[L. & M. 2,000—1-3-96.]

Local & Munl. (189) Department.

MISCELLANEOUS.

G.O., No. 639 P
Letter No. 640 P

DATED 2. 7. 98

[Despatch Abstract.]

House rent allowance to Dr Bannerman. Requesting the Government of India to reconsider its decision declining to grant house rent allowance to Dr Bannerman during the period of his deputation to Bombay ~~while he was on deputation~~

BACK PAPERS.

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

FURTHER PAPERS.

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

LOCAL AND MUNICIPAL DEPARTMENT.

[L. & M.]
800—916-3-98.

Papers to be read in Proceedings:—

Again G.O., No. dated 189 ;
Again G.O., No. dated 189 ,
Current No. 752P of 189[illegible], dated 13-5-98 , from Sanitary Comr.
,, ,, ,, 189 , ,, , ,
,, ,, ,, 189 , ,, , ,

ORDER. No. 639 P. mis. dt 2-7-98

Surgeon Major Bannerman's representation will be forwarded to the Govt of India for favourable consideration.

11/7/98

To The Sanitary Commissioner

Dept
4-7-1898

To The Secy to the Govt of India
Home Dept (Medical)

Sir

With reference to para 2 of your letter No 371, dt 27-3-98, communicating the orders of the Govt of India disallowing Surgeon Major Bannerman's claim to house-rent during the period of his deputation to Bombay, I am directed to state that he was allowed

To The Dept for comments/initials & for saying whether the letter should be despatched from this or the Dept

Nil Home Dept
The letter can go in Letter
Chd
2-7-98

Letter No 670 P. mis. dt 2-7-98

allowed to draw ~~Rs~~ during his
stay in the Bombay Presidency
the full deputation allowance
admissible under the rules, viz Rs
210 per month. With reference
to the remark of the Govt of India
that he should have realized that
he would be absent for more than
the maximum period up to which
Presidency house rent ~~could~~ can, under
article 78 of the C.S. Regulations,
be drawn during absence from
Presidency town, I am to submit
the accompanying representation
from him in which he clearly
explains that he could not have
foreseen the period of his absence
either when leaving Madras or at
any time during his stay in Bombay
not knowing when his deputation might end,
until his recall. Lieut-Colonel Major
Bannerman continued to pay
rent for his house in Madras
during the entire period of his
deputation, and I am directed
to request that H.E. the G. G. in
Council may be moved to
reconsider his decision.

(Forwarded)

11/7/98.

Dispd
4-7-1898.

Dept
7/7/98

LOCAL AND MUNICIPAL DEPARTMENT.

Again G.O., dated 189 , No.

Current No. 752P of 1898, dated 13-5-98 from the Sanitary Comm.

Current No. of 189 , dated from the

SUBJECT.

Lt Bannerman's house-rent during his absence from Madras

FOR ORDERS.

H

D

I have the honour to apply to the Govt of India for the extension beyond six months of the period of deputation of Lieut-Colonel Major Bannerman to Bombay, this Government also applied for sanction to allow him house rent during the period of his absence from Madras. The reason for this recommendation was stated to be that he had "continued to "rent a house in Madras in order "from the time of his departure to "Bombay up to date, because "he was not aware of the period "during which he would be employed "in Bombay". The Govt of India declined to sanction house rent with the remark that "it appears "to the Government of India that

"that Dr Bannerman should have
"realized that he would be absent
"for more than the maximum
"period up to which Presidency
"house-rent can, under article
"78 C.S. Regulations, be drawn
"during absence from the Presidency
"town". Dr Bannerman points
out that this is a misapprehension,
explains the facts which show
that he never was in a position to
know the exact period of his
stay in Bombay, thinks that
these facts might not have
been placed before the Govt of
India, and asks that that
Govt may be moved to reconsider
its decision in consideration
of these facts and the fact
that he carried on the full office
work in Bombay. In the opinion
of the Sanitary Comr, Dr
Bannerman advances a claim
which warrants the favourable
Consideration of Government.

2. It will be seen from the
above that the fact of Dr B's
not being aware of the period of his
employment in Bombay was
specially

× But this is perhaps not known to Dr B as a copy of the letter to India has not been communicated to him.

specially urged as a reason for
allowing house-rent. The Govt
of India seem to have refused
it on another ground besides
that commented upon by Dr B.
The Govt of India said that
he could draw deputation
allowance or house-rent, but
not both and added that the
grant of a deputation allowance
in a case like his must be
regarded as compensation to
the Office for absence from his
Station. He was absent from
Madras from the 1-7-97 to 21-4-98
and drew the full deputation
allowance admissible during the
period, viz Rs 210 a month.

Leave 10/5/98

Under article 90 C.S.
Special duty
Regulations, an officer in ~~Deputation~~
is allowed deputation allowance
"if the duties involve a decided
"increase of work or responsibility
"in comparison with the duties of
"his regular appointment, or
"require a change of Station". In
the case of Dr B. he was not exactly
placed on special duty (vide
article 94 C.S. Regulations), but
was

was required to do his ordinary office work in Bombay and also to learn plague work there instead of touring in the Madras Presidency.

Leng 20/5/98

It doesn't seem that Judicial dictum at H. can be pari-passed; viz. that an officer cannot draw both house rent & deputation allowance. If so, this may be communicated to Dr Bannerman.

At the same time, a dep.n allowance of 210 p.m. is very poor compensation for the expense he has been put to, & the extra work he did — for he did his Madras vaccination work in Bombay.

H.J
23-5-98

Through Financial.

Rec'd 23/5/98

Financial Dept

C. No. 752 P. (Genl)

Note

It is thought that the facts mentioned by Surgeon-Majr Bannerman entitle his claim for exemption from the operation of article 78 of the Civil Service Regulations to special consideration. He clearly shows that it was not possible for him to have realized when he first went to Bombay that he would exceed the maximum period laid down in that article. These facts make Surgn Majr Bannerman's case a special one and it is India would doubtless grant the concession if ~~they were~~ placed in possession ~~of~~ Genl. of them

25/5/98

The Art. says nothing about an Officer foreseeing how long he is likely to be absent from headquarters. but Judicial

has introduced this consideration as a reason for not complying with the request of this Govt. in Dr. B's behalf.
Dr. B. shows clearly that he could not foresee the period of his absence, and his letter may be forwarded to India for favorable consideration with ref. to para 2. of India's letter.

H.

JKA 26.5.98.

On the other hand, when Dr. B. implies that he did not break up his Estt. I cannot go with him - I happened to be in his house some time ~~early in Nov.~~ and about Oct 25 or 26 th I then found the house stuck up & not a soul about the place except a Gardener or some one of that kind - whether there was any furniture in the house or not, I can't recollect, but ~~the house was broken~~ his Estt. was distinctly broken up. I cannot regard the case, which has been disposed of by India —

HA
27/5/98

To H.E. the Governor

S.S. 29/5/98

Resubmitted. The reply of Dr. Bannerman

It would be well to ask Dr. Bannerman (W.O.) to say how long he actually did keep away, during his absence, and on what pay.

A.S.H.
31.5.98

Dr. Bannerman is — "I paid
"rent of Rs 110 per month during
"the whole time I was absent
"in Bombay. I left Madras
"for Bombay on the 1st July 1897
"and returned to Madras on 21st
"April 1898"

Secy
21/6/98.

JJ 1st
22 6 98

The view of the case, & thirds Dr. Bannerman's application should be forwarded to the Govt. of India for favourable consid.

ASH
26.6.98

Very well - we can try

HA
30/6/98

Local & Munl. (1898) Department.

CURRENT No. 1520

SECRETARY TO GOVERNMENT
13 MAY 1898
LOCAL & MUNICIPAL DEPARTMENT

From

Surgn Lieut Col: W.G. King, Actg
C Hn, D.P.H.
Sanitary Commr for Madras

Order

A copy of the letter to the Government of India will be furnished to Surgn Major Bannerman from which he will see that the fact of his not being aware of the period during which he would be employed at Bombay was specially urged as a reason for allowing him house rent. The Govt of India hold that he may be granted either deputation allowance or house rent but not both, and that the grant of the deputation allowance in his case must be regarded as compensation for absence from his station

No. 1065
S

Dated 13 May 1898.
Received 16 5 1898
Registered 16 5 1898.
Enclosures
Spare copies.

SUBJECT.

Stating that he considers Surgeon Major Bannerman advances a claim that warrants the favourable consideration of Govt. regarding the house rent.

Forwarding an application from Surg: Major Bannerman for grant of house rent during the period of his

dest to Bombay for

BACK PAPERS.

G.O.	No.	Department.	Date.
u	419	P.mis	25-98
	313	P mis	4-4-98
	84	P mis	24-2-98
	12	P.	8-2-98
	171	Ain	24-4-98
	162	Ain	20-4-98

FURTHER PAPERS.

G.O.	No.	Department.	Date.
	2448	Med	6-11-97
	1231	Med	17-5-97
	1007	Med	28-4-97

[200—20-1-98.]

C. No 7520.

Office of Sanitary Commissioner,

Fort St. George, 11th. May, 1898.

No. 1052/S

From

Surgeon Major W. B. Bannerman, M.D., B.Sc.,

Inspector of Vaccination

and Deputy Sanitary Commissioner for Madras,

To

The Sanitary Commissioner for Madras

FORT St. GEORGE,

MADRAS.

Enclosure.

Sir,

With reference to Proceedings of the Madras Government, dated 4th. April, 1898, Order No.313 P.Mis. forwarding the decision of the Government of India, Home Department, No.371 Medical, dated 26th. March 1898, informing me that my time of deputation at Bombay has been extended, but that house rent was not to be allowed, I have the honour to place before you the following facts , which do not seem to have been brought under the notice of the Government of India.

2. In para 2 of the above communication the reason given for refusing to pass the house rent allowance, is that "Surgeon-Major Bannerman should have realised that he would be absent for more than the maximum period up to which Presidency house rent can,under article 78 of Civil Service Regulations, be drawn" Now I propose to show that this is a misapprehension and that I could not ,- as in fact I did not,- realise that I was to be absent from Madras for more than the period allowed. I left Madras on the lst. of July, and could therefore have remained in Bombay till the end of October, without forfeiting my claim for house rent. A reference to my report published with Madras G.

O.,No.2448 M.,6th.November 1897, para 9, page 8, will show that I fully intended to do this, for in that letter dated 13th. October, I say "I propose to return to Madras during the course of this month".

3. It was after the receipt of this report, and some demi-official correspondence that passed between us at this time, that you proposed to Government that I "should be deputed to manufacture it (prophylactic) for this Presidency". The Government having accepted this view you telegraphed to me that I was to remain on at Bombay to manufacture the prophylactic and this was confirmed in the above quoted order; vide pages 10 and 11 thereof. From the above I think it will be evident, that when I left Madras in July, I intended to return in October, and that if I had done so there would have been no difficulty about drawing house rent for the whole period. It will also be plain that I could not know how much longer I was to remain in Bombay, for I was told in para 3 of the Order that "Surgeon-Major Bannerman may for the present remain in Bombay, whence he may be recalled by telegram". It would therefore have been most unwise of me to have broken up my establishment, when perhaps the day after I had done so, I might have received a telegram ordering my immediate return to Madras.

4. Under the above circumstances, and in consideration of the fact that I was carrying on the full office work of my post just as though on ordinary tour, I trust you will be pleased to forward this to the Government with a recommendation that they will reconsider their decision in the light of these facts.

I have the honour to be,

Sir,

Your most obedient servant,

W.B.Bannerman Surgn.

Surgeon-Major, I.M.S.

Inspector of Vaccination & Dy.Sanitary Comr.

No 1065
S

Forwarded to Government.

Undersigned considers Surgeon Major Bannerman advances a claim that warrants the favourable consideration of Government.

W E King

Surgeon Lt col.
Sanitary Commissioner for Madras.

12-5-98.
Despd 13-do-

Loca

Do. No 25 P. d/2-6-1898

My dear ~~Bannerman~~ King,

With reference to Dr Bannerman's claim to house-rent in Madras during the period of his deputation to Bombay, I am directed to inquire how long he actually paid rent for his house in Madras during his absence, and at what rate.

Yours sincerely
(from orders) [illegible]

Note Dr Bannerman is now in Calcutta.

As Dr King is about to leave Madras, the official designation alone should be written on the cover, so that it may be opened by his successor in case of his departure.

dmy
3/6/98

Despd
3-6-1898.

3/6/98

Local & Munl. (1898) Department.

D. O

~~CURRENT~~ No. 95 P

From

The Sanitary Commissioner

Order

No.

Dated 18. 6. 98

Received 20. 6. 98

Registered 21. 6. 98

Enclosures /

Spare copies.

SUBJECT.

Forwarding letter from the Dr Bannerman regarding house rent paid by him in Madras while at Bombay on deputation.

D.O. No. 95P

O.R

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

296—1-7-97.

No.....

Office of Sanitary Commissioner,

Madras, 18th June 1898.

SECRETARIAT TO GOVERNMENT
29 JUN 1898
MUNICIPAL DEPARTMENT

Sow

Dear Mr. Thomason

With reference to D.O. No. 25 P. L & M of 2nd inst forward for herewith Dr Ramaswamy's reply regarding house-hunt

Yours Sincerely
H. Thomson.

2

From Supt. Gaol. Civil Hospitals, Bengal
Darjeeling

972—1-10-96,

No. D.O. Office of Sanitary Commissioner,

~~Madras~~, 12th June 1897.

My dear Thomson,

With reference to D.O. No 256 P. of 2nd June from Mr Forbes enquiring for what period I paid house-rent in Madras, and at what rate, I have to inform you that I paid rent at the rate of Rs 110 per month during the whole time I was absent in Bombay.

When given for copying ——
When copied ——
When examined ——
When signed —— } 189 .

READ AGAIN G.O., No. , DATED
189 ,

CURRENT 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.