

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1271	Press Mis.
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Dated	2-10-	191860

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
2nd October 1860.*

No. 8. Read the following Extract from the Proceedings of the Government of India, in the Financial Department, dated 15th August 1860, No. 7,969.

Read the undermentioned papers having reference to the grant of pensions to the officers and men of the Military Police, and also to their families :—

Extract, Foreign Department, No. 243, dated 20th January 1860.

Ditto Ditto „ 890, dated 23rd March 1860, with enclosures.

Ditto Ditto „ 1284, dated 8th May 1860.

Endorsement, Ditto „ 1706, dated 7th June 1860, with enclosures.

Office memorandum from Financial to Military Department, No. 6414, dated 20th July 1860.

Endorsement, Home Department, No. 1196, dated 5th June, 1860, with enclosures.

Endorsement from Financial to Military Department, No. 4931, dated 12th June, 1860.

Office memorandum from Military Department, No. 1018, dated 28th June, 1860, with enclosure.

Endorsement, Foreign Department, No. 1820, dated 8th June, 1860, with enclosures.

Endorsement from Financial to Military Department, No. 5011, dated 14th June, 1860.

Office memorandum from Military Department, No. 1019, dated 28th June, 1860, with enclosure.

Endorsement, Foreign Department, No. 2401, dated 4th July, 1860, with enclosures.

Read also the undermentioned papers :—

Endorsement, Foreign Department, No. 909, dated 2nd April, 1860, with enclosures.

Endorsement, from Financial to Military Department, No. 2,762, dated 5th April, 1860.

Extract, Military Department, No. 84, dated 2nd June, 1860.

Financial order, No. 5342, dated 18th June, 1860.

RESOLUTION.—The Governor General in Council observes, that under orders dated 20th

BENGAL.

Pensions may be granted to the families of men of the Bengal Police Battalions, who have been or may be killed, or who have died or may die, of wounds received while in the discharge of their duty.
The pensions should be in the same scale as the pensions granted under similar circumstances to the families of sepoys of the Line.
This rule was sanctioned in the Home Department on the 26th April, 1859.

Oude.

The Native Officers and men of the Oude Military Police are admissible to invalid and to wound and family pensions, according to the regulation for Local and Irregular Troops.
This rule was approved in the Foreign Department on the 30th June, 1858.

under this Presidency. A reference was, at the same time, made to the Governments of Madras and Bombay, with the view of ascertaining what rules obtained in those Presidencies in regard to the grant of pensions to the families of men of the Military Police.

2. With reference to the above ruling, the Deputy Military Auditor General, Fort William, reported to the Military Department, under date the 11th February last, that a scale of wound and invalid pensions had not yet been fixed by Government for Military Police, except so far as it appeared from the orders of the 20th January last, that the Native officers and men of the Oude Military Police were eligible to invalid and wound and family pensions, accord-

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ing to the regulations for Local and Irregular Troops; and he suggested, that as the rest of Police Corps was chargeable to the province in which they were employed, it might not be expedient for Government to fix a scale of pension, pending information as to the sentiments of the Madras, Bombay and Punjab Governments on the question.

3. With reference to the above, this Government, in the Military Department, observed, under date the 9th March* last, that "with respect to family pension, it has been directed in the Foreign Department, that the rule laid down for Bengal and Oude, shall regulate the scale of pension of other Military Police Corps under this Presidency."

4. It was, however, at the same time, observed, "as regards the Military Police of Bengal, it has been directed in the Home Department, under date the 26th April, 1859, that the pensions to the families of men killed, or who have died from wounds received while in the discharge of their duty, should be on the same scale as the pensions granted, under similar circumstances, to the families of sepoys of the Line;" while it was ruled in the Foreign Department, under date the 8th October, 1859, that "the Native officers and men of the Oude Military Police, are admissible to wound and invalid and family pensions, according to the regulations for Local and Irregular Troops."

"These scales differs, however, in some respect. Family pension is issued to the heirs of Non-Commissioned officers and men of Regular, Irregular, and Local Troops at the same rate, but on a reduced scale to the heirs of Native officers of Local Infantry. Some more explicit decision is therefore necessary."

5. The Military Department, moreover, observed, that "the indulgence should probably be limited, as in the Regular Army, to the heirs of those who are killed in action, or who die from the effects of wounds received in action, as family pension is not given, as a rule, to the heirs of soldiers who may have been killed (otherwise than on actual service) in the execution of their duty."

Comparative Table of family pension granted to the heirs of soldiers of the Line and of Local and Irregular Forces.

Rank.	Rates for the Line, Irregular Cavalry, Infantry, &c. &c.		Remarks.
	Per Month.	Per Month.	
Subadar or corresponding rank..	Rs. 36 0 0	Rs. 20 12 0	If the Native Officer be killed in action or die within six months after being wounded.
Jemadar or do. ..	Rs. 13 13 0	Rs. 12 3 0	
	with a gratuity in either case of one year's pay of the Regimental rank of the deceased.		
Subadar or corresponding rank.	Rs. 26 0 0	Rs. 15 0 0	If the Native Officer die from sickness or accident whilst on Foreign Service.
Jemadar or do.	Rs. 8 8 0	Rs. 7 8 0	
Havildar or corresponding rank.	Rs. 4 8 0	Rs. 4 8 0	If the individual be killed or die from wounds received in action, whether on Foreign Service or in India, or who may die from sickness or any accident whilst on Foreign Service.
Naick or do.	Rs. 3 8 0	Rs. 3 8 0	
Drummer or do.	Rs. 2 12 0	Rs. 2 12 0	
Sepoy or do.	Rs. 2 12 0	Rs. 2 12 0	
Native Doctor.	Rs. 5 0 0	Rs. 5 0 0	
Tindal.	Rs. 3 8 0	Rs. 3 8 0	
Lascar or Classie.	Rs. 2 6 0	Rs. 2 6 0	
Bhistee or Puckallee.	Rs. 2 8 0	Rs. 2 8 0	
Farrier.	Rs. 2 12 0		
Sycc.	Rs. 2 0 0		
Grass-cutter.	Rs. 1 12 0		

6. Under date the 28th March last, the Foreign Department forwarded the above observations to this Department, for consideration and orders, together with a Memorandum by the Deputy Military Auditor General, Fort William, dated 20th idem, shewing the rates of pension granted to the heirs of Soldiers of the Line and of Local Forces, and remarked that "the only difference appears to be, that the heirs of Commissioned Native Officers of Local Infantry receive lower rates than the heirs of Officers of other Local and Irregular Corps; but that in regard to the other ranks, there is no difference."

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7. With respect to the suggestion of the Military Department, that the indulgence of family pensions should be "limited as in the Regular Army, to the heirs of those who are killed in action, or who die from the effects of wounds received in action," the Foreign Department remarked, that "the Military Police partake to a greater or less extent of the character of Civil

Extract from a Despatch from the Secretary of State for India, No. 33 of 1859, dated 21st April.

Letter dated 17th December 1858, No. 26. With reference to financial Despatch from the Court of Directors, dated 1st September 1858, No. 72, relative to the grant of pensions instead of gratuities to the widows of Policemen killed in the execution of their duty, submit that it will be sufficient to rule that in cases deserving of special consideration, pensions not exceeding 3rds of the pay of the deceased, may be allotted to the widows and children of the deceased.

Para. 4. Regarding your proposition to grant to the widows and children of Policemen killed in the execution of their duty, pensions not exceeding 3rds of the pay of the deceased as fixing a maximum allowance, and that the full amount will be awarded only in very special cases, I approve the arrangement.

"killed in action, or who die from the effects of wounds received in action," the Foreign Department remarked, that "the Military Police partake to a greater or less extent of the character of Civil

"Police; and that whenever they are employed in that capacity, there appears no reason why they should not enjoy the same advantages as are allowed to the latter, by the Despatch of the Secretary of State for India, No. 33 of 1859."

8. The Foreign Department, at the same time, forwarded to this Department, the reply of the Bombay Government to the reference made to that Government on the 20th January last, as noticed in the concluding part of paragraph 1 of this Resolution; and subsequently, under date the 8th May last, that Department forwarded a letter from the Madras Government, dated the 21st April last, being that Government's reply to the reference in question.

9. The Foreign Department now forwards, in continuation of the above, an Office Memorandum from the Military Department, No. 643, dated the 21st May last, with which Memorandum were forwarded, for disposal in the Foreign Department, several documents connected with the claims of the families of the men of the Military Police in the Punjab and Oude, and also two claims for wound and invalid pensions. These claims, it is stated in the Office Memorandum from the Military Department, were received in that Department and retained pending a reply to its extract, No. 479, dated the 9th March last; but as it was believed that the cases should be settled in the Foreign Department, they were transferred to that Department for disposal. The amount admissible, it was remarked by the Military Department, would depend on the decision come to on that Department extract, No. 479 of the 9th March.

10. The Governor General in Council observes, that he is at present unable to pass any orders on the points noticed in the extract from the Military Department, No. 479, dated the 9th March 1860, as the whole question of a Police Force for India is likely soon to be under consideration, when the subject of pensions will form a prominent point; but His Excellency in Council is pleased to issue the following orders on the pending claims, with reference to existing rules as they are.

11. His Excellency in Council observes, that the claims to family pensions, forwarded with office memorandum from Military Department, No. 643, dated the 21st May last, are 19 in number, viz., 14 from the Punjab, and 5 from Oude. Of the 14 claims from the Punjab, it appears from the extract from that Department, No. 84,* dated the 2nd June last, that two have already been disposed of, viz., the claims of Missroo Bebee, widow of the late Duffadar, Nussrool Khan, of the 11th Ressala, Punjab Military Police, and Lall Bebee, widow of the late Jemadar, Huy Newaz Khan, of the same Corps. His Excellency in Council at the same time observes, that the claims preferred by the mother of Sepoy Dabeedeen, of the 3rd Oude Military Police, and by Goordut Sing, son of Goolab Sing, formerly a Subadar in the 7th Punjab Police Battalion, cannot be disposed of until the receipt, in this Department, of the papers called from the Military Department, in office memorandum, No. 6414, dated the 20th July last.

* Communicated to the Foreign Department, in order from this Department, No. 5,342, dated 18th June 1860.

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12. The other claims are disposed of in the manner shewn in the last column of the following statement:—

No.	Names of Claimants.	Age at the time of application.	Degree of relationship to the deceased.	Name and rank of deceased.	Amount of pension recommended by the local Government and stated by the Military Auditor General to be in accordance with recent decisions.	Date from which the pension is to take effect.	Orders of the Government of India.
1	Lutchminee.	55	Mother.	Oude. Lultapershad, Sowar 3rd Oude Police Cavalry.	2-12-0 per mensem for life.	13th Nov. 1858.	Sanctioned.
2	Jowahir Sing, Nahir Sing.	7 5	Sons.	Wuzeer Sing, Havildar 3rd Oude Police Infantry.	4-8-0 per mensem to Jowahir Sing until he attains the age of 18 years.	1st Nov. 1858.	Sanctioned.
3	Luchmin.	17	Widow.	Mohun, Sepoy 3rd Oude Police Infantry.	2-12-0 per mensem for life.	5th Oct. 1858.	Sanctioned. The pension to cease on her remarriage.
4	Rujjun.	27	Do.	Mehtaub Sing, Sepoy 6th Oude Police Infantry.	2-12-0 per mensem for life.	1st May 1859.	Sanctioned. The pension to cease on her remarriage.
1	Kessoo.	35	Widow.	PUNJAB. Dya Sing, Sepoy 3rd Punjab Police Battalion.	2-12-0 per mensem for life.	21st Sept. 1857.	Sanctioned. The pension to cease on her remarriage.
2	Emaum Bux.	11	Son.	Hossein Khan, Sowar Mooltan Rissala Mounted Police.	2-12-0 per mensem for 12 years.	5th Sept. 1858.	Sanctioned.
3	Sabhi.	50	Mother.	Oomer Khan, Sepoy 7th Punjab Police Battalion.	2-12-0 per mensem for life.	12th Oct. 1857.	Sanctioned.
4	Khuma.	70	Father.	Boota, Sepoy 7th Punjab Police Battalion.	2-12-0 per mensem for life.	12th Oct. 1857.	Sanctioned.
5	Paggie.	44	Mother.	Ghusseeta, do.	2-12-0 per mensem for life.	13th Oct. 1857.	Sanctioned.
6	Soocheyta.	9	Son.	Meean Dharree, Sowar 7th Rissala Punjab Mounted Police.	2-12-0 per mensem until he attains the age of 18 years.	18th Sept. 1857.	Sanctioned.
7	Roupon.	48	Widow.	Jaymul Sing, Sowar newly raised Mounted Police, Lahore Division.	2-12-0 per mensem for life.	14th Sept. 1857.	Sanctioned.
8	Mooladar.	5	Son.	Yarr Beg, Sowar 6th Rissala, Lahore Division, Mounted Police.	2-12-0 per mensem until he attains the age of 18 years.	14th Sept. 1857.	Sanctioned.
9	Dowleete.	15	Widow.	Ellee Buksh, Sowar 5th Rissala Punjab Mounted Police, Lahore Division.	2-12-0 per mensem for life.	29th Aug. 1857.	Sanctioned. The pension to cease on her remarriage.
10	Jaydavie.	55	Do.	Goopaul Sing, Sowar newly raised Mounted Police, Lahore Division.	2-12-0 per mensem for life.	21st Sept. 1857.	Sanctioned.
11	Maun Khour or Manuck Kour.	18	Do.	Jowahire Sing, Sowar 2nd Rissala Punjab Mounted Police, Lahore Division.	2-12-0 per mensem for life.	14th Sept. 1857.	Sanctioned. The pension to cease on her remarriage.

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13. In regard to the claim for wound pension above alluded to, the circumstances are as follow:

14. Sepoy Unnoop Sing, 4th Police Battalion, Punjab, lost his right arm by the accidental discharge of his musket when on duty in the Ferozepore Jail. The sepoy has only served 10 months; he is not, the Chief Commissioner, Punjab, says, entitled to pension, but in consideration of the serious nature of the injury, and that it was received when in the performance of his duty, and further that it incapacitates him from continuing in the service, and in a great measure from contributing to his own support, the Chief Commissioner recommends that the man may be discharged with a gratuity equal to six months' pay.

15. The Military Auditor General, Fort William, reports that "recent decisions would seem to accord to men of Police Corps, the privileges in point of wound and family pensions of sepoys of Local and Irregular Regiments. In this view, if Sepoy Unnoop Sing did actually lose a limb in the execution of his duty, he is entitled to an injury pension in the 2nd degree of Rupees 2-9-3 per mensem."

16. The Governor General in Council observes, that no general rule has been laid down for the grant of wound pensions to men of the Military Police in any part of the country except in Oude, and he cannot, pending the contemplated general organization of the Police, pass any general rules on the subject. With reference to the case under consideration, the Governor General in Council considers that a gratuity of six months' pay is all that can be awarded to Sepoy Unnoop Sing, which is sanctioned. In all cases of a nature similar to that of Unnoop Sing, it must be considered that there is a great difference between a wound obtained by a mere accident which might arise from carelessness, and a wound obtained in the active performance of duty from the enemies of good order.

17. The case of invalid pension above referred to, which is that of Hakim Khan, late a Subadar in the Oude Police Infantry, will be disposed of hereafter.

18. There are two other claims to wound pensions besides the one mentioned above, which await the consideration of the Governor General in Council.

19. The 1st is that of Hurree Sing, a Trooper of the 2nd Troop, Sikh Police Cavalry, which was received in this Department with endorsement from the Home Department, No. 1196, dated the 5th June last.

20. The Governor General in Council observes, that Hurree Sing, in an action with the rebels in April 1859, received a wound across the back of the left hand, which is stated by the Commandant of the Divisional Police Battalion to have rendered him incapable of earning his livelihood. The Surgeon of the Police Battalion has pronounced, that there is no chance of the Trooper ever recovering the use of his hand, and the Commandant of the Battalion has recommended the grant to him of a pension of Rupees 7 per mensem, with effect from 1st May last.

21. The Lieutenant Governor of the North Western Provinces has remarked as follows, in reference to this case:

"From that Resolution of the Government of India, in the Foreign Department, No. 242, dated 20th January, 1860, it appears that the men of the Oude Police Force are considered 'admissible to wound and family pensions,' according to the regulations for Local and Irregular Corps."

"The Honorable the President in Council ruled, that the rule already laid down for regulating the scale of pensions to families of men killed or dying of wounds received while in the discharge of their duty, be applied to the Military Police Corps under this Presidency."

"Nothing is said about wound pensions except as above quoted, but if wound pensions are granted in Oude, it will not be just to deny them in the North Western Provinces."

22. Accordingly, the Lieutenant Governor has recommended, that a pension of Rupees 3-8-0 per mensem be granted to Hurree Sing, the amount being the same which a Trooper of the Local Cavalry would be entitled under like circumstances.

23. The Military Auditor General, Fort William, has reported that, in conformity with precedents, Hurree Sing would be entitled, if he was an Oude Police Trooper, to the wound pension, in the second degree, of Rupees 3-7-0 per mensem.

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24. With reference to the Lieutenant Governor's remarks, the Governor General in Council directs that the observations contained in paragraph 16 of this Resolution, relative to the passing of general rules for the grant of wound pensions, may be communicated to the Government of the North Western Provinces. But on the principle alluded to in the case of Unnoop Sing, His Excellency in Council considers the case of Hurree Sing to be a proper one for a pension. Accordingly a pension of Rupees 3-7-0 per month, as recommended by the Military Auditor General, is sanctioned in his behalf with effect from the 1st May last.

25. The other claim to wound pension is that of Emam Bux, Sowar of the Mooltan Division, Mounted Police, which was received in this Department with endorsement from the Foreign Department, No. 1820, dated 8th June last.

26. The Sowar, it appears, while employed against the Googaira rebels during a charge, received an injury in the right-eye from the projecting branch of a tree, which the medical authorities declare renders him unfit for further service. The man is also stated to be worn out; and under these circumstances, the Lieutenant Governor of the Punjab recommends, that a pension of Rupees 2-9-3 per mensem may be conferred on the Sowar, which the Military Auditor General reports is admissible to the man in accordance with precedents.

27. This pension the Governor General in Council is pleased to sanction.

28. His Excellency in Council observes, that with its endorsement, No. 2401, dated the 4th July last, the Foreign Department has forwarded to this Department, for consideration and orders, a letter* from the Government of the Punjab, with its enclosure, from which it appears that the heirs of the men of the Punjab Police killed in action, had been admitted by the Lieutenant Governor of the Punjab to the benefits of family pension, under the decision conveyed in the orders of this Government, in the Foreign Department, dated 20th January last; but that the Civil Auditor, Punjab, having questioned the competency of the Local Government to deal with such claims under the authority of the 20th January last, the Government of the Punjab requests to be informed if the sanction of the Supreme Government to each individual claim is necessary.

29. With reference to the above, the Governor General in Council determines that, pending the contemplated general organization of the Military Police Force, claims on account of pensions to the officers and men of the Military Police, and also to their families, shall be submitted by the several local Governments for the consideration and orders of this Government.

Ordered, that a copy of the above Resolution be sent to the Foreign and the Home Departments, with reference to the extracts and endorsements from those Departments above adverted to; and that the original papers received from those Departments be returned.

† Civil Auditors, Fort William, North Western Provinces, and the Punjab.

Ordered, also, that a copy of the Resolution be sent to the Auditors† noted in the margin, with reference to the cases which will come under their audit, and also with reference to paragraphs 28 and 29 of the Resolution.

Ordered further that a copy of paragraphs 28 and 29 of the Resolution be forwarded to the ‡ Governments of Bengal, Madras, Bombay, North Western Provinces, and the Punjab. § Civil Auditors, Madras and Bombay.

‡ Governments and the Auditors§ noted in the margin, for information.

(A true Extract.)

(Signed) C. HUGH LUSHINGTON,
Secretary to the Government of India.

No. 9.

ORDER THEREON, 2nd October 1860, No. 1,271.

Communicated to the Inspector General of Police.

(Signed) T. PYCROFT,

Chief Secretary.

Exd. S. T. Augustin.

54.
No. 1271 - 2nd October 1860 -
Communicated to the
Inspector General of
Police - & to the Ma-
gistrates of Districts,
having Subun-
dy Corps.

Ganjam.
Vizagapatam.
Godavari.
Kistna.
Amnool.
Malabar.

The Inspector General }
of Police. } Dep. S. S.
" Magistrate of —