

Financial (1895) Department.

ORDINARY MS.

G.O., No. 157-58.

DATED 15th Feby 1895.

INDEXED. 16/17

[Despatch Abstract.]

Tahsildar's claim to Boat-hire.

Addressing the Government of India regarding the claim of the Tahsildar of Tirutturaippundi, Tanjore District, to boat-hire on the occasion of his inspecting certain villages of his taluk which were flooded during the rains of November 1893, and suggesting that some provision might be made in the Civil Service Regulations to cover cases such as that under discussion.

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Future

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1 ✓

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2-May 1895

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	333		22-4-95				

Financial (189) DEPARTMENT.

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE *Chief Secy to Govt.*
Encl: Septt.

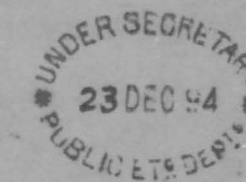
No. 3857

Dated 22

Received

Recd 24th

Encl



No.

Encl. 6. (Encl. C. No 3302 with encl. note).

Subject.

Regarding the interpretation put by this office on the words "other than journeys performed by rail or steamer" after the words "ordinary journey" in article 1133(a) of the C.R.

Defon current - $\frac{3238}{12}$ 884

Tanjore Collector's office,
Camp Kumbakonam,
24. Oct 1894

From

J. Thomson Esq
as Collector of Tanjore

To. The Secretary to the Commissioners
of Land Rev. Madras.

Sir,

The Tahsildar of Tirutturaiyppundi
had to inspect certain villages of
his Taluk, which were flooded during
the rains of November 1893 and could
not do so without the help of a
Boat. He accordingly paid Rs 2
as boat hire from the Permanent
Advance Fund of his office. The
Treasury Deputy Collector objected to the

charge which was recovered from
the Tahsildar and the Accountant
General concurs in the Treasury
Deputy Collector's view -

The Tahsildar maintains a bandy
and a pony and cannot be expected
to maintain a boat for inspection
during floods. This boat hire is a
legitimate charge on Government
and I solicit the sanction of the
Board for meeting it from Imperial
Funds.

I have the honour to be,
Sir,

Your most obt. servant

Ag Collector

3302

Treasury Accountant DEPARTMENT.

BOARD'S GEN. REG. NO 1796 OF 1894
LAND REVENUE

FORT ST. GEORGE,

Accountant-General's Office,

10th November 1894.

No. 3418

From

J. W. Rawlin's Esquire,
ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Secretary to the Commissioners of
Land Revenue.

SIR,

In reply to the Board's reference on
sub Register, No 3814, dated the 1st November 1894
regarding the claim of the Tahsildar of Tiruttorai
to boat hire on the occasion of his inspecting certain
villages of his Taluk which were flooded during
the rains of November 1893, I have the honour to
state that, under Article 1133 (a) of the Civil Service
Regulations, Taluk officials for journeys within
jurisdiction can claim travelling allowance
only when travelling by rail or steamer and
that there is no provision in the Regulations
authorizing local governments to sanction
allowances in cases of the nature in

Ordinary

1894
To
3426

1894
REVENUE DEPARTMENT
Enclosure No.
Current No. 9052

question.



I have the honor to be,

Sir,

Your most obedient servant,

Hammer
Accountant General.

St

3,000 copies.
16-8-94.



Proceedings of the Board of Revenue

(Land Revenue),

Dated 14th November 1894.

No. 6311, Mis. Routine.

READ letter from T. Thomson Esqre, Ag: Collector of Tanjore dated 24th Octr: 1894, Ref on C. No 3338. per; and the following reference thereon dated 1st November 1894:-

Forwarded to the Accountant General for favor of opinion as to whether the boat hire claimed can be sanctioned by Government as a special case under the provisions of the Civil Service Regulations. also letter from J. W. Rawlins Esqre, Accountant General, Madras, dated 10th Novr 1894, No 3413 to the Secretary to the Commissioners of Land Revenue, Madras.

Resolution. The Accountant General's letter will be communicated to the Collector of Tanjore. To the Collector of Tanjore (Two copy and Extracts signed) L. M. Wynne Secretary (Two copy)

L. M. Wynne
Secretary

1895
File
Enclos. No. 5
To
G. No. 3426

1894
File
2
3302

1894
REVENUE DEPARTMENT.
Enclosure No. 2
To Current No. 9253

1894.
Board of Revenue
(Land Revenue),
MADRAS.

Two copy of Board's
Proceedings, dated 14. 11. 1894,
No. 6311 *Mis. Routine.*

Subject.

1894
Final
Division No. 4
O. No. 3426

1894
REVENUE DEPARTMENT.
Enclosure No. 4
Current No. 9253

4
Final
3
3302

To Current No. 9253

BOARD'S REG. NO. 1862 OF 1894

Ref. on cur.
No. 3338 of 1894
Ver

TANJORE, COLLECTOR'S OFFICE,
Camp, Tanjore, 19th November 1894.

FROM

J. Thomson ESQUIRE,
Acting COLLECTOR,
Tanjore,

TO

The Secretary to the Commissioners of
Land Revenue
Madras

SIR,

Referring to the correspondence
my letter to Board dated
24th October 1894, Ref on
cur. No. 3338 of 1894, and
Board's Proceedings
Land Revenue, dated
14th November 94, No 6311 *Mis*
marginally noted,
I have the honor to
ask whether The
Board will not Con-
sider the propriety

of having the Regulations amended
so as to cover the water travelling of
Taluk
officials undertaken when other
modes are not available

What happened in Tiruthuraiappundi
Taluk.

Taluk may happen again, and
if my memory is correct has hap-
-pened before during floods in the
Godavari. It is only reasonable
that a Tahsildar who is not ordi-
-narily entitled to travelling allo-
-wance and cannot be expected
to maintain boat carriage for the
ordinary discharge of his duties
should, in extraordinary circum-
-stances be reimbursed expenses of
the sort in question

I have the honor to be,

Sir,

Your most obedient servant

For A Collector

and

by



Proceedings of the Board of Revenue

(Land Revenue).

Dated 1st December 1894

No. 6660. Mis

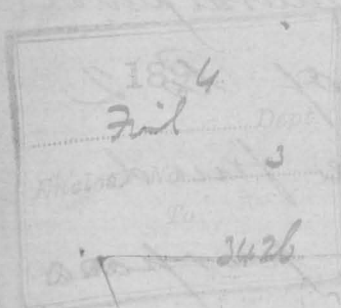
Letter from the Accountant General dated 10-11-94 No 3413 disposed of
READ Again Board's Proceedings dated 14 November
1894. No 6311 Mis.

Read also letter from J. Thomson Esq.,
Acting Collector of Tanjore, to the Secretary
to the Commissioners of Land Revenue,
Madras, dated 19 November 1894,
Ref. on b. No 3338
Vsr

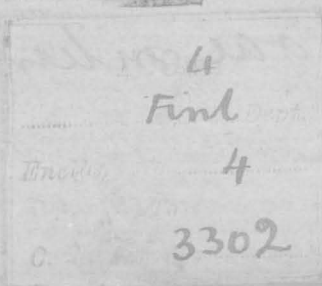
Resolution

The Tahsildar of Tiruthurai fundi
incurred an expenditure of Rs 2
from his ~~Revenue~~ ^{Permanent Advance} fund
on the hire of a boat for the purpose
of inspecting certain villages in his
Taluk which were flooded during
the rains of November 1893.

The charge was recovered from
the



returned
to Revenue Board
with reply.



the Tahsildar under the orders of the Treasury Deputy Collector. On a reference from the Collector the Accountant General was consulted and his opinion which is recorded in the letter read above was communicated to the Collector who now requests the Board to consider the propriety of procuring an amendment of the Regulations so that such charges may be admitted in future.

The Board accordingly resolves to submit the case for the orders of Government. It is true that as pointed out by the Accountant General, there is no provision in the Regulations authorizing Local Governments to sanction allowances in cases of the nature in question but the Board would observe that Article 1133(a) of the Civil Service Regulations only

only precludes Taluk officials from claiming travelling allowances for ordinary journeys within jurisdiction (other than journeys performed by rail or steamer) and would ^{there-}fore impliedly so admit liability for journeys performed under extraordinary circumstances as in the present instance in which it was impracticable for the Tahsildar to travel by the ordinary means of conveyance.

(True Extract)

(Signed) L. M. Wynne
Secretary.

To the Secretary to Govt

Pls Dept with 3 letters,
in original to be returned & copy
of B.P. 14-11-94 No 6311.

(1894.)

REVENUE DEPARTMENT.

Current Number. 9053

Recd. Genl. Office
18 DEC. 1894

From
The Board of Revenue,
Land Revenue.

CHIEF SECRETARY
11. DEC. 1894
GOVERNMENT OF MADRAS

Dated 1st - 12 - 94

Received 5th - 12 - 94 in Fint. 11th
Recd ... 13th
Enclosures 4.

No. 6660 Mis

SUBJECT.

Submitting for the orders of
Govt. letter from the Collector
of Tanjore recommending that
the Civil Service Regulations
be so amended as to allow Tahsil
dars to get travelling expenses for
journeys performed under extraordi-
nary circumstances.

W E

ABSTRACT.

CURRENT NO. 3302

Endorsement No 4846 Mis

Transferred to the Finan-
cial Department

Secretary to Govt

Fort St. George }
10th December 1894

Encl. 2507 417-12-94

Referred to the Accountant
General for remarks on the concluding
sentence of the Board's Proceedings

(By Order)
W. R. R. R.
Ag. Asst. Secretary

C.S.
15.12.

W.R.
10-12-94

CURRENT NO. 3426

Treasury Account DEPARTMENT.

FORT ST. GEORGE,

Accountant-General's Office,

22nd December 1894.

No. 3857

From

T. W. Rawlins Esquire,

ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Chief Secretary to Government,
Financial Department.

SIR,

With reference to your endorsement,
No. 2507, dated the 17th of December 1894 ~
referring to me for remarks the concluding
portion of the Board's Proceedings 6660 mis
dated 1st December 1894, I have the
honor to state that the Board apparently
infers from Article 1133 (a) of the Civil
Service Regulations that ordinary journeys
include journeys performed by rail or
steamer as well as by road and that
although Travelling allowance is inad-
missible for ordinary journeys by road
(other than those performed by rail or
steamer) it is admissible for ordinary

journeys performed by the latter mode of conveyance
and for extraordinary journeys in what
ever manner they may be performed.
no definition is suggested of the term
"extraordinary journey" unless it be a
journey performed otherwise than by
rail, steamer or road - but the journey
now under question is considered to be
one.

2. It seems to me that this interpreta-
tion of the article is a very forced one and
that the words "other than journeys performed
by rail or steamer" after the words "ordinary
journeys" were meant by a negative process
to define ordinary journeys as journeys that
were not made by those comparatively ex-
pensive modes of locomotion.

3. This is the sense in which the words
have always been understood in my office.

I have the honor to be,
Sir,
Your most obedt Servt;
John
Accountant General.

[G.]
69
2,000-19-1-94.



Memorandum.

Read the following

Jan 15/95 *15/1* *16-1-95*
With reference to
his letter of 22^d Decr/94,
No 3857, the Accountant
General is requested to state
whether the charge cannot be
[admitted against Contingencies
in accordance with the classifica-
tion in G.O. of 20th Octr/88,
No 783, Finl., or] debited to
"Fire, flood & epidemic charges
under 32. Miscellaneous? The
claim ~~is~~ not ~~appears to be~~
one for travelling allowance
and should not, ^{apparently} be dealt
with as such under the Regl.

Note
The "Freight carriage boat. hire"
mentioned on page 2 of this G.O.
refers, it is submitted, to freight
incurred on account of goods
only.

CS
11/1

He will see what he
says - *llg*

CS
11.1.95
llg 12/1

Copy 15/1
To the A.G. (with papers in orig.
60s recd).

Fin. (1895) DEPARTMENT.

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE Chief Secy to Govt
Financial Dept

No. 216

Dated

Received

27 February 95

Encls. Fin. 20

3502

ditto

Encls.



Subject.

stating that the boat charges incurred by the Tahsildar of Tiruturampundi to inspect certain villages that were flooded can only be admitted as travelling allowance not as contingent charges.

10. 274: 9-5-89 M.A. Fin.
80. 783: 20-10-86 Fin. Dept
+ Sec
10. 1175: 5-11-87. S.C.

Treasury Account DEPARTMENT.

CURRENT No. 308

FORT ST. GEORGE,

Accountant-General's Office,

2^d February 1895.

No. 216.

From

T. W. Rawlin's Esquire,

ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Chief Secretary to Government,
Financial Department.

SIR,

In reply to Mr. Assistant Secretary Francis' memorandum N^o 79, dated the 16th of January 1895 regarding the amount claimed by the Tahsildar of Trutturai-pundi for a journey made by boat to inspect certain villages in his taluq which were flooded, I have the honor to state that the charge represents "the actual travelling expenses incurred" by the Tahsildar "in travelling in the interests of the public service," and therefore, if admissible at all, can only be properly admitted as Travelling allowance under Article 1086 of the Civil Service Regulations.

With

2. With regard to the heads suggested in the above memorandum, I beg to observe that item 6 "Freight carriage or boat hire" in the classification of Contingencies recorded in Government Order No 783 dated 20th October 1888, Financial, (to which Government probably alludes) clearly, I think, refers to the freight of records &c and not to the travelling charges of Government Servants. The head "Fire, Flood, and Epidemic charges" under 32 Miscellaneous is also intended for contingent charges in that connection, not for Travelling allowances.

3. I fully admit the hardship of the present case, but in the absence of any provision in the regulations for the grant of travelling allowances in such cases, I am unable to recommend the admission of the charge. In these circumstances, I beg to suggest that if Government sees fit, a reference may be made to the Government of India on the subject.

I have the honor to be,
Your most obed^t Serv^t;

J. Rankin
Accountant General

[G.]
25.
00-26-11-94.

Financial DEPARTMENT

C. No. 308

FOR ORDERS.

I think it may issue. &
reference to the dea must apparently
be made

JG
11/2

Whether the accompanying draft may issue. The AG. was referred to ~~inconsequence~~ with advice to the Acting Chief Secy note of the 10th Jan'y, but it will be seen from C. No. 308 that he refuses to admit the charge under Contingencies

Cb
5/2

It is a pretty sum no doubt but it is something to the Treasurer. It is not the amount so much as the principle involved. The Act. General will clearly not pass the M. 2 as a contingent charge. He affirms that it is travelling allowance & nothing else and that he therefore cannot pass. One might struggle through under Contingencies as subject to audit but it would not after what the AG has said be an honest way of getting out of the difficulty.

10

5/2/95

Tahsildar Boat Hire

FOR ORDERS.

H.M. & Hon'ble Mr. Grose

CS

From Orders

C7/2
R12/2

Financial Department

C. Nos. 3302 & 3426. + 308

ORDER, 15 May 1895 No 157

The Government of India will be addressed.

TO
The Revenue Dept./3302=Q.3426=P/
.. Accountant Genl./3302 & 3426=Q/

LETTER, No 158

TO
The Secretary to the Govt. of India,
Finance and Commerce Dept.

SIR,
A Tahsildar in the Tanjore District

had to inspect certain villages in his taluk, which were flooded during the rains of November 1893, and being unable to do so without the help of a boat, incurred an expenditure of Rs. 2 from his Permanent Advance Fund on the hire of a boat. This amount has been recovered from him by the Accountant General on the ground that, under article 1133/a/ of the Civil Service Regulations, Taluk officials for journeys within jurisdiction can claim travelling allowance only when travelling by rail or steamer and that there is no provision in the Regulations authorizing Local Governments

6. I am also to suggest
[I think we might also ask that some means might be devised under which the necessity of making up the Govt. of India about such very petty matters (as that dealt with in this letter) had to be avoided. This might, in the opinion of the Local Govt., be done by fixing a limit, say Rs. 10, 20 or 50 or what they pleased, up to which local funds might be empowered to order occasional (not recurring) expenditure in face of the A.G.'s objection that it was not covered by or was against rule.

[7/2/95]

13/2/95

Governments to sanction allowances in cases of the nature in question.

2. The Collector of Tanjore considers that the Tahsildar, who maintains a ~~car~~ ^{car} and pony and who is not ordinarily entitled to travelling allowance, cannot be reasonably expected to maintain boat carriage for the ordinary discharge of his duties and should, in extraordinary circumstances, be reimbursed expenses ~~such as those incurred in the present case.~~

3. The Board of Revenue observes that article 1133 /a/ only precludes claims to travelling allowance for ordinary journeys within jurisdiction and would seem therefore impliedly to admit liability for journeys performed under extraordinary circumstances, as in the present instance, in which it was impossible for the Tahsildar to travel by the ordinary means of conveyance.

4. The Accountant General is unable to accept the inferences apparently made by the Board /i/ that ordinary journeys include journeys performed by rail or steamer as well as by road and /ii/ that although Travelling Allowance is inadmissible for ordinary journeys,

by

by road /other than those performed by rail or steamer/ it is admissible for ordinary journeys performed by the latter mode of conveyance and for extraordinary journeys in whatever manner they may be performed. No definition has, he remarks, been suggested by the Board of the term "extraordinary journey", unless it be a journey performed otherwise than by rail, steamer or road. The Board's interpretation of article 1133/a/ is, he considers, a very forced one. The words "other than journeys performed by rail or steamer" after the words "ordinary journeys" ~~was~~ were, in the Accountant General's opinion, meant by a negative process to define ordinary journeys as journeys that are not made by those comparatively expensive modes of locomotion and this is the sense in which the words have always been construed in his office.

5. It seems to His Excellency in Council that it would be inequitable to make the Tahsildar pay for the extraordinary mode of conveyance he was forced to adopt. I am to solicit the orders of the Government of India in the matter and to suggest that some provision might be made in the Regulations to cover cases such as that under discussion.

6. [Vide Supra]

(From Order)

Cs.
12.2.95

Cs.
18/1/95

6/2/95

Office -

It seems ridiculous to go to India about this. In the first place it is not a claim for travelling allowance at all and should not be dealt with as such under the Regulations. The paltry two rupees should be paid as a contingent charge. I suppose Govt. can sanction this under the orders relating to Flood and Fire, and if necessary such sanction can be given again on occasion arising -

24.10/1

H.M. & Hon. Mr. Grose, I.C.S.

Note for the C.B.

Submitted that it is

doubtful whether the A.G. would accept this, since the item has been charged as T. & A. It seems best to consult him

C.B.
11/1

29/10/1915

27/2/1916

When given for copying _____
When copied _____ } 189.
When examined _____
When signed _____

READ AGAIN G.O., No. _____ DATED _____
189 ,

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.

N.B. -

A = Copy in full.
B = Not to be copied
P = Copy abstract only.
Q = Copy heading only