M.R. O. 1—82,000—16-10-89.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 146 Press
~~His.~~
71-72

Dated 12. 9. 1861 19 .

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 12th September 1861.

No. 71. Read the following letter from the Judges of the Madras Court of Small Causes; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Madras, 4th September 1861, No. 289.

We have the honor to submit, for the consideration and orders of Government, the accompanying letter* from K. Vadachella Moodelliar, Acting Assistant Clerk and Cashier of our Court, respecting a retrenchment made by the Civil Auditor of his deputation allowance.

* *Dated 28th August* 1861.

2. The salary of C. Streenevassiah, Assistant Clerk and Cashier of the Court, who has had six months' leave of absence granted to him from the 8th May last, under Sections III, IV and V of the Uncovenanted Service Absentee Rules, is Rupees three hundred and fifty per month, his allowance being made up thus: Rupees two hundred the fixed salary of the office, and Rupees one hundred and fifty as personal allowance during his incumbency. C. Streenevassiah now draws a moiety of the above pay, or Rupees 175, under, we presume, Minutes of Consultation, No. 139, dated 22nd February 1855, quoted in margin. Of the other moiety, Rupees one hundred only are accorded by the Civil Auditor to K. Vadachella Moodelliar.

"As the allowance of Rupees 350 per mensem now drawn by "C. Streenevassiah is the pay of the office which he formerly "held as Register of the Court of Requests, continued to "him as Assistant Clerk of the Small Cause Court, the "Governor in Council would not be disposed to make any "reduction from his acting allowance as Clerk on account "of the difference between his present salary and that "permanently attached to his office. The Civil Auditor "will pass to him half the salary of Clerk Rupees 325, in "addition to half his present receipts as Assistant Clerk "Rupees 175, or in all Rupees 500, so long as he continues "to officiate as Clerk of the Small Cause Court."

3. While, therefore, C. Streenevassiah draws only a moiety of his salary, we respectfully submit that his *locum tenens*, K. Vadachella Moodelliar, is entitled, under Section XIV of the Uncovenanted Civil Service Rules, quoted in margin, to draw the other moiety, together with a moiety of his own salary during the absence of the former.

"A person officiating temporarily in any situation, will draw "so much of the salary of such situation as may equal the "sum deducted on account of absence from the real incum-"bent, and the substantive allowances of every Officer "temporarily rising in a situation of superior emolument, "will be subject to deduction at the same rate; but no "additional expense is on any account to be incurred by the "absence of any Officer on leave."

(Signed) MAURICE CROSS.
(,,) C. RUNGANADASHASTRY.

No. 72. ORDER THEREON, 12th September 1861, No. 1,146.

The Judges of the Small Cause Court will be informed that the decision of the Civil Auditor, in reference to the deputation allowance payable to the Acting Assistant Clerk and Cashier, *vice* C. Streenevasiah absent on leave, is correct. K. Vadachella Moodelly is entitled under the rules to draw a moiety of *the fixed salary only* of the appointment.

Civil Auditor's Manual, Chapter VII, paragraph 91, *and Chapter III, paragraph* 16.

(Signed) J. D. SIM,
Secretary to Government.

Exd. T. O'Connor.

No. 1146 — 12th September 1861.

The Judges of the Small Cause Court will be informed that the decision of the Civil Auditor, in reference to the deputation allowance payable to the Acting Assistant Clerk & Cashier, vice C. Streamer sick absent on leave, is correct.

K. Vadachellou Mooddly is entitled to draw a moiety of the deputation allowance payable to the Assistant Clerk & Cashier, vice C. Streamer sick absent on leave, in addition to the salary of the office of Acting Assistant Clerk & Cashier, vice C. Streamer sick absent on leave, under the rules to draw

appointment that is
placed under stop-
page.

The Judges of the
Small Cause
Court with
a letter ref.d 13/9