

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1083	Press Mis.
1-2	
Dated 13. 8. 1859	19

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
from 13th to 19th August 1859.*

No. 1. Read the following Proceedings of Government in the Revenue Department, dated 8th August 1859, No. 1064.

Devolving on Heads of Departments the whole of the power in respect to the grant of leave to Uncovenanted Officers, which the orders of the Government of India enable this Government so to delegate. } (Vide Proceeding Revenue Department from 6th to 12th August 1859, No. 19.)

No. 2. ORDER THEREON, 13th August 1859, No. 1083.

Communicated to the Sudder Udalt.

The Judges will apply to Government, if in their opinion, it is necessary to enlarge the Civil Auditor's Manual Chap. VII, paras. 212 & 213. powers delegated to them to grant leaves of absence to Uncovenanted Officers—or to transfer any portion of those powers to the Civil Judges as regards the Uncovenanted Officers in their respective Zillahs.

(Signed) T. PYCROFT,
Chief Secretary.

PROCEEDINGS of the MADRAS GOVERNMENT.

Dated 8th August 1859, No. 1064.

Para. 1. The rules notified by the Government of India on the 22d February 1856 for granting leave of absence to Uncovenanted officers, were originally designed to affect officers drawing one hundred Rupees and upwards a month; but it was afterwards directed that the spirit of those rules should be applied also to servants drawing less than 100 Rupees a month.

2. Section I. of Chapter I. of the rules requires that in the case of parties holding appointments direct from Government, leave of absence shall be granted by the Government only; in respect of all other officers, it is left optional with the Government "to delegate to heads of offices or departments power to act upon the rules without special reference to higher authority."

Revenue Department.
Ex. M. C. 26th May 1856, No. 534.
Do. 2d July " " 673.
3. The Government accordingly in their order of the 26th May 1856, No. 534, acted on this permission; and at present, under the orders noted in the margin, Collectors grant leave under Sections IV., VI., and VII. to the extent of six months to Uncovenanted servants below the rank of Hoozoor Sheristadar; and the Board of Revenue are empowered to grant leave within the same limits to Collectors' Sheristadars as well as to all Uncovenanted servants of their own office establishment. The leave thus granted by the Board is required to be given only after a report on the application by the Civil Auditor, and to be notified in the Gazette.

Department Public Works.
Notification 27th January 1857, paras. 7-8.
4. In the Department of Public Works the Chief Engineer is authorized to grant one month's privilege leave in the Calendar year without loss of salary to persons employed in the department. He is also empowered to grant leave to the extent of six months on sick leave and private affairs to Uncovenanted servants in his own office whose salaries exceed 100 Rupees a month.

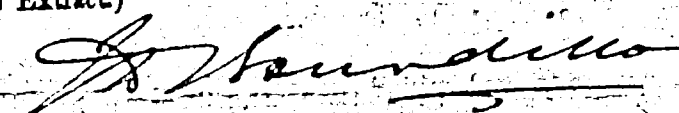
5. Under the existing rules the Government find their time unprofitably taken up in considering and passing orders on applications for leave from subordinate servants, which would be more properly disposed of by the heads of the departments respectively. The order of Government in such cases is little more than a mere form; and the Governor in Council is satisfied that the heads of the departments, will be more likely to scrutinize carefully applications for leave, when the responsibility of giving the leave rests on them, instead of being thrown off on the Government. He resolves therefore to devolve on those heads of departments the whole of the power in this respect which the orders of the Government of India enable him so to delegate.

6. Under this resolution the Board of Revenue and Collectors will exercise the powers respectively possessed by them without limitation to six months.

In like manner the Chief Engineer will now exercise all the powers given to this Government by the leave rules, in the case of persons in his department not deriving their appointments from Government or from the Home Authorities. But as it is undesirable that this power should be wholly centralized, the Chief Engineer will be requested to report his opinion to what extent, following the analogy of the Revenue Department as above described, it will be proper to empower District Engineers to give leave to their subordinates.

7. All leave granted by heads of departments should be given only in strict conformity to the rules and orders in force on the subject.

(True Extract)



Secretary to Government.

To the Board of Revenue.
" Director of Revenue Settlement.
" Itham Commissioner.
" Conservator of Forests.
" Chief Engineer.
" Judicial Department.
" Public Department.
" Financial Department.
" Military Department.

Exd. H. M. Elliot.

Order of Court 19 Augt
Judicial. 1859. Sept 28

Proceedings of Court and the
Revenue Reports. etc.

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4/10 Aug 1859.

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in respect to the grant of
leave to the same
Officers, which the order of
the Court of above would the
Court to delegate.

Copy of Court
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Leave from 10/10/10

NO. 1083. 13 August 1859
Communicated to the Sud-
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Civil Auditors. Leave of absence to the same.
III. James 212 & 213.

transferred any portion of their
powers to the Civil Judges as
regards the Miscellaneous
Officers in their respective
jurisdictions.

JP

The Suden Bladlet. Sept 10

1852

Gifts and Orders.