M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1014 Press Mis.
56-58

Dated 29—7— 1935

Not to be folded or roughly handled

No. 56. Read the following letter from V. SOONDARA NAIDOO, Principal Sudr Ameen of Combaconum; to T. PYCROFT, Esq., Chief Secretary to Government, Fort St. George, dated 6th July 1859, No. 84.

1. I have the honor to forward for the kind consideration and orders of Government an application to my address from D. Venkiah, late Head Writer of my Court; requesting me to refer to, and lay before them his case, and to solicit their permission that he may either resume his duties, or enter into any other Office; and in consideration of his long services and the high testimonials he possesses (as the enclosed copy of the Register of the late Assistant Judge's Court since converted into Principal Sudr Ameen's will shew) and the Office of Head Writer not having been finally disposed of as yet, I take the liberty of recommending his request to favorable consideration.

2. The circumstances under which Venkiah has been thrown out of his situation are as follows. On the 6th March 1859, he applied to me for sick leave for 20 days under Sections IV and V of the Rules in continuation of the special leave for 5 months and 24 days granted to him, on the 13th September 1858; but it was refused on the score of the Civil Auditor's objection, as per his letter to me dated 14th March last, in which he stated that, no provision being made in the Rules for sick leave being granted in continuation of special leave, he was precluded (without the special sanction of Government,) from admitting the case of this applicant, and that therefore any absence beyond the special leave, must be treated as "absence without leave" with forfeiture of full pay. Again, on the 25th of March last, he applied, through me, to the Sudr Udalut for 2 months' leave under Section VIII, but that was also refused in accordance with the Civil Auditor's Report dated 6th April last, (with a copy of which I was furnished by the Sudr Udalut on the 18th Idem) in which that Officer expressed his opinion to the same effect as he has done in his letter to me above alluded to.

3. I further beg leave to mention that the Sudr Udalut, in answer to my letter to them dated 17th Ultimo, recommending the case and application of Venkiah, stated that I am at liberty to address the Government direct on the subject.

Referred to the Civil Auditor for report.

(Signed) T. PYCROFT,
Chief Secretary.

Fort St. George, 14th July 1859.

No. 57. From J. L. LUSHINGTON, Esq., Civil Auditor; to T. PYCROFT, Esq., Chief Secretary to Government, Judicial Department, dated 18th July 1859, No. 497.

In acknowledging the receipt of the letter of the Principal Sudr Ameen of Combaconum, dated 6th Instant, No. 84, forwarded with your Endorsement, dated 14th Idem, I have the honor to inform you that, D. Venkiah, Head Writer of the Principal Sudr Ameen's Court of Combaconum, having overstayed his special leave, and their being no Rule which provides for special leave being extended by sick leave, I had no alternative, but to subject him to the penalty prescribed by Section II of the Absentee Rules for cases such as his, as however the penalty of forfeiture of appointment is not always to be enforced, it rests with Government to decide whether or not it shall be enforced in the present instance. The time which he may be absent without leave will not count for pension.

From D. VENKIAH; to the Principal Sudr Ameen of Combaconum, dated 7th June 1859.

With reference to an Extract from the Proceedings of your Court of the 11th April last, forwarded to me, stating that the leave obtained by me having expired by the 9th March, my full pay will be stopped from the said date; and that if I be absent till the 9th April, I may be considered as being out of employ; I have the honor to inform you that

1st. I obtained from you special leave for six months on the 13th September last, under Section VIII of the Civil Auditor's Precis of the Uncovenanted Service Absentee Rules, and proceeded to Trichinopoly on private affairs.

2nd. As I was unable to return to my duties in time owing to ill-health, I was obliged to submit on the 6th March last, my application, accompanied by a Medical Certificate, requesting you to extend my leave till the 26th of that month, under Sections IV and V of the said Rules.

3rd. Having some urgent private affairs, I was obliged to proceed to Madras, and applied to you on the receipt of the enclosed endorsement from the Officiating Civil Auditor, requesting you to obtain for me leave of absence for two months from the 27th March, under Chapter III, Section VIII of the Civil Auditor's Manual.

4th. As the two Extracts from the Proceedings dated 17th March and 11th April last, sent to me by you (one declining to grant me the Medical leave I solicited, and the other granting me however one month's leave from the 9th March last with forfeiture of my full pay) did not reach me before the expiration of those leaves; as I am detained here from some unavoidable cause in my family; and as my office (Head Writer) has not yet been filled up; I beg you will, on a kind perusal of the Official Register, kept in the Court under the Government Rules, dated 14th July 1857, be pleased to take into your favorable consideration, my past services for nearly 24 years; and the fact of my having applied in time to proper authorities for an extension under article 4 of para. 1 of the Extract from the Proceedings of the India Government, dated 28th September 1858, No. 5670, published in the Official Gazette of the 19th November 1858, No. 3284, page 1087, and do me the favor of recommending my case to Government to the effect that I may be allowed to return to my duties, or to enter in any other Public Offices, without loss of my services under this Honorable Government.

No. 58. ORDER THEREON, 29th July 1859, No. 1014.

Under the circumstances represented, the Government will not exact from D. Venkiah, Head Writer of the Principal Sudder Ameen's Court of Combaconum, the forfeiture of his appointment—but he will not be allowed to count for pension the period for which he may be absent without leave.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Establishment	Date	Appointment	Salary		Period of Service held appointment.			Remarks regarding punishments severe and formal reprimands, and all Special commendations or marks of approbations.
					Y	M	D.	
1	2	3	4.		5			6.
Zillah Court of Chittoor	29th June 1836. 25th May 1838	Serishtadar by Promotion by Int. F. Lascelles and Acting Cazi 10 months & 20 days	100	"	2	9	17	man, and a very valuable Company's Servant, and as such, I recommend him strongly to any Officer succeeding me, in this Court."
Zillah Court of Cuddapah	15th April 1839	Serishtadar by Int. P. H. Stromberg	100	"	-	11	20	
Civil and Sessions Court of Cuddalore	16th September 1843	2d writer by Int. F. Lascelles	35	"	1	1	20	No. 3 — Certified on the 18th October 1832, by J. Dyecraft Esqr Acting Assistant Judge of Cuddalore that "I had every reason to be satisfied with the attention to public business exhibited by D. Venkiah Deputy writer of that Court."
Commissioner's Office of Guntoor	1845	Translator by Int. Walter Elliot	50	"	1	"	-	
College of Fort St. George	12th September 1846	Extra Teacher to attend upon Do. by Capt. J. M. Rowlandson	35	-	2	10	4	No. 4 — Certified on the 1st January 1833 by
Commissioner of Northern Circars	16th July 1849	Translator by Int. Walter Elliot	70	"	2	10	15	F. A. Baker Esqr 1st Judge of the Centre Provincial Court that "I have found active, willing and diligent, he has received many testimonials of good conduct to which I am happy to have it in my power to add another."
Civil Court Trichinopoly	6th May 1853	Acting Civil Record keeper by Int. G. M. Swinton	35	-	"	1	18	
Assistant Court Commissioner	30 June 1853	Acting Head writer by Int. G. M. Swinton	40	"	"	"	16	No. 5. Certified on the 19th January 1833, by
Do.	16 July 1853	Head writer by Int. G. M. Swinton	40	-	4	5	16	A. P. Onslow Esqr Acting Assistant Judge of Cuddalore that "I have had every reason to be pleased with D. Venkiah deputy writer during the time I have acted here".
	Up to 31st December 1857				21	7	14	No. 6. Certified on the 20th April 1834 by
								W. H. Tracy Esqr Register of the Chittoor

Zillah Court that Venkiah has been Seristadar of the Zillah Court of this Station for the past year under my immediate inspection and from what I could observe of his conduct during that period I consider him an honest, intelligent and able Servant and very active in the duties of his Office."

No 7. Certified on the 24th September 1834 by S. H. Ward Esqr. Acting Register that "D Venkiah has served as Seristadar during the time I acted as Register in the Zillah Court at Chittoor and seemed to me to be an honest, intelligent, and attentive person, and his accounts were always correct."

No. 8. Certified on the 3 March 1835 by Mr. Wilson Esqr. Register that "D Venkiah Seristadar of the Zillah Court of Chittoor has given me great satisfaction during my Registership in the said Court. He is a good Accountant and his accounts of the Treasury were always found to be correct. He is a valuable public Servant."

No 9. Recorded on the 29th June 1836 by F. Lascelles Esqr. Judge of Chittoor that "Seristadar D Venkiah Puntooloo be appointed Seristadar on the increased allowances of 100 Rupees

per Mensem. In passing this order the Judge considers it proper to record his entire approbation of the conduct of this Servant and to express a hope that the liberality of Government will be an inducement to continue his exertions in the performance of his duty."

No. 10 - Recorded on the 23 April 1839 by J. Onslow Esqr. Register in charge that "D Venkiah Puntoolo was entertained as Court Seristadar from 1st March 1833 to 15th April 1839, during which time the Register in charge has every reason to believe he conducted his business with attention and satisfaction."

No. 11. Recorded on the 15 April 1839 by P. H. Strombom Esqr. that the Officiating Zillah Judge of Cuddapah on his removal to the Zillah Court of Chittoor, being anxious to take with him an old and confidential Public Servant, and one who has been accustomed to his mode of business and having ascertained that Mr. Lascelles now appointed Judge of Cuddapah concurs in his wish as regards the Seristadar lately under him at Chittoor, and also that the Seristadars are both willing to make the exchange of situations. He, therefore hereby appoints Doonegaguntz Venkiah late Seristadar of the Chittoor Zillah

Court to be Seristadar of the Cuddapah Zillah Court vice Calabrega Vencatroyadu transferred as Seristadar to Chittoor."

No 12. Certified on the 20th July 1839 by C. Newbery Esqr Acting Judge of Cuddapah that "D Venkiah Seristadar of this Court has been known to me for a very short time, but during the time he has served under me, I have had great reason to be pleased with him and have found him particularly useful."

No 13 - Recorded by F. Lascelles Esqr Judge and Criminal Judge of Cuddapah that "D Venkiah Puntoolu the present Seristadar of the Zillah Court at Cuddapah, I have known for many years - during the whole of which time I have been satisfied with his conduct both as a public officer and privately as a native gentleman - I may add that up to this date I have never received the slightest complaint against him. I hope that he may long continue acting in the same upright manner he has done hitherto and thus continue to obtain the praises of his superiors".

No 14. Certified on the 22d July 1840 by John Walker Esqr Judge of Cuddapah that "I may certify that during the short period of my acquaintance with you at Cuddapah you appeared to manifest considerable aptitude for the office held by you &c

Seristadar to the Zillah Court, particularly in having a fair knowledge of English in being well able to prepare the many figured statements required of you, and in professing habits of punctuality and order."

No 15. Recorded on the 4th October 1843 by F. Lascelles Esqr Acting Civil and Sessions Judge of Cuddalore that "Read Petition received from D. Venkiah Puntoolu praying for a situation. Here enter the Testimonials &c of his character from 1 to 19. As the Petitioner formerly held the situation of 2d writer on the establishment of the late Auxiliary Court of Cuddalore, and subsequently filled the office of Seristadar in the Zillah Courts of Chittoor and Cuddapah and as he appears to have resigned his office on account of ill health, the Acting Civil and Sessions Judge has appointed him to act as 2d writer in his Court, as he considers him competent to fill the situation, having known him to be an active and zealous public Servant for many years."

No 16 - Extract from a Statement submitted to the Court of Sudr Adalut dated 1st January 1844 by F. Lascelles Esquire Acting Civil Judge. D Venkiah

Pentoo-loo 2d writer. "I have found this Servant very intelligent, steady and attentive to his duty. He is a good accountant, understands four of the oriental languages, and is a good English scholar. There is no situation in the Civil and Sessions Court which he is not well qualified to fill. I have much confidence in him."

No. 17 - Recorded on the 2d October 1844 by F. Lascelles Esqr. Acting Civil and Sessions Judge of Cuddalore. "that the Services of this Servant the 2d writer, in the performance of this very arduous and difficult duty, are deserving of much commendation". The Acting Civil and Sessions Judge may repeat regarding this Servant what he has already recorded above when alluding to the Peristadars conduct, that he has no recollection of ever having had cause to be displeased with any act he has performed."

No. 18. Recorded on the 6th May 1853 by G. Jn. Swinton Esqr. Acting Civil Judge of Trichinopoly. "that the Acting Judge resolves to appoint D Venkiah to act as Civil Record keeper in the room of Streenevasa Naick who is removed from his acting appointment as the Court cannot place that confidence on him requisite in so important and confidential a situation". Trichinopoly 6th May 1853.

No. 19. Recorded on the 16th July 1853 by G. Jn. Swinton Esqr. Assistant Judge of Combaconum. "that the Assistant Judge resolves to confirm Venkiah in the situation of Head writer of this Court he having given satisfaction in the discharge of his duties ever since he was appointed to act."

No. 20 - Recorded on the 6th August 1853 by G. Jn. Swinton Esqr. Assistant Judge. "that the Assistant Judge has much pleasure in being able to record his satisfaction with the conduct of the Servants of the Court."

No. 21. Extract of a letter from C. H. Bird Esqr. Assistant Judge to the Acting Civil Judge of Combaconum dated 20 March 1854.

D. Venkiah the Head writer "I have had reason to be well satisfied with his intelligence and ability, and I believe he gave satisfaction to my predecessor

the late Mr. Swinton as well as to the Commissioner for the Northern Circars under whom he was previously employed."

No. 22. Recorded on the 27 March 1856 by C: W: Bird Esqr. Assistant Judge that "the Assistant Judge desires to place on record his satisfaction at the manner in which the Ministerial Servants attached to the Assistant Court have conducted their duties." "All the Servants noted marginally have done their duty zealously and to the best of their abilities". "The Assistant Judge trusts they will still continue to deserve the approbation of his successor and that they may meet with promotion."

Venkiah Head Writer.
Samiah - - -
Swoogreham pillay
Greenevasa Row
Venentachellum

No 23 - - Recorded on the 24 April 1858 by C: W: Bird Esqr Assistant Judge. that the Assistant Judge being about to leave the District desires to place on record his satisfaction with the manner in which D. Venkiah has performed the duties of his Office since December 1853 while the Assistant Judge has been presiding in the Court. Venkiah has done his work steadily, zealously and in a creditable manner. He has in no instance been censured, much less fined, for neglect of duty or other cause, connected with the public service and he is decidedly a good English Head Writer. The Assistant Judge has had no cause for believing that his integrity could be impeached in reference to public matters while serving under him."

/ Signed / C: W: Bird
Assistant Judge

/ True Copy /

Wm Dalrymple Nairne
Principal Sudr Ameen

Wm D Venkiah
Head Writer

No. 1014 – 29 July 1859.

Under the circumstances represented, the Govt. will not recede from D. Venkiah, Head Writer of the Principal Sudder Ameen's Court of Combaconum, the forfeiture of his appointment – but he will not be allowed to count for pension the period for which he may be absent without leave –

JP

To
The Principal Sudder Ameen of Combaconum
The Civil Auditor.

} Disp. 31 July

Enclosure No 2 in a letter from the Principal Sudder Ameen of Combaconum dated 6 Aug 1859.

To
The Registrar of the Court of Sudder Adawlut
Fort St. George –

Forwarded for the orders of Government, as requested in Rankine's letter No 1143.

Fort St. George
The 29 July 1859.

Pros of Curty 29 July
Inclosure 1859 Schedule

From
The Civil Auditor.

To The Chief Secretary
to Govt
Jud Dept

Dated 18 July 1859.
Rec'd

No 497
Enclosures 5
Jr

Opinion of the
Civil Auditor on the
Cases stated & Queries
&c Weiki Embezzlement
the answers which have
been duly certain rules
in the case

Cuttack 20th July 1859

With an Order

50 @ 58