

Pension (189) Department.

ORDINARY MS.

G.O., No. 1080

DATED 12-11-96.

[Despatch Abstract.]

Granting a retiring pension of
Rs. 5-8-0 per mensem to T. Chinnaiah
late 1st Class Constable N^o 1019 of the
Police S^t -

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

[P-3]
400-7-8-96.

C. No. 1214
PENSION DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:—

From the Inspector-General of Police, dated 2nd November 1896, No. 229 P.R.

ORDER THEREON, 12th Nov. 1896. No. 1080.

Character - Bad
N^o. of years' service: 24 3/4
N^o. of defaulters - 7
Please see defaulters sheet marked
Flagged A

Offences:
Fined : 4 times
Suspended for 2 months & 13 days in
1889 for

(1) Gross neglect of duty in not having
searched & placed in the lockup two
prisoners who were arrested & brought to the
station on a charge under Sec. 454 & 380
I.P.C.

(2) Having been convicted & sentenced
to pay a fine of Rs 25 - in default to undergo
15 days rigorous imprisonment by the
2nd Class Magt, Hosur Dt., in C.N. 189 of
'89 & the conviction having been reversed
on appeal.

Reduced in July 92 from 3^d to 4th G.H.C for
being found guilty of gross misconduct
in entering the apartment of a Gotha
woman, while in a state of intoxication
& being the cause of a disgraceful
disturbance.

Reduced from 4th G.H.C to I.C.C in June 96
for systematic neglect of his station
duties -

To the Accountant-General, with the Register and L. P. C.
Inspector-General of Police.

UNDER Articles 509 and 552 read of
of the Civil Service Regulations (2nd Edition),
His Excellency the Governor in Council is
pleased to grant to Tirupattur

Chinnaswami, late a
1st Class Constable N.1019 of
the Salem Dt., a retiring
pension of Rupees (5.8.0) for
twelve years & 10 months

payable at Tirupattur, Salem Dt.
from 23rd July 1896

in consideration of his qualifying Police service of
21 years, 10 months and 25
days.

2. The applicant's absence without leave
has, under Article 464 of the Regulations, been
commuted into leave without allowances.

3. The full pension admissible under the
rules has not been granted as the applicant's
conduct and character have not been thoroughly
satisfactory.

(Signature)
D. A. B.
11

Max^m pension = Rs. 6. 14. 3 pms

17/11/96
6/11/96

He retired immediately after the last reduction with the credit of 10 years 10 months 10 days. The effect of the pension is a reduction of the average emoluments on which the pension is calculated. The reduction from Rs. 14. 5/11/8 is in fact only been equivalent to a fine of Rs. 8/-.

The pensioner is 46 years old & the table in app. 9 to the C.R. shows that 137.1 is the multiplier by which to calculate the value for annuity for the rest of his life. A deduction of Rs. 4. 8 pms. is

equivalent to a fine of Rs. 122. His reduction, had he not been promoted for 2 years old has been equivalent to a fine of Rs. 144 & the average emoluments old has been reduced by Rs. 2. 6, & the maximum pension by Rs. 1. 4. 10. That is to say, if he had stayed on for 2 years he would only have been charged Rs. 1. 4. 10. It is submitted that only Rs. 5-8-0 should be granted.

14	3	1411
137		34.3
121	9	1370
3		321
		1411
		34
		166 (740)
		12.1

144	23
96	

17/11/96

10/11/96

Pension (1896) Department.

CURRENT No. 1214

From Mr. Harnick Esq. J. C.
Super. J. of Police
Madras

Order

No.

Dated December 1896

Received

Registered

Enclosures 6.

Spare copies

SUBJECT

Submits an application for
the grant of a pension to
Munishur Chinnasani, late a
1 class Const No 1019 of Salem District.

G.O.	No.	Department.	Date.

G.O.	No.	Department.	Date.

ஜி ஸ் ஸா,

தமிழர்கள் ட் போலீசு உத்தியோகஸ்த்ன் பிஞ்சு ணுக்காகவும், கிராட்டியூட்டிடிக்காகவும் சேவகம் செய்யுப்படி கோருகிற ஷரத்தகனைக்குறித்து சொல்லுகிற உறுதிமொழி.

General No. ஜனரல் நம்பர்.	Rank. ரகுப்பு	Name in full. பெயர் முழுதும்.	Dated of En- listment. சேவகத்தின் தாக்கலான தேதி.	Date of elec- tion. கோரிக்கொண் ட தேதி.	Signature of Officer taking Declaration. உறுதி மொழியை வாங்குகிற ஆபீசருடைய கையொப்பம்.
1719		<i>Tripathi</i> Chenna saomy	7.6.71	5. June 1971	Charles Kumar

37 Constable described above now serving as
serve for Pension and Gratuity under* conditions of Superannuation Fund Rule
மேற்கண்டவர், இப்போது மதராஸ் போலீஸில் சேவகம்செய்திருவாகிய

க்காகவும் சேவசஞ்செய்ய இதனால் கோரிக்கொள்ளுகிறேன்.

Superannuation Fund Rules of or under conditions laid down in G. O. G. I. dated 19th July 1871.

ல ஆர்டரில் சுண்ட ஷரத்துகளின் படிக்கானதும் மெழுதவேண்டியது.

DEFAULTER SHEET.

FORM No. 90,

Number	Rank and Name.	Nature of Offence.
1019	U.S. H.Q. Echima Dami	Flagged of beat duty and again for absenting him self from 11.7.75 to 14.7.75 on plea of Sick weeks and thinking the beat duty.
"	"	Taking the 2 ^d & 3 ^d Presenti witnesses in Case No 15 of Morosan Station and perverting the awarded in the above case to Smith and produces the stolen property in Cal. Case No 119 on the file of Starer Subli
"	"	Excess neglect of duty
"	"	is not having searched and placed in lock-up two prisoners who were arrested and brought to the Station on a charge under Sec 454. 380. P.D.
"	"	Having been Convicted and sentenced to pay a fine of Rs 25/- in default under 15 days R. I. by the 2 ^d class M Morosan D ^r in his Cal. No 189 of 1889 and

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Menu of

DISTRICT.

ஜில்லா.

Salem

34

Declaration of conditions under which the Undermentioned Police Officer elects to serve for Pension and Gratuity.

அடியிற்கண்ட போலீசு உத்தியோகஸ்தன் பிஞ்சுனுக்காகவும், கிராட்டி யூட்டிக்காகவும் சேவகம் செய்யும்படி கோருகிற ஷரத்துகளைக்குறித்து சொல்லுகிற உறுதிமொழி.

General No. ஜனரல் நம்பர்.	Rank. வகுப்பு.	Name in full. பெயர் முழுதும்.	Dated of En- listment. சேவகத்தில் தாக்கலான தேதி.	Date of elec- tion. கோரிக்கொண் ட தேதி.	Signature of Officer taking Declaration. உறுதி மொழியை வாங்குகிற ஆபீசருடைய கையொப்பம்.
1019	Inspector	Chenna saomy	7.6.71	5. June 1892	Charles Harris

I *Chenna saomy* 37 Hanfontable described above now serving as Madras Police do hereby elect to serve for Pension and Gratuity under* conditions of Superannuation Fund Rules.

மேற்கண்டவும், இப்போது மதராஸ் போலீசில் சேவகம்செய்கிறவுமாகிய

பிஞ்சுனுக்காகவும் கிராட்டி யூட்டிக்காகவும் சேவகஞ்செய்ய இதனால் கோரிக்கொள்ளுகிறேன்.

*Here enter conditions of Superannuation Fund Rules of or under conditions laid down in G. O. G. I. dated 19th July 1871.

*இவ்விடத்தில் சூடர்னியேஷன் டண்டு நிபந்தனைகளின் ஷரத்துகளின் படிக்கானதும், அல்லது 1871 லுட்குலேஷன் 19வ இண்டியா உவரன்மெண்டு ஜனரல் ஆர்டர்ல் உண்ட ஷரத்துகளின் படிக்கானதும் மெழுதவேண்டியது.

Memo of
Calculation of average emoluments of pension
of 1 class Cond. No 1019. Dirupahur Chinnaswami

From 23. 7. 93 to 22. 7. 96. (3 years)

	Rate
23. 7. 93 to 31. 7. 93 at Rs 14	= 4
1. 8. 93 to 31. 8. 96 at Rs 14	= 476
1. 6. 96 to 13. 6. 96 at Rs 14	= 6-1
14. 6. 96 to 30. 6. 96 at Rs 8	= 4.8-6
1. 7. 96 to 22. 7. 96 at Rs 8	= 5-10-9
Total	496. 5. 3

$$= 36 \overline{) 496. 5. 3} \begin{array}{r} 13. 12. 7. \end{array}$$

$$\text{Proposed pension} = \frac{13. 12. 7}{2} \text{ or } \underline{\underline{Rs. 6. 14. 3}}$$

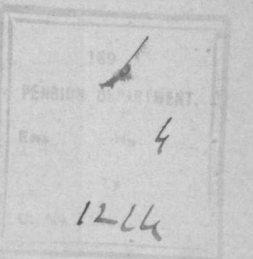
At Dohie Office

Salem 16 August 96

J.

J. Mulla

At Superintendant of Dohie



14-7-26

II

III

IV

129 6
PENSION DEPARTMENT.
ENG. No. 6
To
O. No. 1214

At Justice office
Salem 16. August 16

St. Paul's
St. Paul's

(4) Bateha Sahib

and their statements taken by Ordey. Le class
Inspector Sundaragimachary in whose limits
(Hosur sw) they live (under their statements
Exhibits I & U)

This closes the list of witnesses for the
defence. I will now proceed to analyse
the evidence for and against ^{the} charge.
Finding. The 1st prosecution witness
an educated man and a Government
Official speaks to the fact that Complainant
came to him and stated that the Hf
and Constables were creating a
disturbance in his house and requested
him as a responsible man and a Government
officer to interfere. That he went to
the spot and found the Head Constable
had shut himself into a room. That
he ~~persuaded~~ ^{persuaded} the Hf to come
out and ~~took and~~ took him away
to his house. On my putting the question
whether he said that the Hf if not
drunk was under the influence
of liquor. From the fact that the
Hf. presumably fearing further
violence shut himself into a room

2.
The natural supposition is that he must
have been thrashed out; This more of the wit-
nesses would admit. There is however what
appears to me a very good explanation of their
reluctance to do so. Only a short time pre-
-viously under Exhibit V. This Hf. had been
beaten for tampering with some of the women
of Javalahing (his own Station). His assailants
were charged and 2 of them were convicted
and sentenced for the assault.

The 2nd Prosecution witness corroborates
the evidence of the 1st Prosecution witness
as to the Hf bolting himself into a room.
He, however, states that one Mathagiri
Idmal Sahib asked the Hf to open the
door. He also makes the Head Const. give
a different reply to what the 1st Prosecution
witness does. The Mathagiri Idmal Sahib
he mentions, is the 7th defence witness
This witness 7th defence in the statement
says nothing about the Hf bolting him-
-self ~~into~~ into a room. He merely
says that the Hf: was lying down in
Jhimakkal pial

The 2nd Prosecution witness
however speaks to the Hf: being
drunk.

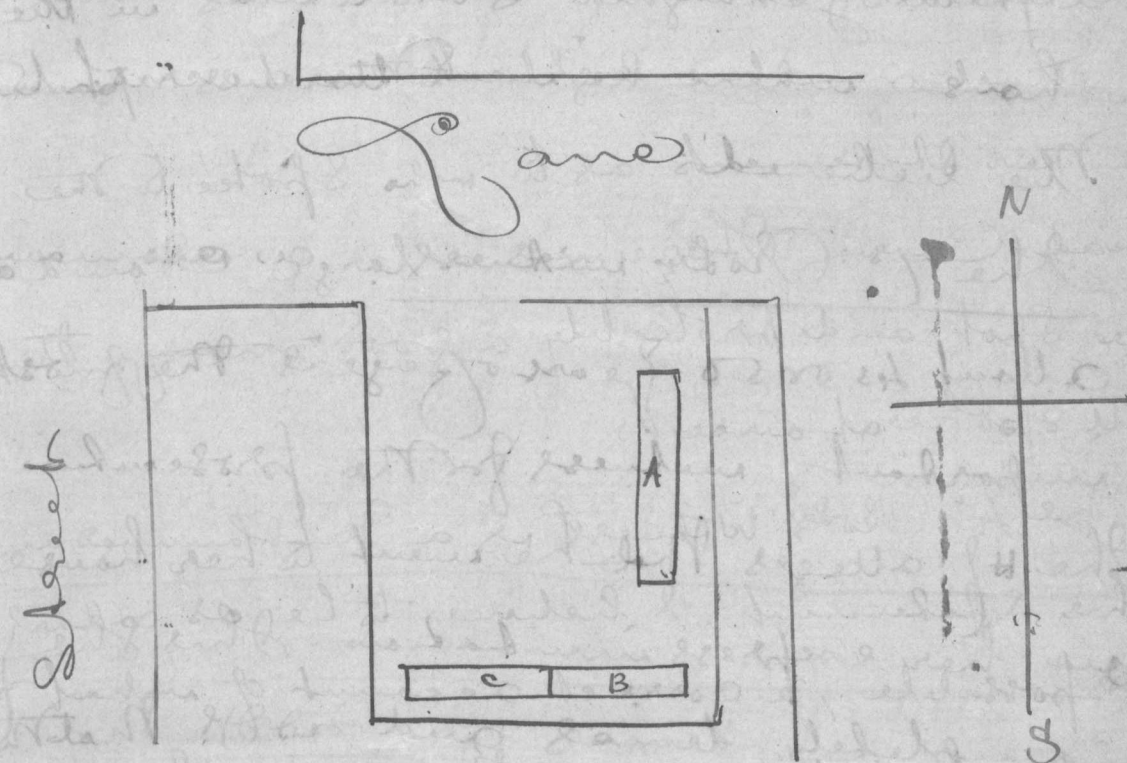
The 3rd Order Witness speaks to the Head Constable bolting himself into a room - This witness testified very decidedly as to the drunkenness and his question put to the Hf, if true, is a very pertinent one. As in the case of the previous witness, I am not inclined to attach much weight to the discrepancies in their statements as to who spoke to the Head Const. There was a large crowd at the spot and probably a good many of them all spoke at once.

The 4th Order Witness is a Muhammadan. His statement I believe to be as nearly as possible, a correct account of what actually did occur. He curiously enough corroborates the statements of the 7th defence witness to the effect that the Hf. was lying down in Shimmakkal's pal.

He corroborated his the previous witness as to the question which was asked the Hf. The latter part of his statement, referring to Jaffir Sahib the 6th Order Witness, strongly corroborates the statement of this witness.

As I have remarked before I believe that this 4th Order witness is the only man who is telling the whole truth.

The 5th Order witness, the Complainant in this case is a respectable man and his wife is a good woman. The house they live in, is rented from the 6th Prosecution witness.



- A. Complainant's house
- B. Jaffir Sahib's house
- C. Shimmakkal's house

The room marked C is tenanted by an old woman Vakal Shimmakkal and the room B is used by the owner as a godown.

The 6th Order witness also a Muhammadan is the owner of the houses rented by the 5th & 7th Order witnesses.

This witness pretends to know very little about the matter, but from the evidence of the 1st & 4th Prosecution witnesses it is clear that he was present all through.

I strongly suspect that he assisted his co-religionists in beating the H. J. and is minimizing his share in the transaction fearing prosecution. His statement that he did not notice whether Jhanghir Sahib was in the house when he went there is not to be believed.

The 7th Order witness, a woman about 45 or 50 years of age is the most important witness for the prosecution. The H. J. alleges that he went to her house on her express invitation. This she completely denies and adds that the H. J. was not in the habit of doing so.

His having gone there on the day in question would seem to show that he had some ulterior object in view. I consider her evidence of the highest importance.

The 8th Order witness, is the V. M. of Shatti. His main statement is untrue, full of falsehoods. He gives as his reason for not having been present at the fraces that, after sharing the procession of the God at W. Am, he went away to another village

3
with his brother-in-law to settle about the marriage of his son. I heard that such was not the case. Hearing of the row that was going on he shut himself into his house and refused to have anything to do with the matter. He says that Idmat Sahib of Dhatghiri told him of the matter the next morning. His statement is contrary to what this ~~last~~ Dhatghiri Idmat Sahib the 7th defence witness says in his statement in which he denies that the H. J. was drunk.

The 9th Order witness, is the V. M. of Saranda, fully and nephew of the 7th defence witness. I do not attach any weight to his evidence as I believe he and the H. J. had an altercation over a ~~sp~~ suspicious death which this V. M. had reported and for which there seemed to be no grounds. He says the H. J. took his statement in his note book in pen and ink whereas as a fact, it is in pencil. According to his own account, he left before this business took place and he can do only say that when he saw the H. J. in the evening he was drunk and smelt of arrack.

The Head Constable's defence is a most plausible one. In it he makes see 939 Shaikh Ibrahimuddin "the dira Causa-ree" and not himself. In one of his statements he appears to have gone out of his way to tell a falsehood. He says "I then went near the 1st. Draft's tent and made further enquiries thus leading me to believe that the 1st. Draft's tent was pitched and that Jamshuddin's business was going on in its neighbour hood. The Dy. Sub-Div. of Senkancottah informs me that the 1st. Draft left Shelli over night that his tent was not pitched that day at all but was packed into a cart the first thing in the morning & taken to Senkancottah.

The 1st. prosecution witness contradicts his statement that he went to her house at her invitation. I need hardly say that he never reported the matter officially or even privately to his Dy. Inspector. The Dy. Ins. in order to throw discredit on the 1st. prosecution witness' story attempts to prove animosity on his part. From the way this witness gave his evidence before me I must record my opinion that I do not believe that he was actuated by any ill feeling against the HJ; All the evidence would seem to show that he was rather on friendly terms

than otherwise. I consider that the HJ's defence is entirely in accordance with his character. I do not believe a word of it.

The 1st. defence witness is see 937 Shaikh Ibrahimuddin of Jambaghing Station. He corroborates the HJ's statement that the 1st. pros. witness invited him into her house. This information, he says, was given him by the 8th. Pros. witness. This is of course to supply a motive for his (see 937) going to the 1st. Pros. witness' house. This Cons. supports the HJ's statement. I note that he stated that the HJ was not in uniform at the time but that his clothes were rolled up in a bundle. This is entirely in accordance with the evidence of the prosecution witnesses. The 3rd, 4th and 5th witnesses for the defence however swore the Head Constable was in uniform. The matter is not of course of much moment beyond showing that these 3 defence witnesses were determined to do their best for their friend. They probably had a vague sort notion that they might get him into trouble if they said he was not in uniform. This Cons. appears personally to have been merely a spectator of the Head Constable's

misconduct.

I should here mention in Connection with his evidence that after examining the Head Const: I sent off 2cc no 572 Longhor Singh of Dinkimoch Cusbah telling 2cc no 937 of Jaulaghing with orders not to allow him to Communicate with any one on the road. On his return I questioned him and he said that as he and the 7th defence witness were nearing the house they were met by the Wf: who prompted 2cc no 937 to make a certain statement. This was what I expected 3rd & 4th would do.

The 2nd defence witness is one Kyatto Khan Sahib a pensioned Head Constable who lives near Jaulaghing. I attach an extract from the Confidential Register giving Mr: Carnichael's opinion of this man. The Su Dspro tells me that he is a very smart man & knows everything that is going on in the Division. Whenever the Su Dspro visits Jaulaghing Station he always finds him there. He has a good deal to say to every case that occurs and is not altogether a desirable neighbour.

In his statement he avers that the Wf was not drunk and that there was merely a dispute between the Head Constable

and some Muhammadans what about, he neither enquired of nor was informed by the by-standers.

I doubt this man's evidence. He is undoubtedly very thick with the Wf and is himself a slippery character. In the previous case of a similar character under Exhibit V. both he and the 3rd defence witness gave evidence on ~~the~~ behalf of the Wf and it is to say the least curious that they should again within so short a time be called on to ~~testify~~ testify on his behalf.

3rd Defence witness. A pial School Master of Topalesamudram a village near Jaulaghing. He merely states what he alleges he heard the Wf: saying He denies that the Head Const: was drunk.

As I have already remarked above this is the 2nd case within a short time in which he has been called on to give evidence on behalf of Head Constable. He also states that the Head Constable was in uniform but this point I have dealt with already.

The 4th defence witness makes no mention of having seen any disturbance merely says he saw the Wf: standing in the crowd and subsequently informed by the Wf himself while at their evening meal that there had been a row of some sort but was not informed by the Head Constable what the row was about, states that he does not know whether the Head Constable

was drunk or not. A somewhat colourless statement which I do not think does the Wf. much good.

The 5th defence witness is the brother-in-law of the previous witness. He states substantially the same as his brother-in-law, whom he accompanied. He however says that he saw the Wf. standing in V. H. Chennu's Daddy, the 8th prosecution witness's place, whereas the 4th defence witness says he saw him standing in the street.

As I have already stated I discount the evidence of the 3rd, 4th & 5th witnesses as they all state that the Wf. was in uniform which all the prosecution and the 1st defence witness both deny. Division Duff informs me that the 5th witness is a gambler and a drunkard and that his house in the fort is resorted to by loose characters.

The 6th defence witness. A. Local Fund Sahib Maistry states that the Wf. was not drunk at 7 or 7-30 P.M. I know nothing against this witness who is as far as I am aware entitled to credit. It is just possible that when he saw the Wf. the latter may not have been drunk. There is no doubt that all the defence

witnesses put the hour at which all this occurred far too early. The W. M. of Thalli the 8th Prosecution witness states that the procession did not start until 10 P.M. I put the hour when the disturbance took place at between 8-30 & 9 P.M.

The 7th defence witness is one Ismail Sahib of Matthagiri. This man is like the 2nd defence witness, a Sabellite of the Dhee and not in any sense of the term an independent witness. He lives at Matthagiri in the Hosur S. and I recollect Dr. J. 10th class Duff: Sansaragana Chetty recommending him for a reward for his exertions in assisting to detect the double murder which occurred last year at Akandapally and which I personally investigated. I well remember this Matthagiri Ismail Sahib being present at the time. He speaks on behalf of the Head Const. If it will be noticed that of all the defence witnesses not one is a respectable inhabitant of Thalli all except the 6th I know to be strongly biased in favour of the Dhee and I cannot give them the credit I would to really independent men.

The evidence for the prosecution, I consider over-whelmingly strong and the defence testimony with the exception of the 6th witness of whom I know nothing good or bad, most weak.

Vide Exhibit V. I am the more led to believe in the truth of this allegation from the fact that only a short time previously this ~~officer~~ received a severe thrashing for a similar offence.

I believe him to have been guilty of gross misconduct and recommend his reduction to 4th grade. I attach Mr. Carmichael's opinion of him from the Confidential Register under Exhibit W.

Vide Exhibit X. His behaviour in the dacoity case of his Station No 23 of last year was in the highest degree suspicious and I had intended recommending his reduction when I left the District.

He is a bad and untrustworthy officer.

7-7-92

Sd/- R. M. Dwyer
Asst. Supd.

Order
Sd/- No 1019 Chinnodany Station, after a very full and careful enquiry by the Asst. Supd. has been found guilty of gross misconduct in entering the apartment of a Goshai woman, while in a state of intoxication and being the cause of a disgraceful disturbance. I consider the charge fully established and reduce him to 4th grade.

Sd/- H. J. Dwyer
Salem 8th July 1892

Sd/- H. Douglas Robinson
Offg. Supd. Salem

(Freeman)

Salem
3-10-96

Tomullaly
The Superintendent of Salem
962

PENSION DEPARTMENT.

No. 229
P.R.

FROM

M. HAMMICK, Esq., I.C.S.,

INSPECTOR-GENERAL OF POLICE,

Madras,

TO

THE UNDER SECRETARY TO GOVERNMENT,

PENSION DEPARTMENT,

Fort St. George.

SIR,

I have the honor to submit for orders of Government, an application for the grant of a pension to Sirupattur Chinnaswami late a 1st Class Constable No. 1019 of the Salem District.

Enclosures. 2

2. He has served in the Police Department for 24 years 10 months and 25 days, and has borne a bad character. He is now unfit for further effective service of any kind as certified by

3. He is entitled to a retiring monthly pension of Rupies (b. 14. 3) Six, annas fourteen and pies three payable at Sirupattur, Salem District from 23rd July 1896.

according to Section IV of the Police Superannuation Fund Rules and Articles 509 and 552 Scale A of the Civil Service Regulations (Second Edition).

4. I request that his absence without leave from 11th to 19th June 1893 may be retrospectively commuted into leave without allowances under Article 4 b 4 of the Regulations.

5. The District Superintendent reports that the records relating to the applicant's suspension

in

in August 1889 are not forthcoming in this office.

Records relating to the applicant's reductions in 1892 and 1896 and to his suspension in 1889 had to be called for from the District, owing to which delay has occurred in the submission of this application.

I have the honor to be,
Sir,
Your most Obedt. Servant,
'Mammuly'
Inspector General of Police.

16 *R*

When given for copying _____
When copied _____
When examined _____
When signed _____ } 189.

READ AGAIN G.O., No. _____
189 , DATED _____

CURRENT No. _____

ENCLOSURES TO G. No. _____

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT. _____

STATEMENT WITH DITTO. _____

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL. _____

N.B. -
A = Copy in full.
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Q = Copy heading only.