

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	6	Press
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9-11		
Dated	4. 1. 1882	19

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Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
4th January 1862.*

Read the following papers:—

No. 9. From A. W. PHILLIPS, Esq., Civil Judge of Chingleput; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 28th November 1861.

I have the honor to enclose my pay abstract with the observations thereon and a note from the Civil Auditor appended thereto; as also my letter in reply, and his rejoinder, and I request that you will kindly lay them before Government with a view to such orders being passed as will enable me to draw the allowances to which I respectfully submit I am fairly entitled. Apologizing for the trouble I fear I am giving.

Referred for the report of the Civil Paymaster.

FORT SAINT GEORGE,
30th November 1861.

(Signed) T. PYCROFT,
Chief Secretary.

No. 10. From W. J. RAYNOR, Esq., Officiating Civil Paymaster; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 9th December 1861, No. 1,241.

Judicial Department.

In returning Mr. Phillips' letter dated 28th and accompaniments, referred for report under Order of Government dated 30th ultimo, I have the honor to state that Mr. Phillips was granted leave under Sections IV, V and VI on the 26th July last, of which he availed himself retrospectively from 3rd idem. That leave has since been commuted into privilege leave, a description of leave which cannot have retrospective effect (vide paragraph 113, chapter II of the Civil Auditor's Manual), his full pay from 3rd to 25th July inclusive, the interval between the commencement of his absence and the grant of leave was therefore retrenched.

2. Should Government see fit to sanction the leave retrospectively, as a special case, under the Order marginally noted, one day's full pay will still have to be retrenched, as Mr. Phillips' absence exceeded three months.*

Government of India, 12th April 1860, No. 3,279, Fort Saint George, Gazette, page 1,050 volume 1 of 1860.—(Answer to Question 1.)

* Leave availed of on 3rd July. Joined Chingleput on the 4th instead of on 3rd October 1861.

3. During Mr. Phillips' detention to act as Civil and Session Judge at Salem he was, according to the rules, allowed the higher salary of his permanent appointment as Judge of Chingleput. But as he had not joined the latter appointment at the time of his departure on leave, he is not entitled to the salary of that appointment for the period of such absence, but only to an amount equal to his former salary as Sub Judge of Madura, which has accordingly been passed to him.

No. 11. ORDER THEREON, 4th January 1862, No. 6.

The Government observe that their Order of the 15th ultimo, No. 1,394 was meant to cover the whole of Mr. Phillips' absence from duty, not exceeding three months. He will therefore be regarded as on privilege leave for that period. For the extra day by which he has overstayed his leave, his full pay will be retrenched.

2. The Civil Paymaster has correctly ruled that the salary to be passed to Mr. Phillips from the date of his relinquishing charge of the Salem Court to that of his joining the Court of Chingleput, is that of his former appointment of Subordinate Judge of Madura.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. T. O'Connor.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following Letters

From the Civil Judge of Chingleput. (Here enter 28th Nov 1861 N^o 1241)

— " — Off^r Civil Paymaster. (— " — 9th Dec 1861 N^o 1241)

Order thereon 4th January 1862 N^o 6

The Government observe that their order of the 15th Ultimo N^o 1394 was meant to cover the whole of Mr Phillips absence from duty - not exceeding three months. He will therefore be regarded as on privilege leave for that period - For the extra day by which he has overstayed his leave, his full pay will be retrenched -

The Civil Paymaster has correctly ruled that the salary to be paid to Mr Phillips from the date of his relinquishing charge of

Civil Auditor's Manual
Chap. II Paras 45-46-

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A. W. Phillips Esq. with encls. ret^d } Sept. 4
Civil Paymaster 3

Proc. of Secy.

Judicial 1862. Department.

No. 6.

PROCEEDINGS OF GOVERNMENT.

Dated 4th January 1862.

*Passing over a report
from the Philippine Islands
and relating to the progress
of the work in the
period.*