

Pension (1897) Department.

ORDINARY MS.

G.O., No. 775

DATED 12 - 10 - 97.

[Despatch Abstract.]

Declining to sanction the reemployment of the pensioners, P. Venkatasamy, and three others in the Bezurda - Madras Railway, stating that there is no objection to the reemployment of the pensioner Ahmed Beg, subject to a certain condition, and directing that the amounts irregularly drawn by the pensioners be written off the accounts.

BACK PAPERS.

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

FURTHER PAPERS.

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

C. No. 766.

Order, 12 October 1897 No. 775.

The Government does not consider that "strong public grounds" exist which justify the re-employment of P. Venkatasamy, S. Veerasamy, & T. Lakshmayya. ^{Their} ~~Their~~ retention in the service is therefore inadmissible with reference to the provisions of Article 576 of the C.S.R. But, as their services have already been dispensed with, the amounts of pension irregularly drawn by them will be written off the accounts.

2. The case of Ahmed Beg, who was granted an invalid pension, is governed by Article 574 of the C. S.R. & ^{there} ~~there~~ is therefore no objection to his re-employment subject to the condition that the sum total of his pension & pay ^{does not exceed the pay} which he was drawing at the time when he was invalided. ^{It is observed that his services have also been dispensed with}

3. In the case of Shaik Ali also, who was granted a retiring pension, no "strong public grounds" exist which justify his re-employment. His retention in the service is therefore inadmissible with reference to the provisions of Article 576 C.S.R.; & his services must at once be dispensed with. The ^{amount} ~~amount~~ of pension irregularly drawn by him will, however, be written off the accounts.

(from orders).

The last: Gual
" Eng? in Chief, B.M. R.
with para 4 of the A.G. report.
thru the Mod. with comments

10/10/97

8.10.97

Pension (1897) Department.

CURRENT No. 766

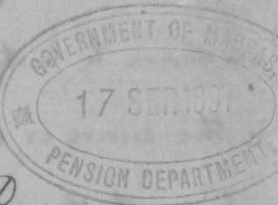
The Hon^{ble} Mr. Ghouse CIE.

P. M. N. S. S. S.

From The Acct^l General
Madras

For Orders.

No. 9A D
302



Please see the Acct^l Genl's report which sets forth the facts of the case fully. Pensioners, P. Venkatasami, S. Veeraswamy, T. Lakshmayya, and Ahmed Beg, and Shaikh Ali were employed in the Bezawada-Madras State Railway without the requisite sanction of this Govt to their reemployment, and they drew pension in addition to pay for the period of reemployment noted by the Acct^l Genl. on the margin of his letter. The first four pensioners ceased to be reemployed in May 1897, on the Acct^l Genl. pointing out the irregularity, while the last pensioner continues to hold his appointment. The Chief Engineer obtained the sanction of the Director-General of Railways to their reemployment under art. 579 C.R. The Acct^l Genl. pointed out that the individuals having been granted pensions by this Govt., their reemployment should be sanctioned by this Govt. Hence this reference.

Dated 16th September 1897.
Received 17th September 1897
Registered 17th September 1897
Enclosures //
Spare copies —

SUBJECT.

Reporting on the letter from the Engineer in Charge Bezawada Madras Railway requesting the sanction of Govt. to the re-employment of certain pensioners in the Railway without loss of pension.

12/9/97

BACK PAPERS.

The first three pensioners being retiring pensioners, no strong public grounds are shown to justify their re-employment, but they have ceased to be re-employed. No. 4 is an invalid pensioner. His case is governed by art. 574, C.S.R. and there is therefore no objection to his reemployment subject to the condition that the sum total of his pension and pay does not exceed the pay which he was drawing at the time when he was invalided. He has also ceased to be employed.

G.O.	No.	Department.	Date.
	281	Pen.	26-5-77.
	532	do	19-5-85.
	703	do	6-8-92
	1278	do	28-10-95
	1380	do	9-12-93
	704	do	13-7-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 5 is a retiring pensioner and no strong public grounds are shown to justify his reemployment. His retention in the service is, it is submitted, inadmissible with reference to the provisions of art. 576 C.S.R. and his services should at once be dispensed with. Precedent G.O. 107/7.1.96 Pension pay 2. The recovery of the amounts of pension irregularly

drawn by the pensioners may, it is submitted, be foregone with reference to G.O. 686-Finl. 2/30-8-97.

The Acct. Genl. says that from the Engineer's letter flagged B, it is apparent that the posts in which the pensioners were reemployed were not bona fide temporary appointments lasting for not more than a year and that therefore their reemployment cannot be sanctioned under art. 579 of the C.S.R. ~~He~~ The Acct. Genl. report may it is submitted be communicated to him by Dept.

24/8/97
25/9/97

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office
16 September 1897

No. LAD
302

From

J. C. Harrison Esquire,

OFF. ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To

THE Secretary to Government,
Pension Department.

SIR,

With reference to your endorsement No. 46 dated the 18 of August 1897 referring to me for remarks letter No. 43806-250 dated 7 July 1897 from the Engineer-in-Charge Berwada Madras Railway, requesting the sanction of Government to the re-employment of the five pensioners named in the margin, without loss of pension, I have the honour to report as follows:-

2. The pensioners were re-employed in the Berwada Madras Railway, and drew pension in addition to pay for the period of re-employment as noted opposite their respective names, without the fact of their reemployment being noted.

Name of pensioner	No and date of G.O. sanctioning the pension	Amount of pension per month	Date of beginning of re-employment	Date of cessation of re-employment	Date up to which pension was irregularly drawn	Amount overdrawn
1 P. Venkatasami	281 dated 26-5-77	2-4-8	1-8-96	9-5-97	9-5-97	16-10-4
2 S. Venkatasami	532 dated 19-5-85	3-5-8	27-2-96	9-5-97	27-2-97	39-13-11
3 J. Lakshmayya	703 dated 6-8-92	4-8-8	2-3-96	5-5-97	28-2-97	35-14-5
4 Ahmed Beg	1278 dated 28-10-95	4-8-8	27-2-96	9-5-97	26-2-97	24-4-2
5 Shaili Ali	1380 dated 9-12-93	4-8-8	17-10-96	Still reemployed	31-7-97	18-15-6

being reported to this office. They all signed non-employment certificates until April 1897, when the Treasury officer of Madras, attached to the Pension bill for that month a document, which showed that sanction was accorded to their reemployment by the Director General of Railways, under Article 579 of the Civil Service Regulations.

This office pointed out to the Treasury officers that the individuals being granted pensions by the Madras Government, their reemployment also should be sanctioned by that Government and not by the Director General and requested him to obtain the required sanction. Hence the present reference.

3. From information since received from the Treasury officer it appears that pensioners Nos 1 to 4 ceased to be reemployed from the dates shown against their names, but that Shauk Ali No 5 continues to hold his appointment.

4. From letter No. A/24574 dated 28 April 1897 from the Engineer in Chief Berwada Madras Railway which forms one of the enclosures to the endorsement under reply, it is apparent that the posts in which the pensioners were

reemployed, are not bona-fide temporary appointments lasting for not more than a year. The reemployment cannot therefore fall under Article 579 of the Civil Service Regulations and Article 577 (ii) seems therefore to be the proper rule which should apply to the case. Accordingly the amounts overdrawn by the pensioners as given in the statement in the margin should ordinarily be recovered.

5. If however the Government is satisfied that there was good reason for supposing that the employment would be for not more than a year, then the past payments of pension are not objectionable. But if there was no good reason for such a supposition, the overpayments

should be recovered, unless Government under the ruling

quoted in the margin, prefers to forego them.

6. The suggestion made by the Engineer in Chief Berwada Madras Railway in the concluding part of his letter quoted above that the pensioners' services ~~can~~ be terminated and they ~~can~~ be reemployed without loss of pension is objectionable.

The Enclosures to your Memorandum under reply are herewith returned.

I have the honour to be,
Sir,

Your most obedt. servant
Uthman
offg. Accountant General

G.D. Resolution No 3580 &c
dated 13-8-97 Finance
and Commerce Department.

in G.O. 686
30-8-97
-flag C

24574

Pension
Public Works (1897) Department.

653
CURRENT No. *4708*

Nº 3402 *Cal 3rd August 1897.*

Order

Transferred to the
Pension Department for
necessary action.

From

The Engineer in Chief
Beypada Madra Ry

F. P. H. Parker

No. *A/3806*
250 A

List

Under Secretary

Dated

7th July 1897

Received

10.7.97

Enclosures

9

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Encl. N.º 46 2/18-8-97.

Referred to the Accountant General for favour

of remarks.

HS
13.8.97.

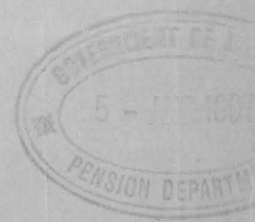
1/11/97

2nd a/c with papers

SUBJECT.

Re Employment of Certain
pensioners on the B. M. Ry

Applying for Sanction to
— without loss of pension



FURTHER PAPERS.

In your reply please quote
the number and date of
this letter.

No. A/3806
250A

EXAMINER,
P. W. ACCOUNTS.

14 JUL. 1897

From

THE ENGINEER-IN-CHIEF,

BEZWADA-MADRAS RAILWAY,

To

THE Joint Secretary

to the Govt. of Madras P.W.D. Railway

Branch Madras.

Dated Madras, the 7th/₉ July 1897.

Sir,

noted correspondence

in original [to be ^{kin} _n

to the re-employment

Sir

Edyle
for Engineer-in-Chief.

6/7/97

Enclosures. 16

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

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

CURRENT No. _____

ENCLOSURES TO C. 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.

1897
Final
2254