

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	<i>8</i>	Press Mis.
	<i>13-14</i>	
Dated	<i>5.1.1864</i>	19

*3/4*Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

5th January 1864.

No. 13. Read the following Proceedings of Government in the Financial Department, dated 19th December 1863, No. 825.

Communicating the ruling of the Government of India, that when an Official is put in charge of the current duties only of another's post, he is not entitled to any extra allowance, but making an exception in the case of a Principal Sudder Ameen when in charge of the current duties of a Judge's Office.

(Vide Proceedings Financial Department, dated 19th December 1863, Nos. 86 & 87.)

No. 14. ORDER THEREON, 5th January 1864, No. 8.

Communicated to the Honorable the Judges of the High Court, and to the Inspector General of Police.

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

Exd. T. O'Connor.

FINANCIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following letter from E. H. LUSHINGTON, Esq., Secretary to the Government of India, Financial Department; to the Secretary to the Government of the Punjab, dated Fort William, Council Chamber, the 1st December 1863, No. 5922.

I am directed to acknowledge the receipt of your letter, No. 2302, of the 23th October 1863, regarding the refusal of the Officiating Civil Paymaster to pass half the usual deputation allowance to Mr. R. G. Elsmie, Assistant Commissioner at Murree, for the period during which he was in charge of the current duties of the Commissionership of the Rowul Pindee Division.

2. In reply, I am desired to observe that when an Officer is ordered to officiate in an appointment, he is expected to undertake and discharge to the best of his ability all the duties that would be performed by a permanent incumbent; but when he is put in charge of current duties only, he is expected to do nothing beyond the most ordinary routine business. In the first case, he is properly remunerated with acting allowances; in the other, the State is really not called upon to grant him any extra allowance, on the score of any additional labor of any importance.

3. The only exception to this rule is the case of a Principal Sudder Ameen, in charge of the current duties of a Judge's Office, who is allowed, under the Order of 31st March 1834, referred to in your letter, to draw half the usual deputation allowance, on the ground that Officers in that rank and position are peculiarly entitled to some additional pecuniary consideration when temporarily entrusted with the important current duties of the office of Civil and Sessions Judge.

4. Under this view, Mr. Elsmie's claim to half deputation allowance is inadmissible, but I am directed to convey sanction to it, as a special case, on the ground that the allowance was expected, and has hitherto been granted in similar cases in the North Western Provinces.

5. I am to add that when a Civil Paymaster finds that the practice of his Presidency with respect to deputation or other allowances is at variance with the rules prescribed by the Government of India, he should follow that practice pending orders from this Government, which he should solicit as early as practicable.

Ordered, that copies of the above letter be forwarded to the—

Foreign, Home, and Marine Departments.

Governments, and Civil Paymasters in Bengal, Madras, Bombay, and the North Western Provinces.

Governor of the Straits Settlements.

Civil Paymaster, Punjab.

(Signed) J. E. COOKE,

Assistant Secretary to the Government of India.

ORDER THEREON, 19th December 1863, No. 825.

Communicated to the Revenue, Judicial, Public and Marine Departments.

(True Extract.)

H. J. Lushington
Chief Secretary.

To the Revenue Department.

„ Judicial

„ Public

„ Marine

Exd. T. McMootry.

