

Local & Munl. (1896) Department.

MISCELLANEOUS.

G.O., No. 1252 L

DATED 13th July 1896

[Despatch Abstract.]

Government Officers

Recording G.O. Public Works Department communicating to certain officers resolution of the Government of India forwarding extract from the despatch from the Secretary of State stating that ---- compulsorily transferred to appointments paid by local funds and subsequently dismissed therefrom are not entitled to pension or gratuity but that Local Governments are however empowered in certain circumstances to grant compassionate allowance

READ AGAIN ORDER OF GOVERNMENT, DATED
189 , No. , MISCELLANEOUS.

BACK PAPER, No.

OF 189

FURTHER PAPER, No.

OF 189

No. 1810 W., 18TH JUNE 1896.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.
Establishment.

READ—the following paper :—

From G. H. D. WALKER, Esq., Under Secretary to the Government of India,
Public Works Department (General), to the Joint Secretary to the Govern-
ment of Madras, Public Works Department, dated Simla, 18th May 1896,
No. 1235 G.

The Governments of Madras and Bombay, Public Works Department, General and Rail-
way Branches.
The Governments of Bengal, the North-Western Provinces and Oudh, and the Punjab.
The Chief Commissioners of the Central Provinces, Burma, Assam and Coorg.
The Resident at Hyderabad.
The Agents to the Governor-General for Rajputana, Central India and Baluchistan.
The Accountant-General, Public Works Department.
The Director-General of Railways.
The Consulting Engineers to the Government of India for Railways, Calcutta, Lucknow,
and Assam.
The Director-General of Telegraphs.

The following
is forwarded to the
Local Governments,
Administrations
and officers noted in
the margin, for
information.

ENCLOSURE.

Resolution by the Government of India, Finance and Commerce Department, dated Calcutta,
19th February 1896, No. 819 P.

Read—

Extract, paragraphs 1 to 3, of Despatch from Her Majesty's Secretary of State for India,
dated 19th December 1895, No. 227 (Financial).

I have considered in Council your Excellency's letter of the 6th of November, No. 321, in
which, with reference to the case of * * * the question is raised whether a servant of the
Government compulsorily transferred to an appointment paid by a Local Fund, and subsequently
dismissed therefrom, should be granted any pension or gratuity in respect of the pensionable service
which he rendered while in the employment of the Government.

2. There is no appeal from the action of the President of the Local Board in such a case, and
therefore a servant of the Board, when dismissed, loses all claim to pension in respect of the
service paid from the Local Fund. It seems hard, however, that the decision of such an authority,
which may have been formed hastily or from imperfect information, should operate to prevent the
dismissed servant from receiving any allowance of a pensionary character, in respect of approved
service rendered by him to the Government.

3. It appears to me that such a case should be considered as if the servant of the Government
had been removed without transfer to a permanent position. He should not have any claim to
pension or gratuity, except in so far as the Government may be disposed to award it; but if, with
such information as is accessible regarding his service under the Government and subsequently
under the Local Fund authority, there is reason to think that the man deserves some compassionate
allowance, it should be open to the Local Government to award such an amount as it thinks fit,
not exceeding that which could have been granted as a compensation pension on the termination
of the service under the Government. Probably, it is desirable that the allowance should be rather
less than the maximum compensation pension admissible under rule, in order to mark the compas-
sionate nature of the grant; but this is a matter which may be left to the discretion of the Local
Government on each occasion.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
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Examined by

No. 1810 W., 18TH JUNE 1896.

Ordered, that the above extract be forwarded to the several departments of the Government of India, to all * Local Governments and Administrations, to the Comptroller and Auditor General, and to all Accountants-General and Comptrollers, for information.

* Except Madras.

ORDER—No. 1810 W., dated 18th June 1896.

Communicated to the officers concerned.

(True Extract.)

Chubb

Under Secy. to Govt., P.W.D.

To Superintending Engineers.
 „ the Consulting Architect to Government.
 „ Lieutenant-Colonel Smart, R.E.
 „ the Chief Engineer for Irrigation.
 „ the Examiner, Public Works Accounts.
 „ the Local and Municipal Department,

Local & Municipal Dept.
CURRENT GENERAL ESTABLISHMENT 1896

Govt. of {1896} Madras.
PUBLIC WORKS.

Dated June, 18th.

Recd.

2 JUL. 96

Encl.

G.O. No. 1810 W., 18th June 1896.

JUNE.

Government Officers

Resolution of the Government of India forwarding extract from the despatch from the Secretary of State stating that — compulsorily transferred to appointments paid by Local Funds and subsequently dismissed therefrom are not entitled to pension or gratuity, but that Local Governments are, however, empowered in certain circumstances to grant compassionate allowance, communicated to the officers concerned.

(with order)

N
mis

Order No 1252 Lms 7/13/96

Recorded

V.R

8/7/96

W.D

20.7.96

Copy to the Pension Department.
on s.c.
Sept 18/7/96

When given for copying
When copied
When examined
When signed

189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURE 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
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Routine

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	Department.	C. No.	Year.			
23-3-02	Put up with Petition from Chenchu Ramayya, Hella (C. No. 402 of 02) Sent to Pension Dept. All				23/4/02	
18/5/03	L	1328			26/8/03	