M.R.O. 1—30,000—16-10-20.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 224 Press Mis.

109-111

Dated 20. 2. 1861 D .

5/6

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 20th February 1861.

Read the following papers:—

No. 109. From E. G. R. FANE, Esq., Agent to the Governor in Vizagapatam, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 26th January 1861, No. 69.

Accompanying, I beg to forward a letter from Captain Owen to my address enclosing a Bill* for his deputation allowance as my Acting Senior Assistant for December 1860, which the Civil Auditor refuses to pass on the grounds that his salary is in excess of the office in which he is now acting.

*Rupees 117-15-4.

2. In my letter of the 18th June last, No. 576, I requested that he might be permitted to draw the said allowance from the 18th idem, and Government accordingly were pleased in an Order thereon, dated 29th June, No. 816, to have his appointment as Acting Principal Assistant notified until Mr. Dalyell joined.

3. As Captain Owen drew his deputation allowance while acting as my Principal Assistant, I now beg to request that the sanction of Government may be obtained to enable him to draw a like allowance as my Acting Senior Assistant, and that the Civil Auditor may be authorized to pass the aforesaid Bill.

From Captain W. G. OWEN, Acting Senior Assistant Agent, to E. G. R. FANE, Esq., Collector and Agent to the Governor, Vizagapatam, dated Nursapatam, 24th January 1861, No. 5.

The Government were pleased formerly on your recommendation to rule, that, as a special case, I should be entitled to the deputation allowance of the superior office whilst performing the duties thereof and ordered that deputation allowance as your Acting Principal Assistant should be disbursed and I accordingly received it.

I have now the honor to being to your notice that the Civil Auditor refuses to pass my deputation allowance as Acting Senior Assistant Agent, and would solicit your favorable recommendation to Government that as they were pleased to sanction my deputation allowance as Principal Assistant, in like manner I may now be allowed the deputation allowance of the Senior Assistant's appointment.

The Civil Auditor is pleased to object on the grounds that my present salary is in excess of the office in which now acting.

The salary of Senior Assistant is...	Rupees	733	5	4			
My Military Pay is.....	,,	415	6	0			
Sebundy allowance is.....	,,	200	0	0			
					615	6	0
Shewing ....Rupees		117	15	4	117	15	4
					733	5	4

less than pay of office in which acting and at which rate it was passed by the Civil Auditor last month and amount received by me.

Referred for the report of the Civil Auditor.

(Signed) L. FORBES,
Deputy Secretary to Govt.

FORT SAINT GEORGE,
4th February 1861.

No. 110. From W. WATERFIELD, Esq., Officiating Civil Auditor, to J. D. BOURDILLON, Esq., Secretary to Government, Fort Saint George, dated 6th February 1861, No. 110.

Fi al Department.

With reference to the Order of Government dated 4th instant, I have the honor to report that the salary of the Senior Assistant to the Collector and Agent at Vizagapatam is Rupees 558-5-4 per mensem; and that, as Captain Owen's pay as Commandant of the Golcondah Sebundies exceeds that sum, he is not entitled to any deputation allowance, according to Section XXVI of the Civil Absentee Rules.

Pay and allowances as Captain.	*Rs.*	415	6	0
Civil salary as Commandant of Golcondah Sebundies..... ...	,,	200	0	0
	Rupees	615	6	0

Proceedings of the Madras Government, Judicial Department,
20th February 1861.

When the post of Senior Assistant is held by a Covenanted Civil Officer who has passed the 2nd standard of examination for Assistants, an additional sum of Rupees 175 is passed to him; but this is a personal allowance and forms no part of the salary of the appointment.

No. 111. ORDER THEREON, 20th February 1861, No. 224.

The Government observe that the case of Captain Owen is a peculiar one.

2. On account of the want of a Covenanted Civil Servant for the duty, he was on the 2nd November last appointed to act as Senior Assistant to the Government Agent at Vizagapatam during Mr. Longley's employment on other service, but without prejudice to his post of Commandant of the Golcondah Sibbundies.

3. Captain Owen's employment as Acting Senior Assistant of necessity threw on him much additional duty—Revenue, Police, Magisterial and Judicial—and it cannot be expected nor desired that he should undertake such extra labor and responsibility without any remuneration.

4. On a previous occasion Government* looking to Captain Owen's peculiar position relieved him as a special case from the operation of the rule, which bars the receipt of deputation allowance for the first month of an acting incumbency.

* *30th June* 1860, *No.* 820.

5. In the present case it is to be noted the employment of Captain Owen in lieu of a Junior Civil Servant as Acting Senior Assistant has effected a saving to Government. Had an Assistant been brought to act from another District he would have drawn Rupees 200 per mensem, whereas Captain Owen's claim is only for Rupees 117-15-4 or little more than half that rate.

6. Under these circumstances the Government resolve as a special case to waive in Captain Owen's instance their rule, as per margin, which prohibits the allowance of Rupees 175 per mensem being taken into account in the calculation of deputation allowance, and they request that the Civil Auditor will accordingly pass to him deputation allowance at Rupees 117-15-4 per mensem for so long a time as he may act as Senior Assistant.

3rd September 1839, *and* *22nd March* 1844.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

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Judicial Department.

Proceedings of the Madras Government.

Read the following letters
to the Agent for Vizagapatam (Recd. 26th Jany. 1861, No. 69.)
& the Offg. Civil Auditor (" " 6th Feby. " 110.)

Order thereon 20th February 1861, No. 224.

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* 30th June 1869 No. 820.

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Assistant.—

J.P.

To the Agent at Vizagapatam
" Civil Auditor
" Acct General
Desp. 21-2-61.

Judicial 1861 Sept.

No 224

Ros of the Madras Government

9/20 February 1861

Feb. 429.

Under circumstances stated and as a special case direct the Civil Station to pass to Captain Queen a deputation allowance at Rs. 117-15-4 per Mn. for so long a time as he may act as Head Assistant to the Govt Agent at Vizagapatam.

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