

Financial (1899) Department.

ORDINARY MS.

G.O., No. 321

Dated 3-3-99

INDEXED.

[Despatch Abstract.]

Recording letter from the Registrar of the High court furnishing reasons for certain omissions in its budget estimates for 1899-1900 and the large provision under "Purchase of books", noticed by Govt. on reviewing the estimates; stating that the charges for the Lawrie Asylum Press Almanac & the civil list are debitable to 32. Miscellaneous; and requesting the A.G. to make the necessary provision thro' his budget notes.

occure Budget estimates.

and
1899/2

BACK PAPERS.

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

FURTHER PAPERS.

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

Final
Financial
Judicial

(1899)

Department.

CURRENT No. 312



From

The Registrar of the
High Court of Judicature,
Madras.

Order

Dis. No. *76* of 1899.

Dated 20th January 1899.

Received 22 } *January 1899*
Registered 23 }

Enclosures -

Spare copies -

SUBJECT.

Stating the reasons for not furnish-
ing Government with the required cer-
tificate under rule 10 of the instruc-
tions relating to the preparation of
Budget Estimates, and for the omission
of details of the Actuals for the past
3 years under contingencies, and also
the necessity for the enhanced provi-
sion under Purchase of books in the
Budget Estimate for 1899-1900.

BACK PAPERS.

G.O.	No.	Department.	Date.
1178:	6-12	98 sc	
309-10:	2-5	96 "	
71:	14-1	76 "	
1981:	27-11	74 "	
991:	30-11	97 sc	
721:	4-9	97 "	
550:	16-7	97 mi	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Dis. No. 96 of 1899.

High Court of Judicature,
Madras, 20th January 1899.

From

A. L. Hannay, Esquire,

Registrar of the

High Court of Judicature,

Madras.

To

The Honourable Mr. G. Stokes,

Chief Secretary to the Government of Madras.

Honourable Sir,

With reference to paras 3 and 10 of G.O.No.1178 Financial, dated 6th December 1898, reviewing the Budget Estimates under Law and Justice for 1899 - 1900, I am directed to reply as follows:-

Para 3.- The certificate required has not been given as the only Register maintained in this court is compiled from the quarterly returns submitted by District Judges and District Magistrates in accordance with rule 8 printed at pages 25 and 28, Part II of the Civil Rules of Practice, and these returns furnish figures under " Allowances Supplies and Services and contingencies " only, and not under " Salaries and Establishment " nor under " receipts ": further, they cannot be accepted as correct, unless verified by the Accountant General before submission to the High Court, as is done in the case of monthly fine statements under rule 278 printed at page 180 of the Criminal Rules of Practice, but they are not so verified.

The details of the Actuals for the past 3 years under the

various heads mentioned in G.O.Nos. 309, 310 Financial, dated 2nd May 1896, will not be available until the end of the next official year. Such details therefore can only become available for the budget of 1901 - 1902.

Para 10.- The enhanced provision of Rs. 600 was inserted to make a book adjustment of the cost of the marginally noted publications supplied to Lower Courts.	Copies.	Rs.
	20 of Asylum Press Almanac for District Judges.-----	140
	14 of Asylum Press Almanac for Sub- Judges.-----	98
	28 of civil List for District Judges.-----	220
	13 ---- do ----for sub-Judges.-----	143
	Total.---	601

I have the honour to be,

Honourable Sir,

Your most obedient servant,

A. L. Hannay
20th 99
Registrar.

In 801 Nil 27-8-97

2/10

C.O. No 1178 7th 6.12.96

x the High Court

Financial Department
Current No 312.

Note
In the current read above, the High Court furnished reasons for the omissions in its budget estimates for 1899-1900 and the large provision under "Purchase of books" notified by Court in its order on the estimates.

1. The omission to furnish the certificate prescribed in rule 10 of the budget rules that the actuals reported have been verified with those recorded in the books of the Audit General is stated to be due to the fact that "the only register maintained in this Court is copied from the quarterly actuals submitted by District Judges and District Magistrates in accordance with rule 8 printed at pages 25 and 26, Part II of the Civil Rules of Practice, and these returns

returns furnish figures
under Allowances, Supplies
and Service, and Contingents
only and, not under Salaries
and Establishment nor
under receipts. Further,
they cannot be accepted
as correct, unless verified
by the Acct. General before
submission to the High Court.
As is done in the case of
monthly fine statements under
rule 278, printed at page
180 of the Criminal Rules
of Practice, but they are not
to be verified.

The High Court would appear
to have missed the point
of the observation of Gout.
The Accountant General
furnishes statements showing
actuals recorded in
his books and rule 10
of the Budget rules require
that the General Officers
submitting budget es-
timates should verify
the figures in their depart-
mental accounts with
those

those furnished by the A.G.
If the High Court has no
accounts of its office
of the charges incurred in
the lower courts, it may
communicate extracts
from the statement furnis-
hed by the A.G. to the
several courts, or on receipt
of estimates which, it is
probable, it receives from
the lower courts, compare
the actuals reported by them
with the figures of the A.G.

The quarterly returns
referred to by the High Court
were intended for a speci-
fic purpose, viz. to enable
the High Court to reappe-
riate grants for contin-
gent charges from one
district to another.

2. The next observation made
by Gout was that details
of actuals for the past two
years under the District
clerk were not supplied
in all cases. The Budget
furnished figures generally
in

estimates of the High Court

in totals and where details are given, it is not against every item of fluctuating charge, ^{that they are given} as required in rule 38 of the budget rules. The High Court explains this omission by saying that the details will not be available until the end of the next financial year, and that such details therefore can only become available for the budget of 1901-1902. It is submitted that the High Court has not explained why the figures will not be available until the end of the next financial year. The Judicial Department may perhaps be in a position to throw some light on the matter.

The next point is about the provision for "purchase of books" for Civil and Sessions Courts, of Rs 10,144 made by the High Court, for 1899-1900 against a revised

Page 9 of the original budget
flagged

Please see note flagged
in the original of G.O. No
1178. Dated 26-12-98.

underestimate of Rs 250
and a grant of Rs 348 for
the current year and the
actuals of Rs 282 for 1899.
In the column for remarks
the High Court said that
the "~~provision~~" "the increased
provision is made with
reference to G.O. No 772 dated
26th Sep 1898; revised
allotment is considered
sufficient." The remark
was not understood. G.O.
No 772 dated 26th Sep 1898
merely circulated a statement
of periodicals supplied
under the order of Govt.
amounting up to 31st Aug 1898.
The allotment under the
head was therefore reduced
to Rs 314 and the High Court
was requested to furnish the
Govt. with further information
on the matter. In the
letter under reference, it
is explained that the enhanced
provision of Rs 600 was
inserted to make a book
adjustment of the cost of
the

marginally noted publications
 supplied to lower courts; these
 being copies of Lawrence
 Cassam Dress Almanac
 3 and Civil List. It is not
 known why the remaining
 sum of 66 was provided.

It is submitted that the
 allotment of Rs 374 under
 "Purchase of books" may
 be raised to Rs 950 and
 the "Probable savings"
 of Rs 27,500 under Salaries
 of District and Sessions
 Judges raised by a similar
 amount, and the Acct.
 General requested to make
 the necessary alterations
 to his final issue of
 Civil Budget estimates for
 the year

1-99

Cs.

Subd. that the Acct. may be
 asked (u.o) to show his remarks
 & suggestions

Cur.
 31.3.99

No. 317, d/1-2-99

A. G. u.o.

H. G.

Grant for the current year.
 Provision made by the
 High Court

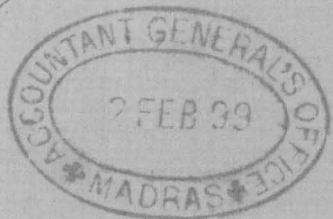
1014

Grants 666

Requis for
 book adjustment 600

Remainder not
 explained 66.

x Page 24 of No 1178
 6-12-98



Nothing would be gained by the High
 Court being made to comply with the
 provisions of rule 10 of the Budget rules.
 My figures are recorded by Districts
 and not by courts and to make these
 agree the High Court would have to
 receive accounts from each court, and
 then make a compilation of them and
 then correspond with my office about
 differences. It would mean increased
 work all round; the High Court would
 certainly require additional establish-
 -ment and there would be no compensating
 advantages.

With regard to the details of fluctuating
 items for three years, it is not possible
 for the High Court to give them and I
 have them only from 1897-98. They were
 lumped together before that. I shall
 be able to give those for three years
 next year.

With regard to the charges for books,
 the High Court is wrong in budgeting
 for them as they were charged to 32
 Miscellaneous in accordance with
 Government order No 801 Financial
 of 27 September 1897. I have made
 provision accordingly.

M. G.

A. G.

Des. No 13 of 17.2.99



C. No. 812

Order no 321 & 3-3-99

vis.

Recorded

In the circumstances reported, the verification of the actuals with those in the A.G. books will involve an amount of work not commensurate with the result, and the Govt. will not insist on the submission of the certificate by the institutions for the preparation of the budget estimates. It is better that the reason for the omission is briefly mentioned in future estimates.

The details of fluctuating items for these years are available only from 1897-98, prior to which years they appear to have been shown in lump in the A.G. books. It is suggested that details for the available years may be furnished with the next budget.

28/9

~~budget estimates for 1900-1901.~~

The charges for Lawrence
Asylum Dress Allowance and the
civil list are debitable to
32. Miscellaneous.

~~for 1899-1900 and 1899-1900.~~

The A.C. will be requested to
make the necessary provision through his budget unless
time to be made up. This amount
will not be sufficient for the
adjustment referred to by
the High Court. That office
will be requested to raise
the balance by Rs. 600.

curr.
16.242

[Handwritten signature]

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The A.C. (arr)
Hon. Mr. Chittenden with L. (arr)

Recd
6/3/99

Use B.C. in original. *[illegible]*
27-289 " for *[illegible]* *[illegible]*
estimates
Office Budget files (arr)

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sent
7/3/99

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When given for copying 3/
When copied 3/3 } 1899.
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READ AGAIN G.O., No.
189

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DATES

PAPERS NOT FILED UP, BEING KEPT FOR REFERENCE
IN ORIGINAL.

N.B.-

- A = Copy in full.
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Initials of
attender.