Pension (1898) Department.

ORDINARY MS.

F.Dis. 420/98

G.O., No. 212

DATED 15-3-98.

[Despatch Abstract.]

Stating that the Govt. see no sufficient reason to alter the order already passed in the case of K. Raganiah of Vellore Police, and inviting the attention of the Inspr. Genl. of Police to the principles laid down in art. 614 of the C.S.R. and Appendix No. 7 thereto

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
„	406	Gen	16-6-98				

FURTHER PAPERS.

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

[P.G./21]
300—7-8-96.

C. No. 5100b/128.

Pension Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read again G.O. 850 Pen. d/20-11-97
READ also the following papers.

From the Inspr. Genl. of Police — dated 13th Dec. 1897, No. 4602

Order, 15th March 1898 No. 212.

The Govt. sees no sufficient reason to alter the order already passed.

2. The Inspr. Genl.'s attention ~~will be~~ is drawn to the principles laid down by the Secy. of State and the Govt. of India, in art. 514 of the C.S.R. and appendix No. 7 thereto.

(from order)

14.3.98

15/3/98

15/3/98

To
The Inspr. Genl. of Police

Pension (1897) Department.

CURRENT No. 1006

GOVERNMENT OF MADRAS
14 DEC 1897
PENSION DEPARTMENT.

From M. Hammick Esquire. Ist.
Inspector genl of Police
Madras

No. 4602

Dated 13 December 1897
Received 14/12/97
Registered 14th Decr 1897
Enclosures Nil
Spare copies

SUBJECT.

Stating the Circumstances under which he disposed of the Case of one 1 class Const. K. Ragaiah of Nellore Police by recommending the grant of full pension.

For Orders

KS
15/12/97

The I.G. of Police protests against G.O. No 880 d/ 20-11-97. Please see the notes with that G.O. Flagged A.

The I.G of Police overlooks the provisions of Art 514 of the C.S.R which are very clear. They are quoted below for ref.

"514(a) The full pension admissible
"under the Rules is not to be given
"as a matter of course, or unless
"the ~~the~~ service rendered has
"been really approved (See the
"instructions of the Secretary of
"State printed as Appx No 7.)
"(b) If the service has not
"been thoroughly satisfactory ~~the~~

C. 6/1/98
R. 11/1/98
R.C. 14/1/98
C. 17/1/98

"authority sanctioning the
"pension should make such
"reduction in the amount of
"pension as it thinks proper.
" Note – The full pension admissible
"under the Regulations is not to be
"given as a matter of course, but
"rather to be treated as a matter
"of distinction."

It is therefore clear that under the rules the grant of full pension is to be the exception rather than the rule. The I.G. of Police but by requiring a low standard of merit would make it the rule rather than the exception.

No doubt the I.G. of Police is right in saying that Govt has sometimes, misled by the certificate "good", granted a full pension where possibly this should not & would not have been done had the case been properly set before it.

The I.G.'s letter makes it clear how misleading the words "good" "bad" "indifferent" can be. And this being so, I

BACK PAPERS.

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FURTHER PAPERS.

G.O.	No.	Department.	Date.

and submit whether it should not be made a rule that these words should not be used but that it should be incumbent on the head of the office to remark fully on all past instances of misconduct or default of any kind & to make a definite recommendation as to the amount of pension he thinks should be given with reference to Art 514 of the C.S.R.

W.Lee
31-12-91

47.

I don't think we shd. ask the I.G. to make a specific recommendation as to the amt. of pension. It is better that the hands of Govt. shd. be left free in this respect.

The Govt. always examines the Defaulter Sheet & is not guided altogether by the record of "fair" "indifferent".

I wd. tell the I.G. that

the Govt. sees no sufficient reason to alter the order already passed — & calls his attention to the principles laid down by the S. of S. & the Govt. of India.

It is quite impracticable to measure all cases ~~by~~ precisely by the same standard but Govt. ~~[illegible]~~ endeavours as far as it humanly can to do so.

[illegible]/1/8

This man's character has, for 12 years, been good, there being no entry [illegible] in the Defaulters sheet, between 1886 and 1897, and that for a trivial act of carelessness. For myself, I would say, that I should have awarded him full pension. It has always been understood by me that the power to reduce pensions should be used very sparingly and. Perhaps the I.G.'s letter might be submitted to the Hon. Mr. Gouri, for remarks?

A.H.
9.1.98

Hon

Put up the Police order book for answering the Hon Mr Gouri's letter

17/1/98

Does the absence of entries in the defaulters sheet, between 85 & 97 (except the one in 93) prove that there were no other faults recorded during that time? [illegible]

The Black Mark or Black Marks may be wiped out by subsequent good conduct. If so, would they be shown?

JG
16/1/98

The absence of black marks does not prove that he committed no fault of late years. He may have had some & wiped them out by dint of good conduct, such as his good service entries show he is capable of. I do not think the small reduction of 5.4% on his pension should be rescinded.

JG
25/1/98

To H.E. the Governor

27.1.98

The Hon. Mr. Gouri seems to assume that he ~~had~~ may have had black marks and that he subsequently wiped them off. It should be possible to make sure whether or not this was the case. Mr. Hammick should be asked.

A.H. 29.1.98

R.C. 19/1/98
R. 26/1/98
Rc. 31/1/98

Secy

With reference to ~~[illegible]~~ the Hon Mr Gouri's note please see clause VII of Art. 238 of the Police order book p 115 (put up). Black marks may be wiped off by subsequent good conduct. Govt. sees only the record of punishments (other than punishment by award of black marks) entered in the Defaulter book vide Art 237 (b) & the note thereto from which it appears that warnings & reprimands are not brought to notice at the time of granting pension. So Govt. hears only of fines reductions & dismissals.

18-1-98

Hon

19.1.98

Secy Please see our d.o. to Mr Hammick & his reply on no 128 below PTO

1898

It will be seen that the constable had no less than seven black marks between his reduction in 1885 & the date of his retirement in 1897. an accumulation of ~~which~~ three black marks involves, it sh'd be remembered, reduction. Apparently the constable just managed by occasional periods of good conduct to save himself from this fate again overtaking him. It w'd have meant dismissal for him for he was at the bottom of the tree, a 2nd class constable.

W.H.
22/2/98

H.M.
S.H. 23/2/98

Seen
J.G.
24/2/98

To H.E. the Governor
S.H. 25/2/98

In view of this fresh information I would allow the reduced pension to stand.

A.H.
12.3.98

C. 22/2/98
[illegible]

No. O-49.

DEPARTMENT.

No. 4602

CHIEF OFFICE OF THE INSPECTOR-GENERAL OF POLICE,
MADRAS, 13th December 1897.

FROM

M. HAMMICK, ~~I.C.S.~~, ESQ., I.C.S.
INSPECTOR-GENERAL OF POLICE,
Madras,

TO

THE Under Secretary
to Government, Pension Dept.
Fort St. George.

SIR,

ENCLOSURES.

With reference to G.O. No. 880 Pension, dated 20th November 1897, I have the honor to express my regret that I disposed of the case of K. Ragaviah, 1st class constable of Nellore by recommending the grant of a full pension while the Government considered it was a case where the pension should be reduced.

2. The matter is of importance because under the present orders of Government it will be only in very rare cases that I as Inspector General of Police will be able to pass orders in Pension cases.

3. In the case in the point it is not for me in the face of the Government order reducing the pension to protest. But

I

I venture respectfully to say that I can from my records produce a number of cases in which Government have granted full pension to men with quite as bad and indeed a worse record than that of Ragaviah. This man had 31 years service. Since 1876 he had no entries in his Defaulter sheet for acts reflecting on his moral character. Since 1885 or in the last 12 years he had only had one entry in 1893 for a piece of carelessness. He had three good service entries in his favor. Now from what I have seen of Constables' Service Books and I examine them closely when inspecting, I venture respectfully to say that if other constables' pensions are to be reduced on their defaulter sheets taking the standard that Government has taken in this case a very small proportion of our constables will earn their full pensions. I hope I shall not be considered to be going too far if I venture to say that had this constable's case in the first instance gone to Government with the word "good" or "fair" against his character, he would most probably have been awarded his full pension without demur. It is almost

impossible

impossible, for a constable to go through 31 years Service without entries in his defaulter sheet and in this case the entries were not numerous, nor during the last 20 years had they been of a serious character.

[illegible]

4. It seems to be a matter of considerable importance whether the words "fair" or "indifferent" or "good" are inserted in the application for pension. It has always hitherto been understood in this office that the Inspector General has authority to correct the entry of character given by the Superintendent (G.O., No 718, Pension, dated 9th July 1886) and in consequence very often when the Superintendent states a man's character to have been "indifferent" the Inspector General taking a different view of his defaulter sheet has corrected it and submitted the character to Government as "fair" or "good". In the case now under consideration I certainly do not consider that the Defaulter Sheet justified the character of "indifferent" given by the Superintendent. For my

Hey F

part

Nov. 8/2.2.98.

My dear Hammick

With ref. ~~to~~ the case
of constable Raghavalu
of Nellore ~~referred to~~ mentioned in
your letter No 4602
d/ 13 Dec 1897 would
you kindly let me
~~know~~ have a full
list of the black
marks (including
those cancelled by
subsequent good behaviour
or any other means)
awarded him ~~to the~~
since 1885

Yours sincerely

[R. E. / 46.]
1,000 -10-8-96.

Pension (1898) Department.

CURRENT No. 128

D.O.

From

M. Hammick Esquire ICS
Insp^r Genl of Police

For **Orders**

21/2/98

No.

Dated 18/2

Received 21/2

Registered —

Enclosures 1

Spare copies. nil

SUBJECT.

Forwarding a full list of the Black Marks awarded to Constable Ragaviah of Nellore since 1885.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

18th February 1898

My dear Forbes,

I enclose a full list of the Black Marks awarded to constable Ragaviah of Nellore since 1885, which you ask for in your D. O. No.11 of 2nd instant.

Yours sincerely,

Form No. 90.

Defaulter Sheet of Rayariah **Name** **Rank** 933

Brief description of offence.	Date when committed.	Punishment.		By whom ordered.	Date.
		Black Marks.	Other Punishments.		
Gross negligence in not making proper enquiries to obtain evidence in Cases under secs. 457-380 I.P.C. reported while he was in charge of Kaligiri station	14.2.85	1	Awarded & reduced to 2cc.	Supdt. of Police	1
Refusing to carry express to Chiramanas on 5.3.85 on pretence of sickness and to give explanation when he was called upon by his station House officer	2.4.85	2	Awarded & warned for reduction	do	2
Sending 3 days station House Reports at one time	19.3.87	1	Awarded	do	3
Failing to reply to the remark made by the Head Quarters Inspector in the Station House Report of 23.5.87	6.7.87	1	do warned for reduction	do	4
Proceeding on his 3 days leave without obtaining his passport.	7.10.90	1	Awarded.	do	5

(P.T.O)

/933 Continued

Brief description of offence.	Date when committed.	Punishment.		By whom ordered.	Date of order.
		Black Marks.	Other Punishments.		
& Ditto have any respectable person present when the prisoner pointed out where he had concealed the stolen property in two cases thereby weakening the cases which were thrown out	18.9.93	1	Awarded & fined ~~[illegible]~~ 2nd.	Supdt. Police	6. 16.10.93
Entire ignorance of Pension rules	16.3.94	1	Awarded.	do —	7. 21.3.94

True copy

Asst. Police Officer }
Nellore }
11.2.98 }

[illegible]
Head or Inspector of Police
for Ag. Superintendent of Police
Nellore

When given for copying
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When examined
When signed
} 189 .

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

CURRENT No.

ENCLOSURES TO O. No.

ORDER OF GOVERNMENT .. .. .. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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