

(1) Number of pages 6
(2) Date of repair 26.9.86
(3) Initials of the Referencer K.V.

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

P.W. DEPARTMENT

G.O. No.	3579-W	Press.
B.P. No.		Mis.
Dated	10.9.1878	1972

277

Not to be folded or roughly handled

Circular No. 73 P. W.
GOVERNMENT OF INDIA
PUBLIC WORKS DEPARTMENT.
ESTABLISHMENT
General

3577

Simla, August 22nd, 1878.

The Governments of Madras and Bombay, in the Public Works Department, General, Irrigation and Railway Branches.
The Governments of Bengal, North Western Provinces and Oudh, and Punjab, in the Public Works Department, General and Irrigation Branches.
The Chief Commissioners, Central Provinces, British Burmah, Mysore and Coorg, and Assam.
The Resident, Hyderabad.
The Agents of the Governor General for Central India and Rajputana.
The Secretaries of Port Blair, and Chief Commissioner, Andaman and Nicobar Islands.
The Assistant General, Public Works Department.
The Inspector General of Military Works.
The Directors of State Railways, Central, Western, and North Eastern Systems.
The Director of State Railway Stores.
The Consulting Engineers to the Government of India for Guaranteed Railways, Calcutta, Lahore, and Lucknow.
The Director General of Telegraphs.
The Director in Chief, Indo-European Telegraph.
The Director, Persian Telegraph.
The Deputy Director, Persian Gulf Telegraph.
The Superintendent, Engineer, Simla Imperial Circle.

Copy of the following forwarded to the Local Governments, Administrations and Officers marginally noted, for information

By order,

[Signature]
Under Secy to the Govt of India.

No. 1690, dated 22nd July 1878.

RESOLUTION,—By the Government of India, Financial Department.

The Governor General in Council desires that the attention of the several Departments of the Government of India, and of Local Governments, be drawn to the conditions prescribed in the Civil Pension Code for the admission of claims to compensation pension or gratuity. Such pension or gratuity is only granted to an officer discharged from the Public Service when, on a reduction of establishment, his appointment is abolished (Section 50, Civil Pension Code). It is further prescribed in Rule 5 of Section 50, that such abolition must produce a real saving to Government in respect of the cost of the appointment, and that the saving should always exceed the cost of the pension or gratuity to be granted to the incumbent of the abolished appointment.

2 Notwithstanding these clear provisions in the Rules, applications are frequently made for the grant of pension or gratuity to officers discharged from the Public Service, though the discharge of the officer does not result in any saving to the State. The consequence is, that the Governor General in Council is under the necessity of rejecting such applications, or to refer cases of more than ordinary hardship to the Secretary of State for special consideration.

3 It is not desirable that frequent relaxations of the Rules should be permitted. At the same time, it involves serious hardship if officers are thrown out of employment when they have not failed in the discharge of their public duties, and are refused all compensation therefor.

4 The Governor General in Council, therefore, deems it necessary to remind all Departments, Local Governments and officers concerned, that, in any scheme for reorganising an establishment, the claims to pension or gratuity that may arise in consequence of the reorganisation should always be considered before a change is made, and, except in cases of very urgent necessity, no revision of establishment should be carried out which would have the effect of giving rise to claims to compensation, pension or gratuity, the cost of which cannot be met out of savings effected by the revision. As stated in Rule 5 of Section 50 of the Civil Pension Code, if the saving does not exceed the cost of the pension or gratuity, "it may be better to postpone the reduction of establishment or abolition of appointment."

ORDERED, that this Resolution be communicated to—

The several Departments of the Government of India
The several Local Governments and Administrations
The Comptroller General,
The several Accountants General
The several Deputy Accountants General in independent charge
The several Chiefs of Departments under the control of the Financial Department

*To The Secy to the Govt of India
Irrigation Branch*

GOVERNMENT OF INDIA
PUBLIC WORKS DEPARTMENT.
ESTABLISHMENT
General

To

Circular No 73 P W

Dated Simla, August 22nd, 1878

Received

Explaining fully the conditions on which compensation pension or gratuity is admissible

GOVT. OF INDIA, Simla No. 73 P. W. - 1878

Circular No. 73 P. W.
GOVERNMENT OF INDIA
PUBLIC WORKS DEPARTMENT.
ESTABLISHMENT
General

Simla, August 22nd, 1878.

The Governments of Madras and Bombay, in the Public Works Department, General, Irrigation and Railway Branches
The Governments of Bengal, North Western Provinces and Oudh, and Punjab, in the Public Works Department, General and Irrigation Branches
The Chief Commissioners, Central Provinces, British Burmah, Mysore and Coorg, and Assam
The Resident Hyderabad
The Agents of the Governor General for Central India and Rajputana
The Superintendent of Port Blair, and Chief Commissioner, Andaman and Nicobar Islands
The Accountant General, Public Works Department
The Inspector General of Military Works
The Directors of State Railways, Central, Western, and North Eastern Systems.
The Director of State Railway Stores
The Consulting Engineers to the Government of India for Guaranteed Railways, Calcutta, Lahore and Lucknow
The Director General of Telegraphs
The Director in Chief, Indo-European Telegraph
The Director Persian Telegraph
The Deputy Director Persian Indo-European Telegraph
The Superintendent, Engineering, Simla, and the Chief Engineer

Copy of the following forwarded to the Local Governments, Administrations and Officers marginally noted, for information.

By order,

Under Secy to the Govt. of India.

No 1690, dated 22nd July 1878

RESOLUTION,—By the Government of India, Financial Department

The Governor General in Council desires that the attention of the several Departments of the Government of India, and of Local Governments, be drawn to the conditions prescribed in the Civil Pension Code for the admission of claims to compensation pension or gratuity. Such pension or gratuity is only granted to an officer discharged from the Public Service when, on a reduction of establishment, his appointment is abolished (Section 50, Civil Pension Code). It is further prescribed in Rule 5 of Section 50, that such abolition must produce a real saving to Government in respect of the cost of the appointment, and that the saving should always exceed the cost of the pension or gratuity to be granted to the incumbent of the abolished appointment.

2 Notwithstanding these clear provisions in the Rules, applications are frequently made for the grant of pension or gratuity to officers discharged from the Public Service, though the discharge of the officer does not result in any saving to the State. The consequence is, that the Governor General in Council is under the necessity of rejecting such applications, or to refer cases of more than ordinary hardship to the Secretary of State for special consideration.

3 It is not desirable that frequent relaxations of the Rules should be permitted. At the same time, it involves serious hardship if officers are thrown out of employment when they have not failed in the discharge of their public duties and are refused all compensation therefor.

4 The Governor General in Council, therefore, deems it necessary to remind all Departments, Local Governments and officers concerned, that, in any scheme for reorganising an establishment, the claims to pension or gratuity that may arise in consequence of the reorganisation, should always be considered before a change is made, and, except in cases of very urgent necessity, no revision of establishment should be carried out which would have the effect of giving rise to claims to compensation, pension or gratuity, the cost of which cannot be met out of savings effected by the revision. As stated in Rule 5 of Section 50 of the Civil Pension Code, if the saving does not exceed the cost of the pension or gratuity, "it may be better to postpone the reduction of establishment or abolition of appointment."

ORDERED, that this Resolution be communicated to—

The several Departments of the Government of India
The several Local Governments and Administrations
The Comptroller General
The several Accountants General
The several Deputy Accountants General in independent charge
The several Chiefs of Departments under the control of the Financial Department

6/6
In Secy to the Govt. of Madras
H. D.
Railway Branch

For

1. 1. 1.

4 4 | 10 16 7 10 8 10 1

(continued)

[illegible]

By order,

No. 1060, dated 22nd July 1878.

RESOLUTION.—By the Government of India, Financial Department.

RESOLUTION.—By the Government of India, Financial Department.
The Governor General in Council desires that the attention of the several Departments of the Government of India, and of Local Governments, be drawn to the conditions prescribed by the Civil Pensions Code for the admission of claims to compensation pension or gratuity. Such pension or gratuity is only granted to an officer discharged from the Public Service when his appointment is abolished (Section 50, Civil Pension Code). It is further provided in Rule 5 of Section 50, that such abolition must produce a saving to Government in respect of the cost of the appointment; and that the saving shall always exceed the cost of the pension or gratuity to be granted to the incumbent of the abolished appointment.
Notwithstanding these clear provisions in the Rules, applications are frequently made for compensation pensions or gratuities to officers discharged from the Public Service, though the

Second, among these clear provisions in the Rules, applications are frequently made for the grant of pension or gratuity to officers discharged from the Public Service, though the discharge of the officer does not result in any saving to the State. The consequence is, that discharge of the officer in Council is under the necessity of rejecting such applications, or to the contrary General in Council is under the necessity of referring such applications to the Secretary of State for special consideration. It is not desirable that frequent relaxations of the Rules should be permitted. At the same time it is not desirable that frequent relaxations of the Rules should be permitted. At the same time it is not desirable that frequent relaxations of the Rules should be permitted.

It is not desirable that frequent relaxations of the Rules should be permitted. At the same time, it may become necessary to relax the Rules in some cases, if officers are thrown out of employment when they have not failed in the discharge of their public duties, and are refused all compensation therefor. The Government General in Council, therefore, deems it necessary to remind all Departments that the Government is not prepared that in any scheme for reorganisation of the Indian

[illegible]

On 1st that the Resolution be communicated to—
The several Departments of the Government of India
The several Local Governments and Administrations
The Comptroller General,
The several Accountants General
The several Deputy Accountants General in independent charge
The several Chiefs of Departments under the control of the Financial Department

To The Secy to the Govt of Madras
P. M. 2

40 20 11

GOVERNMENT OF INDIA
PUBLIC WORKS DEPARTMENT.
ESTABLISHMENT

General

To *P. R. S. Kumar*

Circular No 73 P W

Dated Smta, August 22nd, 1878

Is with

[Handwritten signature]

Examine fully the conditions on which a
person's employment or gratuity is given

[Handwritten notes and signatures]
3506
10/11/78
10/11/78
10/11/78