

Pension (1899) Department.

ORDINARY MS.

G.O., No. 638.

DATED 16th Sept/99.

[Despatch Abstract.]

*Stating that Govt sees no reason to reconsider
the orders already passed on behalf of the Petitioner
N. Govindanatha Mudaliar, late owner P. H. D.*

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
CN	111/01	24 1862-01					

Pension (1899) Department.

CURRENT NO.

422

3764

From

P. Gooloonatha Mudra

Date overseen. P.W.D.

No.

Transferred to
the Pension Dept. with
reference to G.O. No. 78,
Pension dated 29th
January, 1898.

APW
12.1.99

Dated 6.5.99

Received 20/5

Registered 9.5.98

Enclosures 1

Spare copies

L. H. H. H. H.
Secretary to Govt., P.W.D.

Pur

SUBJECT.

Requesting that he may be
recommended to the Govt.
of India for a pension.

BACK PAPERS.

G.O.	No.	Department.	Date.
	1537C	PW	14-3-99
	2962C	-	24-6-98
	3484C	-	11-2-98
	96C	-	7-1-98
	5596C	-	20-12-97
	5238C	-	4-12-97
	4848C	-	19-11-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.
	2211A	-	14-8-91
	746R	-	29-9-86
Pen-	78-	Pan	24-1-98
-	458	do	2-7-98

Enclosure . 1 "

TO

His Excellency

The Right Honorable

SIR ARTHUR ELIBANK HAVELOCK G.C.M.G., G.C.I.E.

Governor of Madras.

(Thro. the Chief Engineer D. P. W. Madras.)

THE HUMBLE MEMORIAL OF P. GOORONATHA
MOODALIAR LATE OVERSEER D. P. W.
BELLARY DIVISION.

Most respectfully sheweth:—

The humble memorialist begs most respectfully to lay the following facts for re-consideration of the Government Order No. 78 dated 29th January 1898 Pension Department which runs as follows:—"The applicant's service is clearly non-qualifying; the Government sees no reason for exceptional treatment in the case". The humble memorialist now begs to state that when he put in his claim for pension, he was aware of the fact that his service was not a qualifying one, but that he urged his claim in consideration of his long and faithful service both permanent and temporary. The Examiner of P. W. Accounts and the Chief Engineer D. P. W. recommended your humble memorialist for a small pension of rupees 10 under Article 403 Civil Service Regulations. The above article clearly states that "upon such conditions as it may think fit in each case to impose, the Government of India may allow temporary service to count for pension, if the pension does not exceed ten rupees a month."

2. In addition to the fact already stated in his petition for pension to the Chief Engineer D. P. W. on which the above G. O. was passed, the humble memorialist now begs to lay the following facts for the merciful consideration of His Excellency the Governor.

3. The humble memorialist entered the Government Service on the 1st December 1856 and continued to serve till the 15th November 1897 with a little break of service here and there an account of reduction in the establishment. The total service rendered amounts to 41 years including the period (1856-1872) for which no service book had been maintained and not 25 years as stated in the previous petition to the Chief Engineer.

4. On the 3rd June 1876 a permanent appointment as Wood Maistry was offered to him by the Collector of Nellore and he was ordered to obtain permission from the District Engineer to join the appointment; Mr. J. O'Shaughnessy the then District Engineer wrote as follows:—

"P. Gooroonatha Moodaliar has considerable experience of the East Coast Canal Surveys and as the work is to be resumed at once on these surveys, it would be inconvenient to lose his service at present. The District Engineer must therefore refuse to permit Gooroonatha Moodaly to take up employment in any other department of the Government service at present and Gooroonatha Moodaly is directed to attend at the District Engineer's Office for instructions as to his further employment in East Coast Canal and his claims for permanent employment will not be overlooked when suitable opportunity occurs".

Vide page 15 of the copies of Testimonials.

It would thus appear from the above extract the memorialist was in the interest of Government prevented from taking up a permanent appointment when it was actually offered to him and was left to content himself with the temporary appointment as a surveyor in the East Coast Canal where his service continued till 1st March 1879 when he took up the permanent appointment originally offered to him on the 3rd June 1876 by the Collector of Nellore. When the memorialist presented his application for this appointment, Mr. J. O'Shaughnessy on his application wrote as follows (No. 611, dated 19-3-79,) "Gooroonatha Moodaly was appointed as Wood Maistry on the 3rd June 1876, Vide Collector's Order No. 1487 of that date, but as his services were then required on the canal he was not allowed to take up Wood Maistry's appointment. His services have been lately dispensed with on the canal and he renews his application for Wood Maistry's appointment to which there is now no objection although it is possible that he was re-employed on the canal at an early date." He continued in this appointment till 23rd July 1883, when his services was unjustly dispensed with on the ground he applied for long leave on account of Malarious fever and Guinea-worm which he had contracted in consequence of his constant tour along the East Coast Canal. If Mr. J. O'Shaughnessy had not stood in the way of your humble memorialist getting the permanent appointment originally offered by the Collector of Nellore there would have been no occasion for his attacked Malarious fever which led to his service being dispensed with unjustly. The humble memorialist could not appeal against the order as he was laid up with fever but he obtained, however, a temporary Overseer D. P. W, Railway Branch within 4 months after this period.

5. When the Chief Engineer P. W. D. referred the petition from the memorialist for pension to the Examiner of P. W. Account the latter officer verified only the marginally noted services leaving out of consideration other permanent and temporary services and was kind enough to recommend a pension of Rs. 10 under Article 403 C. S. R.

6. When your humble memorialist held an appointment as Temporary Overseer in Kistna Eastern Division under G. O. 2211 W. dated 14-8-91 Mr. A. H. Morrin, the Assistant Engineer and sub-divisional officer, Kistna Northern Division, after examining his service book held out the hope that he would get pension for the valuable services rendered by him and recorded in his service register

	Years.	Months.	Days.	
In the Municipality.	0	4	1	not pensionable.
„ Forest Depart.	3	8	22	for different broken period.
„ State Railways.	5	11	3	not pensionable.

as follows. "From his service record and his testimonials it appears that this man has been in the regular employ of Government for the last 23 years consecutively the majority of which was in this Department. He was also employed previously to this period, but not consecutively his first appointment to this department being in 1856. He had the misfortune to have been employed only temporarily during all these years though hopes of permanent employ were frequently held out to him. But it was always his services as surveyor and Draughtsman that were required. He is a good surveyor and Draughtsman and has received good testimonials as such and is also pains taking, willing and straight forward. As he will shortly be retiring it is hoped his claims for a pension will be taken into consideration as his employment for the past 23 years has been practically permanent" The humble memorialist most respectfully begs that His Excellency will kindly take into his consideration the remarks made by the officers under whom he had served that his services have been practically permanent.

7. Another point for consideration the memorialist begs to urge is that when he submitted his petition for pension to the Chief Engineer through the Executive Engineer, Bellary Division the latter officer wrote that "Under Article 403 of Civil Service Regulations, however, it is open to Government to recommend P. Gooroonatha Moodaliar to the Government of India for a pension not exceeding rupees ten per mensem. He has a good record to show efficient and satisfactory performance of his work and I consider the case is one which should receive special consideration."

8. The humble memorialist now begs to enclose the printed book contains copies of testimonials for the kind perusal of His Excellency the Governor in Council all the testimonials granted to him by several officers under whom he had served. He begs to submit that a kind perusal of this will not fail to convince His Excellency of his long and faithful service rendered to the state in the Engineering Department which requires professional knowledge and skill for efficient discharge of duties.

9. The humble memorialist was drawing rupees 80 as Upper Subordinate both in State Railway and in the D. P. W. If Mr. J. O'Shaughnessy had not stood in the way of continuing in the permanent establishment, his services would have qualified for pension and your humble memorialist would be entitled to a pension of rupees 40 per mensem.

10. The humble memorialist has also rendered several meritorious services to the state and he begs to cite the following instances as chief amongst them.

- (1) He conducted the survey of the Buckingham Canal, Nellore District, basing on the principles of the Preliminary Survey by Col. Mullins which was considered by the officers of the P. W. D. to be a task requiring great skill and intelligence.
- (2) In 1878 when the Pulicat lake water had raised 7 feet above the mean sea level and the bar was closed for three years the Famine work of Buckingham Canal was stopped and about 10,000 coolies were left without work, many Upper Subordinates were deputed to open the bar and let off the water into

Pension Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following paper &c.

Petition from the P. Sooroonatha Mudr. - dated 6th May 1899, No. late Overseer P.W.D.

Endt from the P.W.D. of 17 May 1899 No 2398 C.

Order No 638 of 16 Sept/99.

The Govt. sees no reason to re.

To
The Rev.
thru' the P.W.D.

14/12/1988

~~R. 1.~~

Pl. 99

1297

$$G.O. \frac{1109}{25.9.09} - N.$$

2. - 0 - 6. $\frac{1126}{26488}$ R

- P - Co. $\frac{167}{29128}$

- H - ~~the~~ ^{see / part of the ca} ^{action no 2628} ^{in 60} ^{0/2} ^{22.10.97}

99. (Pituitary gland)

Note

The petitioner entered the P.W.D in Decr. 1856 as a temporary Surveyor & was subsequently employed as a temporary draftsman. He held various temporary and acting appointments in the Dept. till the 1st March 1879, when he took up a permanent appointment of wood ministry on Rs 20/- which he held till the 23rd July 1883, when his services were dispensed with. He then held temporary appointments in State Railways. From 25.8-91 he was continuously employed in the P.W.D, in temporary service till the 15th Novr. 1897. His service as woodministry from 1-3.79 to 23.7-83, is inferior and amounts to less than 5 years and so no gratuity can be admissible for it. He was therefore informed in G.O. No 788/29-1-98, that his service was nonqualifying and

that his case did not call for any special treatment. In only one ^{similar} case a special pension of Rs 10/- under art. 403 CSR was applied for to the Govt. of India, but ~~was~~ in that case the Govt. of India refused to grant the pension.

In the case of M. V. V. Pillai also no request for temporary service for pension was rejected. In Mr. Vireira's case - CN 622 sent to Doly on the 5. Sept. he held permanent appointments for 16 years total, and then gave up his pensionable post for a non pensionable and then temporary appointment on the same pay with the prospect of getting a permanent one. The Sec^y of State held that a compassionate allowance might be granted to him for the non pensionable service.

CS
12999

Note for the Under Sec 1

62-9777 Note for the Under sec 1
This current was lying over for want of Myriadium
Relay's papers furnished to the P.W.D. in original in May 49. They
returned from the P.W.D. only on the 8th Sept. Please see tele-
phone messages herewith put up flagged 2 + R.

given for copying _____
 n copied _____
 n examined _____
 n signed _____

189

AGAIN G.O., No. , DATED
189

ENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

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.