

21/3

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
1517/99 223/99	627-28 26.5.99						

Act 1225 is applicable to this case & as Mr Stuart was not in duty at Ottawa throughout the period he was that T.A. is inadmissible.

M. J. C. B. section.
South Green

Financial CURRENT NO. 549 8 FEB 1899

Endorsement No 65 of P. 299

Transferred to the Financial Department for disposal.

23/1/99
The Financial Dept
with notes in original

To Fin. Secy
Wm Fin. Secy
State whether these
papers appertain to it
23/1/99

Recd 8/2/99
Recd 9/2/99
En. Legislative Cms 349 with enclosure
203 P.O. No 322 of 24-5-99

A 2
107-2-99

Legislative
Educational (1898) Department.

CURRENT No. ^{399.}~~377~~



From The Director of Public Instruction, Madras.

In Orders

The Hon. Mr. G. H. Stuart's travelling allowance bill for Rs 133-12-0 for attending the meeting of the Legislative Council held at Ootacamund on the 13th June 1898 was returned unpassed by the Accountant General for want of a certificate from the A.G. that his presence was required on duty throughout the period from 7th June to 15th July. vide Article 1225 of the C.G.R. The Hon. Mr. Stuart however replied saying that his case did not fall under this Article of the C.G.R. as he went up to Ootacamund simply to attend the meeting of the Council. As the Accountant General does not agree with this view, Mr. Stuart applies for sanction to draw the allowance.

A certificate of the kind required by the A.G. cannot apparently be given, but it is not clear how else the allowance can be drawn. Perhaps the A.G. may be asked to. Whether under the circumstances, it will be sufficient if the Govt. simply passes the bill for payment.

No. 13955-

Dated 10 December 1898-
Received 12 }
Registered 13 } 12-98
Enclosures - 5.
Spare copies

SUBJECT.

Submitting letter from Mr. G. H. Stuart enclosing a travelling allowance bill for journey to Ootacamund to attend the Legislative Council meeting there To A.C. Genl. no for favour of remarks.

HT 20/12/98

PH 12/12/98

G.O. No.

15/17/98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Let CURRENT No. 399.

Indo-Asian Library
No. 405 Rd 8 17/3/99



Presidency College, Madras.
23rd November 1898.

From

The Principal

To

The Chief Secretary to Government

Through

The Director of Public Instruction,
Madras.

Sir,

I have the honour to submit my travelling allowance bill for a journey to Ootacamund to attend a meeting of the Legislative Council on 13th June last, together with the Accountant-General's Objection Statement, etc. and to request the Special Sanction of Government to enable me to draw the amount. The journey was made during the vacation of the Presidency College, when I had no duties either at Ootacamund or Madras, except the duty of attending the Council meeting, and therefore it was not incumbent on me to return to Madras immediately after the meeting.

The journey was made solely with the object of attending the Council meeting and would not otherwise have been made.

I have the honour to be,
Sir,

Your most obedient servant

G. H. Stuart
Principal

211
CURRENT No 399

No 13955 dy 10-12-98

Submitted to
Government
S. Suman
Director of Public Instruction.

FROM

THE PRINCIPAL,

PRESIDENCY COLLEGE, MADRAS,

To
The Chief Secretary to
Government
through the Director of Public
Instruction.
No. 370.

Dated 23rd November 1898.

Received



SUBJECT.

Submitting his travelling
allowance bill for journey to
Coimbatore to attend Legislative
Council and requesting the
Special sanction of Government
to enable him to draw the amount.

RR No 16942/98

File C 549

Note for the CA

With reference to the CA's
orders directing me to submit
supplication for the delay in I
~~order~~ beg to submit that the
file was sent to Mr Salisbury
by the CA's person. As Mr Salisbury
could not find the paper he
gave the file to me to find out
the G.O. asked for by the CA. As
I could not trace the paper in
Financial I searched in the Est
tables, found out the G.O. & showed
it to Mr Salisbury who sent
in a requisition to the Est
Dept. The G.O. has not yet been
received from Est. The file
which was in the Ref is submitted
herewith.

SS
4/3/99

Note for the CA

The Est G.O. referred to is
obtained from the Est Dept &
put up. The Clerk in the Est
Dept tells me that the paper
was supplied to the Finl Dept &
returned the G.O. on the 6th inst.

but ~~there is~~ no entry of the S.O. can
be traced in their Reg. & Mr. Salisbury
says that it was not used in the Rep. Dept
at all.

AS
9/1/89

Financial Dept.

C. No. 549.

Note

Article 1224 of the
C. S. R. lays down "Officers
"other than those mentioned in
"the Hill Allowance Regulations
"who require to go to a hill
"station on duty, are, under the
"ordinary rules entitled to
"Travelling Allowance for the
"journey there and back and
"to daily allowances for the
"period of halt on duty at the
"hill station. But Local Govern-
"ments and Heads of Departments
"have power to refuse, and
"should refuse, Travelling Allow-
"ance to an officer who visits
"a hill station on duty, the per-
"formance of which would
"require his presence at the
"hill station for a short time
"only, if he prolongs his visit
"beyond the period required
"for the performance of the duty."

2. Art. 1225 says "An Audit
Officer should retrench the
 "Travelling Allowance for a
 "journey to and from a hill station;
 "of an officer who remains at the
 "hill station for more than ten
 "days, unless the Head of the
 "Department or where the Officer
 "is himself the Head of a Depart-
 "ment, the Local Government
 "officially intimates that the
 "presence of the Officer was
 "required on duty throughout
 "the period."

3. The Hon. Mr. Stuart, the
 Principal of the Presidency College
 proceeded to ~~totacannund~~ on the
 7th June 1898 to attend a meeting
 of the Legislative Council on
 the 13th idem. He stayed here
 till the 15th of July last as he
 had no duties elsewhere, the
 Presidency College having been
 closed for the vacation
 4. He submitted to the Accountant
 General his Travelling Allow-
 ance bill for Rs 133-12-0 as
 detailed below:-
 Double first class fare Rs 82.
 (Tot From

For 1 day

B. F. 82-0-0
 Mileage Rs 45-12-0
 Daily allowance 6-0-0
133-12-0

This was claimed in accordance
 with the first part of art. 1224-
 C. S. R. (para 1 supra).
 5. The Accountant General
 objected to the payment of the
 amount for want of a Certificate
 from the Director of Public In-
 struction the head of his Dept.
 that ^{Mr. Stuart's} presence at ooty was
 required on duty throughout
 the whole period (i.e) from 7th June
 to 15th July 1898 as required in
 article 1225 C. S. R.

6. The Hon. Mr. Stuart, however,
 replied that the journey was
 made solely with the object of
 attending the meeting of the
 Legislative Council and
 would not otherwise have
 been made and that the
 art. 1225 did not apply to
 his case.

7. The Accountant General
 contends that ^{as Mr. Stuart} the Principal
 stayed at ooty for his own
 convenience after the

+ This journey & was the the
 cause of the whole matter
 11/11/98

I
211

meeting was over and for more than ten days the article does apply and says that travelling allowance is in- admissible to him.

8. It is submitted that Mr Stuart would have been entitled to the allowance had he returned from Ooty on the 14th June 98 (i.e.) soon after the Leg. Council meeting.

22/2/99
22/2/99

In the CS.

There was no violation of the rules on the part of the Hon. Mr. Stuart who is not changing Govt. for more than he would have done had he left Ooty immediately the Council was over. The case is not one to which ~~an~~ article 122B can be applied literally ~~and~~ it is submitted.

The Hon Mr. Stuart went up in the Leg Council and states that the journey would not otherwise have been made. The

Ref from
out of
General case
Jan
Please see 80. 10. 95-B
8/12/99

214.3.98
216.3.98

Presidency College was in vacation at the time and Govt. was not deprived of any of the time Mr Stuart should have devoted to his ordinary duties by his remaining at Ootacamund. It is submitted that the Ag. may be authorized to admit the charge. If the Ag. refuses and asks for a reference to India, then is, it is thought, a good case in favour of the variation above

214.3.98

H.L.

I will allow the claim.

yes
15.3.99

11/5/98

11/5/98

meeting was over and for more than ten days the article does apply and says that Travelling Allowance is in. admissible to him.

8. It is submitted that Mr Stuart would have been entitled to the allowance had he returned from Ooty on the 14th June 98 (i.e.) soon after the Leg. Council meeting.

22/2/99

In the CS.

There was no violation of the rules on the part of the Hon. Mr. Stuart who is not changing Govt. for more than he would have done had he left Ooty immediately the Council was over. The case is not one to which article 1225 can be applied literally and it is submitted.

The Hon. Mr. Stuart went up in the Leg Council and states that the journey would not otherwise have been made. The

Ref. from
Out of
Sundar case
your case
Please see 80. 10. 98-B
19/3/99

C14. 3. 98
R16. 3. 98

Presidency College was in vacation at the time and Govt. was not deprived of any of the time Mr. Stuart should have devoted to his ordinary duties by his remaining at Ootacamund. It is submitted that the A.G. may be authorized to admit the charge. If the A.G. refuses and asks for a reference to India, there is, it is thought, a good case in favour of the retention above.

Cust. 10. 3. 98.

H. L.

I will allow the claim.

Yes.
15. 3. 99

11/11/98

11/11/98

C. No.	From the	Principal	Interest	No.	dated	189
399	From the	Principal	Interest	370	23.2.89	1898
		Endowment	7.12.93	13.950	10.12.98	(20)
		"	1.1.94	"	"	1899
		"	5.1.94	"	"	1899
		"	"	"	"	189
		"	"	"	"	189

no 405 of 17-3-99

Order
his

Govt. considers that the
the situation enable
Mr Stuart's claim is
admissible, and the
Acct General will be
authorized to pass it.
(From Orders)

Cutb.
17. 3. 54

117. 24

20

one ant. larva with
enclosures to leg. C. No 399.
(a of it, and 2 fresh)

one Stumble, Bur Stuart (2 of all)

" Leg. orbt. (a of 1 & 2 of 2 & 3)

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Desp'd
21/3/99

When given for copying 18/3
 When copied 18/3
 When examined 18/3
 When signed

189

READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURES TO O. 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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A = Copy in full.
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21/3/99.

[$\frac{7}{21}$]
70-21-80

But again the following
Financial (1899) Department.

ORDINARY MS.

G.O., No. 405
DATED 17-3-99

INDEXED. 9/9

$\frac{10}{2} \times \frac{13}{1}$
17/3/99

[Despatch Abstract.]

Authorizing the A.G. to pass the travelling allowance bill of the Hon'ble Mr. G. H. Stuart, Principal of the Presidency College, for his journey to and from Port-au-Prince in connection with the meeting of the Legislative Council held at that place on the 13th June 1898.

PRINTED IN G.O., dated
Fin.
3-7-1899, No. 753

T 17.3.99