M.R.O. 1—30,000—16-10-37.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1531 Press Mis.

3-6

Dated 10-6- 19-68

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, for the month of November 1859.

Read the following letters.

No. 3. From P. GRANT, Esq., Magistrate of Malabar; to T. PYCROFT, Esq., Chief Secretary to Government, Judicial Department, Fort Saint George, dated Calicut, 28th September 1859, No. 89.

In reply to Proceedings Madras Government, Judicial Department, and their Order thereon, dated September 8th, 1859, No. 1208, I have the honor to inform you that the proper heirs of Havildar Ahomed Khan, and Jemadar Coomaren Nair, are Amina Bee, the widow of the former, and Meenachee, the daughter and only child of the latter.

2. Lieutenant Blomfield, Commanding the Malabar Police Corps, to whom a reference on the subject of the pensions to be bestowed on the above heirs was made, is of opinion, that a monthly pension of Rupees three and Annas eight to each will be sufficient. These sums, it is to be observed, fall considerably within the amounts of pension allowed to the heirs of Native Officers, of corresponding rank in the Regular Army.

3. A Jemadar's heir receives a pension of Rupees 7-8-0, and a Havildar's receives Rupees 4-8-0—vide page 302 of Military Pay and Audit Regulations—and I should feel inclined to give the widow of the Jemadar a somewhat larger pension than Lieutenant Blomfield proposes. Considering the prices of the ordinary necessaries of life, Rupees 5 will not be more than is requisite for her comfortable maintenance, and liberality in this instance I look on as good policy. Whatever pensions Government may resolve to grant to the heirs of deceased, they will, I presume, become payable from the date of death of the Officers.

No. 4. From P. GRANT, Esq., Collector of Malabar; to T. PYCROFT, Esq., Chief Secretary to Government, Judicial Department, Fort Saint George, dated Calicut, 13th October 1859, No. 100.

With reference to your Memorandum of the 7th Instant, I have the honor to state, that in paragraph 3 of my letter adverted to by you, the term Havildar should be substituted for Jemadar. The heir of Havildar Ahomed Khan is his widow Amina Bee, and the heir of Jemadar Coomaren Nair, his daughter Meenachee.

No. 5. Read also Telegram from the Magistrate of Malabar; to the Chief Secretary to Government, dated 28th October 1859.

"I must apologize for the mistake. The Jemadar's heir is only two years old, and must, I suppose, get Rupees 4 and Annas 8, a higher pension seems unnecessary. The Havildar's widow should also be allowed Rupees 4 and Annas 8, the full pension of her rank, as a less sum would not suffice for her maintenance."

No. 6. ORDER THEREON, 11th November 1859, No. 1536.

In accordance with the Proceedings of the 8th September last, No. 1208, the Honorable the Governor in Council sanctions the grant of a pension of (Rupees 4-8) four Rupees and eight Annas, to each of the undermentioned heirs,

Meenachee, only child of Jemadar Coomaren Nair, and
Amina Bee, widow of Havildar Ahomed Khan,

both deceased Officers of the Malabar Police Corps. These pensions will commence from the dates of demise of the Officers, and be payable for life.

Civil Auditor's Manual, Chap. III, paragraph 147.

2. The Magistrate will submit the prescribed tabular application to Government in the Civil Pension Department, for the issue of the usual Certificates.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Proceedings of the Madras Government, Judicial Department, from 3rd to 9th September 1859.

No. 43. Read the following letter from P. GRANT, Esq., Magistrate of Malabar; to T. PYCROFT, Esq., Chief Secretary to Government, Judicial Department, Fort St. George, dated Calicut, 3rd August 1859, No. 70.

Jemedar Coomaren Nair and Havildar Ahmod Cawn, of the Malabar Police Corps, who volunteered, in May last, to accompany Lieutenant Blomfield to North Canara, have since died of cholera whilst on field service in that part of the country, at Jugglepett.

2. Lieutenant Blomfield strongly advocates the bestowal of a small pension on their heirs. On grounds of justice as well as policy, I strongly support his recommendation. Hitherto Nairs have steadily avoided entering the ranks of the Army; and I think that the effect of a pension being bestowed in the present instance, may be to encourage people of this caste to take service in future. They are a fine, independent, class of subjects, and would make good soldiers.

3. The following paragraph taken from Lieutenant Blomfield's letter, is so much to the point, that it is quoted at length.

" These men having volunteered from a purely Local Corps to serve wherever their services should be required, and being in the actual performance of Military duty in a disturbed District at the time of their decease, would, I should imagine, naturally come under the provisions of paragraph III of the sanctioned Rules of the Corps regarding pensions to men wounded, or died in the field."

" At all events I should think that these are cases to which the benevolence of Government might justly be extended, and therefore request that you will kindly co-operate with me in the above recommendation."

4. In these sentiments I quite agree, and certainly, I think, that the spirit of paragraph III of the sanctioned Rules of the Corps is fully adhered to, when the heirs of men deceased of Cholera on field service, are pensioned.

5. Paragraph III of sanctioned Local Rules adverted to is in accordance with the spirit of paragraph VI of the Rules sanctioned by Government, and referred to in paragraph 5 of Extract Minutes of Consultation, dated 23rd December 1853, No. 768.

No. 44. MINUTE by the HONORABLE the PRESIDENT, dated 31st August 1859.

The pensions should, I think, be granted. Death caused by disease contracted on service is equivalent to death by wounds received on service.

(Signed) C. E. TREVELYAN,

No. 45. MINUTE by HIS EXCELLENCY the COMMANDER-IN-CHIEF, dated 31st August 1859.

Pensions ought certainly to be granted, under the rule applicable to Native Soldiers of the Line dying of disease contracted on foreign service.

(Signed) PATRICK GRANT.

No. 46. ORDER THEREON, 8th September 1859, No. 1208.

The Honorable the Governor in Council is of opinion that, according to the Rules sanctioned for the Malabar Police Corps, the heirs of the two deceased Officers, named in the Magistrate's letter, should be admitted to pension, on the ground of their having died of disease whilst engaged on foreign service. Resolved that the Magistrate of Malabar be requested to report, who should be recognised as the heir of the two Officers respectively, and what the pensions should be. The amounts should not, it is to be observed, bear a higher proportion to the pay of the deceased Officers than is borne by pensions given to heirs of Native Officers of corresponding ranks in the Regular Army, who have died of disease on foreign service to the pay of such Officers.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Paragraph 1 as [illegible]
2. The Magistrate will submit the

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Judicial. 27.

Proceedings of the Madras Govt.

Read letters from the
Magistrate of Malabar. Dated 28th September 1859 No. 89.
" 13th October —— " 100.

Read also Telegram from do—

Order 11th November 1859. No 1536.

In accordance with the Proceedings of the 8th September last No. 1208, the Hon'ble the Governor in Council sanctions the grant of a pension of Rs 4-8 —Four Rupees and Eight— Annas — to each of the undermentioned heirs— Meenachee, only child of Jemadar Coomaren Nair, &
Amina Bee, widow of Havildar Ahomed Khan,
both deceased officers of the Malabar Police Corps.

These pensions will commence from the dates of demise of the officers, & be payable for life.

2. The Magistrate will submit the

Civil Auditor's Manual,
Chap: III – para. 147.

the prescribed tabular application to Govt. in the Civil Pension Department for the issue of the usual Certificates.

JJP

The Magistrate of Malabar.
" Pension Dept.
" Civil Auditor
" Acct. General.

dispd 16th 10-1886

Prov: of Govt 20 Nov.

Judicial 1859 Depart.

No 1536.

Proceedings of Govt

20th November 1859.

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C. Nov. 20.