature and, as such, not reckoning towards pension.

That this decision, so adverse to your petitioner, being based on an assumption which is not supported by the facts of the case, he begs most respectfully to lay

the following circumstances for the consideration of your Grace.

That it had always been customary with Colonel Smith, the late Mint Master, never to entertain an artizan in the Mint primarily in other than a probationary character. When his father had retired your petitioner was taken in his place in which he remained for 1 year and 4 months when he was along with others, confirmed by Colonel Smith prior to that officer's departure to take charge of the Calcutta Mint. That it was always understood that such confirmation had effect from the date of entertainment. Acting as your Petitioner was in a full vacancy and receiving the full salary of the same, his confirmation in that office, according to existing rule, must be held to apply to the period of 1 year & 4 months in question, inasmuch as the rule distinctly prescribes that when a person has been acting in a full vacancy and is subsequently confirmed in it, he is to be regarded, for the purposes of his pension, as a permanent holder of the office from the very first. That if Colonel Smith did not, when confirming petitioner and others in their appointments, say in so many words "with retrospective effect" yet that such was his intention is unquestionable; but as the Madras Government have apparently based their order on this omission, your Petitioner submits that it is hard justice that for a mere accident like this, he should be deprived of his pension, — especially when the principle of retrospective confirmation, in the spirit of the intention contended for by Petitioner is so distinctly declared in the rule above quoted. Moreover in the light of such a rule, the natural interpretation to be placed on the confirmation of Colonel Smith of artizans in the Mint after a period of probation is that, satisfied of their

fitness for their work, he permanently employed them from the date of their entertainment just as if they had been engaged on such an understanding from the first. Since, in the converse case, any person who after a trial of one or even two years had shown himself to be deficient would have been sent adrift without any compensation for his services beyond his mere wages for the time he was employed.

That in recommending your Petitioner to the Madras Government Colonel Carpendale assented the foregoing facts - and himself having had no doubt as to the permanent of your petitioner's service, recommended him for a pension on the ground that he only wanted two months to complete 15 years.

That under these circumstances, and seeing that he had but two months to complete his service of 15 years for a pension but which he was prevented doing by an act of the Government alone, making a reduction, Petitioner earnestly trusts that your Grace will be compassionately pleased to over-rule the decision of the Madras Government and in lieu of the gratuity which has been passed to him, authorize the grant to him of a pension - The pension to which he will be entitled is the small sum of Rs 5/- but however small, it will be a sure support to him in these his declining days - His sudden deprival of employment has involved your humble petitioner in great distress and as the Government have always shewn a generous disposition towards their servants who are thrown out of employ by a reduction of Establishment,

&c &c &c

Your Petitioner prays that he may be made the recipient of the bounty of the Government in the grant of the small pension for which he nearly served.

And he will ever pray.

16th November 1869

Your Most Obedient
and humble Servant
C. Rungiah Naidoo
Die Concopoley of the
Madras Mint

Rec'd 28/11/69

3 Nov 2861 28th " 69

Madras 16th November 1869

To

The Chief Secretary to Government
Fort St George.

Sir

I beg most respectfully to submit the enclosed Memorial (in triplicate) to the Right Honorable the Secretary of State for India, and humbly request that the same may be transmitted to its address at an early date.

I beg to remain
Sir
Your Most Obedient
humble Servant
C. Rungiah Naidoo
Die Concopoley of the
Madras Mint

dated 17/1/70
With orig Memorial in dupl:
& Revenue Proceedings

9X

Financial Department.

3

PROCEEDINGS of the **MADRAS GOVERNMENT.**

4

Read the following ~~letter~~ Memorial from C. Rungiah Naidoo, Die Contractor of the Madras Mint.

(Here enter 16th Novr. 1869.)

Order thereon of ~~December 1869~~ January 70, No 20

Ordered that the foregoing memorial be forwarded to the Government of India, for transmission to the Secretary of State.

[redacted]

To. No 21.

The Secretary to the
Government of India.
Financial Department

Sir,

I am directed to forward, for transmission to the Secretary of State for India, the accompanying Memorial from C. Rangayya Naydu, late a Kanakkapillai

No 2861 of 1869

From C. Rungiah Naidoo Die Contractor

Petn Dckt

Petition for Pension.

Dated 16th Novr 1869
Rec'd 18th Novr 1869

Enclosure.

Endorsing Memorial & Petition addressed to the Board of Revenue praying that the Secretary of State for India in Council would be pleased to grant him a pension.

Memorial may be forwarded to the Board of Revenue for disposal.

32

or accountant

Kanakkapillai in the Madras Print, appealing against the refusal of this Government to admit him to pension.

? could not some English born be found to represent a Die Comi Spillay?

2. The applicant's service is shown in the margin. This Government refused to admit the period passed as acting Kanikkapillai, during which the applicant had no permanent post, as he was not confirmed in his office with retrospective effect. He now appeals on the ground that during the 6 months, he acted on probation. If this period has been included, the deficiency of two months in his whole service, would probably have been overlooked, and a pension assigned to him.

	yrs	mo.	d.
Ag. Die Kanakkapillai –	1	4	0
Die Kanakkapillai –	13	6	0
	14	10	0

3. Copies of the Proceedings marginally noted, of the Pension Department, connected with the case, are submitted herewith

for.

4th February 1869. No. 49.
9th July. 1869. " 207.
4th October. 1869. " 340.

for information and convenience of reference.

Forst. 8th Govt.
7 Jany/70

Memorial from P. Ramayya Naidu, late Record Kamakshipillai in the Madras Mint.

(15)

Govt. of {18 } Madras.

Jail.

To

Dated May 7 } 1870, No. 20.
Recd. 14

Nos. 32. 34.

Directing that the Memorial of P. Ramayya Naindu, late a Kanakkapillai in the Madras Mint, appealing against the refusal of this Govt. to admit him to pension be forwarded to Govt. of India for transmission to the Secy. of State.

Ex. 13. Feb 69

Financial 1870.
DEPARTMENT.

From
The Chief Secretary to Government,
Fort Saint George,

To
The Secretary to the Govt. of India,
Financial Department,

Dated
Recd. Janv. 7. 1870

No. 21.
Enclosure.

Fin. 71

32. 34.

Forwarding for transmission to the Secy. of State a Memorial from C. Ranzayya Nayudu, late a Kanakkapillai in the Madras Mint appealing against the refusal of this Govt. to admit him to pension.