MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

G.O. No. Press Mark

Dated

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Proceedings of the Madras Government, Judicial Department, from 11th to 17th June 1852.

No. 23. Read the following letter from J. L. LUSHINGTON, Esq., Civil Auditor; to T. PYCROFT, Esq., Chief Secretary to Government, Fort St. George, dated 31st May 1852, No. 262.

In 2nd para. of the *Proceedings of Government*, No. 716, dated 25th Instant, in the Judicial Department, the excess of leave taken by Colonel Cadell, is allowed him as a special case with forfeiture of half salary, or in other words under Section VIII.

2. This special concession I would respectfully observe is directly opposed to, and strictly prohibited by, the orders of Honorable Court in para. 1 of their Despatch, No. 28 of 1837, published at page 161 of the Official Gazette dated 25th July 1837. Under these circumstances, and as the orders of the Honorable Court conveyed to me in Extract Minutes Consultation No. 16, dated 11th January 1836, Financial Department, I feel bound to point out this departure from the Rule, in order that the above order may be reconsidered.

No. 24. Order passed, 17th June 1852, No. 522.

The Government do not consider the grant to Colonel Cadell of leave on private affairs and on forfeiture of half salary, in extension of the privilege leave previously granted him, to be opposed to ed 1852, p. 1, as supposed by the Civil Auditor "directly opposed to and strictly prohibited by, the orders of the late Honorable Court of Directors."

2. The Court are doubtless aware that some difference with the Government of India that leave on private affairs is not to be taken by Commissioned Servants in continuation of privilege leave, and such indulgence certainly ought not to be accorded unless under very peculiar circumstances. But extreme instances may arise, and the case of Colonel Cadell is one, which may warrant a relaxation of the rule, and this Government are persuaded that it was not the intention of the Honorable Court that the local Government should be precluded from exercising a discretion on such occasions. The orders of the Court in Extract Minutes of Consultation 11th January 1836, refer only to cases of increased allowances in augmentation of salary, and do not apply to the present question.

3. The Government therefore do not see reason to alter their orders of the 25th Ultimo.

(Signed) T. PYCROFT,
Chief Secretary.

Lt. P. Cartledge.

Judicial Department

Proceedings of the Madras Government

Read the following letter
from the Civil & Sessions Judge
of Chingleput 31st May 1839

Order thereon 9th June 1839.

The Government do
not consider the grant to
Colonel Colbeck of house rent
pension of personal allowances
for loss of his salary, rights
& emoluments of other privileges
hereto fore enjoyed by him
by the Civil Auditor to be
granted & only prohibited by
the orders of the late Court
of Directors of 1st December
1837 [illegible]

The Government do
not perceive that any communication
with the Government of India

that

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