

MADRAS RECORD OFFICE.

Government of Madras.

General DEPARTMENT.

G.O. No.	535	Presse
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<i>54-55</i>		
Dated	18 th April	10-1859

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 19th April 1859.

No. 50. Read the following letter from G. E. COWER, Esq., Acting Third Judge of the Madras Court of Small Causes, to T. PUCHOFF, Esq., Chief Secretary to Government, Fort St. George, dated 13th April 1859, No. 40.

Sir,

May I beg that you will do me the favor, to submit to the Honorable the Governor in Council, my application for three months' privilege leave of absence, from the 27th Instant, under Section VI of the Unincorporated Service Regulations, and Extract Minutes of Consultation, under date the 10th day of September 1857, with reference to which I have the honor to state that for more than 8 years I have had no leave of any description.

At the same time I beg respectfully to submit the orders of Government, as to the rate of remuneration, to be made me during my absence, as from a consultation with the Civil Auditor, I being that gentleman's extreme desire, as to whether I should in strictness be entitled to more than the pay of my primary office, as Chief Clerk of the Court.

On this point, I would observe, that if my personal acting appointment, were held for a sufficient length of time, by a gentleman otherwise disinterested with the service, he would doubtless be entitled under the rules for Law Officers, to his privilege leave, without any reduction of salary, and if this is considered, I submit it is not reasonable to suppose, that Government should award a greater amount of such grace to a stranger, than to its own servants.

I am so happy that the Government will be disposed to look favorably on my case, when it is remembered, that during a lengthened service of nearly 17 years, I have had but one month's privilege leave, and that the 1st and 2nd Judges, have both recently had this indulgence, extending over six months in the aggregate, during which period, an enormous amount of labor has devolved on me, as I am led to believe, not without its effect on my health, & were it not for which, I should more hesitate to ask for a favor, which I might not be perfectly competent to grant.

I certify that Mr. Cower is in a bad state of health and requires change of air. I am of opinion that Mr. Cower requires, for the recovery of his health, leave for at least three months.

(Signed) J. URQUHART, M. A.

Surgeon

Madras, April 17th 1859.

Referred for the early report of the Civil Auditor.

Fort St. George }
13th April 1859 }

(Signed) W. C. SIM.

Dy. Secy. to Government.

General Department

No. 274.

Report of the Civil Auditor.

The Acting Civil Auditor has the honor to report that Mr. G. E. Cower, Acting Third Judge of the Madras Court of Small Causes, is eligible to the three months' leave now allowed by him under Section VII of the Unincorporated Service Regulations.

With reference to the 2nd part of Mr. Cower's letter, the Acting Civil Auditor begs to observe that, as laid down in the 13th para. of Chapter III of the Civil Auditor's Manual, that "any allowance payable from the date on which the Unincorporated Officer enters on the performance of his acting duties, and during the period of each post-annuity only, and as to the disposition to allocate a suitable appointment of superior rankment that constitutes the value of the Office departed, to enter allowances." Under those circumstances Mr. Cower cannot claim any portion of the salary of his acting appointment but will have to revert to the remuneration of his Sub-Office. The person acting as Chief Clerk to the Court, will be paid from the sum payable from Mr. Cower during his absence.

Fort St. George, }
Civil Auditor's Office, }
19th April 1859 }

(Signed) J. L. LUSHINGTON,

Acting Civil Auditor.

To the Chief Secretary to Government.

Fort St. George, Judicial Consultation, 19th April 1859.

No. 55. ORDER THEREON, No. 535, dated 18th April 1859.

Mr. Cower will be informed that, in the event of his absence, he will forfeit his deputation allowance.

2. Ordered that a copy of the Civil Auditor's report on his application for leave, be forwarded to him.

(Signed) T. PYCROFT,
Chief Secretary.

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Not a copy?
18. April 1857.

Jeff

The Ag. Third Judge of the }
Small Cases Court. } 18. April 1857