

1. Number of ...
 2. Date of receipt 21-4-86
 3. Initials of ...
[Signature]

MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

G.O. No.	7/8	Press Mis.
Dated	9-8-1883	

Not to be folded or roughly handled

9TH AUGUST 1883, No. 718, PENSION.

GOVERNMENT OF MADRAS.
PENSION DEPARTMENT.

READ—again G.O., dated 25th March 1880, No. 257, Pension.

READ—also the following papers :—

From D. C. GORDON, Esq., Examiner of Public Works Accounts, to the Secretary to Government, Public Works Department, dated Madras, 5th July 1883, No. 63 W.

I have the honor to forward, herewith, copy of a letter received from the Accountant-General, Madras, No. I.A.D.-194, of the 3rd instant, and with reference to Chief Engineer's (Public Works Department) memorandum, No. 899 E., dated 16th October 1882, to request the issue of orders as to whether the removal of Mr. Crawley from the Public Works Department, for reasons therein set forth, can be held to affect the continuance or rather the revival of the original pension sanctioned for him in G.O., Pension Department, No. 257, dated 25th March 1880, for his services up to end of February 1880.

2. Mr. Crawley was reappointed to the department as Overseer, 3rd grade, with effect from 3rd December 1881, but as he was compulsorily retired under the Resolution of the Government of India, Department of Finance and Commerce, No. 2079, dated 31st July 1879, his reappointment to the department was considered temporary with reference to the orders of the Government of India communicated with G.O., No. 2343 W., dated 22nd September 1881.

3. The favor of early orders on the case is solicited.

No. 1291 C.

Referred with a copy of the Chief Engineer's order, No. 899 E., dated 16th October 1882, to the Pension Department for orders.

(By order.)

MADRAS,
10th July 1883.

(Signed) C. BOWEN, Major, R.E.,
Under Secy. to Govt., P.W.D.

No. 46.

OFFICIAL MEMORANDUM.

With reference to his letter to the Secretary to Government, Public Works Department, dated 5th July 1883, No. 63 W., the Examiner, Public Works Accounts, is requested to report whether Mr. Crawley was put back in an appointment on the

9TH AUGUST 1883, No. 718, PENSION.

permanent sanctioned scale. Information should also be afforded, if on record, to show whether his retirement was compulsory or voluntary. From the pension papers it would seem the former, though a resignation was taken from him.

17th July 1883.

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

From D. C. GORDON, Esq., Examiner of Public Works Accounts, to the Acting Under Secretary to Government, Pension Department, dated Madras, 26th July 1883, No. 324 X.

With reference to your official memorandum, No. 46, of the 17th instant, I have the honor to state that Mr. J. Crawley was put back in an appointment on the permanent sanctioned scale of Upper Subordinates, but as he was compulsorily retired, his status in the department was considered only temporary with reference to the Resolution of the Government of India, No. 1115-1134 G., dated 24th August 1881, communicated with G.O., No. 2343 W., dated 22nd September 1881.

2. Enclosures returned.

ORDER—dated 9th August 1883, No. 718, Pension.

Mr. Crawley it appears was permanently re-entertained as an Overseer in the Department of Public Works. His pension lapsed absolutely on re-entertainment and cannot revive on his dismissal for misconduct from the post in which he was re-entertained.

(True Extract.)

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

To the Examiner of Public Works Accounts.
" Public Works Department.
" Accountant-General.

Exd. J. Henricus.

Gobt. of (1883) Madras.

PENSION.

Issued

Recd.

Encl.

G.O., 9th August 1883, No. 718.

AUGUST.

Mr. Crawley,

late a pensioned Overseer, Department of Public Works.—Refusing to revive the pension of — owing to his dismissal for misconduct from the post in which he was afterwards re-entertained.

Public Works Department.

Cotacamund 16th October 1882

N^o 899 E.

Memorandum

Letter from Mr. Overseer J. Crawley to Mr. Asst. Engineer S.D. Pears. N^o 42 of 31st July 1882.

do from do to J.D. Wybrow Esq. N^o 44 dated 27th August 1882.

do from do to do N^o 45 of 10th Sept. 1882.

do from do to do N^o 47 of 22nd —

do from Suply. Engr. 2nd Circle N^o 1058 of 7th —

do do do N^o 3058 of 3rd Oct. 1882.

After careful consideration of the reports which have been submitted by the Superintending Engineer, and of Mr. Crawley's explanation, the Acting Chief Engineer has no hesitation in directing Mr. Crawley's dismissal.

2. Mr. Crawley has proved so utterly neglectful and impracticable as to be unfitted for the duties and responsibilities

responsibilities of an overseer. His services
will accordingly be dispensed with
from the date on which these orders
may be communicated to him, which
should be reported for record.



Signed, J. Shaw Stewart Esq.
Acting Chief Engineer P. W. D.

(True Copy)

Chimera
Second Assistant

P. W. Secretariat

Secy

No. 795

74
Copy of letter from the
Accountant General Madras
to the Examiners. G. H. Accounts
Madras No. S. H. D. 194 of 30 July 1883.

In returning herewith
the letter received with your En-
dorsement No. 4212 of 22nd June 1883,
I have the honor to draw your
attention to my letter No. S. H. D. 144
of 28th Ultimo, in which I enquired
if Mr. Brawley's removal from the
Public Service should be viewed
as removal for misconduct. The
object of the enquiry was, as stated
therein, to enable this office to
decide whether the payment of
his pension should be continued
or not.

From your reply No. 616 of 4th
instant, it was clear that the
removal was due to misconduct,
and thereupon this office informed
the collector of Chingleput that sub-
sequent to his being pensioned
Mr. Brawley was re-employed
in a permanent appointment
in Government service, and entirely
ceased to draw his pension in
order

order that he might combine his
past with his future service and
that he was removed from the
Public Service on account of
misconduct. It was added
that under these circumstances
his claim to original pension
must be held to have lapsed
and that his removal did not
give him any claim to a new
pension.

Should you consider that
the peculiar circumstances under
which Mr. Crawley is obliged to
give up his pension are such
as to call for a relaxation of the
rules, I request that you will be
so good as to make a special
reference to Government on the
subject. Mr. Crawley distinctly
states that he did not intend
both services to count for a higher
pension.

(True Copy)

J. E. Patton

Supt. Correspondence Branch
89.
77

Inc N-795



No. 63 W.

From

THE EXAMINER,

PUBLIC WORKS ACCOUNTS,

MADRAS,

To

The Secretary to Government,

Public Works Department,

Madras,

5th July

1883.

Sir,

I have the honor to forward herewith copy of a
letter received from the Accountant General Madras No. 1. A. D.
of the 3rd. instant, and with reference to Chief Engineer's
(P.W. Department) memorandum No. 899 E. dated 16th. October
1882, to request the issue of orders as to whether the removal
of Mr. Crawley from the P.W. Department for reasons therein
set forth, can be held to ^{affect} the continuance of rather the
revival of the original pension sanctioned for him in G.O.
Pension Department No. 257 dated 25th. March 1880 for his
services up to end of February 1880.

2. Mr. Crawley was reappointed to the Department as
Overseer 3rd. Grade with effect from 3rd. December 1881, but
as he was compulsorily retired under the Resolution of the
Government of India Department of Finance and Commerce No.
2079 dated 31st. July 1879, his reappointment to the Department
was considered temporary with reference to the orders of the
Government of India communicated with G.O. No. 2343 W. dated
22nd. September 1881.

3. The favor of early orders on the case is solicited.
I have the honor to be,

Sir,

Your Most Obedient Servant.

J. P. Conway

Examiner P.W. Accounts.

Madras

10th July 1883

11-7-83

P.W.C. No. 5663



Referred with
a copy of the Chief
Engineer's order No
899 & d/16th October
1882 to the Pension
Department for orders
(By order)

From,

The Examiner P.W. Accounts,

Madras.

To,

The Secretary to Government,

P.W. Department.

C. Inver.

Major R.

Under Secretary Genl
F. W.

No. 63 W.

Dated

5th July 1883.

Recd.

5

Encl. I.

Mr. Crawley. Asking whether
the removal of---from the P.W.
Department will affect the contin-
nuance of the original pension
sanctioned to him.

Referred

4.622 257 d/25-3-80.
— 337 d/24-3-81.
— 1062 d/13-10-81.

[9] Pension 1883 DEPARTMENT.

No. 795

From
J. H. West

No. 1291 C.

Dated 10 July 1883

Received 11 — —

Enclosures 2.

SUBJECT.

Referring to order letter
from the C. P. M. A. asking
whether Mr. Crawley's
removal from the P. M. D. will
affect the continuance
of the original pension
granted to him.

G.O. No. 718 d/9/83

For

152
Pension ~~PENSION~~ DEPARTMENT.

No. 795.

From The Secy. of P. Works

Dated 10th July

1883.

FOR ORDERS.

G.O. 25th March 1880 no 257

Mr. Crawley, an overseer was
pensioned on reductions
in 1880, re-obtained dismissed
for misconduct. Does his previous
pension revive? He says he did not
mean his second service to
count + his former service
for higher pension. This is an
ex post facto statement: he mere
fact that he went on serving
would make it count + his
former service.

The Secy says compulsory retired,
but unless he retired
voluntarily (cl 2 para 2
of G.O. Res.) He appears to
have done so. G.O. P.W.D.
16 March 1880 No. 660 W.

G.O. 22nd Sep 1881 no 2343 W

The order of India quoted
by the Secy notwithstanding, the
applicant was in fact permanently
re-obtained this pension
"lapsed absolutely" (para 2
cl (4) of Resolution.

Now under sec: 173
C. Pension Code future good conduct is an
implied condition of every

Pension: no: 795

FOR ORDERS.

48 176

No. 324X.

From

THE EXAMINER.

PUBLIC WORKS ACCOUNTS,

MADRAS,

To

The Secretary to Government,

Pension Department.

Madras,

26th July

1883.

Sir,

With reference to your official memorandum No. 46 of the 19th. Instant, I have the honor to state that Mr. J. Crawley was put back in an appointment on the permanent sanctioned scale of Upper Subordinates, but as he was compulsorily retired, his status in the Department was considered only temporary with reference to the Resolution of the Government of India No. 1115-1134 G. dated 24th. August 1881, communicated with G.O. No. 2343 W. dated 22nd. September 1881.

Enclosures returned.

I have the honor to be,

Sir,

Your Most Obedient Servant.

D. P. Cawley

Examiner P.W. Accounts.

26/7.

26/7.

pension.

Surely then a pension
which has lapsed cannot
be revived to a person
who has been dismissed
from his new appointment
for actual misconduct.

he

16/7/83

Or if there is not enough to go
on, the Commission may be
asked whether Mr. Crawley's
appointment was not in
fact permanent whole so
it may have been considered

The Hon. Mr. Sullivan

copy + deep
17/6/83

3P

all. 22/6/83

With reference to his letter to the Secy to Govt.,
P.W.A. of 5th July 1883 no 6310. The Secy P.
is requested to report whether Mr. Crawley
had an O.C. to ask whether
he was put back in an app't.
on the permanent sanctioned
scale. [Also ask for any info.
which may be on record
to show whether his retirement
was compulsory or voluntary. From
the Pension Dept. it would seem
the former, though a resignation was
taken from him. Res 17/7/83

Genl G.O. - 28 March 83 No. 257

London 1883 receipt

Order than 9 - Aug 83 No. 718

No. 864

Mr. Crawley is appointed
as an overseer in the dept. of P. Works.
His pension lapsed absolutely and
on re-employment and
cannot revive on his dismissal
for misconduct from the post
in which he was re-employed.

From,

The Examiner P.W. Accounts,

Madras.

The Secretary to Government,

Pension Department.

4/5/83

No. 324X

To The Examr. of P. W. Accts.
— " — P. W. Depart.
— " — Accountant Genl.
14/8-8-83

Dated 26th July 1883.

Recd. 27

Print for the O.A.
second bill
Encl. 3 + order
62

Mr. J. Crawley. Relative to the
re-employment of-----

The Hon. Secy. to Govt.

Print of Despatch
and an order

[Despatch]

BACK PAPER, No.

OF 1883.

READ AGAIN Order of Government, dated
188 , No. Miscellaneous.

FURTHER PAPER, No.

OF 1883.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER, &c. OF GOVERNMENT—A.

PAPERS KEPT OUT OF FILE FOR DESPATCH IN ORIGINAL.
(not paged.)

Order
Letter
Collection

N.B.—

A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.
R = Print, but not for monthly volume.

PRESS.

<i>Indian</i> DEPARTMENT. G.O. DATED <i>9- August 1883</i> No. <i>718.</i> <i>Despd 18-8-83</i>

First copy sent to Press.

Returned for signature.

Despatched in print.

[Despatch Abstract.]

Mr. Crawley

Late a pensioned Overseer &c.

— Refusing to revive

the pension of — owing to

his dismissal, for mis-

conduct, from the post

in which he was ^{afterwards} re-

entertained.

216x