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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No.	294	Press / Mis.
380-381.		
Dated	24-2-1862	

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, 24th February 1862.

No. 330. Read the following Proceedings of the Madras Government in the Military Department, dated 13th February 1862, No. 563:—

Referring the question of the retention of Captain Payne's appointment in the Public Works Department. } (Vide Military Proceedings, 13th February 1862, Nos. 288-289.)

No. 331. ORDER THEREON, 24th February 1862, No. 294.

Under the circumstances mentioned in the foregoing correspondence, the Governor in Council resolves to re-instate Captain Payne in the position which he held in the Department of Public Works at the period of his departure from India on Sick Certificate in June 1860, and to notify the same in the "Fort Saint George Gazette."

(Signed) W. H. HORSLEY, Lieut.-Colonel,
Secretary to Government.

MILITARY DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:—

Memorandum from the Adjutant General of the Army, Fort Saint George, 1st February 1862, *No.* 60.

The Commander-in-Chief has the honor to submit the within representation from Captain George Massey Payne, Staff Corps, for the consideration and orders of Government.

2. Captain Payne embarked for Europe on fifteen months' leave on 1st June 1860, and returned to Madras on 28th January 1862.

3. The circumstance of Captain Payne having vacated his appointment under the new Furlough Regulations, was reported to Government in letter No. 604, of 10th September 1861.

From Captain George Massey Payne, Madras Staff Corps, Victoria Hotel, Madras, 29th January 1862; *to the Adjutant General, Madras Army.*

I have the honor to lay the following circumstances before you, connected with my leave to England, from which I returned on the 28th instant.

2. In the Fort Saint George Gazette of the 15th May 1860, page 1079, leave of absence to Europe on Medical Certificate for fifteen months was granted to me. This I availed myself of on the 1st June 1860, my leave expiring on the 31st August 1861.

3. On the 17th and 19th June 1861, I had the honor of addressing two letters* to the Military Secretary India Office, to which I received replies as per margin†.

* *Enclosures Nos.* 1 *and* 2.
† *Enclosures Nos.* 3 *and* 4.

4. From enclosure No. 4, it appeared to me to be useless to apply to the Government in India for the indulgence of the extra five months' leave, inasmuch as my leave had all but expired and consequently I could not possibly receive a reply in time.

5. I accordingly applied to the Doctor for permission to return to my duty, but that Officer considered it advisable that a further extension of six months' leave was necessary towards the recovery of my health.

6. This* leave was granted to me by the Secretary of State.

* *Enclosure No.* 5.

7. With reference to paragraph 4 of this letter, I would beg to state that I have since been informed that my application for the extra five months' leave should have been forwarded on to the Government in India, together with my Medical Certificate, in which case the indulgence in question might probably have been granted me.

8. This, I regret to say, I inadvertently omitted to do, and I have been informed by the Chief Engineer that in consequence, my appointment in the Public Works Department, which I have had the honor of holding for about eight years, has been forfeited.

9. The period* of leave that I have actually passed out of India is three days under the twenty months—the extent allowed under the new Rules with permission of retention of appointment, and under these circumstances, I have the honor to request that the indulgence of the extra five months' leave may receive the favorable consideration of His Excellency the Commander-in-Chief, with a view to the retention of my appointment† in the Public Works Department.

* *Departure reported,* 1*st June* 1860.
Return to duty reported, 28*th January* 1862.

† 1*st Assistant District Engineer, Tinnevelly.*

No. 1.

From Lieutenant George Massey Payne, E. I. Club, London, 17th June 1861 ; *to the Military Secretary India Office.*

I beg the favor of your attention to the paragraph in the margin, which I have extracted from Allen's Indian Mail of the 14th instant, and to request you will be good enough to inform me if the indulgence therein referred to, is really obtainable; because, if so, I am anxious to apply for the extra five months, my leave expiring on the 20th proximo, and my health not having been sufficienfly restored to allow of my returning to India at so early a date.

" We hear that Staff Officers now on leave at Home on Sick Certificate, will come in for the indulgence of the twenty months' furlough instead of fifteen hitherto granted, without loss of Staff appointments; and that the Home Authorities will grant them the prolongation, if applied for."

No. 2.

From Lieutenant George Massey Payne, H. M.'s 12th Regiment M. N. I., 1st Assistant District Engineer, D. P. W., Tinnevelly, Madras, E. I. Club, London, 19th June 1861, *No. 2; to the Under Secretary of State for India.*

With reference to the letter noted in the margin, I have the honor to inform you that I am at present on sick leave under the Regulations of the 17th November 1854, Rule No. 13 being the one under which I obtained the leave in question.

From the Military Secretary India Office, No. 2938, *dated 18th June* 1861.

If the new Regulations, with regard to the formation of a Staff Corps affect my previous position on the Staff, I have the honor to request that I may be allowed the privilege of electing that my name be still retained on the List of Officers belonging to the Staff Corps, and that, under these circumstances, the extra five months' leave of absence with retention of appointment may be granted to me.

No. 3.

From Colonel W. E. Baker, India Office, 18th June 1861, *No.* 2938; *to Lieut. G. M. Payne.*

I am directed by the Secretary of State for India in Council to acknowledge the receipt of your letter of the 17th instant, and to acquaint you in reply that the privilege of twenty months' leave of absence, with retention of appointment is limited to Officers who have been appointed to the Staff Corps, and that you cannot therefore be granted an extension of leave with retention of your appointment.

No. 4.

From Colonel W. E. Baker, India Office, 22nd June 1861, *No.* 3010 ; *to Lieut. G. M. Payne.*

I am directed by the Secretary of State for India in Council to acknowledge the receipt of your letter of the 19th instant, and to acquaint you in reply, that you should inform the Adjutant General of the Madras Army of your wish to be appointed to the Staff Corps, and that except on the recommendation of the Government in India, your leave of absence cannot be extended with retention of your appointment.

No. 5.

From G. E. Cochrane, Esq., India Office, S. W., 12th July 1861 ; *to Lieutenant G. M. Payne.*

The Secretary of State for India in Council having considered your request for permission to remain a further time in this country on account of the state of your health, I have to acquaint you that your leave has been extended for the period of six months.

I certify that the above are true copies.

VICTORIA HOTEL,
MADRAS, *29th January* 1862.

(Signed) G. M. PAYNE, Captain,
Madras Staff Corps.

ORDER, No. 563, *13th February* 1862.

The Governor in Council observes that when the circumstance of Captain Payne, having vacated his Staff appointment under the new Furlough Regulations, was reported to Government, the Despatch* from the Secretary of State to the Government of India, extending the boon of twenty months' leave on Sick Certificate, with retention of appointment, to Staff Officers generally, had not been promulgated in India.

*(*Para.* 39) *Published in G. O. G. G., 17th September* 1861, *No.* 827, *and re-published in Madras G. O. G , 1st October* 1861, *No.* 334.

2. In paragraph 2 of the Despatch† from the Secretary of State, 30th August 1861, No. 149, Captain Payne was granted an extension of leave for six months; but that Officer returned to duty three days within twenty months. The question of the retention of his appointment, will be referred to the Department Public Works, there being no objection in the Military Department to his continued employment, being now an Officer of the Staff Corps.

†*Vide G. O. G., 1st October* 1861, *No.* 335.

(True Extract.)

Secretary to Government.

To the Adjutant General.
„ Department Public Works. With 10 Spare Copies
„ Controller of Military Finance.

Exd. T. Stubbs.

Public Works 1862 Dept
Pros: of Govt for Feby.

No 444.

Pro: of the Madras Govt
in the Military Dept.

Dated 13th Feby/62
Recd 17th "

No 1563.

Referring the question
of the retention of Cap
tain Payne's appointment
in the Public Works Dept

No 294-24 Feby
With an order

No 3804/381.

Copies
To The Mil. Dept. Dupl.
13. " Chief Engineer "
3x87 " Civil Paymaster "

No 291.
No 514

Under the Circumstances
mentioned in the fore=
going Correspondence the
Governor in Council is
resolved to reinstate
Captain Payne in
the position which he
held in the Depart=
ment of Public Works
at the period of his
departure from India
on Sick Certificate
in June 1860 and to notify
the same in the Fort St George Gazette

Fort St George
24th Feby 1862