

Pension (1896) Department.

ORDINARY MS.

G.O., No. 603

DATED 15th July 1896

[Despatch Abstract.]

*Communicating to the Surgeon General
& the Political Agent Pudukkottai G. O. 196
18-3-96, Political,
with the remark that the irregularities noticed
therein should not be permitted to recur -*

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
"	437	Pol	10.7.96				
"	685 .A	Pin	29.7.96				

[7]
504-11-6-94.

PENSION DEPARTMENT.

G.O., DATED 15th July

1896.

No. 603

When given for copying.

[Despatch Abstract.]

Communicating to the Surg^l Genl. and the
Political Agent Paducotta, 80. 196
16.3.96
Political, with the remark that the in-
regularities noticed therein should not
be permitted to recur.

READ AGAIN ORDER OF GOVERNMENT, DATED
189, No., MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

A A

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not paged).

N.B.—

- A — Copy in full.
- B — Not to be copied.
- P — Copy abstract only.
- Q — Copy heading only.

No. 196, POLITICAL, 16TH MARCH 1896.

GOVERNMENT OF MADRAS.

POLITICAL DEPARTMENT.

READ—again the following papers :—

G.O., Nos. 514, 515, Political, dated 3rd August 1895.

ABSTRACT.—Requesting the sanction of the Government of India to the grant of a special pension of Rs. 50 per mensem to T. Arunachellam Pillai, late Chief Medical and Sanitary Officer of the Pudukkottai State.

G.O., No. 595, Political, dated 6th September 1895.

ABSTRACT.—Telegraphing to the Government of India that the services of T. Arunachellam Pillai were lent to the Pudukkottai State in November 1892, and that he was subsequently invalided by the British Government and granted pension with effect from the 27th June 1883.

READ—also the following papers :—

From O. V. BOSANQUET, Esq., Officiating Under Secretary to the Government of India, Foreign Department, to the Chief Secretary to the Government of Madras, dated Simla, the 14th October 1895, No. 3423-I.

I am directed to refer to the correspondence ending with your telegram, No. 547, dated the 6th September 1895, regarding the proposal of the Pudukkottai State to grant a special pension to T. Arunachellam Pillai.

2. Arunachellam Pillai was transferred to the Pudukkottai State in November 1882. In June 1883, he was invalided from Government service and granted a pension of Rs. 21-6-0 a month. He continued, however, in the service of the State for thirteen years, drawing his invalid pension in addition to the salary paid by the Darbar, and has now retired.

3. An invalid pension is awarded on retirement to an officer who by bodily or mental infirmity is permanently incapacitated for the public service or for the particular branch of it to which he belongs. It appears, however, that Arunachellam Pillai held the same appointment before and after he was invalided from the service of Government. I am, accordingly, to enquire under what circumstances Arunachellam Pillai was granted an invalid pension and yet allowed to remain on in the service of the Pudukkottai Darbar.

Memorandum from the Acting Under Secretary to Government, Pension Department, dated 2nd December 1895, No. 95.

G.O., Mis. No. 100, Pension, dated 5th February 1896.

Read—the following papers :—

Endorsement of the Political Department, No. 2582, dated 30th October 1895.
" to the Accountant-General, No. 93, dated 12th November 1895.

Letter from the Accountant-General, Madras, dated 4th February 1896, No. 466—I.A.E.

With reference to your endorsement, No. 93, dated the 12th of November 1895, referring to me for report a letter from the Under Secretary to the Government of India, Foreign Department, No. 3423 I., dated the 14th October 1895, in which he enquires how T. Arunachellam Pillai, late a 1st-class hospital assistant, was granted an invalid pension and yet allowed to remain on in the service of the Pudukkottai Darbar, I have the honour to report as follows:—

T. Arunachellam Pillai, a 1st-class hospital assistant on the medical establishment of the Civil department, who was doing duty in the Pudukkottai State, was granted an invalid pension of Rs. 21-6-0 a month under G.O., No. 949, Pension, dated the 22nd October 1883. In the medical certificate received with the pension application, it was stated that he had become completely and permanently incapacitated for further service of any kind in the Medical Department in consequence of chronic diarrhoea, dyspepsia and debility. On the first page of the pension application he was shown to have ceased to do duty on the 26th June 1883, while on the third page opposite to the heading "Any other remarks" no mention was made, as it should have been, of his retention in the service of the Pudukkottai State. The last pay certificate which should have accompanied the application for pension is not traceable in our records: probably it was not attached and its omission was not noticed; the irregularity, if it occurred, is regretted. Everything seeming in order, this office reported upon the pension application, and the Government accordingly sanctioned a pension to him in the order quoted above.

On a reference now made, the Surgeon-General with the Government of Madras

- (1) Letter from Surgeon-General, No. 354, dated 27th January 1896.
- (2) Letter from Medical Officer, Trichinopoly, No. 154, dated 19th January 1896.
- (3) Letter from the same officer, No. 3301, dated 27th December 1895.
- (4) Letter from Political Agent, Pudukkottai, No. 39, dated 15th January 1896.
- (5) Letter from M.R.Ry. Seshayya Sastri Avargal, c.s.i., dated 28th Dec. 1895.
- (6) Letter from Arunachellam Pillai, dated 31st December 1895.

has forwarded the marginally noted papers, which are herein enclosed, for perusal and return, and states that the question of this officer's retention in service was not referred to his office. It will be seen from the correspondence that the medical certificate furnished in support of the pension application was not understood to bar his continuing in the same service under a different master, who in this view of the case was left to safeguard his own interests.

The endorsement under reply with the connected papers is herewith returned.

ENCLOSURES.

From Surgeon-Lieutenant-Colonel W. O'HARA, District Medical and Sanitary Officer, Trichinopoly, to the Political Agent to the State of Pudukkottai, dated 27th December 1895, No. 3301.

In forwarding the accompanying correspondence, I have the honour to request that you will

be so good as to inform me under what circumstances the Political Agent to the Pudukkottai State applied in June 1883 for an invalid pension for 1st-class Hospital Assistant T. Arunachellam Pillai, No. 35, who was at the time lent for employment to the Pudukkottai State.

Service book of 1st-class Hospital Assistant T. Arunachellam Pillai, No. 35.
Pension application of 1st-class Hospital Assistant T. Arunachellam Pillai, No. 35, dated 7th September 1883.
Invalid medical certificate of 1st-class Hospital Assistant T. Arunachellam Pillai, No. 52, dated 27th June 1883.
Letter, No. 388—I.A.E., dated 3rd December 1895, from the Accountant-General, Madras, to the Surgeon-General, Madras.
Communication, No. 3602, dated 12th December 1895, from the Surgeon-General, to the District Medical and Sanitary Officer, Trichinopoly.

kind in the Medical Department, he was retained by the State in the same appointment as that held by him at the time of being invalided.

2. Further, how it transpired that, after the said hospital assistant was pronounced by a medical committee to be unfit completely and permanently for further service of any

From T. ARUNACHELLAM PILLAI, Pensioned 1st-class Hospital Assistant and late Chief Medical Officer, Pudukkottai, to the District Medical and Sanitary Officer, Trichinopoly, dated Trichinopoly, 31st December 1895.

Adverting to your personal enquiry relative to the reasons for my having been invalided in 1883, and for my having continued in the Pudukkottai State to which my services have been lent by the Madras Government as 1st-class hospital assistant, I beg respectfully to state that I was invalided in 1883 as 1st-class hospital assistant in British Medical Service on account of my ailments specified in the medical certificate granted by the then assembled medical officers, viz., Surgeon-Major J. B. Thomas and Surgeon P. A. W. Bom.

Although the state of my health was so impaired as not to undertake a hard work, still I was obliged to accept the appointment in consideration of the light duty I have to perform as Chief Medical Officer (purely State service) and continued for thirteen years.

In token of my good service rendered to the State, His Highness the Maharaja was so pleased as to sanction a pension of Rs. 50 per mensem and thus recommended to Government of India for favour of formal sanction.

Detailed circumstances connected with my services in the State are mentioned in the letter in original attached from M.R.Ry. A. Seshayya Sastri, c.s.i., late Diwan-Regent of Pudukkottai, for your information and disposal.

From J. ANDREW, Esq., Political Agent for Pudukkottai, to the District Medical and Sanitary Officer, dated Pudukkottai, 15th January 1896, Ref. on Cur. No. 39-O, Political.

In reply to your letter, No. 3301, dated 27th ultimo, I have the honour to inform you that the records do not show the circumstances under which the Political Agent applied in 1883 for an invalid pension for T. Arunachellam Pillai. The Diwan also informs me that the records of his office do not throw any light on the subject.

2. The pension application describes him as "1st-class Hospital Assistant, Pudukkottai State," but the Diwan informs me that this is incorrect. He was 1st-class Hospital Assistant, British Service, lent to the Pudukkottai State as "Medical officer in charge of Pudukkottai hospital under the local rank of apothecary." That appointment he held at the time of his retirement.

3. With reference to paragraph 2 of your letter, I have to state that the medical certificate stated that he was "permanently incapacitated for further service of any kind in the department to which he belongs." This department would presumably have meant the British Medical Department, and not any department of the Pudukkottai State, service on which the rules in force in the former were not binding. On the question of his unfitness, the Diwan writes to me as follows:—"The certificate no doubt invalided him from the British active service, but the late Diwan did not appear to have considered it a bar to his continuing him in charge of the medical department, as he attached greater value to mature experience and long training in the British service than to physical fitness, since his object in retaining him was evidently to organize and reform and superintend the medical department, which duty he has fulfilled with the physical fitness required for it."

3. Opposite item 5 of the pension application, the then Political Agent should apparently have entered his last employment in British service, adding, if necessary, the post he was then holding in foreign service. It was perhaps irregular on the part of the Political Agent to have signed the application at all as "Head of office" as such a designation was incorrect.

4. I return the enclosures received with your letter.

From Surgeon-Lieutenant-Colonel W. O'HARA, District Medical and Sanitary Officer, Trichinopoly, to the Secretary to the Surgeon-General with the Government of Madras, dated 19th January 1896, No. 154.

[Reference.—Minute II. Ref. on C. No. 3602-5, of 12th December 1895, regarding the pension application of late Chief Medical Officer T. Arunachellam Pillai, No. 35, of Pudukkottai State.]

With reference to the above, it would appear that the Political Agent for the Pudukkottai State applied in October 1882 for the services of 1st-class Hospital Assistant T. Arunachellam Pillai, No. 35, and that his services were accordingly lent to the State by Government. In this capacity he served the State till June 1883 when he was invalided from Government service; but was retained by order of the Diwan-Regent in the same office as he had previously held. The reasons for his retention in office are fully set forth in the enclosed original communication (marked C) from Mr. Seshayya Sastri, c.s.i. (now retired), and appear to have been—under the circumstances—of a sufficiently cogent nature.

No. 196, Political, 16th March 1896.

2. In the communication from the present Political Agent (marked B), also enclosed in original, the circumstances under which the application for pension was made are explained.
3. Apparently the State of Pudukkottai was empowered then, as now, to entertain its own medical officers without reference to the Government medical service. The Collector of Trichinopoly, as Political Agent, exercises general administrative control over the State. The Superintendent of Police supervises the Pudukkottai State Police, but the District Medical and Sanitary Officer, Trichinopoly, has no concern with the medical and sanitary arrangements of the State beyond (since of late) transmitting periodical medical returns.

From Surgeon-Major-General C. SIBTHORPE, F.R.C.P.I., Surgeon-General with the Government of Madras, to the Accountant-General, Fort St. George, dated Madras, 27th January 1896, No. 354.

With reference to your letter, No. 388-I.A.E., dated the 3rd December 1895, I have the honour to forward for your information and favour of return the enclosed correspondence received from the District Medical and Sanitary Officer, Trichinopoly, which fully explains the circumstances under which Pensioned Hospital Assistant Arunachellam Pillai was retained in the service of the Pudukkottai State. The question of his retention was not referred to this office.

2. The accompaniments of your letter are herewith returned as requested.

Order—Mis. No. 100, Pension, dated 5th February 1896.

The Accountant-General's remarks will be communicated to the Political Department with reference to its endorsement, No. 2582, dated 30th October 1895.

(True Extract.)

(Signed)

LIONEL DAVIDSON,
Ag. Under Secy. to Govt.

To the Political Department.

ORDER—No. 196, Political, dated 16th March 1896.

The correspondence read above shows that various irregularities occurred in connection with the grant of a pension to Hospital Assistant T. Arunachellam Pillai in 1883. Foremost amongst these was the omission on the part of the then Political Agent to bring to the notice of Government the fact that it was the intention of the Pudukkottai State to continue to employ the hospital assistant. The signature of the Political Agent to the application as "head of office" was also most irregular. The Surgeon-General states that the question of the retention of Arunachellam Pillai in the service of the Pudukkottai State was not referred to his office, but it is observed that the pension application passed through the hands of the Surgeon-General of the day, who failed to notice the inaccuracy of entries therein. Steps will be taken in the Pension Department to prevent the recurrence of such irregularities in future.

[Here enter No. 197, dated 16th March 1896.]

(True Extract.)

Chief Secretary.

To the Accountant-General.
" Pension Department.

(1896) Department
Govt. of {1896} Madras.
POLITICAL.

Current No. 227/5

Issued

Recd. 6-4-96.

Encl.

G.O., No. 196, 16th March 1896.

MARCH.

Employment of Pensioners
by Native States.

Remarking on the irregularities that took place
in connection with the grant of a pension to
Hospital Assistant T. Arunachellam Pillai in 1883.

Note

For orders as to whether an order should issue in this dep^t
warning Heads of departments against the retirement from
the Govt. service of an officer (whose services are lent to a Native
State) with the object of continuing in the service of such
State.

K.S.
6/5

80 100 P.
5-296

No. 197, POLITICAL, 16TH MARCH 1896.

POLITICAL DEPARTMENT.

LETTER—from

THE CHIEF SECRETARY TO THE GOVERNMENT OF
FORT ST. GEORGE,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FOREIGN DEPARTMENT.

SIR,

I am directed to refer to the correspondence ending with Mr. Bcsanquet's letter,
No. 3423—1, dated 14th October 1895, in which enquiry was made as to the circum-
stances under which T. Arunachellam Pillai, an hospital assistant, was granted an
invalid pension and yet allowed to remain in the service of the Pudukkottai Darbar.

2. In reply, I am directed to forward copy of the Proceedings of this Govern-
ment of to-day's date, No. 196, from which it will be seen that no mention was made
in Arunachellam Pillai's application for pension in 1883 of the fact that the Puduk-
kottai Darbar intended to continue him in its service. The then Diwan, M.R.Ry.
Seshayya Sastri, C.S.I., who has been addressed on the subject, explains that the
hospital assistant was invalided with reference to the conditions and requirements of
the British service and not with reference to those of the Pudukkottai Darbar, which
were materially different; that the Darbar was moreover at the time in need, not of
a hospital assistant for hospital duties, but of a medical officer of mature experience
and superior intelligence and one trained in the British service who could organize,
reform and superintend the Medical Department of the State; that so long as
Arunachellam Pillai was shown on the effective strength of the British Medical
Department, he was liable to be recalled for Military or Civil duty; that the state of
his health totally unfitted him for the rigorous nature of such duties and that the
lighter work required of him by the Darbar, so far from increasing his incapacity for
service, contributed largely to a material improvement in his health.

I have the honour to be,

Sir,

Your most obedient servant,

FORT ST. GEORGE,
16th March 1896.

J. F. PRICE,
Chief Secretary.

Encl. A. Raitt.

P.T.O

1896.

POLITICAL DEPARTMENT.

From the Government of
Fort St. George.

Issued

Recd.

Encl.

Letter, No. 197, 16th Mar. 1896.

MARCH.

Employment of Pensioners
by Native States.

Replying to an enquiry as to the circumstances under which Hospital Assistant T. Arunachellam Pillai was granted an invalid pension and yet allowed to remain in the service of the Pudukkottai Darbar.

Note for the Chief Asst.

Please see the concluding sentence of G.O. 196 Pol. of 16 March 1896.

I confess I don't see any irregularities from a pension point of view - any worth noting that is; nor do I see what steps can be taken "to prevent the recurrence of such irregularities in the future" - except to communicate Mr. W. to the Surgeon General & the Poll Agent for "information & future guidance"

Who was the proper "head of office"

It seems to me that the retention of Arunachellam Pillai in the State service after he got his pension is entirely a matter for the pol. dept. The pension dept. could not have withheld his pension on the face of the medical certificate of incapacity for further service

Mr. Gibson seems to have concluded that he ~~should~~ have sent your G.O. without sending it to the Pension Office or the wld. have been pointed out before, for Pol. might just as well have drawn the attention of the Pol. Agent & the Surgeon General to their mistakes. Do you want anything more done.

D
H. S. G.

Native States to report whether

under
NOTE FOR THE CHIEF SECRETARY.

Pension Dept

The S. G., was, I submit, the "head
of the office."

A The intention was that
Pension should issue some general
ruling on the point - e.g. that head
of dept, when submitting pension
applications from subordinates
employed by Native States, should
invariably report whether the Pension
contemplated the continuance of
the employment of the pensioner
is granted. The G. of I. apparently
objects to such employment, and
rightly so it is thought, for it seems
anomalous that an invalid pensioner
should be granted to a Govt. servant
who is considered fit for work under
a Native State.

The reemployment of pensioners
by local funds is specially provided
for in the Act (88 589 et seq of C.S.A.)

+ \$840 But I can find nothing in Native
↓
cases concerning the pensioners of
the Native States. Some rule is laid down - but it is
by the Native States. It might be as well
to inquire if there are any
similar cases.

It was thought that
any order on the above points
should issue in Pension Dept
as they are of general applica-
and as pension applications are
dealt with by Govt. Officials
having no voice in the matter.

C.S.
12.5.96

NOTE FOR THE SECRETARY.

C. A.

Your note. Item A.

B My point is that the pension Dept. cannot refuse to grant a pension merely because a native state proposes to retain the pensioner in employment, although he is medically certified to be unfit. - ~~Under~~ The rules of the pension Dept. do not prohibit re-employment in a native state or by a private individual.

C I understand that you are referring the matter to India; ~~for~~ if India rules that native states shall not re-employ Govt. pensioners; there will be some use in issuing a memo to heads of Dep'ts, but without such rule a memo is pointless.

12.5.16

Under
NOTE FOR THE ~~CHIEF~~ SECRETARY.
Revenue

B— But in such a case Permission could bring the matter to the notice of Political which has no at present no means of information as to whether Darbar employ invalided permissioners - ^{because} ~~the~~ permission applications ^{do} not pass through Political. The S. of P. appeared to be surprised that an invalided permissioner of this sort was permitted to continue in his appointment in a Native State, and with Anumachellam's case ^{before it} ~~in point~~ it seems necessary that this sort should do its best to prevent a recurrence of such a

See letter on p. 1 of
S.O. 196 P.O. 7/16. 3.96

Under
NOTE FOR THE ~~CHIEF~~ SECRETARY.
(Pension)

Native State cannot employ Europeans without the sanction of Gov. and relations of Europeans and Eurasians in the service of Native States are ~~periodically~~ submitted annually to the G. of I. The fact of a ^{European} native being a ~~British~~ pensioner does not render sanction necessary tho' it is required before a British pensioner ~~can~~ can accept a pension or gratuity from a Native State. It is when the question of pension from the Native State arises that - as in Arumachellam's case - the fact that an officer invalided from British service has been serving a Native State for a long period comes to light - and it was in order to give the Gov. some voice in the matter that it was proposed that Pension Dept. should issue ~~some~~ ^a general order such as that suggested in ~~the~~ my previous m/s. The pension could not, of course, be refused on the face of a medical certificate but Gov. would probably not be satisfied with the certificate if it had information at the same time that the applicant for pension was ^{considered} not fit

No. 297

continue the duties he had
been carrying on previously -
For. or not, it is thought, bound to
accept a medical certificate
if there are other circumstances
to show that which tend to
show that the m.c. is not correct.
Although there may be no legal
obligation or bond of duty
as regards the employment
of natives by Native States
there are numerous methods of
bringing pressure to bear on
them and very few - if any -
would disregard advice from
the British Govt in such
a matter.

as all events
In any case, the Govt
would have a chance of
intervening if the proposed
order were issued; at present
it has not. It could even
refer matters to the G. & J.
and then protect itself
from an explanation later
on.

Cm.S.
16.3.96

From
To the Chief Secy.

Dated

189

FOR ORDERS.

It is no good getting
a statement from the Durbar
or Dewan of a Native State
for the same difficulty would
arise in the case of an officer
taking a Superann. Pension &
then getting employment
in a Native State.

There is nothing in the
Pension Rules at present that
we have disallowed the
employment of Arumachellum
Pillai by the Pudukottai
State after taking his pension.
The only way to get at the
root of the matter is for
the Govt of India - if it objects
to such employment of
pensioners - to order with
ref. to Art 575 C.S.R.
that such pensioners taking
service in Native States
shall have their pensions
stopped. I suppose India
should be addressed by
the Polit. Dept.

At 18.3.96

Please see para. the last sentence
of E.O. 196 of 16.3.96 Political & the
attached officer's notes written with
the object of ascertaining what the
Political Dept wishes to be done.

It seems to me that the object
desired might equally well have been
secured by directing the few Political
Agents to bring to the notice of Govt
all cases of re-employment of pensioners
in the several Native States & by
communicating the E.O. (196 of 16.3.96) to
the Surgeon-General & the Political
Agents, Pudukottai instead of to the Pension Dept.
I cannot now see that any good
would be served by issuing a
circular order as proposed to
all heads of departments directing
them, when submitting applications for
pensioners from subordinate employed
in Native States, to report whether

the Darbar contemplates retaining the applicants in employment. Such cases are exceedingly rare, & the number of officers submitting pension applications is very large: All pensions come through the J. P. of Police, the Examiner of P.W. Accounts or the Accountant General. If therefore action must be taken in the Pension Dept, I submit that the following order should suffice:-

Read. C. 297 Pension

90
The Communicated to the Surgeon General & the Political Agent, Pudukottai State with the remark that ^{such} irregularities should not be permitted to recur

2. The Acct^l General, the Examiner of P.W. Accounts & J. P. of Police will be requested ^{to} when submitting invalid-pension applications from officers ^{temporarily} employed in Native States, to ascertain whether ^{it} is proposed to retain them in such employment after retirement from the service of Govt.

The Surgeon General 16-5-86
The Political Agent Pudukottai State
The Acct^l Genl.
The Exam^r of P.W. Accounts
The J. P. of Police

FOR ORDERS
Reemployment of Invalid Pensioners by Native States.

1. Secretary

2. The Chief Sec^y of Counterintelligence

See within.

11/78.5.86

If this is reported to be the case the pension 90. shd. be submt. to Political for Counterintelligence

Note for the Chief Secy

I have already written several notes to the ^{Genl.} upon this point. It is submitted that the present system is unsafe and that it is for Pension Dept. to devise some means whereby this Govt. will be saved from granting invalid pensions to its servants who are fit for carrying on their duties. A general order was suggested to guard against the rare cases which put this Govt. upon its defence when the G. of I. ~~report~~ ^{investigation} calls for an explanation. A muchachellami case was, I respectfully submit, a fraud upon the British revenues. The explanation of the late Durai Regent - which was doubtless correct - had to be accepted by this Govt. because it could be nothing else but the fact remains that an officer who was considered medically unfit on medical grounds for the post of a Hospital Agent in British India carried on the duties of Chief Medical Officer of the Entire Pudukottai State for thirteen years after being invalided from the British

with inspection dated

Service. If it were a question of
protecting Darbar of Native States
it would fall to Political to take
further action; but it is to the
advantage of a Native State to
get hold of a British permission.
Whether the Native class of his
permission may be - for the fact of his
being in receipt of a permission would
induce ^{him} to accept a smaller remuneration
from the State than if his ^{Services} were more
lent and the State is relieved of
contribution for his British permission.
The point at issue however is whether
the ~~Government~~ of the Govt. should not
protect itself in this matter &
order on the point fall; it is
sure, to Pension Dept.

The G. of I. has already been
furnished with the facts of this
case & it seems unnecessary to
address that Govt. ^{again} until it passes
final order on Annachellam's
case.

It appears to me that
the only way of preventing
the recurrence of such cases as
that of Annachellam Pillay
is to lay down a rule that
the pension of any Officer

permanently on medical certificate taking
service in a Native State will be
stopped whilst in such employ.
In the case of an Officer pension could
after putting in his full time
or of one to whom a compensation
pension is granted I consider
that no such rule should
be laid down.

The rule would have to be made
by India I think and it does
not seem to require of which
Dept Pension or for the
reference is made. Both are
interested in the matter.

20
23/5/96.

Added to the file
the two letters
from Mr. Bruce
referred to in
the 1st letter
to India.
RA 15.6.96
C.C. 15/6

Submitted
17/6/96
C.C. 15/6

memo
sent
15/6

Political

Recommendation
18/6/96
C.C. 16/6

No.

297-10. 196 Political
16-3-96

From

Dated

189 .

FOR ORDERS.

"one objection to the employment, by a Foreign State, of a Prisoner, who of the Foreign State chooses to put up with his present incapacity or infirmity. The moral to be derived from this case seems to me to be, don't grant a pension on the grounds of bodily infirmity, until you are assured of the validity of those grounds. In this case, the prisoner must have succeeded in deceiving the Medical Officers who gave the Certificate. I therefore would not

address the Govt. of India.

The Surgeon General and the Political Agent ^{may} be addressed as proposed, though I can't see much good in that course, as the event happened 13 years ago, when the Surgeon General & Pol. Agents were not the same persons they are now.

ASH 24.6.96

On reconsideration I agree with the Govt. of

The P.O. read above relates to the case of a Hospital Assistant on the medical establishment of the Civil Department whose services were lent to the Pudukkottai State. While there on foreign service, he applied for an invalid's pension which was granted in October 1883 on the strength of a medical certificate that he had become completely & permanently incapacitated for further service of any kind in the Medical Dept. in consequence of Chronic Diarrhoea, Dyspepsia & Debility. His services were however retained by the Pudukkottai State, where he continued to perform the duties of Chief Medical Officer for thirteen years longer; ^{he} was then recommended to the Govt. of India for the grant of a special pension of Rs 50/- per

Si mensum payable by the Padakkottai
to State.

ii In dealing with the papers relating
to this case the Political Department
noticed certain irregularities, viz:-
i) that the Political Agent did not bring
to the notice of Govt. the fact that it
was the intention of the Padakkottai
State to continue to employ the
hospital assistant, when he
forwarded the pension application
ii) that the Political agent signed
the application as "head of office",
whereas the Surgeon General was
the proper officer to have submitted
it.

(iii) that the Surgeon General failed
to notice some inaccurate entries
in the application when it passed
through his office.

The S.O. was communicated to
the Pension Department "to prevent
the recurrence of such irregularities
in future."

The question for decision thus
is what action should be taken
by the Pension Department. - The
minor irregularities noticed call
merely for communication to the
Political Agent to the Surgeon General.

FOR ORDERS.

India and not be allowed
It will be sufficient to bring
the case into the purview of the Surgeon
General & Political Agents

JG

6/7/96

The G.O. Political No 196 of 16th
March 96 ^{indicates that} says the practice cannot
be permitted, and as only the
Govt. of India can prevent it,
this draft is submitted. It is

presumed ~~that~~ that the intention
of Govt. is correctly interpreted
that H. Ms do not accept this
view of the Acst. General (para 3
of his letter in the G.O.) that the
"different masters" may be "left
to safeguard his own interests."

MA

JG

21/6/96

The real question is whether steps
should be taken to prevent Govt.
servants from retiring with a view
to re-employment in the service
of native states. The rules regarding
re-employment in Govt. service
(including local and or Municipal
service), which are laid down in
Act. 504 - ⁵⁸⁸~~579~~, do not ~~emph~~
apply to service in Native
States; & the only means of preventing
the re-employment in such service
of Govt. pensioners is the exercise
of pressure through the Resident
or Political Agent.

The Chief Secretary & the Revenue
Secretary agree that it is ^{advisable}
to prohibit ~~the~~ invalid pensioners
employed by Native States from
drawing their ^{full} pensions, & the
following draft letter to the
Govt. of India is put up under
instructions from the Revenue Secy.

Letter to the Secretary to the
Govt. of India

Dpt. of Finance & Commerce.

Sir

I am directed to submit for

the consideration of the Govt of India
the question of the desirability of
amending Art. 574 of the C.S.R.
in such a way as to prohibit
invalid pensioners from taking place
an officer, who has been granted
an invalid pension and obtains
employment in a Native State,
under the same restrictions as if he
were re-employed in Govt.
service.

2. I am to explain that this question
has been brought notice by the
case dealt with in Mr. Preece's
letters of 3. 8. 95 No. 575 Pol. &
16. 3. 96 No. 196 Pol., in which
one Annachalam Pillai, a
hospital assistant ^{formerly in} ~~in the~~ ~~Civil~~
~~British service~~
~~of~~ was recommended for a
special pension payable from the
funds of the Padakkottai State.
Annachalam Pillai's services
were lent to that State, & while
he was doing duty there he
applied for an invalid pension
which was granted on the strength
of a medical certificate testifying
to his permanent infirmity for
further employment in the medical
Department. His services were

however retained by the
Padakkottai State & he continued
to perform the duties of Chief
Medical Officer ^{of the State} ~~therein~~ for a
period of thirteen years during
which he was in receipt of an
invalid pension in addition to the
full pay of the appointment which
he held immediately prior to
his retirement from ^{the} British Service.

3. I am to say that, in the
opinion of H.E. the Govt. in C., there
is no reason why officers ~~who~~
invalided from the British Service
should be permitted to draw
their pensions in full when their
subsequent employment by a
Native State shows that they
are in fact not incapacitated
for further service although the duties
which they are called on to perform
are perhaps of a different description
or less arduous in character than
those ^{of} ~~which~~ required of them prior
to their retirement from the British
Service.

4. It would appear desirable in
such cases to apply the rules
governing re-employment in Govt.
Service, & to lay down that an invalid

pensions shall remain wholly
or partly in abeyance if the sum
total of the pension & the pay
(in the service of a Native State)
on re-employment exceeds the pay
of the appointment held immediately
prior to the grant of the pension.

Thence re.

13.6.96

(From the G.O. above quoted)

MA 15.6.96

Re-employment of
Insured Pensioners
by Native States

Honble W. Rose. At. again
H.E. the Governor

For perusal of H.E. the Govt.
note of 24.6.96
26.8.96

MA 26.6.96

Current no. 297
G.O. 15 July 1896 No. 603.

Communicated to the
Surgen. General & the Pol.
Agent Pudukkottai with the
remark that such irregularities
should not be permitted to
recur

J.P. MA

Surgen. General S.Y. 13.7.96

Pol. Agent, Pudukkottai

Pol. Dept.

Has any reply been sent
in the Pol. Dept. to the letter
for heading 14, 10, 95, 3423.9?
20.16.1996 P. A 6.197
30/6/96

Please see the linked file.
Pol. C. no. 865 is the reply
received from the Govt. of India
to the letter, which is in the printed
copy of G.O. 196-197 Pol.
16.3.96

MA 3.7.96
3.2.96

80 432
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wic 18/6, 29/6 and 4/7
25/6 1/7 20/7/17

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