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MADRAS RECORD OFFICE

Government of Madras

Public Works DEPARTMENT

G.O. No. 1305	(W)	Press
D.P. No.		Mis.
Dated 26-5-		1876

Not to be folded or roughly handled

6
*Proceedings of the Madras Government, Public Works Department,
26th May 1876.*

No. 432. Read the following from Captain L. CONWAY-GORDON, R.E.,
Examiner of Public Works Accounts, to Major-General G. W. WALKER,
R.E., Secretary to Government, Public Works Department, dated Fort St.
George, 6th May 1876, No. 43 W:—

I HAVE the honor to forward, for the orders of Government, the accompanying
papers, relative to a claim submitted by Sub-Conductor J. Lalor, Supervisor, for
Munshi allowance on passing the Lower Standard in Hindustani, as certified in
G.O., No. 60, dated 7th February 1876.

2. I have not been able to ascertain whether any allowance is or is not admis-
sible to Supervisor Lalor. The orders of Government on this and other subjects not
being codified, in every case when anything happens slightly out of the ordinary
routine, it is extremely difficult to find out what are the exact rights of the officers
of the department under the many Proceedings of Government passed at different
times on isolated cases and without reference to previous decisions.

3. In G.O., No. 836, dated 24th April 1860, Government approved of certain
draft rules for the grant of Munshi allowance to members of the Public Works
Department on their passing examinations in the vernacular languages, which draft
rules were forwarded for the sanction of the Government of India. But whether
these draft rules ever were sanctioned, or whether they are now in force, I have not
been able to find out. If these rules are in force, Mr. Lalor, under their provisions,
would be entitled to Munshi allowance.

4. As a corollary to these orders, Government shortly afterwards introduced a
system of punishments for officers failing
to pass in the vernacular languages.
vide G.O., No. 471, of the 8th March 1861.

5. In 1868 an order was passed by Government practically re-affirming a former
order of 1856, to the effect that Munshi
allowance was not permissible to any
members of the department who were appointed in India.
G.O., No. 625, dated 24th February 1868.

6. In 1870 Government introduced portion of the Public Works Code of
the Government of India as applicable to
Probationary Assistant Engineers under
Covenant, and in 1871 a further portion of
this Code was introduced as applicable to
officers appointed as 4th Grade Executive Engineers and upwards.
G.O., No. 818, dated 19th March 1870.
G.O., No. 2,445, dated 25th September 1871.

7. In January 1870, Government again expressed their intention of deducting
10 per cent. from the salaries of all officers
who had not passed the prescribed examin-
ation in the vernacular languages, and in 1872, on a suggestion of the Controller,
Superintending Engineers were ordered to
report the names of all such officers and
subordinates as came under the operation of the rules.
G.O., No. 151, dated 13th January 1870.
G.O., No. 488, dated 21st February 1872.

8. In 1874, Munshi allowance was passed to a Military Officer in accordance with
the Public Works Code of the Govern-
ment of India, and not in accordance with
the Madras Rules.
G.O., No. 1,040, dated 23rd April 1874.

Proceedings of the Madras Government, Public Works Department,
26th May 1876.

9. From all these orders I find it somewhat difficult to draw up a consistent Code that will enable me to dispose of Mr. Lalor's case. Some of these orders, notably G.O., No. 625, dated 24th February 1868, have not been communicated to me, which creates a suspicion that there may also be others which I have not seen, but which, if communicated, would doubtless supply missing links in the present orders. Others again, notably G.O., No. 471, dated 8th March 1861, and G.O., No. 151, dated 13th January 1870, there are which although formally promulgated and often re-affirmed are a dead letter now to a degree that points almost certainly to a subsequent order formally cancelling them to a certain extent. And yet not altogether, for there is one officer, and only one, to whom apparently these rules are yet made to apply.

Mr. W. M. Montserratt, Assistant Engineer.

10. Mr. Lalor's claim is made under the provisions of the Public Works Code, a Code which lately Government has ruled is not applicable to this Presidency, and it was disallowed by this office under the orders of Government embodied in Extract Minutes of Consultation, No. 403, dated 18th March 1856, an order which is practically re-affirmed, as I said before, in G.O., No. 625, dated 24th February 1868. The claim would be admitted in the Provinces under the direct control of the Government of India, and as it will be admissible here on the introduction of Chapter II of the Public Works Code, I think it might be allowed by Government in the present instance.

No. 433.

ORDER THEREON, 26th May 1876, No. 1,305.

ESTABLISHMENT, No. 35.

THE Examiner is authorized to admit the claim.

(True Extract.)

Colonel.

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

To the Examiner of Public Works Accounts.
" District Engineer, Malabar.

Exl. S. T. Austin.
8/96 Copies

[Gr. Wks. Form No. 2.]

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No. 433.

From

THE CONTROLLER,
PUBLIC WORKS ACCOUNTS,

To

Secretary to Government,
Public Works Department.
FORT SAINT GEORGE, 6th May 1876.
Recd. 10/5

Sir,

Enclosures 3.

I have the honor to forward for the orders of Government the accompanying papers relative to a claim submitted by Sub-Conductor J. Lalor, Supervisor, for Munshi Allowance in passing the Silver Standard in Hindustan, as certified in Government Order No. 65 dated February 7th 1876.

2. I have not been able to ascertain whether any allowance is or is not admissible to Supervisor Lalor. The orders of Government on this and other subjects not being codified, in every case when any thing happens slightly out of the ordinary routine, it is extremely difficult to find out what are the exact rights of the officers of the

the Department under the many Proceedings of Government passed at different times on isolated cases and without reference to previous decisions:-

3. In Government Order No 836 dated April 24th 1860, Government approved of certain draft rules for the grant of Minshi Allowance to Members of the Public Works Department on their passing Examinations in the vernacular languages, which draft rules were forwarded for the sanction of the Government of India. But whether these draft rules ever were sanctioned or whether they are now in force, I have not been able to find out. If these rules are in force, Mr Lalor under their provisions, would be entitled to Minshi Allowance.

4. As a corollary to these orders, Government shortly afterwards introduced a system of punishments for Officers failing to pass in the Vernacular vide G.O. No 471 of the 8th March 1861.

In

5. In 1868 an order was passed by G.O. No 625 dated 24th February 1868. Government practically re-affirming a former order of 1856 to the effect that Minshi Allowance was not permissible to any Members of the Department who were appointed in India.

6. In 1870 Government introduced G.O. No 818 dated 19th March 1870. portion of the Public Works Code of the Government of India as applicable to Probationary Assistant Engineers under Government, and in G.O. No 2445 dated 23rd September 1871 a further portion of this Code was introduced as applicable to Officers appointed as 4th Grade Executive Engineers and upwards.

7. In January 1870 Government again G.O. No 151 dated 13th January 1870. expressed their intention of deducting 10 percent from the salaries of all Officers who had not passed the prescribed examination in the vernacular languages

the languages and in 1872 on a G.O. No. 488 dated 21st February 1872.
of suggestion of the Controller, Superintending
isola Engineers were ordered to report the names
decis of all such Officers and Subordinates as came
3. under the operation of the rules.

Apr 8. In 1874 Minshi allowance was
certa paid to a Military Officer G.O. No. 1040 dated 23rd April 1874.
allo in accordance with the Public Works Code of
the Government of India, and not in ac-
cordan with the Madras rules.

rule 9. From all these orders, I find it
Gove somewhat difficult to draw up a consis-
dra- tent Code, that will enable me to dispose
they of Mr Lator's case. Some of these orders,
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fore 24th February 1868, have not been com-
be s municated to me, which creates a sus-
4. picion that there may also be others
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-ten communicated, would doubtless supply
to missing links in the present orders.
lan Others again, notably Government Order

No. 471 dated 8th March 1861, and Government
Order No. 151 dated 13th January 1870, there are,
which although formally promulgated and
often reaffirmed, are a dead letter now to a
degree that points almost certainly to a
subsequent order formally cancelling them
to a certain extent. And yet not altogether,
for there is one Officer, and only one, to whom
Mr. W. M. Montserrat.
Assistant Engineer. apparently, these rules are
yet made to apply.

10. Mr Lator's claim is made -
under the provisions of the Public Works
Code, a code which lately Government has
ruled is not applicable to this Presidency,
and it was disallowed by this Office under the
orders of Government embodied in Extract
Minutes of Consultation No. 403 dated 18th March
1856, an order which is practically re-
-affirmed as I said before, in Government
Order No. 625 dated 24th February 1868. The claim
would be admitted in the Provinces under
the direct control of the Government
of

of India and as it will be admissible here on
the introduction of Chapter II of the Public
Works Code, I think it might be allowed by
Government in the present instance.

I have the honor to be

Sir,

Yours most Obedt Servt

Lowry-Jordon

Examiner, P.W. Accounts.

9/10/78

9/10/78

E-ta. C 18- lunch/56 No 403.
 80 24- Apr/60 No 836 & 837.
 .. 8- lunch/61 .. 471
 .. 24- Feb/68 .. 625
 .. 13- Jan/70 .. 157.
 .. 19- lunch 818.
 .. 8- Apr 987.
 .. 25- Sept/71 .. 2445
 .. 21st Feb/72 .. 488.
 .. 23rd Apr/74 .. 1040.
 .. 2nd May/76 .. 1095

No 1303- Apr/5/76

The Examiner is author-
 - ized to admit the claim

G.M.M.

By: J.W. Sub with 3 Encls
 J.E. Malabar ✓

No 432/3 Desd 7/6/76

Recd 24/5/76 OMD 26/6/76
 Despatch 10-5-76.

W. 1895 Dept.

From No. 3415
 The Examiner

P.W. Accounts

To The Secretary to Govt

P.W. Department

No 43 W.

Dated 6
 Recd 10 } May 1876.
 Recd 11 }
 Encls: 3.

Forwards certain
 papers relative to a claim
 for lunch Allowances
 submitted by Sub. Conductor
 J. Lalor supervisor for
 passing the Lower Standard
 in Hindustani..

With order

3415/CH

Govt. of 1876 Madras.

PUBLIC WORKS.

To

The Engineer of P. W.

Dated

Issued

Recd

Ent.

G. O. 26 May 1876, No. 1805

Nos. 4 32/3

Mumukhi Allowance

The claim of Sub Car:
: Director of Labor Supplies
to — for passing the
Lower standard in Hindi
: dastani authorized to be
admitted -

1876/16
7-6-76