

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. *1640* Press
Mis.

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Dated *6. 10. 1862* 19

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
6th October 1862.*

Read the following papers:—

No. 40. From Major W. H. WAPSHARE, Joint Magistrate and Justice of the Peace, Ootacamund; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 8th September 1862, No. 113.

I have the honor to forward for the consideration of His Excellency the Governor in Council, a letter to my address from Lieutenant Paske, H. M.'s 95th Regiment who appeared as a witness before me on the prosecution of William Russell Willans *alias* William Russell committed for trial to the Supreme Court of Judicature at Madras at the next Sessions.

From Lieutenant H. T. PASKE, Adjutant 95th Regiment; to the Joint Magistrate, Ootacamund, dated 16th August 1862.

Having been informed that it is not the custom for Military Officers employed as witnesses by the Civil power to receive any allowance besides their actual travelling expenses whilst so employed, I have the honor to request, that this my application, that the circumstances of my case may be considered exceptional, may be submitted to the necessary authority to enable me to receive an allowance while so employed.

My reasons for making this request are as follows:—

I have been summoned from the Bombay Presidency, where I hold the appointment of Adjutant to my Regiment, the duties of that Office being now performed by an Officer who will of course receive the allowances of the Office during my absence. By the terms of the summons I received, I was led to suppose, that I was merely required to identify an individual, having done which, that I should be free to return to my Regiment, instead of which I find that I am compelled to remain in the Madras Presidency for some months, having left my house, servants, horses, standing at my expense, and find myself living at Hotels and other expensive places of public entertainment, without clothes or necessaries, for a protracted stay in a strange Presidency.

Under these circumstances, I have ventured to request that my case may be considered exceptional, and that I may receive certain allowances to compensate me for the heavy expenses to which I am now subjected; as I could scarcely be considered on the same footing as a Madras Officer, who would of course be expected to return to his Regiment, in the interim of his services not being actually required by the Civil power.

Trusting that you will favorably consider and recommend this my application.

Referred for the report of the Civil Paymaster.

FORT SAINT GEORGE,
11th September 1862.

(Signed) T. PYCROFT,
Chief Secretary.

No. 1,333.

No. 41. OFFICIAL MEMORANDUM.

With reference to the Order of Government, dated 11th instant, the Officiating Civil Paymaster has the honor to report that, travelling charges (if reasonable and proper), of Officers summoned as witnesses before the Supreme Court at Madras are allowed under the Orders quoted in Chapter VII of the Civil Auditor's Manual, para. 322; and further that, under the Rule in para. 37, page 164 of the Military Pay Code, a Madras Officer, in Lieutenant Paske's circumstances, would be entitled to compensation for loss of Staff pay as Adjutant, provided he held the appointment permanently at the time he was summoned.

FORT SAINT GEORGE,
CIVIL PAYMASTER'S OFFICE,
18th September 1862.

(Signed) W. J. RAYNOR,
Officiating Civil Paymaster.

To the Chief Secretary to Government, Fort Saint George.

Proceedings of the Madras Government, Judicial Department,
6th October 1862.

No. 42.

ORDER THEREON, 6th October 1862, No. 1,640.

A copy of the Civil Paymaster's letter will be furnished to Lieutenant Paske, with a request that he will send in his Bill for compensation for loss of Staff pay, if he is confirmed in the Adjutancy of the 95th Regiment.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. T. O'Connor.

Judicial.

Proceedings of the Madras Govt.

Read the following letters—

From the Joint Magistrate, Ootacamund—Letter 8th Sep. 62 No. 113.
" the Civil Paymaster—18th do — 1333.

Order—6 October 1862 No. 1640.

A copy of the Civil Paymaster's letter, will be furnished to Lieut. Paske with a request ^{that he will} to send in his bill for compensation for loss of Staff pay, if he is confirmed in the Adjutancy of the 95th Regt.

Wd

JP

The Joint Magistrate
at Ootacamund.
Lt. H. J. Paske. 4. 11. 95th Regt. Ootacamund 27

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