

1850

B. No. 1653 N. d. 30. b.

C. H. W. 1850
unus, unus

29/6 1850

Long

ABSTRACT.

Brings to notice that her husband was for a series of years employed as an Overseer in the Mysore Public Works Dept., & that on the reduction of establishments, he was granted a small pension; that as it was quite inadequate for the maintenance of his large family consisting of a wife & seven children, he sought employment under the Madras Govt. & Col Sankey was kind enough to provide him with the place of an Overseer in Vizagapatam St. which he took up in Feb last, but unfortunately succumbed to that climate ~~he died~~ ^{after a short illness} on 8 April last, leaving the petitioner & her seven children quite destitute.

Prays that Govt may grant her a compassionate allowance.

PETITION DEPARTMENT.

No 6692 d/26/5/82
To C. Secy. H 155 d/29/5/82

PWC No 3346
P.W.

3346

For remarks

From Mrs Sarah Gills
widow of the late
Mr James Gills

C. C. W.

Regd
2-6-82

26-5-82
Dy. W.

To H. H. 192 d/17 June 82

Recd 25 May 82
Occupation an Overseer
Village in
Taluk
District Vizagapatnam
at Madras.

With reference to
his note of the 9th inst.
Mr Clarke of the Public
Dept. has sent me the
papers put up herewith,
which he has had
hunted up among the
records of the Pension
& other Dept.

There is no rule or order
with reference to which a com-
passionate allowance can be
granted to a widow on account
of the death of her husband
while in Government employ.
This also Section 152 Rules of the
Civil Pension Code.

Dated 16th
Received 22nd } May 1882
Enclosures One
Encls: 2

1445

SUBJECT.

Compassionate allowance

You will see that
only in very exceptional
cases do Govt grant
pensions or gratuities
to the families of Govt
servants - please see
Judicial Order No 220
of 10/2/76 & 1071 of 27/4/77.

89/10
C.S. No. 990 C. 4-5-82

The rules on this subject in the Civil Pension Code are very clear & stringent -
Please see Chapter VI

old 1/16
D. 5/6. Secy H 16/6 P. 30/6

only 1/16.

For

Section 152 & rules 19 & 2
connected therewith.

G.

16/6/82

Submitted.

R.P.

19-6

For order

The application has
submitted in a letter
in the case of the widow
of the late Overseer J.W.
is peculiar - The man
had served with the
several years in Japan
and was his employment
on reduction of Estab.

On applying to me
I appointed him temporary
Overseer 2nd grade and
sent him to the Potting
Plant - where he arrived
on the 18th Feb. - He then
contracted for 2 days
for which he died in
Hospital at Viqueque
on the 8th April -

He leaves a wife and
7 children unprovided
for

There are two points
in this case which make
susceptible (1) that the
his reduction in Japan
he had it is understood
regularly subscribed

provident fund
and only ceased to do
so on being thrown out
of employment (2)
that he lost his life in
work which was un-
fortunately beyond any
hazards to his life and
health of an subordinate.
Another subordinate Officer
Kelly was in fact since
died, the Executive Engineer
has himself suffered an
anxiety from fever, and
as after another seven sub-
ordinates have been promoted
into force (one Supervisor
Kelly brother of the man
who died) having word
to be removed to Ben-
galore as he is quite unfit
to stay in the work - Other
will probably follow

I have had some previous
rulings in other cases but as it will remain
for Government to decide whether the case may be referred
to come under the rules in extraordinary circumstances or perhaps
Sec. 152 Civil Service Code and whether the present
work in question involves "extraordinary bodily risk"
As the best of my judgment I think the service in the
present way is so cleared and I would therefore venture
to recommend the case for special consideration - I must
discontinue our correspondence in sending over these and
a resignation of this claim which may possibly be followed by
an agent of Government Kelly and I think encourage others to follow
20/6/1887

No. 1653 W

Government of Madras,

PUBLIC WORKS DEPARTMENT.

To

The Secretary to the
Government of India
P. W. Department

June 30th 1887.

SIR,

I am directed to for-
ward for ^{favorable} Consider-
ation of the Govt of
India the accompanying
petition from the wife
of late Temporary Over-
seer S. Pibbs praying
for the grant of a
Compassionate allowance
in consequence of the death
of her late husband
from illness contracted
on the Pottanghy Ghaut.
2. After serving for
several years in Mysore

as the Permanent Detach^{ed} of that Province
Mr Gibbs was thrown out
of employment on reduc-
tion of Establishments in
~~that Province~~ - He sub-
sequently applied to the
Chief Engineer for work
in the Madras Presidency
and was posted for duty
on the Pottinghy Chant^y
as a Temporary Overseer
2nd Grade. He arrived
at the Chant on the 18th
February last, contracted
fever and dysentery there
early in April, and died
in the Hospital at
Vizagapatam on the 8th
idem. He leaves a wife
and 7 children unpro-
vided for.

3. His Excellency the
Governor in Council is
aware that the Govt
of India usually dis-
courage applications of
this character, but there
are exceptional circum-
stances in the present
case.

case which seems to merit
Compassionate Consideration.

4 - It is understood
that until the reduc-
tion of Establishments
in Mysore Mr Gibbs re-
gularly subscribed to a
Provident Fund and only
ceased doing so on loss
of his employment. His
family has thus been
debarred from means of
subsistence which he en-
deavoured, so long as
his means admitted, to
provide. The admittedly
unhealthy character of
the work on which
he was engaged may
also in the opinion
of the Governor in
Council be taken into
consideration in disposing
of the application. It
has, I am to say, proved
dangerous to the life
and health of ~~several~~

as the Permanent Detaché of that Station.
In a large proportion of
of ~~the~~ the men employed
on it and may thus
be regarded as involving
"Extraordinary bodily risk"
as contemplated by para-
152 of the Civil Pension
Code. Mr Gibbs is not
the only subordinate
who has died from
causes directly attributable
to the climate - and se-
veral others have had
to be transferred as
totally incapacitated
for further service on
the Coast. Mrs Gibbs
supports her appeal
by a medical Certificate
from the Surgeon at
Vizagapatam, in which
it is stated that the
diseases of which her
husband died are
"attributable to the
climate".

5. I am to have

despatched to Simla

The amount and nature
of any award which may
be assigned, for the con-
sideration of the Govt
of India.

R.S.

Alt

24/6/82

R.S.