

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. <i>2082</i>	Press ~~His.~~
<i>204-205</i>	
Dated <i>22.12.1862</i> ~~18~~	

4/4

Not to be folded or roughly handled

2082
204-205
22.12.1862

*Proceedings of the Madras Government, Judicial Department,
22nd December 1862.*

No. 204. Read the following letter from A. P. HOWELL, Esq., Assistant Secretary to the Government of the North Western Provinces; to T. PYCROFT, Esq., Chief Secretary to the Government of Fort Saint George, dated Allahabad, 4th December 1862, No. 857A.

Judicial (Criminal) Department.

With reference to your letter No. 838, dated 5th July 1860, I am directed to forward for submission to the Right Honorable the Governor in Council, the accompanying copy of a letter dated 25th October last, from Assistant Surgeon C. Smith, M. D., of the 40th Regiment Madras Native Infantry, in which he applies for an allowance for affording in

The real date is January 1860. 1858 Medical aid to a party of Convicts marching from Allahabad to Calcutta en-route for the Andamans.

2. In the opinion of the Lieutenant-Governor, the Extract from the Proceedings of the Government of India in the Financial Department, No. 875G, dated 31st October 1862, is applicable to this case. The rule therein laid down is that "Officers on detached duty with Treasure or Prisoners are entitled to no special extra allowance." The expression used must be held to include Medical Officers.

3. And it cannot be said that to apply this rule to the case in hand will be to give retrospective effect to it. The Resolution is, in point of fact, only declaratory, and confirms the view which was taken by the Civil Auditor of Bengal at the time of Dr. Smith's application.

4. The report which was promised in your letter above referred to, but which has not yet been received, is not now required.

From Assistant Surgeon COLVIN SMITH, M. D., 40th Regiment Madras Native Infantry; to the Private Secretary to the Lieutenant-Governor of the North Western Provinces, dated Singapore, 25th October 1862.

I have the honor to state that in January 1858, I was ordered by the Officer Commanding Allahabad to take Medical charge of (320) three hundred and twenty prisoners from the Jail to Calcutta, this I did and handed them over to the authorities. I was then obliged to proceed to England on sick Certificate, but left the necessary papers (with my Agents Messrs. Gillanders Arbuthnot & Co.) to draw the allowance due to me for such a charge, and although they have frequently applied for it, they have been refused. Under these circumstances I have the honor to request that you will be good enough to obtain an order of Government for me to draw the allowance due from 20th January to 1st March 1858 the day I delivered over charge at Calcutta.

(True Copy.)

(Signed) A. HOWELL,
Asst. Secy. to the Government
of the N. W. Provinces.

No. 205. ORDER THEREON, 22nd December 1862, No. 2,082.

Communicated to the Principal Inspector General, Medical Department.

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

Exd. T. McMootry.

12th June 1860 to 90-91
5th July " 22-23.
10th December 1862 Oct 2010.

Inde 1862 Sep 1

13 Jan.

From
The Asst Secy to the
Govt of the U. W. P.
857 A.

Of 14th } Decr 1862
Of 17th }
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Incl 1.

No 2532

In ref: to this office letter
no 838 of 5th July 60, submit
copy of a letter from Asst
Surgeon C. Smith, M.D. 20th
Regt Madras. A. I. applying
for an allowance for pro-
viding in 1858 medical aid to a
party of convicts marching
from Allahabad to Calcutta
en route for the Andamans.

204 & 205

With an Order.

List.

N^o. 2082 22^d Dec 18
communicated to
the Principal In-
specter Genl., Medl.
Dept.

W/A

The Principal Inspector,
Genl., Medl. Dept. } Dec 23

