Pension (1898) Department.

ORDINARY MS.

F. No. 825/98

G.O., No. 332-33-

DATED 18 May 98

[Despatch Abstract.]

Forwarding for transmission to the Right Honourable the Secy of State for India a Memorial from T. Sesha [illegible] Pillai, late Clerk Accountant General's Office, appealing against the orders of this Govt and of the Govt of India refusing to grant him a gratuity for his services as head clerk in the office of the Commission for the [illegible] of Agricultural [illegible]

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
„	767	Pen	8-10-98				

FURTHER PAPERS.

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

[R.E. / 45.]
1,000 -10-8-96.

Pension (1898) Department.

CURRENT No.

From T. Sitapati Pillay
Madras

No.

Dated 2nd May 1898.
Received 3rd
Registered 3rd
Enclosures
Spare copies.

SUBJECT.

Resubmitting his memorial addressed to the Secy. of State for India, duly authenticated by his signature on each sheet as required

Order 18th May 1898 No. 332

Ordered that the Memorial be forwarded to the Government of India and that the memorialist be informed of its despatch.

6-5-98

9-5-98

To the memorialist.

No. 333.

To the Secy. to the Govt. of India,
Finl. and Comml. Dept.

I am directed to forward, for transmission to the Right Hon'ble the Secretary of State for India, the accompanying memorial from T. Sitapati Pillai, late clerk, Accountant-General's office, Madras, who appeals against the orders of this Government and of the Government of India refusing to grant him a gratuity for his service as head clerk in the

office of the Committee for the Exa-
mination of Assistants, *Madras.*

2. The facts of the case were sta-
ted in my letter No.100 dated 3rd Feb-
ruary 1898 to which your letter ------
No.1125 P. dated 9th March 1898 is a re-
ply. I am to say that His Excellency
the Governor in Council sees no reason
not to modify the opinion expressed in
my letter above referred to. & has
no recommendation to
make on the memorialist's
behalf.

6.5.98

9.5.98

10/5/98

Note.-

The memorial does not seem li-
able to be withheld under the memorial
rules. Issue draft letter to India for
approval.

6.5.98

BACK PAPERS.

G.O.	No.	Department.	Date.
..	213	Pen.	16-3-98
..	290	-	27-4-98
Flag B			
Flag A			

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To

THE RIGHT HONORABLE THE SECRETARY OF STATE
FOR INDIA, *London.*

Through

THE SECRETARY TO GOVERNMENT
Pension Department.
FORT St. GEORGE.

The humble Petition of T. SITAPATI PILLAY,
Pensioned 1st Class Clerk in the office of
the Accountant-General, Madras.

RESPECTFULLY SHEWETH,

Manager, Committee's Office from4th July 1867 to 31st May 1881 on Rs. 50.
Clerk, Chief Office of the Inspector-General of Police from 11th July 1870 to 2nd October 1878.
Clerk Accountant - General's Office from 3rd October 1878 to 28th June 1897.

That the Petitioner entered the Government service on the 23rd May 1862 as an Indexer on the Establishment of the Grand Arsenal, Madras. On the 4th December 1867, he was appointed as Manager of the Office of the Committee for the Examination of Assistants, and continued to hold that appointment up to 31st May 1881. While holding that appointment he was provided in July 1870 with another pensionable appointment. He held two appointments as shewn in the margin for a period of 10 years, 10 months and 11 days, from 11th July 1870 to 31st May 1881, and, on the latter date, was relieved from one of them, *i. e.*, Manager in the Office of the Committee for the Examination of Assistants, agreeably to section 112 of the Civil Pension Code, 4th Edition, which corresponds with Article 511 of the Civil Service Regulations, 3rd Edition.

2. At the time the Petitioner was relieved, the question whether he should be granted a gratuity for the additional appointment of Manager, was referred to the then Accountant General, Mr. H. F. Clogstoun, who held that there was no necessity to go up to Government for the grant of the gratuity, but that it would be sufficient to make a note in the Petitioner's Service Book agreeably to the section quoted above, to enable him to claim the gratuity on his final retirement from the service.

3. That the Petitioner finally retired from the service in June 1897, and applied to the Accountant General for the gratuity due for the ten years service rendered in the additional appointment referred to above. The Petitioner regrets to say that upon the report of the present Accountant General, the Madras Government* held that no gratuity should be granted as it was not admissible to him under Article 511 of the C. S. Regulations, presumably by the non-fulfilment of the conditions prescribed in the C. S. Regulations for the grant of a pension. In that view the Government of India have also agreed.

*Enc. A.

Enc F.

4. Article 511 of the C. S. Regulations lays down that "an officer holding two or more separate appointments may not, save with the express sanction of the Government of India in the Finance Department or, if pensions are a Provincial charge, of the Local Government, resign one or more of such appointments at any time, without being compelled to leave the service altogether; but in such

case, any pension admissible to him for service in the office or offices from which he is relieved, will be deferred until he finally retires." According to the Accountant General's contention, with which the Madras Government and the Government of India agreed, the only circumstances under which an officer could be held to be eligible for a deferred gratuity are (1) that an officer's appointment should have been abolished by reduction of establishment, or (2) that he should have completed 30 years' pensionable service in any one of them.

5. The Petitioner ventures to submit.

(a) That if Article 511 of the C. S. Regulations was intended to apply only to the two cases mentioned above, the Article would have been so worded as to preclude other cases such as that of the Petitioner's being brought under it. The absence of any such mention, induced the then Accountant General (1881) to hold that the article would include not only the two cases mentioned above, but also the case of an officer whose relief from an appointment was not due to resignation of the public service, or removal from it for misconduct, insolvency or inefficiency, or failure to pass a prescribed examination, which are the only causes prescribed in Article 460 (*a*) of the C. S. Regulations under which an officer could be barred from getting any retiring allowance for service rendered by him.

(b) That the Petitioner's relief from the minor appointment was due to abolition of appointment as it involved a change in the nature of duties of his office, which in the Petitioner's case was the change in the hour of attendance. (Vide Articles 476 & 477 of the C. S. R)

& (c) That the Petitioner was made to understand by an officer such as the Accountant General, who was competent to interpret the rules, that the gratuity was admissible to him, and that it should be claimed only after his final retirement from the service. Otherwise, the necessity for the note in the Petitioner's service book would be meaningless.

Enc. B. C. & D.

6. It would be needless to mention that the Petitioner, who was employed in the Audit office, is aware of several cases, in which concessions of various kinds, have been granted when retiring allowance was not admissible under the strict letter of the rules contained in the C. S. Regulations.

7. In these circumstances the Petitioner respetfully solicits that even if his claim be held as inadmissible under the rules, his case may be specially considered in view of the promise held out to him, taking also into consideration the fact that he had faithfully served Government for upwards of 35 years, holding responsible posts in the public service. It would be an extreme hardship and sad disappointment, if at his old age, he be deprived of the small gratuity to which he was held to be entitled at the time, for the zealous and faithful double service of about 11 years rendered in the committee's office as will be seen from the copies of testimonials* herewith enclosed.

*Enc. E.

For this act of kindness the Petitioner shall, as in duty bound, ever pray.

Madras,
20th April 1898.

T. Sitapati Pillay
Residing in "Rama Vilas"
Rayapettah High Road

Guardian Press, Mount Road, Madras.

A.

C. No. 908.
Pension Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers: —

From the Accountant-General, dated 17th September 1897, No. *Nil.*

Certificate and Report from the Accountant-General, dated 28th September 1897,
No. A. D. J.
304

O. M. to do. dated 21st October 1897, No. 56.
No. A. D. J.
304

Letter from do. dated 12th November 1897, No. I. A. E.
870

Order thereon, 19th November 1897, No. 877.

Under Articles 509 and 518 (*b*) of the Civil Service Regulations (3rd Edition), His Excellency the Governor in Council is pleased to grant to Triplicane Sitapati Pillai, late 1st Class Clerk, Accountant-General's Office, Madras, a retiring pension of Rupees (57-8-0) fifty-seven and annas eight only per mensem payable at Madras from 29th June 1897, in consideration of his qualifying superior service of 35 years, 1 month and 6 days.

2. As pointed out by the Accountant-General no pension was admissible to the applicant at the time of his relief from the post of Head Clerk in the office of the Committee for the Examination of Assistants for his service in that appointment. Hence there was no pension on account of that service to be deferred under article 511, Civil Service Regulations, and no pension on account of that service is admissible now.

(True Extract.)

N. E. MARJORIBANKS,
Ag. Under Secretary to Government.

True Copy forwarded to M. R. Ry. T. Sitapati Pillai, for information.

I. O. B. POWER,
Chief Superintendent.

I. B. B.
273 *dated 26th November 1897.*

(True copy)
T. Sitapati Pillay

B

No. 682.
Office of the Board of Examiners,
Madras, 3rd November 1897.

From

C. CLARK, Esquire,
Secretary to the Board of Examiners, Madras.

To

THE ACCOUNTANT-GENERAL,
Fort St. George.

Sir,

In reply to your letter No. $\frac{\text{I. A. E.}}{327}$, dated 28th October 1897, I have the honor, by direction, to inform you that M. R. Ry. T. Sitapati Pillai, late Manager of the office of the Committee for the Examination of Assistants (now the Board of Examiners) was relieved of his appointment on the 31st May 1881 as it was found necessary, in consequence of the increase of work of the Committee, to employ a full-time Manager.

2. M. R. Ry. T. Sitapati Pillai appears to have done his work in the Committee's office very satisfactorily and from office notes and D. O. correspondence on record in the Board's office, it seems that in ordering the entry quoted by you to be made in the Clerk's service book it was the intention of the then President that when he was retired his service in the Board's office should be taken into consideration.

I have, &c.,
C. CLARK,
Secretary.

(True copy.)

C. CLARK,
Secretary.

28th February 1881.

C.

My dear Longley,

I have kept the papers about Sitapati Pillai far too long, but I have had lots to do and I wanted to speak to Clogstoun about him.

Having done so I return them and as there is no occasion to go up to Government about him, I need make no remarks on the case.

In his Service Register you will perhaps be good enough to say that he was relieved of his appointment in the Committee's office as he had another Government post.

Yours sincerely,
W. DONALD.

(True copy.)

C. CLARK,
Secretary.

/True copies/
T. Sitapati Pillay

D.

No. 2364.

Official Memo.

* * * * *

The President has directed the undersigned to relieve Sitapati Pillai from duty under the provisions of section 112 of the Civil Pension Code from the 31st instant. Sitapati Pillai is accordingly relieved from duty from the afternoon of this date.

Office of the Committee for
the Examination of Asstts.,
Madras, 31st May 1881.

D. S. WHITE,
Secy. to the Comtee. for the Examn. of Assistants.

E.

This is to certify that the bearer T. Sitapati has served in the Grand Arsenal, Fort Saint George, as Indexer for the space of one year and ten months, during which period he has conducted his duties with satisfaction.

Grand Arsenal,
Fort Saint George,
31st March 1864.

C. H. HARRISON, Major,
Officiating Principal Commissary of Ordnance.

Extract from Departmental Order Book, Departmental Order No. 16.

* * * * *

T. Sitapati, Indexer, will assist in writing the drafts of the Cash Department in addition to his other duties.

4th August 1864.

C. H. HARRISON, Major,
Commissary of Ordnance in charge.

Extract from Departmental Order Book, Departmental Order, No. 21.

* * * * *

and Sitapati have conducted the duties of the Deputy Manager during his absence in addition to their own very creditably for the space of 3 months.

F. S. BUDD, Lieut.,
Commissary of Ordnance, Acting in charge.

This is to certify that Sitapati is an intelligent, promising young man and served in the office of the Grand Arsenal for about 2 years under me; I can confidently recommend him as a writer.

Inspector-General's Office,
18th October 1864.

J. L. BARROW, Lieut.-Col.,
Dy. Insp. Genl. of Ordnance.

/True copies/
T. Sitapati Pillay

Tell Sitapati that I am much pleased with the prompt way in which he gives requisite correspondence.

G. DANGERFIELD.

A very intelligent man and deserving of promotion.

C. H. HARRISON, MAJOR,
Commissary of Ordnance.

13th November 1864.

An intelligent man, active and ready.

F. S. BUDD, LIEUT., R.A.,
Commissary of Ordnance.

9th February 1865.

A highly intelligent, systematic, industrious and zealous young man, and well deserving of advancement.

G. DANGERFIELD, CAPT.,
Commissary of Ordnance.

I am very sorry such an intelligent, honest and zealous young man has left the Ordnance for the Audit Department.

R. CADELL, CAPT., R.A.,
Commissary of Ordnance in charge.

29th May 1866.

SAINT THOMAS' MOUNT,
17th February 1866.

MY DEAR RIDEOUT,

The bearer of this by name T. Sitapati is at present employed in the Grand Arsenal; he was under me there for some time, and I found him very intelligent and willing; he says there are two vacancies in your office, and as he has passed the required examination, I have no hesitation in recommending him to you. I have told him to get Cadell's permission to apply for the appointment.

Yours truly,
C. H. HARRISON.

MY DEAR RIDEOUT,

The bearer's name is T. Sitapati. He has begged me to bring him to your notice as a candidate for some appointment vacant in your office. He has been upwards of 4 years here and has little chance of promotion. He is intelligent, assiduous and trustworthy and a good accountant.

Yours sincerely,
R. CADELL.

20th February 1866.

Sitapati, late Indexer in the Grand Arsenal Office, having requested of me a testimonial, I have much pleasure in stating that he is very respectable, intelligent and industrious; and will, with further experience, become a most efficient clerk. He was useful to me for fourteen months in the Arsenal Office.

ARSENAL,
FORT ST. GEORGE,
19th May 1866.

W. BATTINSON,
Deputy Assistant Commissary of Ordnance.

(True copies)

T. Sitapati Pillay

GRAND ARSENAL, FORT ST. GEORGE,
22nd May 1866.

I have known Sitapati as Index-keeper in the office of this Arsenal since January 1865 and consider him to be very intelligent, zealous and active in the discharge of his duty.

R. C. SMITH, CAPTAIN, R.A.,
Commissary of Ordnance.

I concur.

R. CADELL, LIEUT.-COL.,
Commissary of Ordnance.

MADRAS, *29th May* 1866.

T. Sitapati, a Matriculated student, was my subordinate in the office of the Grand Arsenal, Fort St. George, for a period of four years. He did the duties of an Indexer. I have always found him intelligent, active and useful as also regular in his attendance and modest in his manners. He possesses a good memory on account of which he has been of great assistance to me as a ready referencer. These are expressions of my private opinion of him, and if they should by any means influence his rise in the scale of prosperity, it would be a source of much gratification to me.

G. W. M. TAYLOR,
Manager, Grand Arsenal Office.

MY DEAR GHOSE,

Sitapati is a very sharp, intelligent young fellow, and I should be loath to part with him did I not feel convinced that to keep a dissatisfied man in the office would be productive of more harm than good, so he has my full permission to leave, and I think you will find he has all the qualifications you mention.

Monday.

Yours very sincerely,
J. W. RIDEOUT.

DEAR MR. DYKES,

My writer T. Sitapati Pillai is desirous of becoming a candidate for the post of Head Clerk in your office. He has my permission to send in his application.

* * * *

I have a very good opinion of his abilities and he is very painstaking and attentive; his handwriting is admirable.

Believe me,
Yours very faithfully,
W. DONALD.

19th November 1868.

An intelligent, steady lad.

J. W. RIDEOUT, MAJOR,
Pay Examiner.

3rd December 1867.

(True copies)

T. Sitapati Pillay

Office of the Committee for the Examination
of Assistants,
Madras, 15th *December* 1868.

y Dear Martin,

From my experience of T. Sitapati, now 6 months, I can most conscientiously recommend him o you. I feel sure you will find him all that you desire. I shall be very sorry to lose him ; but am very glad for his sake that there should be this vacancy in your office, for there is little rospect of any thing turning up at the Presidency.

Yours very sincerely,
W. DONALD.

I have written to the Acting Secretary to the Revenue Board, so that they will be prepared o receive an application from the Collector in Sitapati's behalf.

Office of the Committee for the Examination
of Assistants,
Madras, 15th *December* 1868.

y Dear Mr. MacGregor,

My writer tells me that Martin has recommended an unpassed man(for want of a passed one) o fill the post of Head Clerk in the Trichinopoly Head Assistant Collector's Office.

I have written to Martin on behalf of my writer who has passed all the tests required and hers besides, as he will tell you. If Revenue Lower is needed, he is prepared to go up for it in ugust.

I can most strongly recommend Sitapati as an excellent clerk. I am sure Grose will also peak loudly in his favor.

Yours very truly,
W. DONALD.

Office of the Committee for the Examination
of Assistants,
Madras, 15th *September* 1869.

y Dear Banbury,

My writer in the Examination Committee Office, T. Sitapati Pillai, is desirous of becoming a ndidate for the 1st Class Sub-Magistrate's post that he hears is vacant in your district, and s asked me for a letter to you stating what I know of him. I have been very well pleased with m since I took charge in June 1868. He is very industrious and went up for the last Special st Examination to complete the Pleader's Test. He is a most respectable young man and well nnected ; his uncle is the Huzur Sheristadar in South Canara ; he has a cousin in your district, e Tahsildar of Trichinopoly, and another cousin is District Munsif of Palghat.

I shall be very glad indeed if you can give him this post ; his application will show you at he has passed more than the tests required for it, as he draws only Rs. 50 in the Comittee's Office and there is no other opening for him in it.

Should you however think it best to promote a 2nd Class Sub-Magistrate, perhaps you will t him into the vacancy that will thus be caused in that grade.

Believe me, yours sincerely,
W. DONALD.

(True copies)

T. Sitapati Pillay

Royapettah Police Court,
Madras, 3rd *March* 1870.

* * * *

He (Sitapati) is an excellent writer and well educated, passed Matriculation, &c.

I was much pleased with Sitapati ; he writes a beautiful clear hand and is very quick.

Yours sincerely,
T. WELDON.

Has performed his duties satisfactorily.

W. ROBERTSON,
Assistant Inspector-General of Police.

4th June 1872.

Has performed his duties satisfactorily.

C. L. HIGHMOOR,
Assistant Inspector-General of Police.

My dear Col. Swanston,

T. Sitapati Pillai who is now an Accountant in the Chief Office and has been there for years, tells me he is applying for the Head-Quarter Inspectorship at Trichinopoly, and as he was under me for 5 years as Manager of the Civil Examining Committee's Office when I was Secretary, (a post he holds to this day in addition to that in the Chief Office) he has asked me to write to you on his behalf. He is highly respectable and well connected, and from my experience of him, he will, I think, give you satisfaction in the post he seeks. He is a good accountant, intelligent, steady and hard-working. Highmoor was satisfied with him, and so I believe is Guthrie, but he will send you his testimonials from them I have no doubt. I merely vouch for what I know from personal experience.

Yours sincerely,
W. DONALD.

Madras,
11th November 1877.

Office of the Committee for the Examination
of Assistants,
13th March 1878.

This is to certify that T. Sitapati Pillai has been employed under me as Clerk and Manager of the Committee's Office from the 7th July 1874 and that his previous service dates from the 4th December 1867.

To me Sitapati Pillai has been a most useful Assistant. His business knowledge is good and his intelligence considerable. He is besides of very respectable parentage and he possesses good manners.

T. Sitapati's merits ought to have procured him higher employment long ago ; and I give him this certificate not only to help him but to give him the opportunity of seeking a wider field for usefulness in the public service.

D. S. WHITE,
Secretary.

Has never been punished or reprimanded and has conducted his duties satisfactorily.

T. K. GUTHRIE,
9th December 1879. *Assistant Inspector-General of Police.*

I believe this man to be a very worthy man and a man of whom all men speak well.

C. T. LONGLEY,
24th August 1881. C. S.

(True Copies and Extracts.)

T. Sitapati Pillay

PRINTED BY G. C. AND CO., SCOTTISH PRESS, MADRAS.

F

Government of Madras.

PENSION DEPARTMENT.

Endorsement No. 213.

The Memorialist will be informed that the Government of India considers that under the rules he is not entitled to any gratuity for his service as Head Clerk in the office of the Committee for the examination of assistants, and that it has therefore declined to interfere on his behalf.

(By Order.)

N. E. Marjoribanks,
Under Secretary to Government.

Fort St. George,
16th March 1898.

To
T. Sitapati Pillay.

(True copy)

T. Sitapati Pillay

Pension 1898 Department

80 213/16.3.98 Rn.

Current No 235

FROM

T. SITAPATI PILLAI,
Pensioned 1st Class Clerk,
ACCOUNTANT-GENERAL'S OFFICE.

To

THE RIGHT HONORABLE
THE SECRETARY OF STATE
FOR INDIA,
LONDON.

THROUGH

THE SECRETARY TO GOVERNMENT,
Pension Department,
FORT SAINT GEORGE.

Dated 20th } April 1898.
Received }

Requesting that he may be granted a Gratuity for the double service rendered as Manager in the office of the Committee for the Examination of Assistants from 1870 to 1881.

Madras 2nd May 1898.

From

T. Sitapati Pillai
Pensioned 1st Class Clerk,
Accountant General's Office.

To,

The Secretary to Government,
Pension Department,
Fort Saint George.

Sir

With reference to your Endorsement No. 290 dated 27th April 1898 I beg to resubmit herewith my memorial with its accompaniments duly authenticated with my signature on each sheet as required therein.

I beg to remain
Sir
Your most obedient Servant
T. S. Sitapati Pillay

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.							
STATEMENT WITH DITTO.							
PAPERS NOT FILED 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.