

Public Works (1897) Department.

G.O., No. 2935 W

DATED 20 October

[Despatch Abstract.]

Rules for the personal conduct of Public Servants; P.W.D. Public Dept stating that the amendment proposed in G.O. No. 160 Public of 30.1.96 to article 23 of the — cannot be effected without the previous sanction of the Govt of India and that the rule as it at present stands must therefore be followed. Comtd to officers of the P.W.D.

Rules for the Personal Conduct of

Stating that the amendment proposed in G.O., No. 160, Public, dated 30th January 1896, to Article 23 of the — prohibiting Government servants from lending money only to the landlords within the sphere of their official influence cannot be effected without the previous sanction of the Government of India; and that the rule, as it at present stands, must therefore be followed.

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No. 1265, PUBLIC, 24TH SEPTEMBER 1897.

GOVERNMENT OF MADRAS.

PUBLIC DEPARTMENT.

READ—the following paper :—

From D. W. G. COWIE, Esq., Registrar of the High Court of Judicature,
to the Chief Secretary to Government, dated Madras, 19th August 1897,
Ref. on Cur. No. 1506.

On the 19th May last the District Munsif of Badagara, in the North Malabar district, lent certain sums of money to landholders in the Trichinopoly district, and, in conformity with G.O., No. 160, Public, dated 30th January 1896, declared that the parties with whom he had these monetary transactions were in no way within the sphere of his official influence.

2. The High Court considers that the loans are contrary to the provisions of Article 23 of the Rules for the Personal Conduct of Government Servants (2nd edition, circulated with G.O., No. 116, Public, dated 6th February 1897) since they are loans made within the *Province* in which the lender is employed.

3. As Article 23, however, has not been amended in accordance with paragraph 8 of G.O., No. 6, Revenue, dated 9th January 1896, adopted in G.O., No. 160, Public, dated 30th January 1896, whereby such loans are forbidden only within the sphere of an officer's official influence, I am directed to suggest that the article in question should be amended accordingly.

ORDER—No. 1265, Public, dated 24th September 1897.

Subsequently to the issue of G.O., No. 160, Public, dated 30th January 1896, it has been brought to the notice of Government that the prohibition against money-lending to landholders contained in Article 23 of the Rules for the Personal Conduct of Public Servants, as it at present stands, is based upon orders of the Government of India, and cannot be modified without the sanction of that Government for which His Excellency the Governor in Council does not see sufficient reason to apply. The amendment proposed cannot therefore be effected.

(True Extract.)

[Signature]
Chief Secretary.

To the Hon'ble the Chief Justice, with C.L.,
„ the Departments of the Secretariat.
„ all Heads of Departments.

Encl. W D'Mora.

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