

*10/10/29*  
*with the following*

# MADRAS RECORD OFFICE.

Government of Madras.

*Judicial* DEPARTMENT.

G.O. No. 1563

Press  
~~Mis.~~

Dated

6.8.

1929.

Not to be folded or roughly handled

6TH AUGUST 1891, No. 1563, JUDICIAL.

GOVERNMENT OF MADRAS.  
JUDICIAL DEPARTMENT.

READ—the following paper :—

G.O., dated 16th June 1891, No. 537, Revenue.

ABSTRACT.—Referring to the Judicial Department the question of modifying G.O., dated 28th September 1888, No. 2073, Judicial, with reference to the Accountant-General's inquiry regarding the Government Pleader's fees.

ORDER—dated 6th August 1891, No. 1563, Judicial.

In supersession of paragraph 2 of G.O., dated 28th September 1888, No. 2073, Judicial, the Government resolves to direct that the Government Pleader, when appearing on behalf of Government in the mofussil, shall in future be entitled to receive his usual fee of Rs. 175 *per diem* for the period he may necessarily be absent from Madras, together with travelling allowance at the rate of 8 annas a mile, subject to the usual reduction in the case of journeys by rail. No fees shall be claimable as a rule for Sundays and holidays and no daily allowance will be given.

(True Extract.)

Chief Secretary.

To the Government Pleader.  
" Accountant-General.  
Copy to the Revenue Department.

Exd. A. Raitt.

Gobt. of {1891} Madras.  
JUDICIAL.

G.O., 6th August 1891, No. 1563.

AUGUST.

Government Pleader.

Laying down the fee and travelling allowance the — shall in future be entitled to receive when appearing on behalf of Government in the mofussil.

Read the following paper:-

G.O. 8th June 91 No. 537 Revenue

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REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read The following letter from the Accountant General dated 19th May 1891, No. 1636.

With reference to Madras Government Order, judicial, No. 2073 dated the 28th September '88, resolving that, in future only actual travelling expenses should under G.O. Revenue No. 1593, dated 20th November '72, be passed to the Government Pleader as expenses of pocket and no allowance should be given as "batta" and that no fee should be claimed as a rule for Sundays and holidays. I have the honor to point out that the G.O. of 20th November '72 was practically cancelled so far as it relates to expenses of pocket by G.O. No. 725 General, dated 17th April '79, in which mileage is 8 annas, subject to the usual reduction in the case of journey

by railway, was substituted for actual travelling expenses, and to enquire whether under the circumstances the order of 17<sup>th</sup>

April '79 is now to be regarded as cancelled and the Government Pleader allowed to draw actual travelling expenses without limitation.

2. I make this enquiry in reference to the Bill for actual expenses amounting to Rs 172, submitted by the Government Pleader, under G. O. Revenue, N<sup>o</sup> 2297 dated 11<sup>th</sup> April '91. In this bill the Government Pleader has included Rs 20, as charge for posting 4 pairs of bullocks from Calicut to Tagarapady at Rs 5 per pair, which, in his letter N<sup>o</sup> 466 dated 4<sup>th</sup> May '91 he says, "were posted for me by the collector at my request, but which I was not able to avail myself of as I was delayed in the High Court and could not leave Madras in time to make use of them". He also included Rs 80, being the hire for transit engaged for me by the collector of Malabar

Malabar to convey me most expeditiously from Calicut to Poodoopady and back, including the detention of the ponies for two days whilst I was at Vayakern.

If he be allowed the travelling allowance admissible to a first class officer, to which class he was declared by Government to belong under Madras Government Order N<sup>o</sup> 1088, Financial, dated 2<sup>nd</sup> June '89, he will be entitled for the above journey: a distance of 51 miles: to Rs 25-8- only.

Order thereon: 16<sup>th</sup> June 1891 N<sup>o</sup> 537

The Government observes that G. O. dated 17<sup>th</sup> April 1879 N<sup>o</sup> 725 Financial is still in force and that it should govern the grant of Travelling Allowance to the Government Pleader. G. O. dated 11<sup>th</sup> April 1891 N<sup>o</sup> 2297 Revenue is accordingly cancelled; and the Government Pleader will be requested to prepare a fresh bill for the

the allowance admissible to him  
under the Civil Service Regulations.

2. The question of modifying  
G.O. dated 28 September 1888 n<sup>o</sup> 2073  
judicial will be considered in the  
Judicial Department.

True extract

Ch. Atty.  
Secretary to Govt.

To

The Secy General

- Govt. Pleader
- Financial Dept.
- Judicial Dept.
- Board of Rev. in all its Dept.

Letter for Secy.

Please see inquiry below the  
draft order.

In ruling that the Govt. Pleader  
will in future receive no better  
the draft merely follows G.O.  
of 28 Sept. 1888 n<sup>o</sup> 2073 and  
which cancelled G.O. of 2 June  
1883 n<sup>o</sup> 1055 but so far as  
the grant of daily allowance  
is concerned. This latter G.O.  
must therefore be regarded  
as no longer having force.  
So far as mileage goes  
the Govt. Pleader remains in  
the First Class for he is  
allowed 8 annas a mile  
(vide Art. 1127 C.R.)

22 July.

The word better is not known to the  
C.R.

I presume the intention is that he  
is to get his daily allowance, as he  
draws Rs. 175 per mensem, about from  
Madras. But this is not drawn for  
Sundays, holidays & on leave days.  
Why should he not get his Rs. 175  
including allowance?

Letter for H. M. with reference to this  
remarks on C. R. 2751.

The word "daily allowance" will be  
substituted for "batta" in the  
draft if H. M. prefers it.

No regard to loss of daily allowance  
the intention seems to be as stated by H. M.

& there appears no reason why  
batta should not be allowed on  
Sundays & holidays if for. M.  
fit. It is however to be observed  
that since for. 27 25 Sept. 1851 at  
2078 that the for. Phadon has  
been drawing no daily allowance  
on Sundays & holidays & he has  
not incurred at the loss.

by  
29 July.

12/11/51

Letter for W.

H. M. has altered "batta"  
into "daily allowance" in the  
draft which may now be  
sent. issue.

by  
21/8

23/7

1863-6-27

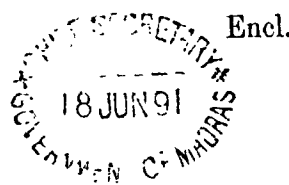
Gobt. of (1891) Madras.  
REVENUE.

To -

The Judicial  
Department

Dated

Recd.



Mis. G.O., 16 June 1891, No. 537

SUBJECT.

Passing orders on letter  
from the acct. General  
re: the travelling allowance  
claimed by the Court. Pleader,  
Madras.

6th Aug. 91 No. 1563  
In order. 15/8/91.  
On supersession of paragraph  
2 of G.O. of 28 Sept. 1888 a 2073  
and the full resolution to direct  
that the full pleader, when  
appearing on behalf of full  
in the inferior, shall in future  
be entitled to receive his usual  
for of Rs. 25 per diem and together  
with travelling allowance at the  
rate of 8 annas a mile subject  
to the usual deduction in the case  
of journeys by rail. No per  
shall be claimable as a rule for  
Sundays, holidays or no allowance  
will be given in the form of  
'batta'

To the P. L. Pleader of  
Copy to the Rev. Secy. of Dep. 15/8/91.  
[sent in. Via. Let this be printed  
added to the Law Officer's file.]

Permanently this matter of 1891, June 53  
1891 2082. This is in the full  
class in which it is given.

18/8/91

38. 20. 9. 91

ORDINARY, PRINTED.

Judicial

6. 8. 91.

15-63.

INDEXED.

11-8-91

18-8-91

18-8-91

Gort Mender

Laying down the  
fee of travelling at  
- known the  
shall in future be  
entitled to receive  
when appearing on be-  
half of Gort in the  
proposals -

17-00  
✓ 21-11 on  
18/3/09

1-11-11

10-3-13

28-8-13

6-5-15 ✓

28-11-15

13-12-17

16-12-20 16/11

8-9-27-11

8-9-31 ✓