

17TH OCTOBER 1883, No. 942, PENSION.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ—the following papers :—

From the District Judge of North Tanjore, dated 8th June 1883, No. 188.

Certificate and report from the Accountant-General, to the Acting Under Secretary to Government, Pension department, dated Fort St. George, 22nd September 1883, No. A.D.J.-235.

Certified that qualifying service in inferior grades has been duly proved for eight years ten months and twelve days. The District Munsif of Shiyáli, in his letter of the 28th April 1883, states that the applicant resigned his appointment in June 1882 in favor of his son, and that he did not apply for a gratuity until October, when endeavours were made to cause him to be examined by a medical officer in view to his being declared to be fit or otherwise for the public service. The District Surgeon at Tranquebar accordingly declared the applicant, on the 2nd November 1882, to be unfit for further service.

2. Should Government, with reference to the foregoing facts, be pleased to regard the resignation as one not entailing forfeiture of past service, and be pleased also to accept the medical certificate dated four months and six days after the applicant ceased to do duty, an invalid gratuity not exceeding Rs. 4-12-9, equal to three months' pay, multiplied by the fraction $\frac{3}{4}$, will be admissible under sections 102 and 117 (a), and rule 4, section 117, of the Civil Pension Code.

3. The recommendation for the reduced amount is due to the admission of the applicant's age, as stated by the Zillah Surgeon, to be fifty-six years ; but if his age is reckoned according to the applicant's own statement, it will be less than fifty-five years entitling him to the full amount of gratuity, viz., Rs. 18, under section 117 (a) of the Civil Pension Code.

4. The delay in the submission of this application is explained by the District Munsif in his reply to this office No. I.A.E.-1, dated 4th April 1883.

5. In accordance with rule 4, under section 130, the attention of Government is respectfully solicited to section 65 of the code.

ORDER—dated 17th October 1883, No. 942, Pension.

Under sections 102, 117 (a) and rule 4, section 117 of the Civil Pension Code (5th edition), the Right Honorable the Governor in Council is pleased to grant to Shiyáli Soobraya Naikan, late process server, District Munsif's Court of Shiyáli, North Tanjore, an invalid gratuity of Rs. (4-12-9) four, Annas twelve, and Pies nine, equal to three months' pay, multiplied by the fraction $\frac{3}{4}$, payable at Shiyáli, North Tanjore district, in consideration of his qualifying inferior service of eight years ten months and twelve days.

2. The medical certificate, dated four months and six days after the applicant ceased to do duty, is accepted under section 128, rule 2, of the above code.

3. The gratuity the applicant has earned is granted, the fact that he resigned the service notwithstanding, but the attention of all heads of departments will be called to G.O., dated 15th October 1883, No. 930. It is the intention of Government to strictly enforce the provisions of section 97 of the code in future.

(True Extract)

J. D. REES,
Acting Under Secy. to Govt.

To the Accountant-General, with register.
„ the District Judge of North Tanjore.
„ the Collector of Tanjore.
„ all Heads of Departments.

Order them No. 3313 17 d/1883/1883.

Communicated to office
of the P. W. Dept for infor-
mation and guidance
in continuation of G.O. No.
3144 17 d/1883/1883.
(Sgt) ref

Govt. of 1883 Madras.

PENSION.

Issued

Read.

Encl.

G.O., 17th October 1883, No. 942.

OCTOBER.

Gratuity.

Granting an invalid — of Rs. 4-12-9 to S.
Soobraya Naikan, late process server, District
Munsif's Court, Shiyali, North Tanjore.

15TH OCTOBER 1883, No. 930, PENSION.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ—the following papers:—

From the Collector of Tanjore, dated 7th June 1883.

ABSTRACT.—Submitting application for pension on behalf of Tiruturaipundi Guruva Rajah,
late peon, Tiruturaipundi taluk, Tanjore.

Certificate and report from the Accountant-General, to the Acting Under Secre-
tary to Government, Pension department, dated Fort St. George, 15th
September 1883, No. A.D.J.-225.

Certified that should Government, with reference to the explanation furnished by
the Collector in his reply to this office reference, No. A.D.K.-61, dated 11th July 1883,
be pleased to regard the applicant's transfer from an appointment on a permanent
establishment to one on a temporary establishment as an interruption in service
reconcilable under exception (e), section 96, of the Civil Pension Code, qualifying
service in inferior grades will be duly proved for thirty-one years eight months and
twenty-six days; but that no pension will be admissible, as his incapacity for further
service has not been established by a medical certificate, as required by section 102
of the Civil Pension Code.

2. On inquiry the Collector, in his reply to the reference quoted above, states
that the applicant was allowed to retire before he was certified by a medical officer to
be unfit for further service, and when the matter was noticed in his office, he called
for an explanation from the tahsildar, but that in the mean time it was reported to
him that the applicant died, and he considered therefore that all further exertions were
unnecessary.

3. The delay in the submission of this application is explained by the Collector
in his memorandum, dated 7th June 1883.

ORDER—dated 15th October 1883, No. 930, Pension.

The applicant, a peon, asked to be relieved of his appointment in favor of his son.
He was accordingly relieved on the 17th December 1882, and his son appointed in
his stead.

2. The Collector observing that no medical certificate had been obtained, though
the applicant was under 60 years of age, called for one, but before it could be
submitted, the applicant died on the 8th April 1883.

3. Under these circumstances this application for pension from the 17th December
1882 to 8th April 1883, made in favor of his heirs, must be rejected.

Singro
Eng in ch of State Rep
C.C. for I
Col Eng for Rep
Col Architect to Govt
Ex P. W. Dept
Ex the Govt
Supt. In St. W.
Supt. In P. W. Dept.

4. The attention of all heads of departments is called to the rule requiring a medical certificate from all inferior servants who are under 60 years of age and have not completed 30 years' service, and to the consequences of their accepting the resignation of a subordinate prior to his incapacity having been established by a medical certificate.

(True Extract.)

J. D. REES,
Acting Under Secy. to Govt.

To the Accountant-General.
" Collector of Tanjore.
" Heads of Departments.

Order thereon No. 3144 D. 6/11/83.

Communicated to officers
of the P. M. Dept. for
information and guidance

W. J. C. S.

Govt. of (1883) Madras.

PENSION.

Issued

Recd.

Encl.

G.O., 15th October 1883, No. 930.

OCTOBER.

Pension.

Rejecting the application for — made in favor
of the heirs of T. Gurava Rajah, and calling the
attention of all heads of departments to certain
rule of the code and to other facts stated within.

S. Enquiries
Eng. in chief to the Reg.
C.E. for S.
and Engr. for Reg.
Col. Architect
En. P.M. acts
En. Reg. acts
S. H. H.W.
G. L. Supt. P.M. stores.

18TH JANUARY 1881, No. 31, PENSION.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT

READ—the following papers :—

From the Collector of Trichinopoly, dated 28th July 1880.

Certificate and report from the Accountant-General, to the Under Secretary to
Government, Pension department, dated Fort St. George, 27th September
1880, No. A.D.J.-1172.

Certified that qualifying service in inferior grades has been duly proved for
10 years 10 month and 3 days, but that no retiring allowance would seem to be
admissible under the circumstances detailed below.

2. It will be seen from the Collector's remarks on the third page of the applica-
tion that the applicant resigned his appointment in favor of his nephew in April 1876.
This resignation entailed forfeiture of his past service according to section 56 of the
code. The claim for gratuity, moreover, becomes invalid owing to the applicant not
having produced a medical certificate of unfitness for further service at the time of
retirement although such a certificate was absolutely necessary under section 62 of the
code as his age then was below 60 years.

ORDER—dated 18th January 1881, No. 31, Pension.

N. Vasudeva Sing, a taluk peon in the district of Trichinopoly, applied in 1876
to the tahsildar to be allowed to leave the service as he considered himself infirm and
unable to serve any longer, and asked that his post might be conferred on his nephew.

2. He was at the time 57 years of age, and had served for upwards of 20 years,
but it does not appear that he was directed to obtain a medical certificate of incom-
petency, or that the effect of his not doing so was at any time explained to him. His
resignation of office was accepted and his nephew appointed in his place, and as there is
nothing to show that he was unfit for further service, no retiring allowance is admis-
sible in his case.

3. Before permitting the retirement of an inferior servant whose age is less than
60 years, care must be taken to have his unfitness for the service duly established by
medical certificate, or to obtain from him a statement that he voluntarily resigns the
public service and is aware of the consequences of so doing.

(True Extract.)

L. A. CAMPBELL,
Under Secy. to Govt.

To the Accountant-General.
„ the Collector of Trichinopoly.
„ all Heads of departments.

Exd. E. Fernandez.

Order Number No. 381 Wd/ Feb. 10/81

Communicated to the
offices of the P. W. Deptt.
for guidance.

(Sig - J. S.)

Govt. of (1881) Madras.
PENSION.

Issued

Recd.

Encl.

G.O., 18th January 1881, No. 31.

13/2 381 Wd/ 9/2/81

JANUARY.

Gratuity.

Declining to grant any retiring allowance to
Vasudeva Sing, late taluk peon in the Trichi-
nopoly district, who did not produce medical
certificate of unfitness.

9TH MARCH 1886, No. 246, PENSION.

GOVERNMENT OF MADRAS.
PENSION DEPARTMENT.

READ—again G.O., dated 9th September 1885, No. 119, Pension.

READ—also the following papers :—

From B. MACLEOD, Esq., Officiating Collector of Anantapur, to the Accountant-
General, Madras, dated 11th December 1885, No. 2927.

Adverting to G.O., No. 1119, Pension, dated 9th September last, I have the
honor to forward herewith an application for gratuity on behalf of Callooru Chelamappa,
late gumastah, Deputy Tahsildar's office, Kalyándrug.

2. He resigned his appointment in the afternoon of the 4th June 1883, in the
hope that his son would be provided for in the arrangements to be made in filling up
the vacancy. No sooner was his son provided for than he put in a petition in August
1884 to the then Collector claiming pension or gratuity, and was given an endorsement
to the effect that his application could not be entertained. In October 1884, he
renewed his application to Mr. Galton, who referred him to the endorsement given on
the former petition. Then he petitioned Government, who called for a report on the
subject of the claim advanced by the petitioner, and the report was furnished in this
office letter, No. 306, dated 26th June 1885. Thereupon Government directed, in their
order already referred to, that the application for pension should be submitted. It is
now done accordingly.

3. The applicant has a total service of 18 years 8 months and 19 days, of which 6
years 5 months and 8 days are in the superior grade and the rest in the inferior. As he
has not had sufficient service to be eligible for pension on the inferior or superior
scale, I have recommended him to a gratuity of Rs. 90, equal to 6 months' pay, at the
rate of one month's pay for every year he served in the superior grade.

4. His service register and other papers as indicated below are herein enclosed :—

1. Service register, marked A.
2. List of his services, as verified from the pay-abstract available in the Collector's
office, B.
3. List of his services as verified from the taluk pay abstract, C.
4. His last pay certificate, D.
5. Appointment list in which the son of Chelamappa, the applicant, has been made
pound gumastah, Dharmavaram taluk, E.
6. Copy of this office letter to the Chief Secretary to Government, No. 306, dated 27th
June 1885, F.
7. Copy of G.O., No. 1119, Pension, dated 9th September 1885, G.

Certificate and report from H. S. GROVES, Esq., Assistant Accountant-General,
to the Acting Under Secretary to Government, Pension Department, dated
Fort St. George, 28th January 1886, No. A.D.J.—328.

Certified that qualifying service in superior grades has been duly proved for 5
years 7 months and (7) seven days, but that no gratuity is admissible under the rules
contained in the Civil Pension Code, for reasons stated below.

C. E. for J
C. E. for Sup
C. E. for acts
C. E. for P. W. acts
C. E. for Pension
C. E. for Works
C. E. for Architect
C. E. for M. W.
C. E. for P. W. Stm. S.

2. It will be seen from the Collector's letter, No. 2927, dated 11th December 1885, that the applicant resigned his appointment on the 4th June 1883, in the hope that his son would be provided for in the arrangements to be made in filling up the vacancy. As soon, however, as his son was provided for, he put in an application for a gratuity in August 1884. The application was not, however, supported by a certificate of incapacity for further service, as required by the rules. Under the circumstances, no retiring allowance is admissible.

ORDER—dated 9th March 1886, No. 246, Pension.

The applicant, C. Chellamappa, late gumastah, Deputy Tahsildar's office, Kalyándrúg taluk, Anantapur district, voluntarily resigned his appointment in June 1883, and, as he had neither completed 30 years' service, attained 55 years of age, nor obtained a medical certificate of incapacity for further service, he is not entitled under the rules to any pension or gratuity. This application will, therefore, be rejected.

2. In dealing with the applicant's request to resign the public service, the Collector appears to have lost sight of the instructions contained in the orders of Government noted on the margin. His Excellency the Governor in Council, therefore, resolves to again direct the

G.O., 18th January 1881, No. 31, Pension.

„ 15th October 1883, „ 930, „

„ 17th „ „ 942, „

attention of all heads of departments to the necessity for explaining clearly to every officer who applies to retire, before he is entitled to any pension or gratuity, the effect of such retirement. A written statement should be taken from the applicant to the effect that he understands what will be the consequences of his resignation.

(True Extract.)

H. A. STUART,
Ag. Under Secy. to Govt.

To the Accountant-General.
„ the Collector of Anantapur.
„ all Heads of departments.

B. No 762 Wd 22 March 1886

Govt. of 1886 Madras.

PENSION.

Communicated to
all officers of the P.W.
Dept. The orders quoted
in para 2 are G.O.
381 Wd 10 Feb. 1881
3144 Wd 6 Nov. 1883
3313 Wd 20 Nov. 1883
(Sd) J.S.

Issued

Recd.

Encl.

G.O., 9th March 1886, No. 246.

B. No. 762 Wd March 22/86.

MARCH.

Gratuity.

Declining to grant any retiring allowance to
C. Chellamappa, late gumastah, Anantapur district,
and directing that all heads of departments shall
take in future a written statement from such officers
as voluntarily apply to retire before they are
entitled to any pension or —, to the effect that
they understand the consequence of their
resignation.

With order

19th FEBRUARY 1887, No. 193, PENSION.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ again—G.O., dated 18th January 1881, No. 31, Pension Department.
" " 18th March 1886, " 246, " "

ORDER—dated 19th February 1887, No. 193, Pension.

There being reason to believe that the instructions issued in the orders read above
are not generally observed, His Excellency the Governor in Council resolves again to
impress upon the Heads of Departments the necessity there exists for obtaining from
inferior servants who voluntarily apply to retire before they are entitled to any pension
or gratuity, a written statement to the effect that they fully understand the conse-
quence of their so doing.

(True Extract.)

C. J. WEIR,
Ag. Under Secy. to Govt.

To all Heads of Departments.

Exd. W. H. French.

To
The Ch. Engr. for Dirs
" Consq. Engr. for Rys
" Exr. P.W. Accts
" Supp. Engrs (including
I. m. Scheme)
" Consq. Archt. to Govt
" Exr. Gr. Ry. Accts
" Exr. St. Ry. Accts
" Supt. M. H. Works
" Engr. in-charge S. Ry.
Surveys.

Govt. of (1887) Madras.

PENSION.

Communicated to
all officers of the
P.W. Dept. in continua-
tion of G.O. No. 762 W.
dated 22nd March
1886, for information
& guidance.

(sd) W.L.C.B.

DW.

Issued

Recd.

Encl.

G.O., 19th February 1887, No. 193.

FEBRUARY.

Obtaining a written Statement
from Inferior Servants.

Impressing upon the Heads of Departments
the necessity for — that they understand the
consequence of their voluntarily resigning before
they are entitled to any retiring allowance.

Ch. Engr for Survey
Consq. Engr for Rys
Supdy. Engrs
C. A. to Govt
Exr. P.W. Accts.
Exr. St. Ry Accts
Exr. Gr. Ry Accts
Engr-in-charge. M. S. Ry
Surveyor

With order

19TH FEBRUARY 1887, No. 193, PENSION.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ again—G.O., dated 18th January 1881, No. 31, Pension Department.
" " 18th March 1886, " 246, " "

ORDER—dated 19th February 1887, No. 193, Pension.

There being reason to believe that the instructions issued in the orders read above
are not generally observed, His Excellency the Governor in Council resolves again to
impress upon the Heads of Departments the necessity there exists for obtaining from
inferior servants who voluntarily apply to retire before they are entitled to any pension
or gratuity, a written statement to the effect that they fully understand the conse-
quence of their so doing.

(True Extract.)

C. J. WEIR,
Ag. Under Secy. to Govt.

To all Heads of Departments.

Exd. W. H. French.

Govt. of (1887) Madras.

PENSION.

Communicated to
all officers of the
P. W. Dept. in continua-
-tion of G.O. No. 762 W.
dated 22nd March
1886, for information
& guidance.

(sd) W. L. C. B.
D. W.

FEBRUARY.

Obtaining a written Statement
from Inferior Servants.

Impressing upon the Heads of Departments
the necessity for — that they understand the
consequence of their voluntarily resigning before
they are entitled to any retiring allowance.

With order

19TH FEBRUARY 1887, No. 193, PENSION.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ again—G.O., dated 18th January 1881, No. 31, Pension Department.
,, , 18th March 1886, ,, 246, ,, ,

ORDER—dated 19th February 1887, No. 193, Pension.

There being reason to believe that the instructions issued in the orders read above
are not generally observed, His Excellency the Governor in Council resolves again to
impress upon the Heads of Departments the necessity there exists for obtaining from
inferior servants who voluntarily apply to retire before they are entitled to any pension
or gratuity, a written statement to the effect that they fully understand the conse-
quence of their so doing.

(True Extract.)

6/2/87
Ag. Under Secy. to Govt.

To all Heads of Departments.

Exd. W. H. French.

100 Spec. Copies

Ch. Engr. for Impr
Consgr. Engr. for Rys
Supdy. Engrs
C. A. to Govt

Exr. P. W. Accts

Exr. St. Ry. Accts

Exr. Gr. Ry. Accts

Engr. in - ch. M. S. Ry
Survey S.

762 W. 22 3.86.
381 W. 9. 2.81.
344 W. 6. 1.83.
333 W. 20. 1.83.

Govt. of (1887) Madras.

PENSION.

Communicated to all
officers of the P. W. D.
in continuation of G. O.
No. 762 W. dated
22nd March 1886,
for information
and guidance.

Wm
9.3.87

Issued

Recd.

Encl.

G.O., 19th February 1887, No. 193.

FEBRUARY.

Dec
11/3/8

- Genl. Engr for Durgu ✓
- Comdg. Engr for Rys ✓
- Supdy. Engr ✓
- C. A. to Govt ✓
- Exr. P.W. Secy ✓
- Exr. State Ry Secy ✓
- Exr. Gr. Ry Secy ✓
- Engr-in-charge M. of Ry ✓
- Surveyors

29 Jan
1887

Obtaining a written Statement
from Inferior Servants.

Impressing upon the Heads of Departments
the necessity for — that they understand the
consequence of their voluntarily resigning before
they are entitled to any retiring allowance.

With order

B5