M.R.O. 1—33,000—16-10-22.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1297 Press Mis.

203-204

Dated 29 - 8 - 19 1864

3/3

Not to be folded or roughly handled

No. 203. Read the following letter from J. G. THOMPSON, Esq., Acting Judge, Small Cause Court ; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Ootacamund, dated Tellicherry, 13th August 1864, No. 49.

During the last nine days that I was acting as Collector of South Canara, Mr. Morris forfeited his whole pay through being absent without leave. Being informed that in similar cases the pay so forfeited had been granted to the acting officer, I claimed it, explaining the circumstance to the Civil Paymaster : but he has declined to pass the charge.

2. From the annexed Sections of the Civil Auditor's Manual, it appears that the sanction of Government is required in such cases.

Chapter II.

"96. The mere fact of a vacancy occurring gives an acting Officer no title whatever to draw the full salary of the appointment, unless he be permanently confirmed therein, and then only from the date of such confirmation by competent authority.

M. G., 23rd June 1846, Notification p. 614.

G. L., 30th August 1855, Financial.

M. G., 25th September 1855, No. 405, Financial.

"97. But the Government is competent in such cases to grant to such acting incumbents the full salary of the appointment."

3. Mr. Morris having no claim to pay for the time in question, this case resembles a vacancy, as far as the expense to Government is concerned : so that the principle of the Sections I have quoted is applicable to it. The work was done : and as it will cost the Government no more to pay me for it than it would have cost them to pay him, I trust they will see fit to grant the forfeited salary to me.

4. I have therefore the honor to submit a bill for it, and to beg that you will be good enough to forward it to the Civil Paymaster, if the Government comply with my request.

No. 204. ORDER THEREON, 29th August 1864, No. 1297.

The Governor in Council is pleased to sanction the grant of the full salary of the office to Mr. J. G. Thompson, as Acting Collector of South Canara, for the time during which Mr. Morris forfeited his claim to it.

(True Extract.)

Secretary to Government.

To J. G. Thompson, Esq., Acting Judge of the Court of Small Causes at Tellicherry.
To the Civil Paymaster, with Bill.
" Accountant General.

Rnd. J. Tulloch.

Fin Cons 18-19/20-9-64

No. 1297 - 29th August 1864

The Governor in Council is pleased to sanction the grant of the full salary of the office to Mr. S. G. Thompson, as Acting Collector of South Canara, for the time during which Mr. Morris forfeited his claim to it.

L. D. S

Mr. S. G. Thompson.
Acting Judge of the Small Cause Court of Bellicherry.
The Civil Paymaster - Wittl Hills.
Accts. Genl.

Disp. 2/9/64