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(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.

877/77Press
Mis.

Dated

26. 9. 41

1883/4

Not to be folded or roughly handled

No. 721

Chingleput District,

COLLECTOR'S OFFICE,

Camp Chingleput, *Saidapet*, 21st December 1883.

Dec 24

FROM

J. F. Price Esquire,

COLLECTOR OF THE

CHINGLEPUT DISTRICT.

TO

The Honorable C. F. Webster,

Offg. Chief SECRETARY TO GOVERNMENT,
Pension Department, MADRAS.

SIR,

In returning herewith Government Petitions, Pension Department, nos 1321 and 1323 of 1883 bearing endorsement No 65 dated 26th Ultimo, presented by A. Strain wasa Moodely, late a Daloyah of my Office, praying for a pension calculated on his service of 33 years in lieu of the gratuity sanctioned to him in G. O. Pension Department, No 871 dated 26th September 1883, or that he may be restored to his post, I have the honor to report as follows.

2. The petitioner having been convicted of the offence of negligently allowing a prisoner to escape from lawful custody and sentenced to 6 months' simple imprisonment on the 11 February 1884 and having been, in consequence, dismissed from the Police

Police Department in which he was serving, all his previous service from 1849 to 1864 has been forfeited and does not count towards pension. Vide Section 97 of the Civil Pension Code, 5th Edition. Copies of the papers relating to his conviction and dismissal have already been transmitted with the pension application.

3. As regards the petitioner's allegations that Mr. Banbury issued a proceeding for his reappointment and ordered that his previous service should count towards pension, I have only to remark that this does not appear to have been done. There is no such proceedings on record. The usual notification of appointment was published in the District Gazette under the signature of Mr. S. R. Locke, the Deputy Collector in charge of the Treasury and

presumably of the District Press. This runs as per margin and merely refers to the fact of Streeivasa Moodely's having been thrown out in the amalgamation, which was prior to his entertainment in the Police Department. It is quite evident therefore that his service in and eventual dismissal from that Department was not brought to notice at the time of his reappointment.

4. I enclose a copy of the so called Zadast referred to in Streeivasa Moodely's

Streeivasa Moodely, Pen
'thrown out in the amalga-
mation, to be 2nd Bullman
'vice Vedachela Pillay
'promoted.
187 S. R. Locke
by Collector.
* 15th May 1860.
* 28th July 1860.

second petition (dated 12th November 1883). It is a letter addressed by the Joint Magistrate to the Officer in charge of the District Jail, Chingleput, requesting that the petitioner who was then undergoing sentence in that Jail should be produced before him in view to being examined as a witness in a Magisterial case pending on the Joint Magistrate's file. Streeivasa Moodely was accordingly examined by Mr. Banbury, the then Joint Magistrate, on the 30th May 1864 in the case against the prisoner whom he allowed to escape from custody.

5. I may further observe that Mr. E. G. R. Fane was the Collector of the District from the 23rd May 1864 to 8th July 1866 and that at the time of the petitioner's reappointment Mr. Banbury was not in the District.

6. The petitioner having been once invalided by a Commissioned Medical Officer cannot be re-entertained. Vide Section 105 Civil Pension Code, 5th Edition.

I have the honor to be,
Sir,
Your most Obedt. Servt.
Redmehrie
Collector.

3h

Under
**NOT SEEN BY THE
CHIEF SECRETARY.**

Russian Dept.

28/11

29 NOV 3

Ch. 10667B

NOTE FOR THE UNDER SECRETARY.

App. Rec.
Ch. 14789B

uh R. D.

Submitted that
this may be ordered to
lie over pending the receipt
of the report of the Col. of
Chin. as the petitioner's two
previous petitions, referred
to him by Om. No. 65 d/26-11-83.

J. B. J.
W. R. 30/11.

To

the Honorable

Chief Secretary

to the Govt of Madras.

The most humble petition of
Anoor Shreenivasamoodaly

late Daloyet, Chinglepett

Collector's office

residing at Saidapett

Most humbly sheweth

That the petitioner sent in two petitions one on the 10th and the other on the 12th Inst to His Excellency the Governor of Madras, soliciting his grounds for a grant of pension to him on his whole service of 33 years and nine months, as the G. O. No 871 of 26th September last Pension Department, has been passed to grant him only a gratuity of Rs 40- for a portion of his service, on the mere report of the collector. That on the receipt of these two petitions, the Private Secretary favored him with a card stating that those petitions have been forwarded to your honor for disposal

Therefore the petitioner

petitioner

6R
most humbly craves that after perusal
of all the records connected with his
case, justice will be rendered to
him

28th November 1883.

I most humbly beg to
remain

Your honor's most
obdt and humble
Servt

F. P. Angley

On 4: 65 of 26-11-83.

[8]

Indian
PETITION DEPARTMENT.

BRANCH.

N-1366

From

S. Sreenivasa Mudali

Occupation

Dalayet

Village

Taluk

District

Chingleput

Dated 28th

Nov. 1883

Received 29

Enclosures

Nil

SUBJECT.

Praying for the recon- sideration of his case after perusal of his two former petitions.

*Lodged with reference to
G. O. 26th Jan'y, 1884 N. 77.*

Chingleput

To

*His Excellency the Right Honorable
the Governor in Council
Madras.*

*The most humble petition of
Anoor Sreenivasamoodaly late Dalayet
Chingleput Collector's office
residing at Saidapett*

Most humbly sheweth

*That Your Excellency's humble petitioner
most humbly begs to state, with reference to G. O. N. 77
of 26th September 1883 Pension Department (granting a
gratuity of Rupees 40 to the petitioner for his service of
only 18 years and 7 months), that his former service
of 15 years and 2 months was not counted with it,
so as he may get a pension, though the petitioner prayed
for, previous to the issue of the said order.*

That the petitioner was entertained in the public Ser- vice when Mr. Robert Rolland Cotton was assistant collector in this District; and since his service becomes 33 years and 9 months. That when he was in Police Department an enmity arose between him and his superiors; and in consequence a false charge had been brought against him and a punishment was awarded to him. Then a breach to his service, ^{as the present collector says} had been caused, though the punishment awarded to him was legal or illegal. But the then collector Mr. Banburie found out on his enquiry the truth of the charge brought against and the punishment awarded to him; and then issued his proceedings for the petitioner's reappointment stating that the petitioner had not committed an offence and the punishment awarded to him was unjust, and also that his services up to that date should be counted; but before the issue of an order to the
petitioner

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petitioner for his reappointment that gentleman was transferred to another District and Mr Lock succeeded him. That as soon as he assumed the charge of the District, he issued an order for the petitioner's reappointment; but it is not known whether he mentioned the facts of the said proceedings in the order of such reappointment, or not. That while so, the present collector reported to the Govt, that no such record was to be found and that the petitioner's dismissal was not then brought to the notice of the then collector. That the Govt in having perused the collector's such report, were to issue such order (No 871 abovesaid).

That the petitioner most humbly prays now that your Excellency's consideration on the following points, will cancel the said order for a grant of pension

I The collector Mr Danburee was not blind to re-appoint the petitioner who was once dismissed. That gentleman enquired into the case brought against the petitioner, and found out the truth and unjust rendered then to the petitioner owing to an enmity. The persons witnessed for such enquiry, are still alive; and if they are enquired, the true fact will come out. While so, the present collector reported that the petitioner's dismissal was not brought then to the collector's notice.

II If the said proceeding was not found in the record owing to the careless system of the officials in keeping the records safely, had he (petitioner) to loose the benefit of his former service? Is this justice?

Suppose, A. was entertained in the service and completed it; and the order for his entertainment was not found in the records which were not kept in proper care. Then he has to go home without pension, according to the abovesaid order. Is this justice?

III If the petitioner's dismissal was acceptable as just, how did Mr Danburee reentertain him and

and how did this present collector come to know it, if the proceeding was not found in the record?

II It is not known how did the present collector know that the petitioner's dismissal was not brought to the notice of the collector who ordered for the petitioner's reappointment, when he (present collector) could not find the said proceeding in the record.

III The petitioner is a poor and innocent man; he had confidence in the Govt that they had kept the records in proper care. Had he known that the records are carelessly kept, he would have got a copy of such proceeding.

IV The collector's illfeeling against the petitioner owing to his misfortune, was not attracted the attention of Govt.

Further the petitioner begs to state that he is not a sickly man, nor old. Now he is strong enough to discharge the duties with great hardships; but some days back he was attacked with some disease, and in order to recover himself to his usual health, he applied for leave; the collector refused to grant him (petr) leave owing to his illfeeling, which brought the petitioner to apply for pension.

Under these circumstances the petitioner most humbly prays for an order either to grant him a pension on his whole service of 33 years and 9 months, or to restore his post so as he may serve some days more in addition to his whole service of $33\frac{3}{4}$ years.

The copy of G.O. No 871 of 26th Sept 1883 is herewith enclosed.
10th November 1883

L. D. D. 24

12h

PETITION from *Annoor*
Orini Vasamudaly

Dated *10th Nov* 1883.

TRANSFERRED to the Chief Secretary to Govern-
ment for disposal.

(By Order.)

A. Audry. Captain, R.E.,
Private Secretary.

GOVERNMENT HOUSE,
Orini Vasamudaly
14th Nov 1883.)

40. 1887/10/26/9/82.

Rev 1756

28-11-83

Pension 1321

1323

No 65

Referred to the Collector
of Chingleput for report.

FW 6.2.28

Chief Secretary

The 26 Nov. 1883.

Pension (1883) DEPARTMENT.

No 1321

From

THE PRIVATE SECRETARY

TO THE RIGHT HON. THE GOVERNOR,

To

THE CHIEF SECRETARY TO GOVERNMENT

28 11 83
28 11 83
28 11 83
28 11 83

Dated

14th November 1883.

Recd.

ENCLOSURE. /

No.

Subject.

Transfers a petition from *tanoor*
Sunitasa mudali
praying for pension
calculated on his
service of 33 years *tan*
list



Referred

In a letter from the Collector
Chingleput District to the Chief
Secretary to Government Pension Dept
No 21 of 21 Dec 1883.

Petition No 1321
of 1883.

To

His Excellency the Right Honorable
the Governor in Council
Madras

The most humble petition of
A-noor Sreenivasamoodaly
late Daloyet, Chinglepett
Collector's office
residing at Sandapett.
Most humbly sheweth.

That with reference to G.O. No 871 of
26th September 1883, Pension Department granting
a gratuity of Rs 40 to the petitioner, for a portion
of his service (as Collector recommended for) while
the petitioner is entitled for pension on his whole
service of 33 years & 9 months, he (petitioner) has sent
in a petition to the Govt. ^{on 30th Sept} praying that an order
will be passed for a grant of pension for his
whole service on the grounds therein mentioned.
But the petitioner has failed to mention in that
petition the following, as one ground. Therefore
he most humbly prays that this also will be
perused and taken to notice and consideration.

The ground is —
The present collector has reported to the Govt that
the petitioner's dismissal was ^{not} noticed by the
then collector Mr Danburee when the petitioner
was ordered by that gentleman for the reenter-
tainment of him (petitioner) and on such report
the Govt have issued the said order (No 871)
The petitioner now begs to state that when

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the petitioner was in jail, the very gentleman Mr
Banburce sent an yadast (a letter) to the District
Court, requesting, to send the petitioner for enquiry,
and on the receipt of such yadast by the court
the petitioner was sent up to the collector above
named. The Police peon who brought the petitioner
to the collector is still in Police at Chinglepett;
and he knows the collector's proceedings.

Therefore the petitioner prays that the said
yadast will be sent for in order to ascertain
whether the petitioner's circumstances was not
noticed by that gentleman when reappointed
the petitioner, and that thereby an order will
be passed in favor of the petitioner so as
he may get his pension.

12th November 1883 J. G. S. S. S.

PETITION DEPARTMENT.

(*Push* BRANCH.)*N^o 1323*

From

Strimassamooddy

Occupation *Late Daloyet*
 Village *Chingapur Collr^s*
 Taluk *officer*
 District

Dated *12 November 83.*Received *15* — — — —Enclosures *— lib.*

SUBJECT.

*Offering grounds other than
 those mentioned in his petition of
 the 20th rays for the*

*grant of a pension
 in lieu of the gratuity
 of Rs 40 sanctioned for him.*

For

*In a letter from the Collector
Chingleput District to the Chief
Secretary to Government No 721 of 21
Dec 1883.*

*Petition No 1323 of
1883.*

In A. 428

26TH SEPTEMBER 1883, No. 871, PENSION. 188

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ—the following papers :—

From the Collector of Chingleput, dated 10th August 1883.

Certificate and report from the Accountant-General, to the Acting Under Secretary to Government, Pension Department, dated Fort St. George, 31st August 1883, No. A.D.J.-207.

Certified that qualifying service in inferior grades has been duly proved for eighteen years seven months, and that an invalid gratuity not exceeding Rs. 40, equal to five months' pay, is admissible under sections 102 and 117 (a) of the Civil Pension Code (5th edition). The calculations have been duly verified. The delay in the submission of this application is explained by the Collector in his remarks opposite to No. 5 in the third page of the application.

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

Petition from Streenivasa Mudali, dated 21st August 1883.

ORDER—dated 26th September 1883, No. 871, Pension.

Under sections 102 and 117 (a) of the Civil Pension Code (5th edition), the Right Honorable the Governor in Council is pleased to grant to Anoor Streenivasa Mudali, late daloyet, Collector's office, Chingleput district, an invalid gratuity of Rs. (40) forty, equal to five months' pay, payable at Saidápet, in consideration of his qualifying inferior service of eighteen years and seven months.

2. The applicant's service from 1849 to 1864 does not count for pension, being forfeited by dismissal from the public service. His statement that Mr. Banbury directed that his former service should count when he conferred on him the appointment of ballman in 1864 is not borne out by the records, and the Collector reports that the fact of his conviction and dismissal was not noticed at the time of re-appointment. This appears the more likely because the Collector could not have set aside the sentence of dismissal, and have directed that the applicant's former service should count of his own motion.

(True Extract.)

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

To the Accountant-General, with register,
" Collector of Chingleput.
Copy to petitioner.

Exd. T. O'Connor.

True Copy /
1883.
Ag. Under Secy. to Govt.

Govt. of (1883) Madras

PENSION.

Issued

Recd.

Encl.

G.O., 26th September 1883, No. 871.

SEPTEMBER.

Gratuity.

Granting an invalid — of Rs. 40 to A. Streeni-
vasa Mudali, late daloet, Chingleput Collector's
office.

S.C. No 40

No. 69.

Said Sept 25 "May 1884,
Joint Magistrate's Office.

To

J. Shortt Esquire, M.D.

In charge of the Jail.

Sir,

Srinivasa Moodely, Police Constable,
Prisoner in Criminal Case No. 11 of 1884,
now undergoing a sentence of six months'
simple imprisonment being required to
give evidence in a Magisterial case —
pending before me, I have the honor to
request you will be good enough to cause
his attendance before me as soon as
you can conveniently do so.

I have &c

(Signed Geo. Dambury)
Joint Magistrate.

(True Copy)

(Signed W. Trummere)
Jt. Magistrate

(True Copy)

Hedrick
Collector

See a letter from the Colr.
Chungking District to the Chief
Secretary to Government No 728
21 Dec 1883

Saint Magistrates letter
to the officer in charge of the
Laib.

See No 1678.

Cm 1366 & this.

Ordn. 26 Aug 84 - 1877

The ~~com~~ petitioner's
request is inadmissible

822
12.1.83.

The facts are clearly
stated in Cm. 26
Sept. 1883. No 871 and
the Com. 's present
report only confirms
the view then taken

822

The Hon Mr. Sullivan

To The Collr of Chingleput.
-- Petitioner.

15/10/28-1-84

in 14/11
1883

Pensia (1884) Dept

Financial Department.

From No 1678

The Collector of the
Chingleput District

To
The Chief Secretary to Govt.
Pensian Department
Madras

Dated 21 Dec 1883
Recd 24
No 26 No 721
3 Encls.

Reporting on Pension
- ment Petitions Pension sent
No 1321 and 1323 of 1883 pre-
sented by A. A. Sreenivasa
Mooseli late a Dalayet
of the District office.
With order 77.