

Pension ¹⁸⁹⁶ (~~1902~~) Department.

ORDINARY MIS.

G.O., No. 918

DATED 2-10-96

[Despatch Abstract.]

C. S. Vidantachari

Informing. — Asst. a clerk, Central
Survey Office, Madras, that under the rules which
were in force at the time he entered the service
he would have been entitled only to a gratuity
of Rs 560, while under the new rules he has been
granted a pension of Rs 7-8-6 per

BACK PAPERS.

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

FURTHER PAPERS.

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

Pension (1896) Department.

CURRENT No. 1062

Sec⁴

Order 21 September 1896

The petitioner is informed that under the rules which were in force at the time he submitted the claim he would have been entitled only to a gratuity of Rs 144/-, while under the new rules he has been granted a pension of Rs 7-8-6 p. He has thus benefited by the alteration of the rules. His claim for an enhanced pension under the old rules is therefore inadmissible.

From The Accountant General, Madras.

No. 275

Dated 19 September 1896

Received

Registered

Enclosures

Spare copies

SUBJECT

Making certain remarks with reference to the petition for the grant of higher rate of pension, from C S Kadamtho Chari, late a clerk, Central Survey Office, Madras.

BACK PAPERS.

G.O.	No.	Department.	Date.
80	110	Re-	7-7-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Nungambakam
Madras 19 August 1896.

W
20896

The Secretary to Government
Revenue Department, Pensions

Respected Sir,

Letter with
re-submitted.

In continuation of my petition
dated June 1896, I most respectfully beg
to state that I submitted the petition at first
through the proper channel, i.e., the Superintendent
Madras Survey; but was told that I can
send the petition direct to Government as
in all previous cases similar to mine.

There is no
any more
not before in 90
575

Since I had to send my petition direct,
I humbly beg therefore that my case also
may be dealt with similarly.

I beg to remain
Respected Sir
Yours most obedt. servt.
C. S. Vidantash
Lake Clerk, Madras

6 That the rules in force at the time when he entered the Government service are contained in the Civil Pension Code, 4th Edition according to which he would have been eligible for a pension of Rs 10 being $\frac{1}{3}$ of his average emoluments for his qualifying superior service of 15 years and odd.

7 Your Excellency's humble petitioner most respectfully prays that your Excellency in Council will be graciously pleased to grant him the enhanced rate of pension; viz Rs 10, under the old rules for the following among other reasons.

1st That the pension of Rs 10 per mensem is the pension your petitioner would have been eligible for according to the rules in force at the time he entered the Government service.

2nd In the report of the Unserved Civil Service Committee held in London in 1890, the Chairman, Sir John Gorst, Under Secretary of the State for India said that the rules would not have retrospective effect where they acted prejudicially upon the interests of Government servants.

3rd In the delimitation of the Government of India based upon the deliberations and

report of the said Uncovenanted Civil Service Committee published at page 1206 of the Fort Saint George Gazette, dated 15 December 1891, it is provided that if any case of apparent hardship arises, the Local Government should understand that when the officer applies to retire they are not precluded from examining into its merits and ascertaining whether in their opinion he has substantially suffered by the introduction of a rule not in force at the time he entered the service. If after comparing the advantages secured to the officer by the altered rules with any disadvantages incidentally involved, they find that he has, on the whole, suffered, the point may be taken into consideration in determining whether some compensation ought to be granted in the particular instance.

Your Excellency's petitioner begs to add that neither did he select to retire voluntarily nor was he discharged on account of physical incapacity, but he was thrown out of employ

on reduction of Establishment and was thus
debarred from earning an enhanced rate of
pension.

9

A reduction of Rs 2-8- in his pension
is a great hardship to your petitioner which he
humbly prays that your Excellency will
redress under the unmistakable pledge given
by the Secretary of State in the notification
quoted above.

For which act of kindness your petitioner
shall ever feel grateful.

He begs to remain

Your Excellency's most obed^t serv^t

C. S. Védāntachari

June 1896.

P.S. The petitioner also prays that the deficiency of
4 months + odd to complete 16 years superior
qualifying service may be condoned out of his
non-qualifying service of 1 year + odd under
Article 465(a) C.S. R.

Government of Madras.

RULE X.

^{Pension} REVENUE DEPARTMENT.

Endorsement No. 661.

Every petition must be submitted through the head of the office or department to which the petitioner belongs or belonged. But there is no objection to the petitioner transmitting a duplicate copy of his petition direct to the Government provided that he marks it as a "duplicate."

(By Order.)

Donald Macdonald
Under Secretary to Government.

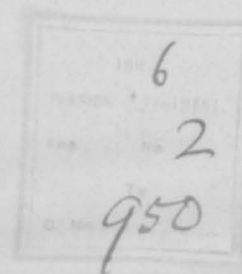
FORT ST. GEORGE,

29th July 1896. }

To

C. S. Vadanta Chary

with petition



BACK PAPERS.

G.O.	No.	Department.	Date.
80.	661	Pension	29-7-96
80.	568	-do	6-7-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.
80.	1062 918.	Pm.	2-10-96

Pension (1896) Department.

CURRENT No. 950

From

C. S. Vedantachari
late clerk Indrag
Survey

No.

Dated 19th Aug

Received 20/8

Registered do

Enclosures 2

Spare copies. Nil

SUBJECT.

Resubmitting his petition of June 1896, and
that he ^{first} submitted the petition through the Inspt. Rev.
Survey, but was informed that he could send it direct
to post.

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
19th September 1896.

No. I. A. G.
275

From

G. C. Harrison Esq.,

Offg: ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Secretary to Government,

Pension Department.

SIR,

With reference to your endorsement No. 835, dated the
7th of September 1896 referring to me for remarks a Petition
from C. S. Vedantachari, late a clerk, Central Survey
Office, Madras, in which he prays that he may be granted
a higher rate of pension than that already sanctioned to
him, I have the honour to state that under the second
sentence of Article 7 (a) of the Civil Service Regulations,
an officer's claim to pension should be governed by
the rules in force at the time of his retirement, and
is not affected by concessions withdrawn before, or made
after his retirement. In the present case the new rules
were introduced about 8 years after the petitioner entered
Government employ, and under them he became entitled to a
pension of Rs 7-8-6 (equivalent to a gratuity of Rs 1281)
a month in respect of his service of 15 years 8 months and
24 days. He however claims to be placed under the rules in
force

Order 7th Sept. 1896 No. 835

The petn will be referred to the acct. genl.

for favour of remarks.

LD
31-8-96

LD
20-8-96

To
Head of
in the papers. }

Please see present paper - p. 323-24
18-8-96 Pension

[R
2,000.]
force at the time of his entertainment, and the Govern-
-ment of India ruled in the case of Mr Murgusa
Mudali, late a clerk in the office of the Assistant
Inspector of Schools, 4th Division, Madras (Government of
India No: 195 dated 6th August 1894, embodied in Govern-
-ment Order No: 1109, Pension, dated 7th September 1894) that, in cases where the application of the new rules inflicted
special hardship, a recommendation to apply the old
rules could be made. In the present case, however,
if the petitioner's prayer be acceded to, he will only
be entitled to a gratuity of 360 Rs. He has apparently
forgotten that under the old rules qualifying service
only commences after completion of the 22nd year of
age. Applying this limitation, his pensionable
service amounts to 13 years 8 months and 24 days.

The papers received with your endorsement under
reply are herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

J. Harri-son

Offg. Accountant General.

9th 13/9

(189) DEPARTMENT.

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE

No.

Dated

Received

No.

Subject.

When given for copying

When copied

When examined

When signed

190

READ AGAIN G.O., No.
190

, DATED

CURRENT No.

ENCLOSURE TO G. No.

ORDER OF GOVERNMENT.

.. ..

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPER NOT FIELD UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.

B = Not to be copied.

P = Copy abstract only.

Q = Copy heading only.