

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 203/ Press

132-133

Dated 15-12-1862. ~~11~~

6/7

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
15th December 1862.*

No. 132. Read the following Extract from the Proceedings of the Government of India, in the Financial Department, dated 10th November 1862, No. 835A.

Read letter from A. J. ARBUTHNOT, Esq., Acting Chief Secretary to the Government of Fort Saint George; to the Secretary to the Government India, Home Department, No. 868, dated 3rd June 1862.

FINANCIAL DEPARTMENT, FORT WILLIAM, THE 10TH NOVEMBER 1862.

RESOLUTION.—In confirming the Proceedings of the Madras Government, His Excellency the Governor General in Council observes (with reference to the proposed restriction of the pay of Soldiers who hereafter may be taken from the Army on probation, to the Civil salary on the Establishment of the Ootacamund Jail, but with net Military or Furlough pay in addition, for the first or year of probation) that there seems to be an anomaly in giving more pay to probationers than to approved men. If the Civil salary by itself be insufficient to retain the latter, then the effect of the rule will be that the Soldiers will return to their Regiments after the year of probation, and the Jail will be prejudiced by the succession annually of new men as Warders. If, on the other hand, the Civil salary be sufficient for approved men, it must be ample by itself for probationers, and there is nothing in Military Law which requires the issue of Military pay to them, in addition, for the year during which they are liable to be remanded to Military duty.

Copy of the above, together with the previous correspondence, sent to the Government, the Deputy Auditor and Accountant General, and the Civil Paymaster, Madras; also to the Auditor General of India, and the Military Finance Department, for information.

(A true Extract.)

(Signed) E. DRUMMOND,
Secretary to the Government of India.

No. 133.

ORDER THEREON, 15th December 1862, No. 2,031.
Communicated to the Inspector General of Jails.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

No.

EXTRACT from the Proceedings of the Government of India, in the Financial Department, d. 10th November 1862.

From A. J. ARBUTHNOT, Esq., Acting Chief Secretary to the Government of Fort Saint George, to the Secretary to the Government of India, Home Department, No. 868, d. 3rd June 1862.

In fixing the rates of salaries of the Warders of the European Prison at Ootacamund, it was the intention of the Madras Government that the Civil pay should be in addition to whatever the Warder might be entitled as a Soldier—that the Warder should draw his full receipts under all heads in the Military Department, and receive his Civil salary in addition to them.

2. European Non-Commissioned Officers and Soldiers are entitled, besides pay and allowances to family allowances, as per scale in the margin, but under the Military Code, when their personal pay and allowances, consolidated or otherwise, amount to Rupees 75 per mensem, they cease to draw family allowance.

3. Under this rule, the Civil Pay Master states that the regulated family allowance cannot be passed to Serjeant Jones, Warder of the general European Jail, whose total receipts exceed Rupees 75, unless the Orders of this Government exempting the Warders of the Ootacamund Jail from the operation of the rule, are confirmed by the Government of India, and I am directed accordingly to request that the necessary sanction may be granted. The office of Warder for the European Jail at Ootacamund is an important one, demanding peculiar qualifications, and the case should be regarded as special. The Civil Pay Master has been authorized to pass Serjeant Jones' family allowance pending the receipt of the Orders of the Government of India.

4. There is no provision in the Budget for Serjeant Jones' family allowance, which amounts to Rupees 12½ a month, nor, as the Civil Pay Master has informed the Government, is such provision needed in the Budget of the Madras Presidency, as the charge will, if sanctioned by the Government of India, be passed against "L, Adjusted Charges of other Governments," being debitable to the General Government of India.

No. 3215, HOME DEPARTMENT, FORT WILLIAM, THE 30TH JUNE 1862.

FORWARDED to the Financial Department, for consideration and orders (with reference to Extract therefrom, No. 13197, dated 7th October 1861,) and its return requested.

From the Hon'ble E. DRUMMOND, Secretary to the Government of India, Financial Department, to the Acting Chief Secretary to the Government of Fort Saint George, No. 4704, d. 16th July 1862.

I AM directed to acknowledge receipt of your letter, No. 868, dated 3rd ultimo, to the address of the Secretary to the Government of India, Home Department, reporting that the Civil Pay Master has been instructed to pass family allowance for the wife and

STATEMENT shewing the Civil and Military pay, monthly, of the under-mentioned individuals attached to the European Prison at Ootacamund.

Departmental rank or designation.	Regimental rank.	Names.	Amount of Civil pay.			Amount of Military Pay for 31 days.			Compensation in lieu of Rations.			Amount of family al- lowance.			Amount of Military Pension.			Total.	REMARKS.			
			RS.	AS.	P.	RS.	AS.	P.	RS.	AS.	P.	RS.	AS.	P.	RS.	AS.	P.					
Jailor	Pensioned Serjeant Major	John Warburton	200	0	0	...	...	...	...	...	...	...	...	...	36	11	6	236	11	6	These being pen- sioners are not entitled to clothing, bedding or any other allow- ances.	
Head Warder	Pensioned Quarter Master Serjeant	Patrick Hyland	80	0	0	...	...	...	...	...	...	...	...	...	33	5	9	113	5	9		
Warder	Pensioned Store Serjeant	Michael Pierce	50	0	0	...	...	...	...	...	...	...	...	...	30	0	0	80	0	0		
Ditto	Serjeant, Artillery	Michael Foley	50	0	0	...	...	...	...	...	...	...	...	...	...	...	...	...	113	8	5	These men being still on the effective strength of the Army are entitled to receive clothing and bedding as Soldiers, they are however only employ- ed on probationary as Warders for 12 months, at the end of the which period they must either re-join their res- pective Corps, or purchase their dis- charge from the ser- vice, and remain as Warders on a salary of Rupees 60 per month only.
Ditto	Serjeant Effective Super- numeraries	William Jones	50	0	0	...	...	...	...	...	...	...	...	...	...	...	...	...	100	6	7	
Ditto	Serjeant, 3rd Battalion, 60th Rifles	James Moss	50	0	0	...	...	...	...	...	...	...	...	...	...	...	...	...	85	6	0	

J. ROHDE,
Inspector General of Jails.

ORDER THEREON, 12TH SEPTEMBER 1862, No. 1484.

FROM the statement submitted by Mr. Rohde, it seems that Serjeant Jones is not the Head Warder of the Ootacamund Jail, but only one of the Warders, and that his Civil salary does not exceed Rupees 75 per mensem. His total receipts in the Civil and Military Departments exceed that sum.

2. The Jailor, Head Warder, and one of the Warders are Pensioners, and draw nothing beyond Civil pay, except their pensions. The other three men are on probation only for one year, much of which has already expired. As they have been engaged on condition of receiving their family as well as other allowances, faith must be kept with them, but all Soldiers who may be thus taken on probation for the future, will, as proposed by the Inspector General of Jails, receive only their furlough pay, in addition to the Civil salary on the establishment of the Ootacamund Jail.

3. These Orders will be reported to the Government of India, in reference to their letter, 16th July last, No. 4704.

To the Inspector General of Jails.
,, Civil Pay Master.
,, Controller of Military Finance.
,, Accountant General.

FINANCIAL DEPARTMENT, FORT WILLIAM, THE 10TH NOVEMBER 1862.

Resolution.

IN confirming the Proceedings of the Madras Government, His Excellency the Governor General in Council observes (with reference to the proposed restriction of the pay of Soldiers who hereafter may be taken from the Army on probation, to the Civil salary on the establishment of the Ootacamund Jail, but with net Military or Furlough pay in addition, for the first or year of probation) that there seems to be an anomaly in giving more pay to probationers than to approved men. If the Civil salary by itself be insufficient to retain the latter, then the effect of the rule will be that the Soldiers will return to their Regiments after the year of probation, and the Jail will be prejudiced by the succession annually of new men as Warders. If, on the other hand, the Civil salary be sufficient for approved men, it must be ample by itself for probationers, and there is nothing in Military Law which requires the issue of Military pay to them, in addition, for the year during which they are liable to be remanded to Military duty.

COPY of the above, together with the previous correspondence, sent to the Government, the Deputy Auditor and Accountant General, and the Civil Pay Master, Madras; also to the Auditor General of India, and the Military Finance Department, for information.

(A true Extract)

Secretary to the Government of India.

ORDER THEREON, 12TH SEPTEMBER 1862, No. 1484.

From the statement submitted by Mr. Rohde, it seems that Serjeant Jones is not the Head Warder of the Ootacamund Jail, but only one of the Warders, and that his Civil salary does not exceed Rupees 75 per mensem. His total receipts in the Civil and Military Departments exceed that sum.

2. The Jailor, Head Warder, and one of the Warders are Pensioners, and draw nothing beyond Civil pay, except their pensions. The other three men are on probation only for one year, much of which has already expired. As they have been engaged on condition of receiving their family as well as other allowances, faith must be kept with them, but all Soldiers who may be thus taken on probation for the future, will, as proposed by the Inspector General of Jails, receive only their furlough pay, in addition to the Civil salary on the establishment of the Ootacamund Jail.

3. These Orders will be reported to the Government of India, in reference to their letter, 16th July last, No. 4704.

To the Inspector General of Jails.

„ Civil Pay Master.

„ Controller of Military Finance.

„ Accountant General.

FINANCIAL DEPARTMENT, FORT WILLIAM, THE 10TH NOVEMBER 1862.

Resolution.

In confirming the Proceedings of the Madras Government, His Excellency the Governor General in Council observes (with reference to the proposed restriction of the pay of Soldiers who hereafter may be taken from the Army on probation, to the Civil salary on the establishment of the Ootacamund Jail, but with net Military or Furlough pay in addition, for the first or year of probation) that there seems to be an anomaly in giving more pay to probationers than to approved men. If the Civil salary by itself be insufficient to retain the latter, then the effect of the rule will be that the Soldiers will return to their Regiments after the year of probation, and the Jail will be prejudiced by the succession annually of new men as Warders. If, on the other hand, the Civil salary be sufficient for approved men, it must be ample by itself for probationers, and there is nothing in Military Law which requires the issue of Military pay to them, in addition, for the year during which they are liable to be remanded to Military duty.

Copy of the above, together with the previous correspondence, sent to the Government, the Deputy Auditor and Accountant General, and the Civil Pay Master, Madras; also to the Auditor General of India, and the Military Finance Department, for information.

(A true Extract)

Ernest Drummond.

Secretary to the Government of India.

With an Envelope

Communicated to
the Inspector Genl. of
Jail.