

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No.	2138	Press
		~~Mis.~~
Dated	31-12.	191867

Not to be folded or roughly handled

31st December 1867.

No. 327. Read the following letter from the Acting Civil and Sessions Judge of Cuddapah, to the Chief Secretary to Government, Fort Saint George; dated Cuddapah, 13th December 1867, No. 397.

At the request of the Acting Principal Sudder Ameen of Cuddapah, I have the honor to forward the enclosed correspondence, with the object that Government may over-rule the orders of the Acting Deputy Accountant General on the subject of the joining time and travelling allowances of the Acting Principal Sudder Ameen between Bimlipatam and Cuddapah.

2. G. Ramanjulu Naidoo, District Moonsiff of Bimlipatam, was appointed Acting Principal Sudder Ameen of Cuddapah in the *Fort Saint George Gazette* of the 30th August 1867. He first saw this appointment on the 6th September. He gave over charge on the 7th September, and the 8th, being a Sunday, he left Bimlipatam for Cuddapah by land on the 9th September. He used all expedition on the journey and arrived at Cuddapah on the afternoon of the 10th October, and took charge of his office on the morning of the 11th.

3. The Acting Deputy Accountant General allows Ramanjulu Naidoo only 25 days joining time, and has deducted his salary as District Moonsiff for the period in excess, on the ground that the journey should have been made by sea and rail.

4. By Section 94 of the *Uncovenanted Servants' Vade Mecum* a fortnight is allowed preparatory to a journey by sea or rail. Steamers left Bimlipatam on the 20th and 23rd September. On the departure of the Steamer of the 20th Ramanjulu Naidoo's preparatory leave had not expired. Had he left by the Steamer of the 23rd, the joining time allowed by the Accountant General, viz., eighteen days, would have carried the date for joining to the 11th October, on which day Ramanjulu Naidoo actually took charge in Cuddapah. Had Ramanjulu Naidoo availed himself of the opportunity of the 20th, and thereby have given up one day of his preparatory leave, the date assigned by the Accountant General for joining would have been the 9th October, or two days earlier than that on which charge of office was actually taken.

5. From Ramanjulu Naidoo having started on his journey so immediately after leaving his office at Bimlipatam, and without even availing himself of the preparatory leave to which he was entitled, it is sufficiently obvious that his object in travelling by land was not to waste time on the journey. It was certainly more convenient to him to travel by the land route; but bearing in mind the dates on which the Steamers left Bimlipatam, it so happens that he has not made the interests of Government subordinate to his convenience.

6. In the event of Government being of opinion that Ramanjulu Naidoo was justified in performing the journey by land, I trust that the ordinary allowance, according to the distance travelled, may be passed.

7. The sums objected to by the Accountant General appear in A. and B. enclosures of the Acting Principal Sudder Ameen's letter to me.

From the Acting Principal Sudder Ameen, Cuddapah, to the Acting Civil and Sessions Judge, Cuddapah; dated Cuddapah, 11th December 1867, No. 87.

The Accountant General having, as may be seen from his Objection Statement, enclosure A, retrenched my full pay, Rupees 146-12-5, for fifteen days, from 26th September to 10th October last,

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on the ground that I had exceeded my joining time, I submitted my explanation, which I believed would have induced him to withdraw the retrenchment; but as he ordered that the retrenchment cannot be cancelled by reason of his office not possessing any discretion in the matter, I beg respectfully to request that you will be pleased to lay my case before Government for their favorable consideration and orders, with your recommendation.

2. In addition to the explanation given, and with reference to the orders passed thereon, in A, I beg permission to represent that were I to travel by sea, as remarked in the order in A, my preparation time would be a fortnight, as per orders of Government in paragraph 94 of the *Uncovenanted Civil Servants' Vade Mecum*, and not one week; that as this fortnight would expire on the 21st September, one day after the Screw Steamer *Burmah* left Bimlipatam, I should have waited for three days, or till the 23rd of September, on which date the next Steamer *Cashmere* touched at Bimlipatam (*Fort Saint George Gazette*, page 1083, Volume II.); that

* The Train brought me to Cuddapah about 4 P. M. on the 10th, and as it was 5 P. M. when I reached the Town, I assumed charge of office on the 11th October.

supposing that I had availed myself of this Steamer, I arrived at Cuddapah on the 11th* October, exactly within the eighteen days admitted by the Accountant General for my journey;

and that had I ever done in the manner above supposed, I would have been certainly subject to the displeasure of Government for lounging myself after I had seen my acting appointment in the *Gazette*.

3. But to lose no time whatever, I left Bimlipatam on the 9th September, the day after I delivered over charge of that Court (the preceding day, the 8th, was a Sunday), but as the road between Bimlipatam and Rajahmundry was so bad that no bandies or horses could pass through it, it took eleven days for me to reach Rajahmundry. That the road was not at all passable can be ascertained from Mr. W. A. Happell, the Head Assistant Collector of the Godavery District, who, when travelling at the time from Rajahmundry to Tuni, was compelled to walk a few miles, leaving his horse to be led by the hand. To avoid this road inconvenience, I requested the Bezorah Tahsildar, on the 23rd September, to get me bearers posted as far as Nellore, and left that station on the 25th idem; but the communication by post being slow, and the necessary orders not having been received in time, I had, after arriving at each of the twelve or thirteen stages between Bezorah and Nellore, to procure bearers myself, with the aid of heads of village, waiting for them sometimes a full, and at others a half day, but with all these delays, I joined Cuddapah ten or eleven days earlier than I should have done, as explained in A.

4. In 1863, when I travelled by land from the Chittoor District to Bimlipatam, the late Civil Judge deducted my five days' full salary, Rupees 50, on the same grounds; but Government, on the representation of the matter by the Civil Judge, were pleased to order me to be paid to me, though it took fifty-two days on that occasion to reach Bimlipatam.

5. The Accountant General having, in addition to the above, retrenched, by enclosure B, Rupees 25-13-3 out of Rupees 115-15-6 drawn by me for travelling expenses,† I beg to appeal against this retrenchment also. My actual travelling expenses, i. e., hire for bandies, boats, and bearers, and fare for train, were more than 300 Rupees, a sum that would absorb what deputation allowances I would be entitled to for three months. It is likely that I would be relieved from my present acting appointment before the completion of the said three months.

6. The above sum of Rupees 115-15-6 is exclusive of charges for two servants and freight on luggage that I would be entitled to (letter from Secretary to Government of India to the Bengal Accountant General, 10th July 1867, No. 1295), and when both the sums retrenched, Rupees 146-12-5 and 25-13-3, total 172-9-8, are deducted from my one month's salary, Rupees 300, as Moonsiff, the balance payable to me will be Rupees 128-6-4, plus 90-2-3 travelling allowance admitted, total 218-8-7.

† As per Colonel Scott's Table of distances.

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Objection Statement on the Salary Bills of G. Ramanujulu Naidoo, District Moonsiff of Bimlipatam, for September and October 1867.

N. B.—This statement must be returned within a week of its receipt, or the cause of any delay in doing so explained by docket.

Nature of payment.	Items under objection.	Nature of objection.	Explanation.	Orders.
Full pay of G. Ramanujulu Naidoo, District Moonsiff of Bimlipatam, from 26th to 30th September 1867, at 300 Rupees per month. Do. do. from 1st to 10th October 1867, at do. do. per month.....	RS. A. P. 50 0 0 96 12 5	Disallowed, in consequence of having exceeded his joining time of 18 days, viz., from 4th to 25th September 1867. The amount should be recovered on next Pay bill. (Sd.) W. J. RAYNOR, Ag. Dy. Acct. Genl.	The Acting Principal Sudder Ameen has the honor to state that he was compelled to travel by land under the following circumstances:— 1. There was no Steamer available at the time he had an opportunity of seeing, on the 6th September, a <i>Gazette</i> , containing his appointment as Acting Principal Sudder Ameen of Cuddapah, nor was there any prospect of one arriving in a few days after, as may be seen by a reference to the date of arrival and departure of Steamers at Bimlipatam in September last. 2. Having a large family, and no relatives or friends at Bimlipatam to look after them, and the expenses to convey them to Cuddapah by a Steamer being too great, he availed himself of a land journey, in doing which he has taken care to avoid delay. 3. In conclusion, he begs to state that he did not avail himself of the week's leave usually allowed for preparing for the journey, but left Bimlipatam on the 9th September, and it would appear that he travelled at more than 15 miles a day, thus— Miles..... 463 Days..... 31 For preparing for the journey..... 7 Sundays between 7th September, date of giving over charge of Bimlipatam Court, and 11th October, date of taking charge of the Cuddapah Court..... 5 Total..... 43 32 11	As you delivered over charge of your duties at Bimlipatam on the 7th, your preparation time ended with the 14th September 1867, the Screw Steamer <i>Burmah</i> (as per <i>Fort Saint George Gazette</i> , page 919, Volume II. of 1867), having left that Port on the 20th idem. You should have waited until that date and travelled by that opportunity and could then have joined at Cuddapah on the 26th September. The reason given for your not having done so cannot be accepted by this Department, which, in fact, has no discretion in the matter. The retrenchment issued must, therefore, be enforced. (Sd.) W. J. RAYNOR, Ag. Dy. Acct. Genl. 7th December 1867.
To G. Ramanujulu Naidoo, Actg. Principal Sudder Ameen, Cuddapah.			Distance between Cuddapah and Bimlipatam..... Which, at 15 miles per diem..... For preparing for the journey..... Sundays between 7th September, date of giving over charge of Bimlipatam Court, and 11th October, date of taking charge of the Cuddapah Court..... Deduct time actually taken up in travelling, i. e., from 9th September till 10th October..... Remaining in favor of Acting Principal Sudder Ameen.....	

Cuddapah, Principal Sudder Ameen's Court,
2nd December, 1867.
(Signed) G. RAMANJULU NAIDOO,
Acting Principal Sudder Ameen.

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B.

Final Adjustment Order.

Ramanjulu Naidoo, Acting Principal Sudder Ameen, Cuddapah.
Travelling bill from Bimlipatam to Cuddapah.

	RS.	A.	P.
Amount drawn.....	115	15	6
Admitted by Acting Deputy Accountant General.	90	2	3
Difference to be recovered on next Pay bill.....	25	13	3

Explanation.

Disallowed, as Ramanjulu Naidoo should have travelled by Steamer from Bimlipatam to Madras, and thence to Cuddapah by train. By this route his expenses would have been Rupees 90-2-3.

MADRAS,
8th November 1867.

(Signed) W. J. RAYNOR,
Actg. Depy. Accountant General.

No. 328. ORDER THEREON, 31st December 1867, No. 2136.

Under the circumstances represented by the Acting Civil and Sessions Judge of Cuddapah, the Governor in Council is pleased to authorize the payment of the sums of Rupees 146-12-5 and Rupees 25-13-3, retrenched by the Accountant General from the salary and travelling allowance of the Acting Principal Sudder Ameen of Cuddapah.

(True Extract).

Chief Secretary.

To the Acting Civil and Sessions Judge of Cuddapah.
Accountant General.

Exd. J. Tulloch.

31st December 1867 No. 2136.

Under the circumstances re-
presented by the Acting Civil
and Sessions Judge of Cudda-
pah, the Governor in Council
is pleased to authorize the
payment of the sums of
Rs 146. 12. 5 and Rs 25. 12. 3,
retrenched by the Account-
ant General from the Salary
& travelling allowance of
the Act Principal Sudder Ameen
of Cuddapah.

N. W. J. R. A. G.

by the Act Civil & Sessions Judge
of Cuddapah }
Accountant General }