[7]
504—11-8-94.

23/8/66 ✓
11-10-09

Further G.O. 468 Pen
12-6-96

Pension Dep^t

PENSION DEPARTMENT.

G.O., DATED 7^th Feb^y
1896.

No. 107.

Letter d/7-2-96. No. 108.

When given for copying.

[Despatch Abstract.]

Stating that there is no objection to the re-employment of pensioner B. Appalasawmi, subject to certain con[illegible], and directing that the Service of the three other [illegible] who secured re-employment be at once dispensed with.

Subject

Proposing for the consideration of the Govt. India the suggestion that the words "on the public grounds" should be deleted from
575 & 576 of the CSR.

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

CLOSURES.

RENT No.

MENT WITH DITTO.

ER OF GOVERNMENT .. .. .. A A

MENT WITH DITTO.

S 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.

BACK PAPER, No. of 189

523 gor

FURTHER PAPER, No. of 189

---

pensions to be drawn by the pensioners employed in this Division referred to your many letter No. 239 S.E. of 25th July 1895.

2. The Civil Accountant-General has stopped payment of the pensions of these men to their great inconvenience, and is sending repeated orders to the Treasury Deputy Collector to recover what was already drawn. The men are unable to pay these large amounts from their little wages and early orders will therefore be deemed a great favor.

No. $\frac{2216 \text{ KS}}{29-1-96}$ forwarded to the Chie

Print in margin

2

1.	2.	3.	4	5	6	7	8
No.	Name	Date of termination of Police service.	Pay drawn before retirement.	Pension	Date of re-employment	Pay on re-employment	Total of pay and pension
			Rs	Rs		Rs	Rs
1.	P. Venkatasami	19th. 7. 1894 17 September 1894	8	4 Retiring pension	21st August 1894	6	10
2	B. Ramasami	4th Sept. 1888	8	4 do	23rd July 1890	6	10
3.	A. Venkatasami	2nd August 1886	8	4 do	18th January 1891	6	10
4	S. Narayanasami	31st May 1889	7	3½ do	1st April 1892	6	9½
5	B. Appalasami	29th August 1879	~~7~~ 6 . 8	Rs- as. p. 2 - 13 - 9 Invalid pension	5th Novr. 1894	6	Rs- as. p. 8 - 13 - 9

3

Pension 1896 Department
Current Number 116

P. W. CURRENT No. 968

From

The Supg Engineer
Second Circle

To

The Chief Engineer
P. W. Department

Dated 29 January 1896

No. 2216 K.S.

Pensioners employed in the K. N. Dn —

Requesting early settlement of the question of pension to be drawn by the —

Recd: 31.1.96

No. 705 C d/8th February 1896

Transferred to the Pension Department in continuation of this office No. 3182 C dated 29th October 1895

D. McW. Campbell Col. R.E.
Jt. Secy: to Govt P.W.D.

SECY. GOVT MADRAS
10 FEB 96
REV. DEPT.

CWN
3/2/96

~~Order~~

Lodged with refce to G.O. 107/7.2.96
Pension.

DEPARTMENT OF PUBLIC WORKS
No. 400
9 JUL 95

8 JUL 95

To,

Captain W. H. Ellis R.E.
Executive Engineer
Kistna Northern Divisn

Through the Workshop Supdt
Bezwada

1. S. Narayanaswamy 2. B. Ramaswamy
3. A. Venkataswamy 4. P. Appalaswamy
5. P. Venkataswamy police pension Constables at present employed in P. W. Department in the Kistna District

Most honored Sir

We beg most respectfully to bring the following few lines into your honor's kind consideration and justice. No. 1 draws a pension of Rs 3-8-0 per mensum, No. 2, 3 & 5 Rs 4 each, No 4 Rs 2-13-7. and they are employed in the Workshop at Bezwada on the temporary Establishment and they receive a monthly pay of Rs 6 each, No. 5 is employed as a peon on a monthly pay of Rs 6 in the Northern Division Office.

[illegible]

to maintain our large families we entered in other Departments for Service on the oral permission of the District Superintendent of police and to support our statement copy of correspondence between the Assistant Engineer and the Superintendent of police on the subject is herewith submitted for your honor's kind perusal.

3 While the case is such, the Accountant General now objects our entering in other departments and issued orders to stop our pensions and also to collect from us the amount of pension which we received from the date of our entertainment in the P. W. Department (copy of which is herein enclosed for your honor's kind perusal) We entered into service in P. W. department on the permission of the District Supdt. of police, who knew all the rules much better than we, because there are no such orders that police pensioners should not enter in other departments for service and if the [illegible]intendent had [illegible]aid that we

to do so. If the Accountant General is of opinion that under any other existing rules we should not serve in other Departments even on the tempora Establishment we shall at once ceas to do such duties, but to order our pension to be stopped and that the amount of pension we already drew should now be collected since the date of our entertainment in the P. W. Departments is very hard and in fact we have no way of paying the amount back. Had we known tha such orders were in existance or would be in existance or had we been told no sooner we retired for pension that we should not serve in any other Departments or at least if such remarks were made in our pension tickets, we would have been very careful to attend to such orders. There are several other military pensioners also in the Revenue department &c on the permanent Establishment as Daffadars, peons as well as police Drill Instructors, we (ignorant pensioners) believe that we do not know [illegible]ore rules than the District Super[illegible]tendent and other hi officials wh without making any objections.

4 If your honor also thinks that we should not serve in any other Departments after receiving pension we will cease to do so in future but we being in very poor circumstances are quite unable to pay back the amount of pension drawn during the last few years and we regretfully beg to say that we are receiving no pension since April last.

5 We therefore humbly solicit that your honor will be pleased to correspondance on the subject with the Government and get orders issued for our remaining in the P. W. Departments and also for not collecting the amount of pension which we already drew, as we are quite unable to pay back the amount. If all our property is even sold, 1/4 of the amount cannot be recovered for we are so poor.

6 We beg to state that we paid subscription to the Superannuation police pension fund for about ten years and we have

humbly solicit that we will be entitled to the concession referred to article 577 C. S. R.

We beg to remain
Most honored Sir
Your most obdt. Servants

Bezwada
5th July 95

[illegible]
[illegible]
[illegible] +
[illegible] +
[illegible]

R 6/7/95

No. 291
8-7-95.

Respectfully submitted to the D.S. for favour of perusal & such action he may think fit. From the appeal put forth I understand that these men's case requires reconsideration in as much as the men belonged to the Superannuation Fund & when it was abolished no refund was given them & also that the Supdt. of Police ~~also~~ corroborates their statement.

J. W. Page
Asst. Comdt.
Capt. No. K Coys
8/7/95

ENGINEER'S OFFICE
No 2867
26 JUL 95
P.W.D.
SECOND CIRCLE

No 291
8-7-95

5
4
1126

No 2.3
6038
3/8/95

Copy of letter from the Executive Engineer Kistna Northern Division to the Superintendent of Police Kistna No 739/m dated 3-10-94.

I have the honour to inform you that the following pensioned Police Constables have been employed in the Department drawing their full pay in additions to the pensions sanctioned by Government.

2. I shall be obliged if you will be good enough to inform me whether they come within the exception of clause 1 article 577 Civil Service Regulations.

	Present occupation	Present Pay	Pension sanctioned in the Police Dept.
1. Paupuleti Venkataswami, pensioned police 1st class Constable No. 196	Kistna Northern Division Office peon permanent.	Rs 6	Rs. 4-0-0
2 Somisetty Narayanaswami pensioned second class police Constable No 123.	Guard laskar Workshops	Rs 6	Rs 3-8-0
3. Bheema Ramaswamy -do- 1st class police Constable No 143.	Do.	Rs 6	Rs 4-0-0
4. Atchula Venkata Swami - -do- 1st class police Constable No 395	Do	Rs 6	Rs 4-0-0

Reply from the District Superintendent of Police Kistna to the Assistant Engineer Kistna Northern Division No. 826 dated 13th October 1894.

—

With reference to your letter No. 739 dated 3-10-94 I have the honour to inform you that I think the pensioned Constables therein mentioned come within the exception of clause 1 article 577 Civil service Regulations inasmuch as they were pensioned under Superannuation Fund Rules.

—

Letter from the Officiating Accountant General to the Government of Madras, to the Treasury Officer Kistna No. $\frac{\text{I.A.D}}{55}$ dated 23rd May 1895.

—

With reference to your letter No. 2168 dated the 11th May 1895, I have the honor to state that as the entire period admitted towards pension in each case, was not supported by payment of Contributions to the Police "Superannuation Fund", and as the fund itself ceased to exist from July 1871 the pensioners referred to in your letter of the above date are not entitled to the Concession granted in article 577. i of Civil Service Regulations.

—

No. $\frac{1857}{\text{acct}}$ of 95.

Communicated to the Tahsildar of Bezwada for information and guidance with reference to his arzi No. 4272 dated 6th Instant. The enclosures are returned.

(Sd) T. Narayanaswamiyar
Deputy Collector

From
I. S. Sherlock-Hubbard Esquire,
Examiner of P. W. Accounts
Madras.
To
The Executive Engineer
Kistna Northern Division

No. 1906 $\frac{D}{E}$ Madras 29 May 1895.

The following is forwarded to the Executive Engineer Kistna Northern Division for information with reference to his No. 99 M of 24th April 1895.

(Sd) F. W. Eicke
for Examiner P.W. Accounts Madras

Statement giving particulars of the dates of re-employment of pensioned Constables in Public Works Department. Kistna Northern Division. the rates of pay & pension drawn by them &c.

Name of pensioner	Present Capacity	Whether pensionable or non-pensionable	Rate of salary per month	Rate of pension per month	Rate of salary previous to retirement	Date of entertainment in P. W. D.	Class of Pension under which retired	Remarks
1. Pasupulati, Venkataswami	Peon in K. N. Dn. Office	Pensionable	6 " "	4 " "	8 " "	21.8.94	Retiring pension	
2. Klima, Ramaswami	Guard lascar Workshops	Non-pensionable	6 " "	4 " "	8 " "	23-7-90	-do-	
3. Atchuta Venkataswami	-do- do-	-do	6 " "	4 " "	8 " "	18-1-91	-do	
4. Swamisette, Narayanaswami	-do do	-do	6 " "	3 8 "	7 " "	1.4.92	-do	
5. Pyypilli Appalaswami	-do do	-do	6 " "	2 13 9	7 " "	5.11.94	Invalid	

Bezwada-
July 1895

Captain, R.E.
Executive Engineer,
Kistna Northern Division

23.7

Copy of letter from the Accountant General, Madras, to the Examiner P. W. Accounts, Madras, No. I.A.D/58, dated 24th May 1895.

With reference to your letter No. 1612 D/E, dated 4th May 1895, I have the honour to state that B. Appalaswamy's pension is liable to reduction under article 574 of the Civil Service Regulations; and that his case does not fall under article 577. I, as the entire period of service admitted towards his pension was not supported by contributions to the late Police Superannuation Fund.

(True copy)

(Sd) Mohomad Yakub -
For Supdt. Routine Branch.

Captain R.E.
Executive Engineer
23-7

23/7

ENGINEER'S OFFICE
No.
26 JUL. 95
P.W.D.
SECOND CIRCLE

603 8/55

5
3
1126
1466

S. P.G. ENGINEER'S OFFICE
NO. 9877
26 JUL. 95
P.W.D.
SECOND CIRCLE

OL5.1
6038/95

5
2
1126 f1466

No. 239 S.E.

Station Bezwada.
Dated 25th July 1895

From

Captain, W. M. Ellis, R.E.
~~Esquire,~~

Executive Engineer,
~~Northern~~ ~~Gudivada~~ Division,
Kistna.

To

THE SUPERINTENDING ENGINEER,
2nd Circle.
Bezwada.

Sir,

Enclosures. 3

With reference to your No. — dated —

I have the honour to forward herewith a petition from the following pensioned Constables employed in this Department and to state that their pensions from April 1895, have not been disbursed by the Sub Treasury Officer, Bezwada, pending sanction of Government for their re-employment in Public Works Department.

No 1: Dasupulati, Venkataswami peon Kistna Northern Division Office.

No 2. Bhima Ramaswami.
No 3. Atchuta Venkataswami.
No 4. Swamisetti Narayanaswami.
No 5. Eypilli. Appalaswami.

2. Subjoined is a statement giving particulars of the dates of their re-employment in Public Works Department,

the rates of pay and pension drawn by them as well as the class of pension under which each man ~~retired~~ retired.

3. The Substance of their petition is that they are eligible for the privilege conferred on pensioners under exception to article 577 Civil Service Regulations, vide copy of Superintendent of Police Kistna's No. 826, dated 13.10.1894, (reply to this Office No. 739 of 3-10-94 Copy herewith) whilst the Accountant-General taking a different view of the case states that the Concession does not apply to them; please see copy of his No. J.H.D./55 dated 23.5.95.

4. The men represent that they subscribed to the superannuation Police Pension Fund until its abolition in 1871 and that no refund as required by note to article 546 C.S.R. was made to them. If this be the case, it seems to me a hardship to deprive them of their pensions.

5. Should Government, however, acquiesce in the views of the Accountant General, the men who have obtained re-employment after retirement "on retiring pensions" viz) Nos. 1 to 4 on the

list

list have a claim to be permitted to draw pension in addition to full pay under article 576 Civil Service Regulations.

6. No. 1 on the list is the peon of the Divisional Office whose duties consist of cashing salary cheque &c and watching the Office & cash chest at nights.

Nos. 2, 3, 4 on the list are guardmen of the Workshops appointed to parade at the gates and to prevent people from taking the public property out of the compound of the Shops without the permission of the Superintendent. For these duties, pensioned men have been selected by my predecessors and I trust that this will be considered as a strong public ground on which the sanction of Government "required under article 576 can be sought.

7. No. 5 on the list is also a guardman but he has obtained re-employment after retirement on "Invalid pension". his case falls

within

within the scope of article 574 Civil Service Regulations from which it is observed that he cannot draw a portion of his pension viz. Rs 2-13-9, so long as he is employed on the Workshops on Rs 6/- his pay previous to retirement being Rs 7/- per mensem vide Copy of Accountant-General's No. J.A.D./58 of 24th May 1895 herewith.

8. In conclusion I beg to recommend that the case of Nos 1 to 4 be submitted for the favourable consideration of Government. ~~for exemption from reductions~~ of pay or pension under article 576 Civil Service Regulations.

I have the honour to be,
Sir,
Your most obedt. Servt.,
Captain, R.E.
Executive Engineer,
Kistna Northern Division.

AK
23/7

23.7

P.M.
ascertain if Nos 2-4 signed the certificates prescribed by Art 1035, & if not why the omission was not noticed.

WG
1/11

P.M. submitted herewith.

KS
July 5

SECOND CIRCLE OFFICE
No. [illegible]
26 JUL. 95
P.W.D.
SECOND CIRCLE

From.

The Executive Engineer
Kistna Northern Dn

To.

The Superintending
Engineer
II Circle

Dated 25th } July 1895
Recd

No 239 S.E.

Enclo 3

Subject

Petition from Pensioned
Constables employed
in K. N. Divn.

Forwards ——— and
requests to get sanction
of the Govt for the payment
of their pensions

GOVERNMENT OF MADRAS
2 DEC 95
REVENUE DEPARTMENT

With an Endorsement
in the Revenue No. 982K / 31-7-95

PUBLIC WORKS DEPARTMENT.

P. W. CURRENT No. 6038

From

Esquire,
Executive Engineer,
Gudivada Division,
Kistna.

Enclo 3

Recd: 7.8.95

To

The Superintending Engineer,
Second Circle.

Dated
Dispatched
Received } 189 .

No. 5 / 1 / 1126 / 1466

Enclosures.

SUBJECT.

No. 982 Ks / 1-8-95 Enclo: 3

Submitted to the Chief Engineer, P. W. Department for favourable consideration.

W. W. Baldwin Major R.E.
Supg Engineer, II Circle

G.O. 1446 P.
10-?-59
G.O. 1492 P.
30-4-58
G.O. 1452 P
16-12-58

CN: 1126

Government of Madras.

Pension (1895.) Dept

~~P. W. DEPARTMENT.~~

~~CURRENT No.~~

From

The Suptg: Engineer
II circle.

~~Enclos~~

No. 982 KS
Dated 1. 8. 95
Received 7. 8. 95

SUBJECT.

Pensioned Constables employed in the Kistna Northern Dn:

Submitting petition from — praying that their pensions from April 1895 may be disbursed.

29—2,000—28-2-95.

P.T.O

P. W. CURRENT No. 6038

Pension 1895 department

DISPOSAL.

Recd: 7.8.95

No. 2520 C dated 15th August 1895.

Current Number 1126

Transferred to the Pension Department.

Colonel R.E.
Secretary to Govt., P. W. Dept.

CH 8128
13/8/95

Endt 83. d/3d Octr. 1895.

Referred to the Acctt: Genl. for favour of remarks.

WC
23/9

KS
19.9.95

T.
The A. G. with 4 enclos.

O.L.S. 386

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
9 October 1895.

Enclosures 5

No. IAD / 241.

From
F. C. Harrison Esquire,
Offg: ACCOUNTANT-GENERAL TO THE GOVERNMENT OF MADRAS,

To
THE Secretary to Government,
Pension Department.

SIR,

With reference to your endorsement No 83 dated the 3d instant forwarding to me for remarks, certain papers in connection with the reemployment of certain pensioners, I have the honour to enclose a statement which will show that numbers one to four retired from service long after the abolition of the Police Superannuation Fund, which existed only upto July 1871. Only a small portion of their respective services, admitted towards pension, was supported by contributions to the above Fund. In such cases pensioners have not been held to be entitled to the concession allowed in Article 577 (i) Civil Service Regulations.

Should

Should Government, however, see fit there is no objection to sanction being accorded to their reemployments with retrospective effect under Article 576 Civil Service Regulations, in which case they can draw pay in addition to their pension.

As for number five his case falls under Article 574 Civil Service Regulations and he can draw out of his pension only annas 8 per mensem, his pay before retirement having been Rs 6. 8. - per mensem and not Rs 7 as stated in the enclosed papers (vide Register of his application for pension returned herewith)

With reference to paragraph 3 of the petition (enclosure 4) I may point out that Article 1035(b) Civil Service Regulations requires a pensioner to certify every month that he is not reemployed in any Government Office. Hence want of a warning can hardly be pleaded.

With reference to paragraph 4 of the Executive Engineer's letter it is observed that Article 546(2), referred to therein applies to the case of Armourers, Bellowboys &c.;

The enclosures to your reference are herewith returned.

I have the honour to be,
Sir,
Your most obedt. Servant,

W Manson
Offg. Accountant General

Ak
18/10

Pension (1895) DEPARTMENT.

Current Number 1466

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE Secretary to Govt Pension Deptt

No. 1st D / 241

Dated
Received } 19 October 95.

No.

Subject.

[illegible] remarks [illegible] the papers received with the End. No 83 of the 3rd Octr 95 regarding the reemployment of certain pensioners

GOVERNMENT OF MADRAS
21 OCT 95
REVENUE DEPARTMENT

Letter from the Executive Engineer, Kistna Northern Division, to the Superintending Engineer, 2nd Circle. No. 385 S.E., dated 10th October, 1895.

In Continuation of this office No. 239 S.E., dated 25th July, 1895, I have the honour to request that you will be good enough to arrange for the early disposal of the case referred to therein regarding the pensioned Constables employed in the Department, as they have received notices from the Tahasildar to refund the pensions paid to them.

No. 1500 KS / 13/17 10 95 –

Forwarded to the Chief Engineer, Public Works Department in Continuation of this office No. 982 K.S., dated 1st August, 1895.

× 2520 C 15-8-95

A. L. Knell
Offg Supdg Engineer,
2nd Circle

D
16 10/95

Pension 1895 Department

P. W. CURRENT No. 8030

Current Number 1510

From

The Supg Engineer

Second Circle

To The Chief Engineer

P. W. Department

Dated 13
Despd 17 } October 1895

Recd: 19.10.95

No 3182 C d/29 - October 1895

Transferred to the Pension Department in continuation of this office No 2520 C d/15 August 1895

C. A. J. Molton

Under Secy: to Govt

P.W.D.

No 500 R.S

30 OCT 95
REVENUE DEPARTMENT

Pensioned constables employed in this Deptt—

Forwards copy of Ext Dn E. E's letter requesting early disposal of the case reg:—

[A]

No. 92 d/7 Novr. 1895.

C. No. 1510

PENSION DEPARTMENT.

OFFICIAL MEMORANDUM.

With reference to the accompanying letter from the Executive Engineer, Northern Division to the Superintending Engineer, 2d Circle d/25 July 1895 No 239 S.E. the Acctt-Genl. is requested to ascertain from the Treasury Officer concerned, and report, for the information of Govt, whether pensioners Nos 2–4 referred to therein signed the non employment certificates prescribed by art. 1035 C.S.R. when drawing their pensions, and, if not, why the omission was not noticed.

D
6.11.95

H.A.
6.11.95

To
The A.G.
with the letter referred to }

C. No. 1510.
Pension Dept.

Draft O.m. for approval.

List

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
29' November 1895.

No. SAD
352

From

F. C. Harrison Esqre.,
Offg: ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To

THE Secretary to Government,
Pension Department.

SIR,

With reference to your Official Memo: No: 92, dated the 7th instant, I have the honour to state, that, on examination of the vouchers, on which the pensioners, in question, have drawn their pensions, month after month, I find that they have signed the non employment Certificate, declaring that they have received no remuneration for service rendered in a Government Establishment or for service paid from an Incorporated Local Fund.

The enclosures to your reference are herewith returned.

I have the honour to be,
Sir,
Your Most obedient Servant,

T. C. Harrison

Offg: Accountant General.

Pension (1895) DEPARTMENT.
Current Number 1645

From

THE ACCOUNTANT-GENERAL,
MADRAS,

To

THE Secy to Govt Pension Depmt

No. IAB/352

Dated 29 Nov 95
Received

No.

SUBJECT.

Stating that the pensioners in question have all signed ~~the non-dem~~ non employment certificates

Cor. 8,000—6-6-95.

Notes connected with G.O. No 468, Pen d 12.6.96

PENSION DEPARTMENT.

C. Nos 1126, 1466 & 1510 & 1645.

Notes connected with G.O. No 107. 108, Pen. d 7.2.96

Endt From the P.W.D. d/ 15.8.95. No. 2520 C
Endt to the A.G. Dated 3.10. 1895, No. 83
Letter from — do — d/ 19.10. 1895. No. IAD/241
Endt. from the P.W.D. d/ 29.10. 1895. No. 3182 C
O.M. to the Acctt: Genl d/ 7.11.95. No. 92
Letter from the — do — d/ 29.11.95. No. IAD/352

Under Secy

FOR ORDERS.

Please see the Executive Engineer's letter [marked with tape in the file], and the Accountant-General's Report No. IAD/241 dated 19th October 1895. The Executive Engineer brings to notice the cases of 5 Police pensioners re-employed in the Kistna Northern Dn., P.W.D., and requests sanction of Govt. to their re-employment. Nos 1 to 4 were granted the retiring

tiring pensions noted opposite to their names in Col. 5 of the ~~marginally noted~~ Statement herewith put up under the Superannuation Fund Rules, and No. 5 was given an invalid pension of Rs 2-13-9 under the same Rules. They were re-employed on the dates mentioned in Column 6 on the salaries noted in Column 7, and the present pay + pension of each pensioner exceeds the pay of the ~~applicant~~ appointment from which he retired – Vide col. 8. No. 1 has been given a pensionable post of peon, and Nos 2 to 4 are appointed as guard lascars – non-pensionable appointments – The Executive Engineer says (1) that the pensioners Nos 2 to 4 were appointed as guard lascars to parade gates and to prevent people from taking the public property out of the compound of shops without the permission of the Superintendent, that

(2) that for these duties pensioned men have been selected, and (3) that this may be considered as a strong public ground for sanctioning their re-employ-ment under Art. 576. C.S.R. In the case of No. 1, there seems no reason to sanction his re-employment. Orders are solicited in the case of pensioners Nos 2 to 4. Two simi-lar cases disposed of by G.O.s $\frac{108}{31-1-93}$, and $\frac{978}{22-8-95}$ are here-with submitted; in the for-mer sanction was refused, but in the latter it was given As regards pensioner No. 5, his case, as the Accountant-Genera says, falls under Art. 574 C.S and he can draw out of his pensio only 8 annas p.m., his pay befor retirement being Rs 6-8-0 p.

1.11.95 In O.M. No. 92 d/ 7-11-9 the Acct: Genl was reque

I don't see why any distinction should be drawn between the case of No. 1 & Nos. 2, 3 & 4; the only difference is that No. 1 has been re-employed in pensionable service, & Nos. 2 to 4 in non-pensionable appointments. Both the cases are however governed by CSR Art. 576 which does not lay down different rules for the ~~two~~ re-employment in pensionable & non-pensionable service.

No. 1's duties (divisional office peon employed in "cashing salary cheques &c & "watching the office & cash chest at night") are more responsible than those of Nos. 2 to 4 & there are thus equally strong grounds to justify his re-employment making allowance for the fact that a pensionable post on Rs 6/- can command a better stamp of man than the non-pensionable appointment of guard lascar on the same pay.

Of the two G.O.'s quoted by the office, the latter sanctioned the re-employment of a pensioner as a rest-house peon. The question for decision in this case is whether there are 'strong public grounds' for the employment of pensioners as P.W.D. divisional office peons & workshop guard men.

R

to ascertain & report whether pensioners No. 2 – 4 signed the non-employment certificate prescribed by art: 1035 C.S.R. when drawing their pensions; and if not, why the omission was not noticed. In reply, the A.G. says that, on examination of the vouchers on which these pensioners have drawn their pensions, ~~it is~~ month after month, it is found that they have signed the non-employment certificate, declaring that they have received no remuneration for service rendered in a Govt Esta-
lishment or for service paid from an Incorporated Local Fund.

Attention is respectfully solicited to G.O. $\frac{17 A}{10.1.90}$ Pension herewith submd.

Seen

1 It appears desirable to ask the
2 A.G. to ascertain & report whether
the officers who reappointed these
n have complied with the require-
ments of Art. 567 C.S.R.
stly it is to be noted that 3 of these
sioners signed non-employment
tificates when they were in
t in employment. They are
ignorant constables & it is

that

not impossible that they were unaware of the contents of the English certificates which they signed

D
12.12.95

H.M

I submit that these are not cases for exemption. Whether the rule is good or bad it is unnecessary to inquire – to exempt these men from its operation would be practically to abolish it.

C.G. 26/12

As the rules now stand exemption cannot be given, but it seems more good for the Public Service that the rules should be relaxed. Police pensioners must often be good guards after they have become unable to serve as Police Constables. The G of I should be addressed as suggested in the Note under GO 22.8.95

J G rose
8/1/96

[G.O. No 107-108, Pens 27.2.96]

Pen: C Nos: 1126, 1466, & 1510

FOR ORDERS.

Reemployment of pensioners

The Hon: Mr Grose C.I.E

C 7/1
R 8/1

The delay in submitting this draft is due partly to the fact that the office retained the paper unnecessarily[4] in order to prepare a draft, & that I was subsequently unable myself thro' press of work to write this revised draft for some days.

D
29.1.96

[4] steps have been taken to prevent a recurrence of this.

JG
3/2/96

For orders.

It is presumed that they may not be retained in service until a reply is received from the Govt. of India

Yes
JG

This is submitted to H.M. as it is not clear whether the refce was intended to be made in general terms.

D
29.1.96

This is what I meant
JG

Revenue Dept:

C.Nos. 1126, 1466, 1510 & 164

ORDER 7 Feby 1896 No. 107.

As the A.G. points out, the case of B.Appalasami, who was granted an invalid pension, is governed by Art: 574 of the C.S.R. and there is therefore no objection to his re-employment subject to the condition that the sum total of his pension and pay does not exceed Rs.6/8 [illegible] the pay which he was drawing at the time when he was invalided.

2. The Govt. does not consider that "strong public grounds" exist which justify the re-employment of B.Ramasami, P.Venkatasami, A.Venkatasami and S.Narayanasami. Their retention in the service is therefore inadmissible with reference to the provisions of Art, 576 of the C.S.R., ~~but the Govt. will not direct recovery of the pay actually disbursed to them up to the date from which their services were dispensed with.~~ and their services must at once be dispensed with. The amounts of pension irregularly drawn by them may be written off the accounts.

3. The following letter will be despatched to the Govt. of India.

(from orders)

IP

D
29.1.96

LETTER No. 108. d/7.2.96

To

The Secy: to the Govt. of India

Finance & Commerce dept:

Sir,

I am directed to address the Govt.

Govt. of India on the subject of the desirablity of extending the discretion of Local Govts. in regard to the re-employment of pensioners.

2. As the rules at present stand persons who are in receipt of invalid and compensation pensions and pensioners re-employed in non-pensionable service on the establishment of a State Ry. may be re-employed subject to the condition that the sum of their pension and pay on re-employment does not exceed the pay which they were drawing immediately prior to their ~~service~~ removal from the Public Service. The recipients of retiring pensions can be only re-employed on strong public grounds and with the express sanction of the Local Govt. where the pension is a provincial charge. The provisions of this rule do not however apply to the holders of retiring pensions paid from Police Super annuation funds.

C.S.R. Art: 576

C.S.R. Att: 577

3. The Govt. from time to time receives applica~~tio~~tions for sanction to the re-employment of Police constables, peons and other subordinate officials who are in receipt of super-annuation or retiring pensions. Whether such sanction can be granted or not under the rule mentioned above depends upon whether strong public grounds for their re-employment can be said to exist. In some cases it is clear that such grounds do exist. In others ~~it~~ they are clearly ~~absolute~~ absent, but there is a third and more difficult class of cases in which it ~~could~~ can hardly be said that there are "strong public grounds" for the re-employment of a pensioner in receipt of super annuation or retiring pension although ~~and that~~ it appears desirable in the public interests that such re-employment should be sanctioned. In a case that recently came before the Govt., a Police constable in receipt of a retiring pension of Rs.3/15 per mensem was re-employed as a public rest-house watcher on Rs.4 per mensem. Though very probably unfit for the arduous duties of a constable at the time of his retirement, the man was yet perfectly capable of performing the light work that is required of a bungalow watcher. ~~on a small salary available for this appointment~~. His character was good. He had served Govt. for 24 years and had a pension to lose in cases of serious misconduct. On the other hand the pay attached to the post of rest-house watcher was so small as to render it extremely difficult if not impossible to secure the services of a trustworthy man not in receipt of a pension. Similar cases have arisen in which it has been ~~is to be~~ found desirable to appoint pensioners to the poorly paid posts ~~as~~ of tank watchman and Local Fund Union Bill-collectors. The post of tank watchman is however, like that of rest-house watcher, one for which the holder of super-annuation pension may be perfectly qualified while that of bill-collectors requires a trustworthy man and the re-employment of such pensioners ~~is certainly~~ ~~in those cases especially~~ is frequently desirable though it

K.8/11.

R

31

it may be questionable whether strong public grounds can be said to exist for their re-employment. Other cases which have recently come before ~~the notice of~~ Govt. are the appointment of police pensioners as peons in P.W. Sub-divisional offices – whose duties include the cashing of salary cheques and watching the office and cash chest at night, – ~~again to the post of~~ or as guard lascars at P.W. Workshops – whose duty it is to parade at the gates and to prevent ~~the~~ people from removing ~~the~~ public property from the compound of the workshop. In cases of this class ~~it is~~ it is frequently ~~to~~ easy to obtain the services of holders of retiring or superannuation pensions and difficult to get any other reliable men to serve in the appointments for the low pay which can be attached to them. Occasionally military pensioners or the holders of invalid pensions are available, but this is by no means always the case and in their absence H.E. the Governor in Council is strongly of opinion that ~~it is~~ it is desirable to sanction the re-employment of individuals of the stamp of pensioned peon or police constable subject of course to the condition that they are physically fit for the duties of the post and that there is no reason to suppose them to have retired with the express purpose of seeking re-employment ~~in~~ of a more congenial ~~post~~ kind. It can ~~however~~ be hardly argued that in all such cases ~~that~~ strong public grounds exist for the re-employment deemed desirable, but if the case is submitted for the sanction of the Local Govt. H.E the Governor in Council considers that sufficient care will be taken to prevent any evil arising by reason of the re-employment of physically incapacitated men or of individuals who have retired with the express purpose ~~purpse~~ of seeking to obtain higher emoluments by combining pension and pay. The suggestion which H.E. the Governor in Council ~~will~~ wld therefore propose for the consideration of the Govt. of India is that the words " on strong public grounds" should be deleted from secs: 575 & 576 of the C.S.R. This suggestion would not now be made were it not that H.E. ~~the Governor~~ in Council entertains doubts as to the degree of strictness with which the phrase should be interpreted If the Govt. of India has no objection to the construction of the words "st[illegible] grounds" in such a way as justify [illegible] employment in cases analogous to those quoted above, it would appear unnecessary to amend the C.S.R. in the manner suggested.

C.G. 3/1.

Re-employment of Pensioners

F. No. 402/96

(FROM ORDERS)

Secretary.

DISPOSED OF BY GOVT. ORDER
107/8
7th Feby 96

	Name	Amount of Pension			Government Order sanctioning Pension	Class of Pension	Period of Service	Date of termination of service
1	Pasupulati Venkataswami	4	.	.	1028 G. 22. 8. 94	Retiring	24. 10. 3	19. 7. 94
2	Bhima Ramaswami	4	.	.	1492 G. 22. 11. 88	〃	26. 9. 9	4 9. 88
3	Aliputa Venkataswami	4	.	.	1452 G. 10. 12. 86	〃	24 2. 29	2. 8. 86
4	Swamisetti Narayanaswami	3	8	.	1015 G. 10 9. 89	〃	24. 4. 22	31. 5. 89
5	Bypalli Appalaswami	2	13	9	21 G. 13. 1. 80	Invalid	18 - 2. 26	29. 8. 79

Ar
78/10.