BACK PAPERS.

G.O.	No.	Department.	Date.
Endt	29	Pen	11-4-99
"	728	do	22-9-97
"	137	do	29-3-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Financial Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:-

Proceedings of the Board of Revenue, Revenue Settlement, Land Records and Agriculture, Madras, No.789 Mis., dated 4th February 1899, submitting to Government papers relating to the retention of the Pensioner, D.Subarayalu Naidu, Store keeper in the Weavers depot, Pattikonda beyond the sanctioned period.

From the Accountant-General, Madras, No.J.A.D./95, dated 6th March 1899.

Endorsement of the Pension Department, No.29, dated 11th April 1899.

-------000---------

Order:-No.526, dated 18th April 1899.

Under article 278 A of the Civil Account Code, the Government sanctions the admission of the charges incurred in consequence of the retention of pensioner D.Subbarayalu Nayudu as storekeeper and Appraiser in the Weaver's Depôt, Pattikonda, Kurnool District, from the 11th August to the 15th December 1898.

(True Extract)

a Edgington

for Chief Secretary.

To
The Accountant-General, Madras.
" Pension Department.
" Board of Revenue (Revenue Settlement, Land Records and Agriculture)

[J. 62.] 2,000—5-3-97.

Pension

Judicial (1899.) Department.

CURRENT No. 329

GOVERNMENT OF MADRAS
21 APR 1899
PENSION ESTABLISHMENT

From Jail Depl.

Order 31st May 1899 No 298

Recorded.

JCS 26529

No. 526.

Dated 18.4.99.

Received 21.4.99

Registered 21.4.99

Enclosures - -

Spare copies - -

SUBJECT.

Sanctioning the admission of the Charges incurred in consequence of the retention of pensioner D. Subbarayalu Naydu as Store Keeper and Appraiser in the Weavers Depot., Pattikonda, Kurnool Dist:, from the 11th Aug: to 15th Dec 1898.

Pension (1899) Department.

CURRENT No. 209

From

Accountant-General,
Madras.

GOVERNMENT OF MADRAS
PENSION DEPARTMENT

Order

The retention of D. Subrayulu Naidu on
Fa ime duty from 11th Augt to 15th Decr. 1898 is sanction-
under art. 278 A. (2) of the Civil Account Code.

No. 94.A.D./95

Dated 6th March 1899.

Received 8.3.99

Registered 8.3.99.

Enclosures

Spare copies

SUBJECT.

Stating that D. Subbarayulu Nayudu
should not have been kept in service more than
one year and that his retention was
therefore irregular, which may be
sanctioned as a special case.

23.3.99

To
The A.G.
Bd of Rev.
R.S, L.R.&A.

Endt. No. 29 of 11th April 1899

Transferred to the Financial
Dept. with reference to para. 2 of G.O. 911, Fml. of 21st
Novr. 1895

7.4.99

To
The Fml. Dept.

Pension
~~Revenue~~ (1899) Department.

CURRENT No. 129

From the Board of Revenue
Revenue Settlement, Land
Records and Agriculture
Madras

No. 789 Miscellaneous

Order 18th Feb^y 1899 No. 12.

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

18/2/81

17.2.99
To
The A.G.
with pp.

Dated 4th February 1899

Received 10/2

Registered 11/2

Enclosures

Spare copies

SUBJECT.

Submitting to Government
papers relating to the
relention of the pensioner
D Subrayalu Naidu, Stores
Keeper in the weavers depot,
Pattikonda, beyond the
sanctioned period.

BACK PAPERS.

G.O.	No.	Department.	Date.
"	728	Pen	22-9-97
"	137	do	14-2-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.
"	~~728~~	~~Pen~~	~~22-9-97~~

Sett. 13—2,000—25-4-98.)

REVENUE BOARD OFFICE. MADRAS.

Proceedings of the Board of Revenue

(Revenue Settlement, Land Records and Agriculture),

Dated 4th February 1899.

No. 789 Miscellaneous

READ the following letter from Muhammad Raza Khan Esqr. Collector of K. ployment
C No. 2546 of 98 dated 20th Novem ber —

I have the honor to repeated in following case for the orders of the Board

2. Under sanction conveyed in G.O. No. 728 dated 22d September 1896 Copy of which is herein enclosed Superannuated Police pensioner, D. Subbarayalu Naidu was re- employed as Store Keeper and Appraiser on Rs 50 of Pattikonda Weavers depot and he continued to draw his pay as depot Keeper and also his pension as Police Inspector till the end of October of 1897

Enc A

1898, but the Accountant General, in his objection statement, the extract whereof is hereto attached, has ordered the retrenchment of his pension from 11th August 1898, on the ground that the sanction already accorded could not exceed one year from the date of his re-employment under Article 579 of Civil Service regulations.

The services of the said Subbarayalu Naicken are retained as the depot is still open and there is yet some quantity of famine cloths awaiting sale, which may probably take two or three months more. Till the depot is finally closed, it will, I submit, be necessary for Subbarayalu Naicken to continue as depot Keeper, in consideration of the length of time he has been in charge of it, and the experience he has gained. His removal and the entertainment of another just now is neither expedient nor advantageous. Therefore I request that the necessary sanction of Government for his retention subsequent to 10th August 1898, may be obtained and communicated to me, so as to enable me to permit S. Subbarayalu Naicken to draw his pension. The present case has to be treated as a special one in as much as the period of re-employment though bonafide temporary, has exceeded the period prescribed in the article from causes beyond the control of the pensioner as well as that of the authorities who re-employed him.

Read also the following reference thereon to the Collector of Kurnool, dated 28th November 1898:—

The attention of the Collector of Kurnool is drawn to Article 579 Civil Service Regulations and he is requested to explain of his action in having retained

the pensioner beyond the period of 12 months allowed, without obtaining previous sanction therefor. The reason assigned for still continuing him in office appears insufficient. The stock on hand is small and the work of safe-guarding and issuing the same against delivery orders easy and simple neither seem to justify the retention of the services of a highly paid Storekeeper. The cloths may be taken charge of by the Tahsildar or the Stationery Sub Magistrate, who can arrange for their care and issue with the aid of the Special establishment referred to in B. P. 5344 dated 6th September 1898, the retention of which alone was sanctioned in the G. O. Contained in B. P. 6167 dated 18th October 1898.

Read also the following letter from Mahamed Rajah Khan Esqr Collector of Kurnool, Dis No. 7 of 98 dated 19th December 1898:-

Adverting to Board's Reference on G. R. No. 7888 dated 28th November 1898 — Calling for explanation as to why — D Subbarayalu Naidu, Store-Keeper of Pattikonda Weavers depot, was retained without Government sanction beyond the period prescribed in Article 579 of the Civil Service — Regulations, I have the honor to state as follows:-

The fact of D Subbarayalu Naidu's Appointment as Store-Keeper, Patti-Konda, having terminated on 11th August 1898 under Article 579, Civil Service Regulations, was not brought to my notice either by the Divisional officer, Nyapalli or the Stationery Sub magistrate in charge of the depot in view to

to sanction of Government being obtained for his further retention. The omission to do so appears to have arisen from the following circumstances. After the relief operations were closed in octobr 1897 my predecessor Mr Elwin while reporting on the withdrawal of famine establishments in his letter Rc 1621/2 dated 8th octobr 1897, proposed among other things, that the Store Keepers of weavers depots should be retained till the stock of cloths was almost all disposed of. This proposal was sanctioned by Government and the sanction was communicated in Boards Proceedings Rc 9158 Miscellaneous dated 13th November 1897. The appointment having this been sanctioned till the depot is almost closed, the present incumbent incumbent D Subbarayalu Naidu who has been holding the appointment from the beginning was allowed to continue in it.

2. After the relief operations were closed there was a change in the officers who supervised the depot transactions. The services of the Special Deputy Tahsildar for weavers relief operations who supervised the depot while the operations continued were dispensed with soon after the operations had ceased and the depot was taken charge of by the Tahsildar of Pattikonda. But the latter being an itenerating officer and consequently unable to attend to

to depot work promptly and regularly, the charge of the depot was subsequently entrusted to the Stationery Subhagistrate, Pattikonda, Owing to this change of officers and under the general impression that the appointment of the Store-keeper had been sanctioned to continue till the disposal of the stock of cloths, the personal disability of — D. Subbarayalu Naicon to continue in the appointment for more than a year which arose from his being a pensioner was entirely lost sight of and was not reported to this office for further sanction being obtained. I deeply regret this mistake.

3. I beg, however, to submit that just about the time when Subbarayalu Naidu's appointment should have terminated under the rules, the heavy sale transactions of the depot with Messrs Binny and Company commenced. About 16000 Cloths of Kumkuma bharani and Kanthu cheeralu and pachadams of the Pattikonda, Maddikera, Gonegondla, and Kodumur depots were ordered to be delivered in Board's Proceedings No 3619 dated 17th June 1898. In July about 98000 Goruchu Penchalu of Kodumur and Gonegandla depots were also ordered to be delivered vide Board's Proceedings No 3998 dated 1st July 1898.

In August again the delivery of the whole stock of yarn excepting only two Kinds was ordered (vide Board's Proceedings No 4820 this dated 9th August 1898). The delivery of all these cloths and yarn of

yarn required care and labour.
Further, the delivery orders issued
by the Board specified the number
of cloths which comprised the
original stock which differed
appreciably from the stock on
hand at the time the delivery
orders were issued. The —
Store-Keeper had to be called
upon to explain the variations
which were caused by local
sales and transfer of cloths to
other depots and to reconcile
the figures. All this rendered the
services of the Store-Keeper who
has been keeping the accounts
of the depot from the beginning
absolutely necessary in the
months of August to November 98
and he could not have
been dispensed with without
much inconvenience to the work.
Even now the delivery of the
cloths and yarn has not been
completed and there are yet
cloths amounting to about 2500 x
to
be sold. The number, no doubt,
is comparatively small and the
work is not heavy for the Store
-Keeper at present but I proposed
his retention for two or three months
more in view to avoid any —
Confusion in accounts which
may be engendered by their being
attended to at this stage by a new
man. I request in this connection
Board's reference to the enclosed
copy of the Stationery Sub-Magistrate's
Arzi complaining of his difficulties
in ~~th~~ taking charge of the depot.
As the Board disapproved of my
proposal I directed the Stationery
Sub-magistrate to dispense forthwith

x Some have been since ordered by the Board to be sold by public auction

with the services of the Storekeeper and to himself be in charge of the depot and he has reported that he has done so.

4. I request that in the circumstances explained above the Board may be pleased to obtain sanction for the retention of the Store Keeper D Subbarayalu Naicken from 11th August to 15th December 1898 both days inclusive. He was relieved in the afternoon of the latter date.

Resolution

The papers read above will be submitted for the orders of Government.

2. The Collector of Kurnool requests to sanction for having retained in service for a longer period than is allowed by Article 579 of the Civil Service Regulations the pensioner D Subbarayalu Naicken whose re-employment on famine duty was sanctioned in G.O. Pension No. 728 dated 22nd September 97

flag A

His individual was originally employed as Store Keeper in the weavers depot at Pattikonda, and as his services were specially useful in connection with the sale of the cloths which was heavy after June last, the Collector desired to retain him until the bulk of the cloths had been cleared. The fact, however, that the sanction for his re-employment lapsed on 10th August 1898 and that his further retention was not, under Article 579 of the Civil Service Regulations within the powers of sanction

of the Local Government, was lost sight of by the Collector, and the pensioner was allowed to continue in service until 15th December last when his services were dispensed with under the orders of the Board. Sanction is now requested for having retained him from 11th August to 15th December 1898, and, under the circumstances of the case, the Board begs to ~~submit~~ support the Collectors' request.

(True copies & Extract)

C Benson

For Secretary

To The Secretary to Government, ✓
Revenue department
with copies of enclosures
& Collector of Kurnool

Ecd 9/1/99

A. N. Z. dated 11th November 1898
148
Abstract & Examination of the January Account for September 1898

Abstract Statement showing the Result of the Audit & Examination of the Account for September 1898 of the Collector of Kurnool

Date of Receipt or Payment	No. of Voucher	Nature of receipt or Payment	Advance recoverable	Suspense	Amount placed under Receipt Charges	Nature of Objection	Awaiting Service payment for clearance	Order of recovery	Explanation of the Accountant General or remarks of the Officer concerned
32	110	Pension paid to D Subbarayalukkah 660 Rs 24634 for August 1898 Rs ~~5700~~ 5700				Board of information as to why the pensioner was paid for the full month of August 1898 while he was permitted to retire — employed for a period of one year from 11-8-97 to 10-8-98 vide No. 42-728 dated 22-9-97. The amount should be recovered and all further payments stopped.			
		Debited admitted Account. Rs 16434							
		From 1st to 10th August 1898							
		33134							

33-13-11

1 True Copy
P. Privy Sec'y to Govt. Revenue Dept.
Dr Collector &c

True Copy
For Secretary

1899
POLITICAL DEPARTMENT
Box No. 1
To
G. No. 129

Kurnool
21.11.1898
Ecd 9/1/99

Statement showing the quantity of yarn under each kind in Stock at present

Particulars	Bundles	Hanks	Skeins	Remarks
Yarn White No 40	"	16	"	
Do Colored " 40	"	8	6	
Do White " 20	645	3	"	All in Bundles except 4 bales of yarn No 10
Do Do - 12	18	21	"	
Do Do - 10	257	18	2	
Yellow No - 40	"	12	"	
Turkey Red 2d sort or Chilka Mark No 40	"	4	8	

Patti Konda
8th December 1898

(Signed) J Goondu Rao
Statg: Sub Magistrate
In Ch: of Weavers Central Depot

(True Copy)
(Signed) Rafiulmulk
For Collector

1897
REVENUE DEPARTMENT
No. 2
To
G. No. 129

True Copy
C Benn
For Secretary

Statement showing the total number of each kind of Jamine Cloths in stock at present

Particulars	No.	Remarks
Goranchu Panchala	122[x]	[x] Including 192 Goranchu Panchala received from Lakshmi Nessi of Peda Pudalla village on the 7th December 98
Dungry cloth	361	
Lallas	269	
Bottanchu Panchala	136	
Kumkuma Bharani Cheralu	11	
Kanthu Cheralu	6	
Jella cheera	4	
Billanchu cheera	1	
Carpets large	253	
Do - small	585	

Patikonda
8th December 1898

(Signed) J. Govindu Rao
Stationery Sub Magistrate
In Ch: of Weavers Central Depot

(True Copy)

(Signed) Rafiahmulk
For Collector

(True Copy)

For Secretary

Encl 9/12/98

1899
REVENUE DEPARTMENT
3
129

1
REVENUE DEPT.
Encl. No.
Cur. No.

Stationery 2d Class Magis
Office
Pattikonda, dated 8th Dec
1898

From.

The Stationery 2d Class
Magistrate of Pattikonda

To

The Collector of Kurnool

Sir.

In reply to your memo
R.C No. 371/F of 98, I most respectfu
beg to state that I was not
able to take charge from the
present Store Keeper forthwith
for the reasons given below, as
enjoined therein.

My office is situated at about a
furlong's distance from the weaver
depot, and if my presence is necessary in the depot, then my work in the
Court suffers. I have got most
heavy work to do now as 39
cases were pending in the last
month and 34 cases were received
up to date, making a total of 73
Cases. A murder case has also
been transferred to my Court
this day from that of the Pyapalli
Sub magistrate in which there
are

9
4
129

REV DEPT.
Encl.
Cur.

are Vakeels on both sides. To get through my heavy work as far as possible, I have been holding my court both in the morning and in the afternoon till 7or 8 P.m. To take charge of the depot in detail, it would take me at least half day, if not more, as many yarn bundles are to be counted as they are not in bales and I could hardly spare so much time since the receipt of the order in question (5th December 1898 7 P.M.) Further lately daily telegrams and urgent orders are being sent to me from your Huzur office to furnish information about the sale of cloths, yarn, and without the assistance of the present Store Keeper who knows references and who has kept accounts, I could not

not reply to those orders without delay. I have also received orders that some more cloths are to be sent from the Deputy-Tahsildar, Kurnool Town, to this depot and cloths are also coming from the Reddies here, to whom they have been sent for sale and who have not yet disposed of them. And in these circumstances I beg to request most respectfully that you will be so good as to address the Board for the retention of the present Store Keeper till Binny and Company take away the cloths and yarn for which they have paid. I herewith submit lists of cloths and yarn remaining in store at present in the Central Depot Pattikonda.

(2) As regards my not addressing you for the retention of

the

de Store Keeper since the 11th August last, I was not aware of the order quoted in the margin of the Memo under reply, and the late Special Deputy Tahsildar, when he delivered over charge, did not mention a word about it, to me and I do not know whether the Famine Deputy Collector in charge of ~~weavers~~ Weavers Department, has communicated his order to this special office or not.

I beg to remain
Sir.
Your most Obedient Servant
(Signed) J. Govindu Rao
Sy 2d Class Magistrate

(True Copy)
(Signed) Rafialmulk.
For Collector

(True Copy)

C Bevan
Secretary

1
REVENUE DEPT.
Encl. No.
Cur. No.

F. O. 29.

sion Department.

FORT ST. GEORGE,
Accountant-General's Office
6. March 1899 ~~1899~~.

No. 1A.D. 95

From

T. HESKETH BIGGS ESQ.,
ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To

The Secretary to Government,
Pension Department.

SIR,

With reference to your endorsement No.12, dated the 18th of February 1899 referring to me for remarks, Proceedings of the Board of Revenue (Revenue Settlement) No.789 Mis., dated the 4th Idem, requesting the sanction of Government to the continued re-employment of pensioner, D.Subbarayulu Nayudu as storekeeper and Appraiser of Pattikonda Weavers' Depot, beyond the period of one year for which sanction was accorded in G.O.No.728, dated 2nd September 1897, I have the honour to state that D.Subbarayulu Nayudu, who was granted a superannuation pension of Rs.50-0-0 a month under G.O. No.137, dated 18th February 1897 was re-employed as storekeeper in the above mentioned Depot from 11th August 1897 to 15th December 1898. His re-employment having been sanctioned under article 579 of the Civil Service Regulations, he should not have been kept in service beyond one year which terminated on the 10th August 1898. The retention of the pensioner from 11th August to 15th December 1898 was therefore irregular. It may be sanctioned as a special case under article 278 A(2) Civil Account Code. He without a grade of

regularly drawn pension from 11th August to 31st October 1898 at Rs.50/ a month amounting to Rs.133-13-11 for the recovery of which at the rate of 1/3 of his monthly pension orders have already been issued to the Treasury Deputy Collector, Kurnool.

The enclosures to your endorsement Memorandum under reply are herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

Accountant-General.

[F. O 29. 17-8-16.]

PENSION DEPARTMENT.

C. No. 209.

From the Board of Revenue, R.S. & C. 3/4th Feby 1899 No. 789

" Acctt. Genl. Dated 6th March 1899, No. A.D. 95

FOR ORDERS.

The reemployment of D. Subrayalu Naidu (a Superannuation pensioner) on famine duty as Storekeeper in the weavers' depot at Pattikonda for one year from 11th Augt 1897 was sanctioned under art. 579 C&R. - G.O. 728 22-9-97. He was, however, retained for 4 months and 5 days beyond this one year, as his services were specially useful in connection with the sale of cloths which was heavy after June last, and as the fact that the sanction for reemployment lapsed on the 10th Augt 1898 was lost sight of by the Collector. The retention is, as the Acctt Genl. points out, inadmissible with reference to the provisions of art. 575 C&R; but the Acctt Genl. says that it may be sanctioned under art. 278 A(2) of the Civil Account Code as a special case. Art. 278 A (2) of the C.A.C. runs as follows:-

A.

" Local Governments may without reference of

case to the Govt. of India, sanction expenditure, whether Provincial or Imperial, on subjects customarily recognised as fit objects for the expenditure of public money in cases in which a reference to the Govt of India has hitherto been required either (a) by the terms of any rule or order, or (b) because the conditions or limitations prescribed in any rule or order are not completely fulfilled, or (c) because there is no rule or order authorizing the expenditure, provided that (1) x x x x x

(2) the sanction does not involve the setting aside of any existing rule of the Govt. of India as distinguished from the granting of an exemption from its operation, justified by special circumstances; and that it does not establish a new rule or practice involving expenditure."

Art 575 C.S.R. prohibits the reemployment of a superannuation pensioner in the general service, and this is the first case in which the Accts. Genl. suggests that the retention may be sanctioned under art. 278 A(2) C.A.C. Orders are solicited as to whether the Accts. Genl's. suggestion should be accepted.

23.3.99.

Secy

This may be done? if Genl concurs.

24/3/99

Yes: no objection other than the code objection which the A.G. points out the manner of meeting

27/3/99

CHIEF SECRETARIAT 28 MAR 1899 MADRAS.