M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 634 Press
44-45 Mis.

Dated 7— 8— 19 1859

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, from 4th to 10th May 1859.

No. 44. Read the following letter from J. L. LUSHINGTON, Esq., Civil Auditor; to T. PYCROFT, Esq., Chief Secretary to Government, dated 6th May 1859, No. 418.

Mr. J. H. Blair obtained a furlough of 3 years in the Gazette of 1st March last, together with a month's preparatory leave.

2. The Rules prescribe that when a Civil Servant is on preparatory leave, he is entitled to a moiety of salary of his substantive appointment, and Mr. Blair's salary Bill up to the 30th Ultimo, was passed accordingly.

3. In the Proceedings of the Madras Government, Judicial Department, No. 597, of date 30th April 1859, Mr. Blair is permitted to continue to draw pay as Sub Judge of Rajahmundry, until his embarkation for Europe on furlough, I have the honor to request that I may be informed of the circumstances under which this indulgence has been granted for my information and guidance.

No. 45. ORDER THEREON, 7th May 1859, No. 634.

It is observed, that Mr. Blair did not give over charge, or avail himself of his leave until the 11th Ultimo. His leave, as originally granted, will thus hold good to the 11th May, before which the Steamer on which he is to embark for England will have left. The order of the 30th Ultimo, was to prevent any doubt being entertained as to Mr. Blair's title to pay (that is to such portion—a moiety—of his pay as he is entitled to under the rules) consequent on the Subordinate Court at Rajahmundry having been abolished, and a Principal Sudder Ameen's Court substituted from the 5th Instant.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Judicial.

Proceedings of the Madras Govt.

Read letter from the Civil Auditor — Inter 6th May 1859 No. 413.

Order thereon — 7th May 1859 No. 634

It would appear from the above letter that the Civil Auditor has construed the order in the Proceedings of Govt. cited in para 3. of his letter, as an indulgence granted to Mr. J. H. Blair permitting him to draw the full salary of his late office of Subordinate Judge of Rajahmundry up to date of his embarkation on furlo.[1] Such an interpretation of the order would not be consonant with the rules of the Service.

Mr. Blair did not give over charge, or avail himself of his leave, until the 11th Ulto. His leave as originally granted will thus hold good to the 11th May, before which the Steamer on which he is to embark for England will have left. The order of the 3rd ult.[o] was to prevent any doubt being entertained as to Mr. Blair's title to pay consequent on the Subordinate Courts at Rajahmundry having been abolished, & the Principal Sudder Ameen's Court substituted from the 5th. Instant.

JP

1- It is observed that

(That is to say a moiety of his pay as he is not to receive it twice)

The Civil Auditor — Sign.d 7th

Encl. 6

Custom Lists 27 May/59.

Rec. & Govt. 10th May/59

Judicial 1859 Dept.

No. 634

Proceedings of Govt

Dated 7th May 1859