

MADRAS RECORD OFFICE.

Government of Madras.

Principal DEPARTMENT.

G.O. No. 1875	Press <u>Mis.</u>
Dated 20-11-1918	67

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
20th November 1867.*

No. 242. Read the following letter from the Examiner of Claims, to the Chief Secretary to Government, Fort Saint George; dated Fort Saint George, 18th November 1867, No. 859.

I have the honor, by direction of the Accountant General, to forward, for the information of the Right Honorable the Governor in Council, a letter, with accompaniment, from Sir Adam Bittleston, reporting his return from leave to Europe, and to state that, in the circumstances set forth in these letters, I have, under the spirit of the Secretary of State's Despatch* in the case of Mr. J. D. Sim, c. s., dated 31st March 1866, No. 27, admitted his claim to moiety of salary for the entire period of his absence, viz., from 28th April to 12th instant.

* Communicated in Proceedings of Government, dated 8th May 1866, No. 174, Financial Department.

2. I beg to solicit the confirmation of Government to the course pursued by me, and respectfully to request that they will report the same to the Secretary of State, for his approval.

From the Honorable Sir A. BITTLESTON, Kt., Puisne Judge of the High Court of Judicature, Madras, to the Examiner of Claims; dated Madras, 14th November 1867.

Having resumed the duties of my office as one of the Judges of the High Court, I have the honor to forward, for your perusal, the accompanying letter of Mr. Merivale, conveying to me the permission of the Secretary of State to postpone my departure from England until the Bombay Mail of the 4th October, and to request that you will pass an order in the usual course, allowing my claim to half salary during the period of six months and sixteen days.

2. I left Madras on the 28th April, and returned on the afternoon of the 13th November—having left Marseilles in the Mail Steamer on the morning of the 15th October, and having arrived at Bombay on the 26th of the same month; but I was unavoidably detained in Bombay until the 5th November, in consequence of the Government having taken up the usual Coasting Steamers for the Abyssinian expedition (of which I had no notice until I arrived in Bombay); and the sailing ship, *the Star of India*, in which I obtained a passage from Bombay to Beypore, took six days to reach the latter port.

3. I believe that my pay is subject to a deduction for license tax, but that I am entitled to allowance of two sums of Rupees 25 each, paid by me on account of municipal tax, and for which I enclose the receipts.

From H. MERIVALE, Esq., c. b., Under Secretary of State for India, to Sir ADAM BITTLESTON, &c., &c., &c.; dated India Office, 9th July 1867.

I am directed by Secretary Sir Stafford Northcote to acknowledge the receipt of your letter, dated 3rd instant, in which you state that, in consequence of the weekly Steamer from Suez to Bombay being discontinued after the monsoon, you will not be able to reach Madras by the 28th October, on which day your six months' leave of absence expires, unless you leave a week earlier than you had originally intended, and requesting that, under these circumstances, you may be permitted to postpone your departure until the 4th October, which would enable you to reach your destination about five days after the expiration of your leave.

2. I am further directed to acquaint you that, as requested by you, Sir Stafford Northcote is willing to sanction the postponement of your departure until the 4th October.

No. 243. ORDER THEREON, 20th November 1867, No. 1875.

Under the circumstances stated in the letter above recorded, the Governor in Council confirms the admission of the claim made by Sir A. Bittleston for a moiety

Proceedings of the Madras Government, Judicial Department.
20th November 1867.

of his salary for the entire period of his absence from the 28th April to the 12th instant.

2. The decision of the Government on the question referred by the Examiner of Claims will be reported to the Secretary of State for approval.
(True Extract).

Chief Secretary.

To the Examiner of Claims, with two enclosures, returned.

Exd. J. H. Burns.

N^o. 820.

Office of Examiner of Claims,
Fort Saint George,

5th November 1867.

OFFICIAL MEMO.

Your { Letter } No. (dated)
Memo.

The undersigned has the honor to state for the information of the Right Honorable the Government in Council that the 6 months Leave on medical certificate upon which Sir Adam Bittleston Puisne Judge of the High Court proceeded to Europe expired upon 24th ultimo he having sailed from Madras upon 28th April last.

No Despatch from the Secretary of State granting Sir Adam Bittleston an extension of Leave having been published in the Gazette he is apparently now absent without Leave and the revised rules relating to Furlough and Leave of absence for Judges of the High Court do not provide for this contingency so that this Department is not aware whether like other Civil Servants (Commanded and Uncommanded) Sir Adam Bittleston has forfeited his appointment.

Had Sir Adam Bittleston arrived at Bombay before or on 28th ultimo, no difficulty would have been experienced in the case as the ruling of the Government of India in Proceedings dated 10th Oct. 1867 No 3135, Vol 13, would, if it is considered, allow him to return from date of arrival there, as he is a Presiding officer entitled like others to a month's preparatory leave.

If the Secretary of State has given Sir Adam Bittleston permission to return via Bombay by a certain steamer this case will be regulated by the order of the Govt of India in that behalf. His allowances as just stated accordingly.

M. Donald
Examiner of Claims.

To
The Chief Secretary
to Government.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from
the Examiners of Claims.
(Here enter 18 Nov. 1867 N: 859)

Order thereon 20 Nov. 1867 N: 1845

Under the cir-
- cumstances stated
in the letter above
recorded, the Governor
in Council confirms
the admission of
the claim made by
Sir A. Pitt Rivers for
a moiety of his salary
for the entire period
of his absence from
the 28th April to the
12th instant.

The

Juste 1860 Report

From
The Examiners of Claims
J. 1860

28 Nov 1867
18 15 Jan 1868

J. 1867

Following from J. 1867
of Madras for making
his visit home.

2. The decision
of the Government
on the question referred
by the Examiner
of Claims will be
reported to the
Secretary of State
for approval.

To
The Examiner of Claims
with a copy of the report - 3/25/11

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April 24 - 1868.



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No. 1876-

PROCEEDINGS OF GOVERNMENT.

Dated 20th November 1867.