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Judicial (1895) Department.

ORDINARY MS.

G.O., No. 1857

Dated 4th Sept. 1895

Mr. Standen
7. 21/6/95
24-10-95

[Despatch Abstract.]

MR. W. M. STANDEN.

Communicating, with remarks, to the Inspector-General ^{of} Prisons and the Surgeon-General letter from the Government of India declining, with remarks, to sanction the appointment of----, a European, to the Madras Jail Department, as Superintendent of a Central Jail, and requesting that a member of the Indian Medical Service be appointed to the vacancy in which Mr. Standen is at present officiating.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

CURRENT NO. 3826

No. 307

FROM

J. P. HEWETT, Esq., C.I.E.,
Offg. Secretary to the Government of India.

TO

THE CHIEF SECRETARY TO THE GOVERNMENT OF MADRAS.

12 AUG 95

Home Department.
Fails.

Simla, the 31st August 1895.

SIR,

I AM directed to acknowledge the receipt of your letter No. 1077-Judicial, dated the 20th May 1895, in which the sanction of the Government of India is solicited to the appointment of Mr. W. M. Standen, a European, to the Madras Jail Department as Superintendent of a Central Jail. His Excellency in Council lays special stress on the qualifications of Mr. Standen, which are set out at length in an extract from a letter of the Inspector-General of Prisons in the Madras Presidency, and on the extreme difficulty of finding among natives of this country men of sufficient strength of character to occupy the responsible post of Jail Superintendent. Mr. Standen has, in anticipation of the sanction of the Government of India, been appointed to act as Superintendent of the Salem Central Jail, and it is stated that the requirements of paragraph 7 of Home Department Resolution No. 10-Jails 610-23, dated the 9th November 1892, have been satisfied by the appointment of a Commissioned Medical Officer to the vacancy in the Jail Department which immediately preceded that which Mr. Standen is now filling.

2. In the Resolution just mentioned it was ruled that only four out of eight jail appointments in Madras (including the Inspector-Generalship of Jails) should be held by non-Medical Superintendents. It was therefore arranged that the first and every succeeding alternate vacancy should go to members of the

* Vide Home Department letter No. 82, dated the 16th February 1893. Indian Medical Service. This arrangement was subsequently altered* so as to

give the first vacancy to a non-Medical man, Mr. Young, and the second and every alternate succeeding vacancy to a member of the Indian Medical Service.

† Vide Home Department letter No. 319, dated the 14th June 1893. It was again modified† so as to admit of the first two vacancies being given to

Messrs. Mills and Young, and the next two to members of the Indian Medical Service. Mr. Mills has left the service, and Mr. Young has been appointed to the one permanent vacancy which has occurred since 1892. The eight appointments are all still held permanently by non-Medical men, of whom seven were holding their offices permanently when the Resolution issued. There is one acting appointment (besides that held by Mr. Standen) which is held by Surgeon-Captain Fearnside. This being the second vacancy which has occurred since 1893 (when Mr. Mills, who has resigned the service of Government, acted as a Superintendent of a Central Jail), rightly went to the Indian Medical Service. The third vacancy, i.e., that which now exists, would, under the concession made by Home

Department letters of 16th February and 14th June 1893, go in ordinary course to a non-Medical man. But the Government of India, though willing to relax the operation of the Resolution of 9th November 1892, in order not to disappoint the reasonable expectations of Messrs. Young and Mills, do not consider that, since the claims of Mr. Young have been considered and Mr. Mills has left the service, there is any reason why their declared policy, of employing Commissioned Medical Officers in charge of Central Jails, should not be given effect to by making over, as originally intended by the Resolution of 9th November 1892, two out of the first three vacancies to the Indian Medical Service. Moreover, the Madras Government in 1894 recruited two Commissioned Medical Officers for the vacancies which were estimated to occur in the Jail Department, and these officers have now arrived in India, and must be found employment.

I am therefore to request that a member of the Indian Medical Service be appointed to the vacancy in which Mr. Standen is at present officiating.

3. With reference to Mr. Standen's qualifications, I am to invite attention to the fact that he is 34 years of age, which is far above the age, at which persons are ordinarily allowed by Article 63, Civil Service Regulations, to be engaged in Government service, and to say that, notwithstanding Mr. Cardew's recommendation, the Government of India are inclined to doubt whether a retired tea planter, entering Government service at that age, would be likely to make a good Superintendent of a Central Jail.

I have the honour to be,

SIR,

Your most obedient Servant,

J. P. Hewett.

Offg. Secretary to the Government of India.

What about
Foot's? This
virtually
means to
imply that
we be recommended
an unsuitable
man. W

Judicial Dept
CURRENT NO. 3826.

From, The Govt of India
Home Dept (Tails)

3604
No. 1076-7 of 20.5.95.
No. 3632-26.3.95
No. 101: 8 Feb 95 Pals
No. 4343: 15.1.95 R
261/94
No. 1365: 5 Aug 93 mi (abs)
No. 9145 of 93 me
47/93 tabs i
3994. 26.2.93.
250/1. 4.2.93
No. 101: 10 Jan 93.

no. 307.

Read again 5.11.20.5.95. No. 1076

2 (No 3826.

H.E. & wife

ms
ms

Comm. to the D. S. L. of Prison

for necessary action.

19-8-95.

22
26/8/95.

Subject

Requesting that a member of
the Indian Medical Service
be appointed to the vacancy
in which Mr. Stander is at
present officiating as Supl.

Planned by 319
14.6.93.

At 10/8/95
To the D. S. L. of Prison } S.C.
... Act. Board

OFFICE OF INSPECTOR GENERAL OF JAILS,

Ootacamund, August 26th 1895.

My dear Mr. Price—

Can you tell me what is being done
about Stander's case? I have been down with
fever or I should have come to see you about
it.

I enclose a letter from Stander for your perusal
& return. He writes with his usual moderation
& good sense, & I am glad to see that he
wants to stick to the tails if he can.

I had a message on the 26th from Gibson to let
Stander know of the Govt of India's letter, lest he
might refuse the Guichon billet. & I wrote
accordingly.

Shall I let Stander come up & speak for
himself — do you think — or has the
Govt decided whether or not to contest India's
decision?

Forgive my troubling you: it is so
important a matter to Stander: that must be
my excuse.

Yours sincerely
R. J. Carden.

be extremely sorry to give it up so if
any one trying to work any interest either
at home or in Calcutta? A relation of my
wife's is related to Lord Elgin and perhaps
something might be done in this way
would you advise me to write to Mr. Groom
who is a relation of mine putting my
case as forcibly as possible or do you
think it would be any advantage if
I asked you for a few days casual
leave to run up to Ooty and speak
for myself?

I am very sorry to hear that you have
been down with fever and that you
have had so much anxiety about my
case - I hope that by this time you
are quite well.

I feel sure that my interests are safe
in your hands and that now you
know that my wish is most emphatically
to remain in the Civil Dept., you will
advise me as to the best course I
should follow -

With kind regards
Yours sincerely
Wm Stauden

Salun

22-8-95

My dear Cardew

Your letter of 20th which
reached me last night was an
improbable surprise. I did not
think it likely that the Govt of India
would refer to sanction my appl-
as my vacancy was a non medical
one and in accordance with
their own orders -
Under the circumstances, the
action of the Govt of India seems to
be very unfair and I think
that they should be made
acquainted with some of the

facts of my case 2-1.

1) That with a view to getting an app^t in the Sait and relying on the good faith of the Gov^t of India, I gave up a good planting app^t and refused several others.

2) That I was at Trichy as a probationer for 3 months without pay.

3) That since March 28th, the date of my 1st app^t here, I have been drawing only 220/- per month.

4) That from the day on which I joined at Trichy, I have endeavored to the best of my ability to become an efficient Superintendent.

5) That in addition to my work in the Sait, I spent 3 hours daily for some months studying Tamil.

6) That I have had to conduct the loss in disposing of my furniture etc when

I left the hills and that I have incurred a good deal of expense in furnishing my house here.

7) That if my app^t is not sanctioned and I am obliged to leave, I shall be put to still further expense and loss.

There are a few of the facts which I think the Gov^t of India should take into consideration before finally disposing of my case.

I so much prefer ~~the~~ the Sait Dept. to Lawsons app^t but of course if the Gov^t of India finally refuses to sanction my app^t I shall be glad to have the Cinnamon app^t and if the offer of Lawsons place is made to me I shall reply to this effect - I like the Sait work and

GOVERNMENT SECRETARIAT
27. AUG. 1895
GOVERNMENT OF MADRAS

My dear Sir

Please see the Gov^t note enclosed for reply to

Cardew - 26.8.95

(Circular)

My dear Mr. Cardew.

I think that we would like to see the enclosed from Cardew giving some letter from Standen so I send it on to you.

Yours sincerely
Hedrickhise

P.T.O.



OOTACAMUND,
Aug. 26 1895

I shall say the Govt. has decided not to fight the
case. unless some intimation of her Govt is
given Stauden will plead for the Luchona
The reply to India is a strong one for Stauden is Stauden
Luchona is a Lieber. I think a very slight case should be
made. The speech at Stauden is a very strong one. a
declaration made that the Govt. will not consent to be
being thrown over. The fact that the Government is
in India is a declaration of Stauden's intention to be
Solely satisfied by the Luchona. A strong case is
made. The Govt. might go so far as to say they will
have fought the case in principle, to the death
(with do so in the event of non-compliance.)
but for the fact that the Govt. has decided
enables them to provide for Stauden in his
own land & the advantage of their Govt.
a little more speaking is most desirable
at times. long
26, D

The difficulty I feel about it is that
we really want Stauden for the Luchona
and India's refusal is really a
blowing in the wind. If it were not
for this, I sh^d. certainly fight for
him tooth & nail up to the S. of S.
we sh^d. therefore I think climb
down in as dignified a manner
as possible. Tho if we are too stiff
we might get their backs up - they
might refuse to sanction even the
Luchona business.
I sh^d. say that we regret that in face
of India's very decided attitude
we cannot do anything but accept
their decision - but we hope that
he will accept the other part.
The letter to India will require
careful drafting. to
E. B. A. C.

I say the Gov. has decided not to fight / 10
 case. unless some intimation of his sort is
 given Stauden went through for 100 Lincoln's belief
 in replacing it in India & a showing for Sandrine to Stauden
 Lincoln's belief - I think a very slight case should be
 taken - The Green at Stauden's position. What? & a
 declaration made that the Gov. was not counsel to his
 being thrown out. In fact that the Governor is
 in India is conditional on Stauden's inability being
 safeguarded by the Lincoln's approval being secured.
 In fact the Gov. might go so far as to say they would
 have fought the case on principle, to the death
 (but do so in the event of non compliance.)
 but for the lucky accident that the American
 enables them to provide for Stauden in his
 own time to the advantage of the Gov.
 a little plain speaking is most desirable
 at times.

The difficulty I feel about it is that we really want Standen for the Luchow and India's refusal is really a blessing in disguise. If it were not for this, I sh^d. certainly fight for him tooth & nail up to the S. of S. We sh^d. therefore I think climb down in as dignified a manner as possible. Tho if we are too stiff we might get their backs up - & they might refuse to transact even the Luchow business. I sh^d. say that we regret that in face of India's very decided attitude we cannot do anything but accept their decision - but we hope that he will accept the other post. The letter to India will require careful drafting.

W
E. Banc


 $\left[\frac{G}{25} \right]$
 600-23-7-95,

DEPARTMENT.

C. No.

FOR ORDERS.

Submitted to His.

27/8/55.

Mr Standen is here & I
have seen him. He is very
loath to relinquish this I said
before & go to the Lincoln & Deft,
but says he will do so if the
G of I persist in their refusal.
Did the G of I know ^{that} he
had left private employment
he cannot be promised
future employment, that he
served 3 mo or with out pay, &
that he has got married in
the strength of the promise?

28/8

Recd from the 6th St. M. Co. Grose.
The Gov. of India was informed
that Mr. Standen "had resigned
" a salary in excess of what he
" would receive at the Salem Central
" Jail in order to enter the Govt
" Service", & that "he had devoted
" ... three months without pay
" to studying jail work. practically"
No ^{specific} mention of any "promise" was
made, & it was not stated that Mr.
Standen had married on the
strength of any promise

Please see 9-a $\frac{1076}{20.15: 9.1}$

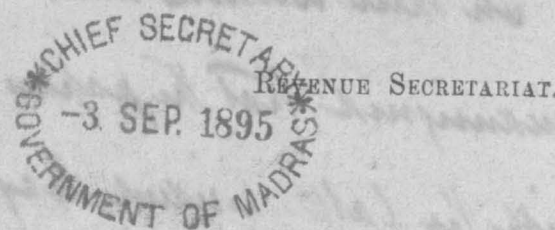
Jan 29. P.S.

8/10/8

Mr Wm Standen

FOR ORDERS.

~~Mr Wm Standen~~
Jesse
gan



OFFICE NOTE.

Station _____ date _____ 189 .

From

To Hon. J. F. Pinn -
J. S.

It was decided in Council last Friday that India should be advised in this Dept. regarding certain appointments. It is in response to make in connection with the Cinchona Plantations in consequence of Mr. Lawson's retirement - and it was ordered further that the letter to India should embody a reply to the letter from that Govt. refusing to accord sanction to the appointment of Mr. Standen.

Judicial Dept.

C.No. 3836

FOR ORDERS

In this letter the Govt. of India declines to sanction the appointment of Mr. W.M. Standen to the Madras Jail Dept.

Para 2 of the letter summarizes with substantial correctness the previous correspondence relating to the class of officers by whom Jail appointments should be held and the ultimate conclusion of the Govt. of India is that the third vacancy, i.e. ^{that} to which it was proposed to appoint Mr. Standen, "would go in ordinary course to a non-medical man." The Govt. therefore was perfectly within its rights in offering the appointment to Mr. Standen and had it not been for the fact that he was an European, there would have been no necessity whatever to apply to the Govt. of India for sanction. The question of the fitness of the particular officer recommended for the vacancy was one which is ordinarily left to the discretion of H.E. the Governor in Council and the course taken by the Govt. of India in objecting

I quite agree. It is very probable we have the Cinchona appointment to offer to Mr. Standen. If not, his

to Mr. Standen's appointment is, it is submitted, a most unusual one. I understand, however, that Mr. Standen is likely to be offered an appointment on Rs. 350 rising to Rs. 750 in a vacancy created by Mr. Lawson's retirement ^{from} the post of Govt. Botanist and Director of Cinchona Plantations. As Superintendent of a Central Jail, Mr. Standen's pay would be Rs. 450-30-600 so long as he remains in the second class and Rs. 600-50-850 in the first class and he would necessarily be a resident in the plains. It is probable therefore that he would prefer the appointment of Superintendent of Cinchona Plantations. It is to be noticed that while the Govt. of India speaks of the reasonable expectations of Messrs Young and Mills, it leaves entirely out of consideration the reasonable expectations of Mr. Standen based upon a belief that his nomination to the post of Jail Superintendent would in the ordinary course be confirmed by the Govt. of India inasmuch as the appointment was only open to an European.

Re: the appointment of Mr. Standen in the Jail Dept.

H. M. P. (For Orders)
H. M. P. W. P. P.

Case wd be a very hard one. He has lost his place at Liddesdale & has married on the strength of the promise of a Jail appointment. If the Govt. of India allow him to take the Cinchona place I suppose he will have just the same claims to leave & pension as an ordinary un-converted official.

Jg
22/8

Most unreasonable delay
W. P. P.
22/8/95

India letter is a remarkably "snappy" one. The decision arrived at seems utterly inequitable. My hope taken some time hence over the
20/8/95

[G.]
24.
500-21-5-95.

Judicial DEPARTMENT.

Papers to be read in proceedings:—

Again G.O., dated 189 , No.
Again G.O., dated 189 , No.
Current No. of 189 , dated from
" " " 189 " " " "
" " 3826 " 189 " " " "

ORDER. D 4th September 1895, No 1857.

Communicated to the J. G. of Prisons & the Surgeon General. The latter officer will be requested to report at a very early date the names of ^{such} ~~the~~ commissioned medical officers as may be willing to serve in the Jail Dept. in order that the vacancy ~~not~~ in which Mr. Standen is officiating may be filled up in the manner desired by the Govt. of India.
2. Mr. Standen ^{must} ~~shall~~ continue to act as Secy of the Central Jail, Salem, ~~unless~~ until relieved, unless the J. G. is able to make other arrangements to carry on the work.

** There seems to be nothing other than this to be done.*
Jg

Note.
With reference to the ^{office} note from the Rev. Dept put up, these papers will be transferred to that Dept. as soon as the draft order is passed.
Jg
3-9-95

To the J. G. of Prisons & the Surgeon-General
W. P. P.
22/8/95
A + O.
24/9

W. Clendenen
Ind. Dept.

E

mm

revised

K.M.

Draft for approval

Number given for copying _____
Number copied _____
Number examined _____
Number signed _____

189

ADAM G.O., No.
189

DATED

RENY No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

- A = Copy in full.
- B = Not to be copied.
- P = Copy abstract only.
- Q = Copy heading only.