

- (1) பக்கங்களின் எண்ணிக்கை 4
 (2) புதுக்கித் திருப்பிய நாள் 12-8-89
 (3) ஆதாரங்குறிப்பவர் சுருக்கொப்பம் 10/9

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

P.W. 9 துறை

அரசாணை எண். மு. கோப்புத் தாள் எண்.	2040	அச்சகம் பலவகை
நாள் :	25-7-1890	198

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

2040
7
7TH JULY 1890, No. 787, PENSION.

GOVERNMENT OF MADRAS.
PENSION DEPARTMENT.

READ—again G.O., dated 27th March 1889, No. 331.

ABSTRACT.—Declining to grant any retiring allowance to K. Jalaramayya as he was incapacitated for further service on account of his own irregular habits.

READ—also the following paper :—

From C. J. LYALL, Esq., C.I.E., Officiating Secretary to the Government of India, Home Department (Judicial), to the Chief Secretary to the Government of Madras, dated Simla, the 14th May 1890, No. 631.

I am directed to forward, in original, a petition, dated the 22nd ultimo, with enclosures from one Jalaramayya, late a process amin, employed in the District Court of Cumbum in the Kurnool district, Madras, in which he prays that he may either be reinstated in his former appointment or be granted a pension in consideration of his past services.

2. I am, at the same time, to enclose a copy of the letter marginally noted, from which it will be seen that it has been ruled by the Government of India that the mere fact that an officer has suffered from syphilis, taken by itself, is not sufficient to bring him under the operation of article 498 of the Civil Service Regulations. I am accordingly to suggest that, with the permission of the Governor in Council, the petitioner's claim to pension may be reconsidered in the light of this ruling and such orders passed as may seem fit to His Excellency in Council.

ENCLOSURE.

From J. E. O'CONOR, Esq., Assistant Secretary to the Government of India, Department of Finance and Commerce, to the Secretary to the Government of the Punjab, Financial Department, dated the 8th November 1884, No. 4421.

I am directed to acknowledge the receipt of your letter, dated 2nd October 1884, No. 2464, inquiring in connection with section 109 of the Civil Pension Code whether invalidment at a comparatively early age in consequence of deafness and weakness of the lower limbs caused by syphilis constitutes invalidment for incapacity caused by irregular or intemperate habits within the meaning of the section quoted.

It is stated that, in 1877, a pension was granted by the Punjab Government to an officer suffering from syphilis on a certificate by a Medical officer, who stated that the disease was not due to irregular or intemperate habits. The Medical officer in question held that the word "irregular" is not synonymous with the word "immoral;" that a man may lead a moral life but yet contract syphilis. In these views you state Sir Charles Aitchison does not concur. He is of opinion that irregular habits include immoral habits, that when a comparatively young man is attacked with syphilis the presumption is that the disease was due to immoral habits, and it is for him to satisfy the invaliding committee to the contrary.

In reply, I am to say that the mere fact that an officer has suffered from syphilis is not sufficient to bring him under the operation of section 109 of the Civil Pension Code provided there is nothing against his character in other respects, that, in the event of his retirement being necessitated by such cause, the record of his service, as a whole, should be examined. The presumption may be against the officer, but it should not be accepted as other than a presumption and should be viewed as capable of being completely rebutted by general evidence as to character and conduct.

ORDER—dated 7th July 1890, No. 787, Pension.

In supersession of the Government Order read above and under articles 485 and 518 (b) of the Civil Service Regulations (1st edition), the Right Honorable the Governor in Council is pleased to grant to Kalamraju Jalaramayya, late amin, Process Service establishment, District Munsif's Court, Cumbum, Kurnool district, an invalid pension of Rupees (2-3-2) two, annas three and pies two, per mensem, payable at Markapur, from 1st September 1887, in consideration of his qualifying superior service of 11 years, 4 months and 10 days.

2. His absence without leave from 1st to 5th June 1875 has, under article 464 of the regulations, been commuted into leave without allowances.

3. In future, the mere fact that an officer is certified to have suffered from syphilis or other venereal diseases will not be considered sufficient to preclude him from obtaining a pension, provided that there is nothing against his character in other respects. Pension will be refused or granted either in full or otherwise according to the merits of each individual case.

(True Extract.)

Receam

Ag. Under Secretary to Government.

To the Accountant-General, with register
and with copy of the Government of India letter.
„ the District Judge of Kurnool.
„ all Heads of Departments.

*(P.W. D. for information & communication to Subordinate
officers under it)*

Exd. T. K. Narayana Aiyangar.

800 Copies.

2049
2

Gob. of {1890} Madras.
PENSION.

Issued

Recd. 16-7-90. Encl.

G.O., 7th July 1890, No. 787.

JULY.

Pension.

Granting an invalid pension of Rs. 2-3-2 per mensem to K. Jularamayya, late amin, Process Service establishment, District Munsif's Court, Cumbum, Kurnool district, and stating that the mere fact of an applicant suffering from syphilis or other venereal diseases will not preclude him from obtaining a pension.

13
La 2040 W/25 July 1870
 Communicated
 to officers of the
 Public Works De-
 partment for
 information and
 guidance.

5013
16790
Pitt
13-7-70

Apr 10 ✓
 Apr 11 ✓
 Apr 12 ✓
 Apr 13 ✓
 Apr 14 ✓
 Apr 15 ✓
 Apr 16 ✓
 Apr 17 ✓
 Apr 18 ✓
 Apr 19 ✓
 Apr 20 ✓
 Apr 21 ✓
 Apr 22 ✓
 Apr 23 ✓
 Apr 24 ✓
 Apr 25 ✓
 Apr 26 ✓
 Apr 27 ✓
 Apr 28 ✓
 Apr 29 ✓
 Apr 30 ✓