M.R.O. 1—10,006—28-2-50.

(1) Number of pages _____

(2) Date of repair _____

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE

Government of Madras

Public works DEPARTMENT

G.O. No. 3183 Press
~~B.P. No.~~ ~~Mis.~~
156-158

Dated 16-11-1874 ~~195~~ .

Not to be folded or roughly handled

Read the following papers:—

No. 156. From G. S. SAGE, Esq., District Engineer, South Arcot, to Colonel G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Camp at Cuddalore, 28th September 1874, No. 136.

I HAVE the honor to forward a letter received from Color Serjeant Stewart for such orders as the Government may think necessary, and at the same time respectfully to state that it does appear anomalous that all ranks, Non-Commissioned and Warrant, draw the pay of their rank except Color Serjeants.

From Color Serjeant C. STEWART, Supervisor in charge of Sub-division No. 1 Range, South Arcot, to the Assistant Engineer No. 1 Range, South Arcot, dated Ponniaur Anicut, 22nd September 1874, No. 538.

WITH reference to letter from Controller of Public Works, No. 142, dated 11th September 1874, to the District Engineer, South Arcot, I beg very respectfully to state that I could not be aware of any such rule as therein referred to, restricting the pay of soldiers in the Public Works Department, as it is not contained in any order of Government. The Government Order on the subject is dated, I believe, 17th July 1864, and distinctly states exactly the contrary, viz., that "soldiers employed in Public Works Department will be transferred to the Unattached List, and will receive the *pay of their rank* at Infantry rates," and makes no restriction whatever that the rank must not exceed Serjeant. My rank, as is shown by my record of services, is Color Serjeant, and I therefore beg most respectfully still to claim my pay as such (of course at Infantry rate) unless the above Government Order has been cancelled.

2. I beg farther to state that I have seen the order of the Government of India referred to in the Controller's letter above quoted, and beg respectfully to submit that it also does not say that no higher Non-Commissioned rank and pay than Serjeant's may be allowed in the Public Works Department. There was no such rule in force formerly, as I know of at least one case of a Quarter Master Serjeant, who was also Overseer, and drew the proper pay of that rank; and farther, the date for which I claim the pay is antecedent to the passing of that order, and my claim cannot be affected by it.

REFERRED to the Controller of Public Works Accounts for report in communication, if necessary, with the Controller of Military Accounts. The subject should be considered in the light of orders previous to that quoted in letter No. 142, dated 11th September 1874, and with special reference to the precedent mentioned by Serjeant Stewart.

OOTACAMUND,
10th October 1874.

(Signed) G. W. WALKER, Colonel, R.E.,
Secretary to Government, P.W.D.

No. 157. From T. MOSS, Esq., Officiating Controller of Public Works Accounts, to Colonel G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Madras, 17th October 1874, No. 6,398.

IN returning the accompanying papers referred for report with your endorsement of the 10th instant, I have the honor to state that in July last the Accountant-General, Public Works Department, in reply to a reference on the subject of the military pay to be passed to a Color Serjeant employed in the

1 Original letter from District Engineer, South Arcot, No. 136, dated 28th September 1874, with one accompaniment.

Controller's

Proceedings of the Madras Government, Public Works Department,
10th November 1874.

Public Works Department, informed me that in accordance with the Army-Regulations "*a Staff or Color Serjeant on transfer to the Unattached List reverts to the rank of Serjeant Overseer,*" and that a Color Serjeant was therefore not entitled to additional military pay.

2. Under the G. O. G. quoted in the margin, Non-Commissioned Officers and soldiers of whatever branch of the same, employed in the Public Works Department, are restricted to the Infantry rates of pay. No special reference is made to Staff Serjeants, and the Army Regulations of the Madras Presidency contain no ruling on the subject.

No. 26 of 25th January 1861.

3. The only case during the past ten years in which a Staff Serjeant appears to have drawn the military pay of his rank in the Public Works Department of this Presidency is that of Serjeant Milne referred to by Serjeant Stewart, to whom the military pay of a Quarter Master Serjeant was passed up to the date of his transfer to the Civil Engineering College. The rule under which the amount was passed is not quoted in the Audit Registers.

From July 1860 to January 1869.

4. Government Order, No. 2,408, of the 25th August 1874, was quoted in this office letter to the District Engineer, No. 142, dated 11th September 1874, simply because it contained the latest rates of military pay for Non-Commissioned Officers employed in the Public Works Department. It will be seen, however, on reference to the table of rates printed in Government Order, No. 1,186, of the 20th April 1868, and to previous tables therein referred to, that no grade of Non-Commissioned Officers above the rank of Serjeant is provided for.

No. 158.

ESTABLISHMENT, No. 6.

ORDER THEREON, 10th November 1874, No. 3,183.

ORDERED to be communicated to the District Engineer, South Arcot, for Serjeant Stewart's information. The appointment of Color Serjeant, being of the nature of a staff appointment, gives no claim to increased allowances on transfer to the Unattached List in which such rank is not recognized.

(True Extract.)

Colonel, R.E.,
Secretary to Government.

To the District Engineer, South Arcot.
To all other District Engineers.
To the Officiating Controller of Public Works Accounts.

Exd. S. T. Austin.
Spare Copies will follow from Madras.

SOUTH ARCOT. No. 130

Camp Cuddalore
Dated 28th Sept. 1874.

From
The District Engineer,
South Arcot.

To
The Secretary to Government
D.P.W.

Enclosures.
Letter.

Sir,

I have the honor to forward a letter received from Color Sergt. Stewart for such orders as the Government may think necessary and at the same time respectfully to state that it does appear that all warrant and non-commissioned officers draw the pay of their rank except Color Serjeants.

I have the honor to be
Sir,
your most obedient Servant
[illegible]
District Engineer

No. 538.

Commissariat Department

22nd September 1874.

To

The Assistant Engineer

No. 1 Range South Arcot.

Sir,

With reference to letter from the Controller Public Works No. 142 dated 17th September/74 to the District Engineer South Arcot, I beg most respectively to state that I could not hire answer of any such rules as therein referred to restricting the pay of Soldiers in the P.W.D. as it is not contained in any order of Government. The G. O. on the subject is dated I believe 17th July 1864 and distinctly states exactly the contrary viz that "Soldiers employed in P.W.D. will be transferred to the unattached List, and will receive the Pay of their Rank at Infantry Rates," and makes no restriction whatever that the Rank must not exceed Sergeant. My Rank, as is shown in my Record of Services, is Color Sergeant, and I therefore beg most respectfully still to claim my pay as such, (of course at Infantry rate) unless the above G. O. has been cancelled.

I beg further to state that I have seen the order of the Government of India referred to in the Controller's

Referred to the Controller of P.W. Accounts for report in communication of receipt, with the contents of letter Accounts. The subscribed be enclosed with the Circle Order herein to that quarter in Circle No. 42 dated 15th October 1874 and Circle Order No. 43 dated 15th October 1874 with observance to the precedents instituted by Dept. Accountant.

P.W. 6556/74
2

Commissariat Office
Dept. Stores
Egmore

Chief Engineer

Public Works Department

Madras

Dated 1874.

Despatched 2[illegible]

Received 2[illegible]

No. 138

Enclosures /

Returning for order
Letter from Com. Stores
Relative to claiming pay
Reference of Key

P. W. 1874 Register

SOUTH ARCOT DIV. P. W.

Received

To The Secretary to Govt.

The District Engineer

South Arcot.

Comptroller's letter above quoted, and beg respectfully to
submit that it also does not say that no higher Rank and Pay than Sergeants may be allowed in the R.A.D.C. there was
no such rule in forces formerly as I know of at least one
case of a Quarter-Master Sergeant who was also Lieutenant and
drew the proper pay of that rank. and further, the date--
for which I claim the pay is antecedent to the passing
of that order, and my claim cannot be affected by it.

I beg to remain

Sir,

Your most obedient Servant

Chas Stewart
Superintendent
In charge of Sub. Division
Re-settlement of Land

Office of the Controller of P.W. Accounts

No 6398 Madras the 17 October 1874

From

The Offg Controller of P.W. Accounts

To

The Secretary to Government
Public Works Department

Sir,

In returning the accompanying papers referred for report with your endorsement of the 10th instant, I have the honor to state that on July last the Accountant General, Public Works Department, in reply to a reference on the subject of the Military pay to be paid to a Color Serjeants employed in the Public Works Department informed me that in accordance with the Army Regulations "Staff or Color Serjeants on transfer to the unattached list revert to the rank of Serjeant Overseer" and that a Color Serjeant was therefore not entitled to additional Military pay.

Under the G. O. G. quoted in the margin, Non Commissioned Officers and Soldiers

Orig letter from Asst Engr S. Sheik No 336 dt 20 Septr 1874 with one Accompaniment

No 26 of 25 January 1861

Orig letter from Asst Engr S. Sheik No 336 dt 20 Septr 1874 with one Accompaniment

No 26 of 25 January 1861

The Assistant Engineer
Nellore

Dated Fort St George
the 3rd September 1874

Recd 5 Sept.

No 538.

With reference to the letter
from the Assistant Engineer
Nellore dated 20th ultimo
on the subject of Pay
for establishment of Peons

P.D. Dst 17/74

P.W. 6556/74

P.G. Madras 1874

In B No 157

Soldiers of whatever branch of the same employed in the Public Works Department are restricted to the Infantry rates of pay. No special reference is made to Staff Serjeants, and the Army Regulations of the Madras Presidency contain no ruling on the subject.

The only case during the past 10 years in which a Staff Serjeant appears to have drawn the Military pay of his rank in the Public Works Department of this Presidency is that of Serjeant Milne referred to by Serjeant Stewart, to whom the Military pay of a Quarter Master Serjeant was passed up to the date of his transfer to the Civil Engineering College. The rule under which the Regiment was passed is not quoted in the Audit Registers.

Government Order No. 2408 of the 25th August 1874 was quoted in this Office letter to the District Engineer No. 142 dated 11th September 1874 simply because it contained the latest rates of Military pay for Non Commissioned Officers employed in the Public Works Department. It will be seen, however, on reference to the Table of rates printed in Government Order No. 1186 of the 20th April

from July 1860 to January 1869.

April 1868 and to previous tables therein referred to, that no grade of Non Commissioned Officers above the rank of Serjeant is provided for.

I have the honor to be
Sir,
Your most Obedt Servant,

Offg Controller of P.W. Accounts.

P. W. 1874 Depart.
Nm. Govt for Nov. Number

From No. 6556.

The Offg. Controller of
P.W. Accounts.

To

The Secretary to Govt.
P.W. Department.

No. 6398

Dated 17
Rec 19 Oct: 1874.

Enc: 2.

Returns with report-
papers connected with
the claim of Color Ser-
-jeant Stewart, to differ-
-ence of Military pay.-

No. 3183-10 November 74

No 157
Sent to Audit 19 Oct 74

P.W.D.

Proceedings of the Madras Govt.
Read the following:-

From the offg: Controller
of P.W. Accounts } (No. 6398 dated 17th Oct 74)

3183.

Ordered to be com-
-municated to the Dis-
-trict Engineer Southern
Circle, for Sergeant
Stewart's information.

The appointment
of Color Sergeant, being
of the nature of a Staff
appointment, gives
no claim to increased
allowances on transfer
to the ~~Unattached List~~
which such rank is
not recognized.

Govr.

26/10

26.10.74

To Chief Engr Southern Circle
all other Chief Engrs in
Cont: & Pr. Accts.
1 Copies despatched 15/11/74

6556 / 6157

Govt. of 1874 Madras.

PUBLIC WORKS.

To

The Asst. Engineer
Southern Circle.

Dated

Recd.

Encl. 2

G. O. 10th Nov. No. 3183

Nos. 156-158.

Color Serjeant Stewart

The Controller's report on the claim of Serjeant Stewart to difference of Military pay ordered to be com.d to the Dy. Supt Southern Circle with instructions —

Rec'd 6 Asst 19 Oct 74