M.R.C. 1—80,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1145	Press Mis.
32-33		
Dated	7-9-	1860.

5/6

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 7th September 1860.

No. 32. Read the following letter from Mr. S. R. DAWES, Acting Principal Sadr Amín of Bellary, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 25th August 1860, No. 218.

I have the honor to acknowledge the receipt of the Proceedings of Government, under date the 18th August 1860, No. 1,042, fixing my present salary at Rupees 350 a month, and applying to my case the "principle ordinarily applied to the case of an Uncovenanted Servant acting "in another Uncovenanted office, viz., that each should receive one-half of his own pay, and "one-half of the salary of the office in which he is acting."

2. I trust I may be permitted giving expression to a feeling of regret and disappointment at this decision of the Government. Apart from the private inconvenience and expense I have been liable to in joining this station, I feel that there are grounds for soliciting a reconsideration of the Order of Government, and in making this representation I am confident that His Honor in Council will view it with that degree of liberality and generous consideration which it seems to me the circumstances sufficiently warrant.

3. The principle adverted to by the Government is, I humbly submit, inapplicable to the features of my case, inasmuch as I act *for no* Principal Sadr Amín, who is drawing a moiety of the salary of that office, and such being the case the decision of Government *has virtually* fixed the *entire* salary of the Principal Sadr Aminship of Bellary at no higher rate than Rupees 250 a month, this being the only charge that will be incurred to the State on account of the office.

4. I would further beg to draw attention to the circumstances that notwithstanding the temporary closing of the Subordinate Court, there yet exists the office of Subordinate Judge, or at all events the salary appertaining to it is being still debited to the Government. *De facto* I am acting for that Officer, and the whole of the "Subordinate Court" establishment is placed under my orders. Possibly this may be deemed doubtful reasoning, in which case my position is doubly fortified, as then I cannot be looked upon as acting for either a Covenanted Officer or an Uncovenanted; and consequently my case, I beg to submit, is a special one calling for the application of some special and exceptional rule.

5. My present position obviously is that of an Additional Principal Sadr Amín with only this difference, that while I am vested with criminal functions in addition to Civil, Additional Principal Sadr Amíns have but Civil duties to perform; and under all the circumstances I would beg to be permitted to indulge the hope that His Honor in Council will be kindly pleased to reconsider the question of my salary, and pass such orders thereon as to him may seem fit and proper.

No. 33. ORDER THEREON, 7th September 1860, No. 1,145.

The Government are unable to depart from their Orders of the 18th August, No. 1,042, respecting the allowance to be drawn by Mr. Dawes as Acting Principal Sadr Amín of Bellary.

2. They do not consider his position to be by any means that of an Additional Principal Sadr Amín. It is simply that of an Acting Principal Sadr Amín, and there seems no reason why Mr. Dawes should draw a higher rate of deputation allowance than is ordinarily drawn by an Officer acting in that capacity during the temporary absence of an actual incumbent. The Government perceive no cause for making his a special or exceptional case.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Principal Sadr Amins Court
Bellary 25th August 1860.

From, The Acting Principal Sadr Amin
of
Bellary.

To, J Lycett Esquire,
Chief Secretary to Government
Fort St George

Sir, I have the honor to acknowledge the receipt of the Proceedings of the Government under date the 8th August 1860, No 1042 fixing my present salary at Rupees 350 a month, and applying to my case "the principle ordinarily applied to the case of "six Uncovenanted Servant acting in another Uncovenanted Office, viz, that each should receive "one half of his own pay, and one half of the salary "of the Office in which he is acting."

2. I trust I may be permitted giving expression to a feeling of regret and disappointment at this decision of the Government. Apart from the private inconvenience and expense I have been liable to in joining this Station, I feel that there are grounds for soliciting a reconsideration of the order of Government, and in making this representation I am confident that His Honor in Council will view it with that degree of liberality and generous consideration which it seems to me the circumstances sufficiently warrant.

3. The principle adverted to by the Government is, I humbly submit, inapplicable to the features of my case, inasmuch as I act for no Principal Sadr Amin, who is drawing a moiety of the salary of that Office, and such being the case the

the decision of Government has virtually fixed the entire salary of the Principal Sadr Ameenship of Bellary at no higher rate than Rupees 250 a month, this being the only charge that will be incurred to the State on account of the office.

4. I would further beg to draw attention to the circumstances that notwithstanding the temporary closing of the Subordinate Court there yet exists the Office of Subordinate Judge, or at all events the salary appertaining to it is being still debited to the Government. De facto I am acting for that office, and the whole of the Subordinate Court's establishment is placed under my orders. Possibly this may be deemed doubtful reasoning in which case my position is doubly fortified, as then I cannot be looked upon as acting for either a Covenanted Officer or an Uncovenanted, and consequently my case, I beg to submit, is a special one calling for the application of some [illegible] and exceptional rule.

5. My present position obviously is that of an Additional Principal Sadr Amin with only this difference, that while I am vested with Criminal powers in addition to civil, Additional Principal Sadr Amins have but civil duties to perform, and under all the circumstances I would beg to be permitted to indulge the hope that His Honor in Council will be kindly pleased to reconsider the question of my salary, and to pass such orders thereon as to him may seem fit and proper.

I have the honor to be
Sir
Your most obedient servant

J. R. Dowell
Acting Principal Sadr Amin

To, H. Pycroft Esquire,
Chief Secretary to Government.

Judicial Department

Proceedings of the Madras Government

Read the following letter from the Acting Principal Sadr Amin of Bellary.

Here enter 25th August 1860 No. 218.

Order thereon 7 September 1860 No. 1145

The Government are unable to depart from their orders of the 18th August No. 1042 respecting the allowance to be drawn by Mr. Dawes as Acting Principal Sadr Amin of Bellary.

2 They do not consider his position to be by any means that of an Additional Principal Sadr Amin. It is simply that of an Acting Principal Sadr Ameen, and there seems no reason why

Ro. of Govt. 18 Aug. 1860 No. 1324

133.

Judicial (1860) Department

Transmitting Acting Principal Sadr Ameen's Bill No. 1125 for Rupees 10 No. 11 & 8 Pagodas for Salary of Assistant Commissioner Fifth Class for the month of August 1860.

Estd. Rs. 14 12. No. 216.

Request that the Government will be pleased to intimate the question of this salary.

No. 32

why Mr. Dawes should draw a
higher rate of deputation al-
lowance than is ordinarily
drawn by an Officer acting
in that capacity - during the
temporary absence of an ac-
tual incumbent - The Govern-
ment perceive no cause for
making his a special or ex-
ceptional case -

J. Hy. Dawes
Lieut. Colonel
Supd 10s