Pension (1898) Department.

ORDINARY MS.

G.O., No. 247

DATED 30 – 3 – 98

[Despatch Abstract.]

Informing Mr. Sankaran Vydian, late clerk, Kottayam Tg, that his claim to an increased pension is inadmissible.

BACK PAPERS.

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

FURTHER PAPERS.

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

~~Revenue~~ Pension (1898) Department.

CURRENT No. 194

From The Accountant General, Madras.

GOVERNMENT OF MADRAS
14[illegible]
PENSION DEPARTMENT

No. 128/591

Dated 12th March 1898

Received 14/3/98

Registered 14/3/98

Enclosures

Spare copies

Order 30th March 1898 No. 247.

The petitioner is informed that his service prior to 5th March 1874 does not count for pension, as he was a temporary clerk from 20-12-65 to 1st March 1867 ~~he ceased to belong to the~~ and was paid from a contract allowance from that date to 5th March 1874 ~~fixed establishment~~. His claim to an increased pension is therefore inadmissible.

Ile
29/3/98.

S 30/3

Iss
2/4/98
To
The Petr.
with 5 enclos. rtd.

SUBJECT

Reporting on the inadmissibility to an increased rate of pension to one M. San Karan Vydier.

Note

The petitioner alleges that he served as a temporary clerk from 20-12-65 to 4-3-74 and that he was confirmed in the ~~same~~ appointment. — A

The Inspr. Genl. of Regn. however says that the petitioner was appointed a temporary clerk in the Tellicherry Registrar's Office on the 20th Decr 65. that on the 1st March 67 he ceased to belong to the fixed establishment and that on the 5th March 1874 he recommenced his — B his service in the fixed establishment. So ^as the A.G. says^ his service in the Registration Dept prior to the 5th March 1874 does not qualify for pension. Hence draft order for approval.

Sd/ 24.3.98

Cannot the break be condoned? Why did he cease to belong to the fixed establishment in 1867?

Ml
24/3/98

The applicant was a temporary clerk from 20-12-65 to 1-3-67 and this service does not qualify under art. 403 C.S.R. So the condonation of the break ~~does~~ would not, it is submitted, benefit him. He ceased to belong to a fixed establishment in 1867 "as the Dt. Registrar was then given a contract allowance and was at liberty to alter the number & pay of his clerks."

The following draft order is submitted for approval

Sd/ 24.3.98

—

Order

The petitioner was appointed as a temporary clerk in the Tellicherry Registrar's Office on the 20th Decr 1865 on Rs 12 a month. His pay was fixed by the Registrar General and approved by the Govt. On the 1st March 1867 he ceased to belong to a fixed establishment, as the Dt. Registrar was then given a Contract allowance and was at liberty to alter the number & pay of his clerks. In 1874 the petitioner recommenced his service on a fixed establishment. His service in the Registration Dept prior to 5th March 1874 does not therefore qualify for pension and his claim to an increased pension is accordingly ~~rejected~~ inadmissible.

Sd/ 24.3.98

BACK PAPERS.

G.O.	No.	Department.	Date.
–	757	Pen.	8-10-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To
The Pen. Officer

From 1867 to 1874 was he working in Govt service tho' not paid on fixed Establishment but out of the contract allowance? And, if so, since he has been actually working in Govt service since 1865 is there no rule under which the service to 1874 can be recognised either by this Govt or by the Govt of India?

Ml
25/3/98

From 1867 to 1874 the petitioner was working in Govt. service and he was paid out of the contract allowance, and this service does not qualify under art. 398 C.S.R. It is submitted that there is no rule in the C.S.R. under which the service to 1874 can be recognized either by this Govt. or by the Govt. of India.

Sd/ 25.3.98

This is true.

Ml
29/3/98

To,

HIS EXCELLENCY SIR A. HAVELOCK,

GOVERNOR IN COUNCIL,

Fort Saint George.

The humble memorial of Madavil Shankaran Vydiar of Tiruvangad Amsam, Kottayam Taluk in the District of North Malabar.

Most Respectfully Sheweth.

1. That Your Excellency's humble memorialist is now a Civil pensioner.

2. That he was entertained as temporary 2nd Clerk on a pay of 12 Rs per mensem in the District Registrar's Office at Tellicherry on the 20th of December 1865 and was confirmed in the same place on the 5th March 1874.

3. That he was thrown out of employment when the District Registrar's Office at Tellicherry was amalgamated with that of Calicut on the 1st April 1879. He was subsequently re-employed in Government Service on the 1st December 1879 as Clerk on Rs 15 in the Kottayom Taluk Kutcherry Malabar and has been holding that post till 1st April 1897 when he was allowed to retire on pension.

4. That Your Excellency's humble memorialist was only allowed a pension of Rs 5 and annas 8 a month though he, as submitted above, has put in a total service of 31 years.

5. That Your Excellency's memorialist was not allowed the full monthly pension of Rs. 7 and annas 8 on the ground that his temporary service in the Registration Department from 20th December 1865 to 4th March 1874 could not be taken into account "as qualifying for pension in the absence of any records to show that he was confirmed in the same post."

6. That it will be clear from the copy of the service book, herewith submitted for Your Excellency's kind consideration (and also from the testimonials hereto annexed) that Your Excellency's humble memorialist was, on the 5th March 1874, confirmed as 2nd Clerk, in the Registrar's Office Tellicherry, which place he was holding temporarily since 20th December 1865.

7. That it is not correct to say that Your Excellency's humble memorialist's temporary service as Clerk in the Registration Department cannot be treated "as qualifying for pension in the absence of records to show that he was confirmed in the same place" as the Accountant General seems to have stated to the Treasury Deputy Collector Malabar, whose letter to Your Excellency's humble memorialist on the subject is also herewith submitted for Your Excellency's perusal.

8. That Your Excellency's memorialist, in the circumstances, submits that he is entitled to the full pension of Rs 7 and annas 8 and that it is a matter of great grievance to him that he is not allowed the same though he has been in Government employment for a long period of 31 years.

Your Excellency's humble memorialist prays therefore that Your Excellency may be pleased to pass orders for the payment of the full monthly pension of Rs 7 and annas 8 to Your Excellency's humble memorialist from the date he retired from Government service.

For which act of justice and kindness Your Excellency's humble memorialist shall as in duty bound

Ever pray.

Pension Dept
No. 1447/97

Tellicherry
8th December 1897

Malabar Treasury.
Calicut 6th July 1897.

To,

THE SUB COLLECTOR OF MALABAR,
Tellicherry.

Sir,

The Accountant General having declined to treat M. Sankaran Vydier's temporary service in the *Registration Department from 20th December 1865 to 4th March 1874 as qualifying for pension*, in the absence of any records to show that he was confirmed in the same post, it has become necessary that his application should be supported by a medical certificate of his incapacity for further service. I have therefore the honor to request that you will be good enough to direct him to appear before the Civil Surgeon with a view to obtain an Invalid certificate, and should he fail to obtain one, to reinstate him in service.

I have &c.,
(Signed) RAJA GOPALACHARRY,
Treasury Deputy Collector.

True copy forwarded to the Tahsildar of Kottayom with the request he will direct Sankaran Vydier to appear before the Local Civil Surgeon at once and obtain a certificate if he is unfit for further service.

(Signed) MURPHY,
Acting Sub-Collector.
9—7—97.

Reference No. 1935/R. 97.

True copy forwarded to Mr. M. Sankaran Vydier late 4th Clerk with the request to attend before the Civil Surgeon Tellicherry along with the accompanying letter addressed to the Surgeon, for furnishing with the necessary certificate herein called for.

(Signed) O. RAMAN,
For Tahsildar.
12—7—97.

6.

Pension

~~Public~~ (1897) Department.

CURRENT No. ~~624~~ 1047

CHIEF SECRETARY
16 DEC 1897
GOVERNMENT OF MADRAS

From H. A. Fin Esq ICS
Private Secretary to
H. E. the Governor.

Endt. No. 2805 d/21-12-97
Order

Transferred
to the Pension Dept.

GOVERNMENT OF MADRAS
29 DEC 1897
PENSION DEPARTMENT

No.

Dated 14 December 97

Mr Cornthwaite
Ag Asst Secy

Received } 16 12 97
Registered }

Enclosures 5

Spare copies

Cw
18/12/97

Endt. No. 1 d/6 Jany 1898.

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

Ebe
6.1

To A.G.
(with petition & petitioner's pension papers)
B. 27/1

SUBJECT.

Transfers a petition dated 8th Decr 97 from Madavil Shankaran Vydiar, Kottayam, Malabar praying that he may be given his full pension.

(By order)

for Private Secretary

BACK PAPERS.

G.O.	No.	Department.	Date.
"	757	Pension	5-10-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
25th January 1898.

No. IAE/493

From
J. C. Harrison Esqr.,
ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To
THE Inspector General of Registration,
Madras.

SIR,

I have the honour to state that in reporting to Government on the application for pension on behalf of Madavil Sankar Vydier, late 4th Clerk, Kottayam Taluk, this Office rejected his claim to service rendered in the Registration Department from 20th December 65 to 4th March 1874 as 2nd Clerk, Registrar's Office at Tellicherry on a Salary of Rs 12/- a month, on the ground that the service was rendered in a temporary appointment. But the applicant has since appealed against the rejection, and contends that as he was subsequently confirmed in the same appointment, he should be given the benefit of that service under Article 405 of the Civil Service Regulations. The Collector of Malabar to whom ~~the~~ a reference was made on the subject, is owing to want of records, unable to furnish a satisfactory explanation on the point. I request therefore that you will be good enough to cause a proper search of the records of the Registration Department to be made, and to report whether or not the temporary appointment which the applicant held during the period stated above, eventually became permanent. The matter is important as the rejection of that period of service disqualifies the applicant for a half pension to which he would otherwise be entitled.

To facilitate reference, the Pension application, and the connected papers are herewith forwarded, and they should be returned when no longer required.

I have &c.

(Signed) J. O'B. Power

Chief Superintendent.

(True copy)

J O B Power

for Chief Superintendent

Registration Department.

G. No. 904

From

The Hon'ble P. Rajahratna Mudaliar

Dewan Bahadur,

Inspector General of Registration, Madras.

To

The Accountant-General,

Fort St George.

Dated Tellicherry, 21st February 1898.

Sir,

With reference to your letter, No. I. A. E./493, Pension Department, dated 25th January 1898, I have the honour to state that Government in para 9 of G.O., No. 1608, Judicial dated 7th November 1864, sanctioned a separate allowance of Rs 40 per mensem to each District Registrar for his Office establishment, with the direction that the details thereof should be arranged with the sanction of the Registrar General, *who instructed the District Registrars to adopt one or other of the two following scales:—

* vide para 10 of Registrar General's letter recorded in G.O. No. 1744, Judicial dated 6 December 1864 & G.O., No. 1024, Judicial, dated 2[illegible] July 1865.

I	1 Clerk	Rs 30
	1 Peon	6
	Contingencies	4
II	Head Clerk	24
	1 Clerk	12
	Contingencies	4

2. From 1st March 1867, however, the following scales of Contract allowances for the office establishments of district Registrars were *sanctioned, and the Registrars were asked to make their own arrangements regarding writers and Stationery

* G.O. No. 187, Judicial, dated 6 February 1867

and

out of those allowances:—

4 First Class districts at	Rs 50.
9 Second " "	" 40
8 Third " "	" 30

This arrangement was confirmed in the rules 16 and 17 of × the rules sanctioned in G.O. No 1176 dated 23d July 1867.

× (Copies enclosed)

3. In G.O. No. 240, Judicial, dated 11th February 1874, increased establishments were sanctioned for the districts of Calicut, Tanjore, Tinnevelly and Tellicherry, and the strength and pay of the required establishment were fixed by the Local Government. The establishments of the other Registrars in the Presidency began to draw fixed pay from the 1st December 1874 under the sanction accorded in G.O. No. 2083, Judicial, dated 4th November 1874.

4. In 1865, the Government of Madras enquired whether clerks employed in registration offices established under Act XVI of 1864 would be admitted to the benefit of the Uncovenanted Civil Service Pension rules, and the Government of India × replied as follows:—

× Resolution No. 1272 Financial dated 15th March 1865 communicated to the Registrar General in Civil Paymaster's No. 294 dated 30th March 1865.

"The Governor-General in Council is pleased to decide that the enquiry of the Madras Government shall be answered in the affirmative in respect of those establishments for working Act XVI of 1864 which have been fixed both as to strength and pay by the Government of India". Upon a further reference on the subject made in 1869, the Government of India stated "that the Registration establishments in the

Madras

Madras Presidency previous to the introduction × of the system of payment thereof by contract allowance were, on an experimental footing, and, under the rules, service on such establishments is regarded as temporary and could not count for pension, except in the case of persons who are retained on the final revision of the establishments. The Governor General in Council is therefore unable to meet the wishes of the Government of Madras in regard to those clerks of the Registration establishments in that Presidency who, previous to their employments on those establishments, held no Offices under Government".

× On the 1st March '67 under G.O. No. 189, Judicial, dated 6th February 1867.

5. The applicant was appointed as a clerk in the Tellicherry Registrar's Office on the 20th December 1865 on Rs 12 a month. His pay was fixed by the Registrar-General, and approved by the Government of Madras. On the 1st March 1867, he ceased to belong to a fixed establishment, as the District Registrar was then given a contract allowance and was at liberty to alter the number and pay of his clerks. In 1874, the clerk recommenced his service on a fixed establishment. His service in the Registration Department prior to 5th March 1874 does not appear to qualify for pension.

6. All the enclosures to your letter are herewith returned.

7. The Tellicherry Registrar's reply to my reference was received only on the 10th instant, on which I left Madras on tour through the Malabar district.

I have &c.
(Signed) Moonappa Mudaliyar
Ag. Registrar of Madras
for Inspector General of Registration

(True Copy)

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
12th March 1898.

No. $\frac{\text{I.A.E}}{593}$

From
F. C. Harrison Esqr.
ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To
THE Secretary to Government
Pension Department

SIR,

With reference to your endorsement No 1 dated th 6th of January 1898 referring to me for remarks a petition from Madavil Sankaren Vydian late 4th clerk Kottayam Taluk praying for the grant of a pensio of Rs 7-8- a month in lieu of the pension of Rs 5-8- sanctioned to him in Government Or No 757 dated 5th October 97, I have the honour to stat that the petitioner's claim is based upon the fac that he had served as a Temporary clerk from 20 December 1865 to 4th March 1874 in the Registrar's Offi at Tellicherry. But from the enclosed copies of my reference to the Inspector General of Registration an of his reply thereto, it will be seen that the petition cannot count towards pension his service in the Registration

$\frac{\text{Iac}}{493}$ d/ 25-1-98
1904 d/ 21-2-98

Registration Department prior to 5th March 1874. Hence his claim to an increased rate of pension is inadmissible.

The enclosures to your memo under reply are herewith returned.

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

Accountant General

Md 10/3

11

Pension ~~Financial~~ (1898) Department.

CURRENT No. 1

From The Accountant General, Madras.

Order 247 d/ 30-3-98.

Lodged.

No. $\frac{9 a 8}{543}$

Dated 17-2-98.
Received 19/2
Registered 19/2
Enclosures –
Spare copies –

19/2/98

SUBJECT.

stating that a reference was made to the I.G. Registration on official memo No. 12 d/11-2-98 and that on receipt of reply the reference from [illegible] will be disposed of.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

15

Pension DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
20
I. A. 2. 17 February 1898.
No. 543

From
T. C. Harrison Esqr.
ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To
THE Under Secretary to Government
Pension Department.

SIR,

With reference to your Official memorandum No. 12 dated the 11 February 1898 I have the honour to state that a reference was made on the 25 ultimo to the Inspector General of Registration regarding the petition of M. Sankaren Vydier late 4 clerk Kottayam Taluk and on receipt of a reply for which a reminder was sent on the 12 Instant, the reference from Government will be disposed of.

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

T. C. Harrison
Accountant General

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

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.

TATEMENT WITH DITTO.

OCUMENT NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
B = Not to be copied.
F = Copy abstract only.
G = Copy heading only.