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MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No. 189	~~Press~~ Mis.
Dated 28-2-1883	

Not to be folded or roughly handled

No. 12

Camp Police 3 February 1883.

From,

THE COLLECTOR OF

North Arcot.

To,

THE Chief Secretary
to Government.

SIR,

I have the honor to submit the following case for the orders of Government.

2. On the 22nd August last the Ag. Sub Collector forwarded to me a pension application on behalf of S. Pandasami. Mudaliar the Head Clerk of the Sub Collectors Office supported by a Medical certificate.

3. S. Pandasami Mudaliar's service as verified by the Treasury Deputy Collector extends over a period of 23-9-28 which entitles him to only an invalid's pension not exceeding $\frac{1}{3}$ rd of the average pay or Rs. 12-5-3 but the Ag. Sub Collector proposes that he might be recommended for the favourable consideration of Government in view to ^{his} 3-9 of his inferior service being treated as an equivalent to 13 months service.

Yours faithfully

deficient in the superior grade and to grant him an invalid pension not exceeding half of his average emoluments or Rs 18-7-10

4. Under Section 120 Clause (a & b) of the Civil Pension Code, 5th Edition, the Government of India & the Local Government are empowered to condone a deficiency of only 3 months and 1 month, respectively in qualifying service if the pension is an imperial charge as in the present case. But where an officer claiming a pension has also rendered inferior service, the Government by section 120 Clause II (a & c) are empowered to sanction the former only 12 months of inferior service being taken to count towards a deficiency in the qualifying service, and the latter 3 months of such inferior service towards the same pro.

5. It would thus appear that although Kandasami Mudaliar has ^{Gps. No} 3-9 of inferior service, only 12 months of it can be taken to account towards the deficiency in his qualifying service.

C. H.

28 30
6. It therefore appears to me that the best plan would be to allow him to serve for 3 months more, and then apply for pension under Section 120 Clause II (a); and Kandasami Mudaliar was accordingly permitted to return to duty on the 28th Oct. the intervening period having been occupied in verifying his services and in correspondence with the Treasury Deputy Collector, the Ag Sub Collector and this Office.

This reference brings the Govt very close to the real reasons why Sub. Code & Civil Code are so defective about this officer's pension.

7. The Ag Sub Collector has since brought to my notice that under Rule 2 section 105 of the Civil Pension Code, Kandasami Mudaliar can at present draw no pay nor count his services towards pension without the special sanction of the Local Government as a Medical Certificate was submitted, and has requested that sanction may be obtained for retaining him in the service for 3 months, i.e. till the end of March next, to enable him to a pension equivalent to half his average salary and for treating the period between the date of

of Medical Certificate and 28 December
as leave without allowance.

8 I have the honor accordingly
to request that Government will be
pleased to sanction the arrangement above
recommended.

I have the honor to be,

Sir,

Your most obedient servant,

A. W. W.

Collector.

3

order has: 21-1-1893

The attention of the Collector is directed to see: 135 of the Civil Pension Code. The Govt. see no reason for treating Raudaswami Mudaliar as an exceptional case: indeed none is alleged.

13/2/13

To The Collector, North Arcot.
13/2/13

note
Submitted that since things may have this might well be said. It is more than irregular that provisions inserted in the Code to meet very exceptional cases of merit or hardship should be turned into cases of merit by persons who are not entitled to be granted.

711-401/4

✓
G. Simon 1003 to JTH
c. 16/4

From,
THE COLLECTOR OF
North Arcot.

To,
THE Chief Secretary
to Government.

Dated 3rd February 1893
Received

No. 12

ENCLOSURE.

Subject.

Submitting the case of Raudaswami Mudaliar Head Clerk of the Civil Police Office, who has put in an application for pension requesting its sanction the arrangements recommended.

14/1
12/1/13