

Financial (1897) Department.

ORDINARY MS.

G.O., No. 457

Dated 5-6-97

INDEXED.



[Despatch Abstract.]

Directing the Accountant-General to write off the account the sum of Rs. 85 being the balance due for the audit of the Official Assignee's accounts and authorizing him to accept the sanction of the Honourable the Judges of the High Court to such writes off in future.

Page
unsuccess
A brief abstr

T. 1/1/97

sent
1/1/97

BACK PAPERS.

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

FURTHER PAPERS.

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

Financial (1897) Department.

CURRENT No. 1587.

BC
21/5/97

From the *Off. Secy. General*
21 MAY 1897
GOVERNMENT OF MADRAS

For Orders

Submitted that the High Court may be authorised to sanction write-off in such cases as the Govt. can have no information on the merits of each case.

46
26/5/97

BC

Complete note please. It will not take time to put up with on every current.

CMS

A full history of the question is found in pages 158 & 160.

No. 48. Vol. of 16-1-86.

Happy A. Let us know the unnecessary expenditure. A brief abstract is now being - 1/6.

No. 133
115

Dated 19th May 1897.

Received 21st May 1897

Registered 22nd May 1897

Enclosures /

Spare copies

SUBJECT.

Requesting that Govt. will sanction app. waiving the claim for the balance of Rs 85 due for the audit of the accounts of the official assignee, Madras.

BACK PAPERS.

G.O.	No.	Department.	Date.
	55 48	Int. —	22.1.90 (A.C.) 16.1.86 (S.C.)

FURTHER PAPERS.

G.O.	No.	Department.	Date.

[F. 23]
1,000-25-17

Financial (1897) Department.

CURRENT No. 1587

From

The off^r Acct^t genl.
Madras

Order

No. $\frac{383}{115}$

Dated 19.5.97

Received 21.5.97

Registered 22.5.97

Enclosures 1

Spare copies.

SUBJECT.

Reqⁿg that govt. will sanction
A. g's waiving the claim
for the balance of Rs 85/-
due for the audit of the
accounts of the official
Assignee, Madras.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 97

Official Assignee Office
High Court House
Madras 13 February '97.

From

John J. Kernan Esq.,
Official Assignee, Madras.

To the Accountant General
High Court Madras.

Sir,

Adverting to my letter of the 19 August last
and to your letter of the 11 June '96 No. J.B.B. 172 and
subsequent reminders, I have the honor to inform
you that Mr Justice Shaphard does not consider it
desirable that the arrear audit fees should be paid
out of my Office charges. Fund as suggested by you.
He is of opinion that as there are no funds to credit
of the majority of the estates in respect of which
the arrears are due, the arrears of fees should be
written off. This course was adopted on a previous
occasion - See Proceedings of Madras Government
and Order of the 29 January 1890 No 55.

B

I have &c
(Signed) John J. Kernan,
Official Assignee

True copy.

J. O. B. Sowers
Chief Superintendent

Subd. Secy
Accountant General's Office
May '97

J. B.

CURRENT NO 158

Book DEPARTMENT.

FORT ST. GEORGE,

Accountant-General's Office,

No. $\frac{9313}{115}$

19th May 1897.

From

M. A. Muthaiah Esqre,

My ACCOUNTANT-GENERAL TO THE

To

GOVERNMENT OF MADRAS,

THE

*Chief Secretary to Government,
Financial Department.*

SIR,

A I have the honour to state that of the fees claimed from the Official Assignee under Government Order No 48 Financial dated 16 January 1886 for the audit of his accounts every half year, the following are reported to be irrecoverable. The fees were demanded as soon as the audit of the half years accounts was completed and were paid either immediately or from time to time as funds accrued to the estates from which the fees were held to be due. It is finally reported now that out of the demand made in the undermentioned

1897

First

Enclos. No 1

C. No 1587

Half year of demand	Total demand	Amount recovered and written off	Balance unrecoverable
1 st half of 1884	270	260	10
2 nd " "	190	185	5
1 st " 1885	210	200	10
2 nd " "	210	185	25
1 st " 1886	230	220	10
1 st " 1888	145	140	5
1 st " 1891	255+5	255	5
2 nd " "	125+5	125	5
1 st " 1892	430	425	5
1 st " 1893	275	270	5
		Total	85

I have the honor to be,
 Sir,
 Your most obed^t servant,
 Wm Michael
 M^r Accountant General.

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE

No.

Dated

Received

No.

Subject.

C. No. 1587.

THE GOVERNOR.

THE HON'BLE MR. BLISS, C.I.E.

THE HON'BLE MR. GROSE, C.I.E.

SUBJECT.

Fees for the audit of the Official Assignee's accounts.

No need to look for this with this: he would undoubtedly sanction the withdrawal of Rs.

FOR ORDERS.

The history of the ~~audit~~ *for the audit of the acct. of the Official Assignee* fees is given in full on pages 1 to 3

of G.O.No. 48, Financial, dated 16th January 1886; the following summary reproduces the main facts:-

Under the rules of the High Court, dated 22nd December 1848, an audit of fees of Rs. 5 was charged on each estate in which the official assignee had received and disbursed Rs. 100 or more. This practice continued up to 1866, when the office of the Master and Taxing Officer of the Supreme court was finally closed. Between 1868 and 1877 the accounts were passed by special auditors appointed by the Chief Justice and the fees were paid by Govt. From 1878 to 1885 the Accountant-General audited the accounts and ultimately claimed a fee of Rs. 300 for each half-yearly audit. *The payments were not regular in 1886* and there was ~~thus~~ an unadjusted balance of Rs. 2,100.

The High Court did not feel authorized to pay the amount from the funds at its disposal and the Govt. directed it to be written off.

For subsequent audits, practice of charging Rs. 5 for each estate was reverted to. When however it was found that the estates were unable to bear the charge, Govt. had to waive the claim as in G.O. No. 55, dated 29th January 1893 (Rupees 30).

The Accountant-General now reports that a sum of Rs 85 is similarly irrecoverable, as the estates in respect of which the claims are due have no funds to their credit - and requests sanction to write off the amount. *This may be sanctioned.*

Submitted that the High Court may be authorized to sanction writes off in such cases, as the Govt. can have no information on the merits of each individual case.

AB
2/6/97 *CMB*
3.6.92 *28*
4/6/97

CB
Order W. 457 of 5th June '97
mis

The amount in question (Rs 85) will be written off
2. The Acct. Genl will be authorized to accept the sanction of the Hon'ble the Judges of the High Court to such amounts written off in future

CMB
5/6/92

28
5/6/92

The Hon'ble the C. J. (with C.J.). (a to)
- Acct Genl (a to)

Recd 12/6/97
M. Cammude - in addn to
state copy to
Sanction order
Added
AL.
Aug
6/4/97

Then given for copying *8/6*
Then copied *9/6*
Then examined *10/6* 1897
Then signed

READ AGAIN G.O., No.
182

DATED

CURRENT No.

ENCLOSURE 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.
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