

(1) Number of pages 28 714
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 (3) Initials of the Referencer law ✓

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

JUDICIAL DEPARTMENT

G.O. No.	243	Press.
B.P. No.		Mis.
Dated	15. 2. 1868	197 .

Not to be folded or roughly handled

Handwritten signature

*Proceedings of the Madras Government, Judicial Department,
15th February 1868.*

No. 169. Read the following letter from Mr. S. R. DAWES, Principal Sudder Ameen of Cuddapah, to the Chief Secretary to Government, Fort Saint George; dated Cuddapah, 17th January 1868, No. 8.

Adverting to the privilege leave granted me by the Government, under date the 19th November 1867, I have the honor to request that you will be so good as to obtain the orders of His Excellency the Governor in Council as to the amount of pay I shall be permitted to draw during the period of such leave. In answer to a communication addressed by me to the Deputy Accountant General, I have been informed that I shall be allowed full pay for only nine days, the period allowed for preparation to join my station, and for actual travelling; and in regard to the remaining period, viz., from the 22nd November to the 21st December, I am instructed that I cannot, except under the special orders of the Government of India, be allowed to draw more than a moiety of my salary, as the other moiety has been drawn by the officer who acted for me as Principal Sudder Ameen at this place.

2. The Government are aware of the circumstances which necessitated my applying for leave, and in my application I left it to them to grant me the leave with even a forfeiture of pay. I still beg to leave the question in the hands of the Government, who will, I trust, give their favorable consideration to the circumstances attending my application, as well as to the fact that I had no privilege leave since the adjournment of my Court at Cochin, viz., from the 4th April 1866.

Referred to the Accountant General for report.

FORT SAINT GEORGE,
27th January 1868.

(Signed) C. G. WALKER,

Under Secretary.

No. 342.

No. 169A.

MEMORANDUM.

The undersigned has the honor, by direction of the Accountant General, to report that under the rules an Uncovenanted Officer can only be granted full salary while on privilege leave, provided there is no extra expense to the State entailed by his absence. In this case half the salary of Mr. Dawes was drawn by the person acting for him, Mr. Dawes having proceeded on leave immediately after vacating his acting appointment in Madras, and without returning to his permanent appointment, taking charge, and getting the necessary arrangements made for the performance of his duty during his absence without putting Government to extra expense. Without the special sanction, therefore, of the Government of India full pay cannot be granted to him.

(Signed) R. W. LODWICK,

29th January 1868.

Deputy Accountant General.

No. 170. ORDER THEREON, 15th February 1868, No. 243.

The Governor in Council is not of opinion that there is in Mr. Dawes, case any sufficient reason for making any special exception to the Leave rules.
(True Extract).

Chief Secretary.

Sudder Ameen, Cuddapah.

4
Judicial Department

2

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from

Mr. S. R. Paver, Principal
Inspector of Prisons.
(Here called by January 18th/1883.)

Order shown, 15 Feb. 1883: 213.

The Governor in
Council is not of opinion
that there is ^{in Mr. Paver's case} any sufficient
reason for making any
Special exception to the same
Rules, applicable to all persons
under

W. G. A.

11/2

13 11/2

3

Memorandum.

Letter from Mr. S. R. Davis, Principal Sur-
tender - Cuddapah - 3/17
January 68. No. 8.

Under date the 18th
Nov. last. Mr. Davis ap-
plied to the judges of the
Court for a month's pri-
vilege ^{leave} and added that if
"Privilege leave on full
pay," was not allowed,
he was prepared to take it
on any salary the judges
and the Government
were pleased to grant.

Mr. Davis' application
was referred to the Examin-
er of Claims, and he reported
as follows.

"Eligible to one month's
Privilege leave under U.S.
Absence Act, in addition
to going time."

Though Mr. Davis' per-
manent appointment
is Principal Sur-
tender, since 15th August/66,
in appointments in which

Chief 1868. Department.

No. 215.

PROCEEDINGS OF GOVERNMENT.

Date 15th May 1868.

1868.

of the adjournment of the
Court, a circumstance
which it is considered
renders him eligible
to the Privilege leave
applied for."

In transmitting the
foregoing report to the Regis-
trary of the High Court,
the Examiner of Claims
stated in his letter of 18. Nov.
1867. "To avoid loss of delay
to Mr. Davis, the leave
if granted, should appear
in tomorrow's ^{morning} ~~night~~ ^{paper}
getting, as it cannot be
franked with retrospective
effect, and Mr. Davis
is due at his station on the
forenoon of Thursday the
22^d Current."

His leave appeared
in the ^{morning} ~~night~~ ^{paper} of the 19. Nov. 67. Page 157.

Under the ^{unconvenient}
service rules privilege leave
is given, when it can be
granted without injury
to the public service."

"^{is it not a privilege?}
"is it not a privilege?"

Mr. Davis is a
pensioner. He was
in a measure removed
from the branch of the
Judicial Service in which
he was employed, and
appointed in ^{that} appoint-
ment. While thus officiating
he was appointed ^{Panel}
Judge of Cuddalore.
He did not join his ap-
pointment, but avail-
ed himself of the pri-
vilege to which he was
eligible under the Rules.

He had no special claim
to it. It was ^{with him} optional to
give ^{him} the ~~leave~~ or not.

But having given it, it
seems desirable that the
Salary to which Mr. Davis
entitled, as Panel Judge
Cuddalore, should be paid
to him as a Special Case.

letter it is desirable that
it should be sent to the
Accountant General for
reply.

Dated

PROCEEDINGS OF GOVERNMENT.

No.

186 : Department.

Handwritten signature

1868

Budapest
17th January 1868.

From,

The Principal Secretaries
of Budapest

To,

The Honorable R. S. Ellis Esq.
Chief Secretary
to Government

Sir,

Adverting to the privilege leave
granted me by the Government under date
the 19th November 1867, I have the honor to
request that you will be so good as to obtain
the orders of His Excellency the Governor
in Council as to the amount of pay I
shall be permitted to draw during the period
of such leave. In answer to a commu-
nication addressed by me to the Deputy
Accountant General, I have been informed
that I shall be allowed full pay for only
9 days, the period allowed for preparation
to join my station and for actual travelling
and in regard to the remaining period, viz.
from the 22nd November to the 21st December
I am instructed that I cannot, except
from the orders of the Government
obtain a further advance of pay.

drawn by the Officer who acted for me
as Principal Sadr Amin at this place.

2. The Government are aware of the
circumstances which necessitated my applying
for leave, and in my application I left
it to them to grant me the leave with
or without forfeiture of pay. I still lay to
leave the question in the hands of the Govern-
ment, who will best give their favorable
consideration to the circumstances attending
my application, as well as to the fact
that I had no privilege leave since the
adjournment of my Court at Cachin.
Yours from the 4th April 1866.

I have the honor to be,

Sir,

Your Most Obedient Servant

Cachin

Principal Sadr Amin
Court

17th January 1868

J. D. Amin
Principal Sadr Amin

The undersigned has the honor by direction of the Accountant General to report that under the rules an unconnected officer can only be granted full salary while on Privilege leave provided there is no extra expense to the State entailed by his absence. In this case half the salary of Mr. Dawes was drawn by the person acting for him Mr. Dawes having proceeded on leave immediately after vacating his acting appointment in Madras and without returning to his permanent appointment, taking charge, and getting the necessary arrangements made for the performance of his duty during his absence without putting government to extra expense. Without the special sanction therefore of the Government of India full pay cannot be granted to him.

29th January 1888.

Richardson
Deputy Asst. Secy.

11888

DA & AG Office
Recd 28
Jan 1 1888

Referred to the Accountant General for report.

Mr. George
27 Aug. 1888

Walker
Under Secy.

Mr. P. Accountant General.
Mr. P. George - Secy.

Min: 1765-86-1765-86

188

188

Refer

Requesting to be
ordered to Government
for amount of pay
for services to be
granted him under
19th of January 1888.

Dated 17th Jan
Recd 18th Jan
1888