

Pension (1899) Department.

CURRENT No.

G.O. No - 96

List

Order, 14th Feb^y 1899 No. 96.

Para X of the Petition Rules.

11
10

11
10/2/98

The Petr.
with petition.

Note

The pension in this case was sanctioned by
the Board of Revenue.

From

P. Seshagiri Rao.
Lab. Tg. Sumastah,
Karun Tg.

No.

Dated 23/1

Received 27/1

Registered 2-

Enclosures nil

Spare copies. nil.

SUBJECT.

Requesting that he may be granted an
enhanced pension together with some gratuity
for his inferior service.

BACK PAPERS.

G.O.	No.	Department.	Date.
1300 Pm	160		27-6-98

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Pension
Judicial (1899) Department.

CURRENT No. ⁹⁷~~424~~

UNDER SECRETARY
26 JAN 99
PUBLICITY DEPT.

CHIEF SECRETARY
26 JAN 1899
GOVERNMENT OF MADRAS

From

M. A. Stuart Esq. I.C.S.
Inspector General of Police
Madras

Order Endowment No. 312
4/12/97

Transferred to the
Pension Department.

GOVERNMENT OF MADRAS
2-1-99
PENSION DEPARTMENT

No. 349.

Date 25th January 1899

Received 26th

Registered 26th

Enclosures 1x ^{Line not Cr 24674}
Spare copies. 78 enclos. not d

AM.
27-1-99

Order. 14 Feb 1899 No. 97.

Submitting an appeal petition
Para (3) of Mr C. Peter Rule from S. Venkataramayya Nayudu
late Inspector of Police, Vizag.

1/12/99
To the Pet.
with Encls. 142

Note

In his petition of 29-10-97 disposed of by G.O. 917
the petitioner asked for restoration to Govt. service and Govt.
declined to comply with his request. He now asks for the
same thing and the petition does not disclose any new
facts affording grounds for a reconsideration.

1/12/99

What has Pension
to do with the matter?
PTO. 7/2/88

SUBJECT.

(A) - Patam, to the Government of
Madras, requesting that he may
be restored to his post etc.

In his petition of 29-10-97 the petitioner asked that he might be reinstated from the 6th Feb^{ry} 1897, the date on which he was invalided, or that he might be ordered to appear before the Surg. Genl. or the Medical Board for examination. The Judl. Dept. said that it was not prepared to order the man's reinstatement and Govt. in the Pension Dept. declined to interfere. The man now asks for the same thing & the Judl. Dept. has transferred the petition to this Dept.

*See 2 issue
11/11/98*

BACK PAPERS.

G.O.	No.	Department	Date.
"	359	Pension	7-5-97
"	919	do	4-12-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Judicial (1898) Department.

CURRENT No. 4674



*359 Pension
7-5-97
919
4/12/97*

From

*A. A. Siva Squire J.C.
Private Secretary to
H.E. the Governor.*

No.

Order

Dated 4th November 1898.

Received 9 — 11 — 98

Registered 10 — 11 — 98

Enclosures # 3

Spare copies 1 to Enclosure # 2.

SUBJECT.

Transfers a petition dated 31st May 1898 from J. Venkata-ramayya Naider, Retired Inspector of Police, Kanchi, Ganjam Dist., praying to be restored to his former post.

/ By order /

Private Secretary

It was only a dummy
 Slip containing an
 Abstract of Pension
 No. 919 of 4.12.97
 It should have been
 destroyed as soon
 as the paper was
 despatched.

AK.
 7. Feb. 99.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

From.

Jyapureddy Venkataramayya Naidu.
 Retired Inspector of Police
 (now residing at Nampada, Gajam
 District).

To.

H. A. Sim Esquire, J. C. S.
 Private Secretary to
 His Excellency The Governor of
 Madras.

Sir,

I beg Your kind permission to
 introduce myself hereby as the person who could
 have the good fortune of showing himself to
 You at Chattrapur on the 24th of February
 last as "Retired Inspector of Police". I have
 represented my grievances to you personally
 as far as time permitted it complaining
 that I was unjustly invalidated and thrown
 out of Government employment. I am now
 submitting a memorial to His Excellency, the
 Governor of Madras praying for a re-considera-
 tion of my case. A copy of the memorial I enclose
 herewith for Your kind perusal and beg you
 may be pleased to render me such help that
 you consider I am deserving of. I have been
 unjustly injured; and pray for redress—

I beg to remain

Yours most obedient servant

Jyapureddy Venkataramayya Naidu

Nampada.

31st May 1898.

1898

17

THE INDIAN POLICE JOURNAL

CURRENT No. 424

Chief Office of the
Inspector General of Police,
Madras, 25th January 1899.

P

No. 349.

Submitted to Government. In its endorsement
No. 919 dated 14th December 1897 the Government
declined to comply with the petitioner's request
to the same effect in a former petition.

Douglas Robertson
for Ag. Insp. Genl of Police.

* Pension Dept.
(Flag A)

9

5

27

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8
and
Sholes No. 3
4674

Through the Inspector-General of Police
Madras.

To,

HIS EXCELLENCY,

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

Governor of Fort Saint George.,

MADRAS.

MAY IT PLEASE YOUR EXCELLENCY.

The petitioner, Ijjapureddy Venkataramayya Naidu of Chicacole, Ganjam District, most humbly and respectfully prays for permission to represent his sad case in the following lines.—

He was fourth class Inspector of Police of the Gajapatinagram Division in the Vizagapatam District. He has been invalidated and compelled to retire without bodily examination, or treatment, or observation, or a second medical opinion, or being granted sick leave as required by the Civil Service Regulations, in prime of life (at his 31st year of age) while he is quite healthy and strong, and capable of discharging Government duties for more than twenty five years more. This was done from prejudice and ill-will. Though the petitioner repeatedly applied for a copy of the Invaliding Certificate stating that he would disprove the certificate he was not granted it.

2. Your Excellency's humble petitioner represented this to Your Excellency's Government in his memorial dated 13th September 1897 begging for his re-instatement from 6-2-97, the date of the Invaliding Certificate; and setting forth therein all the grounds he could, in the absence of a copy of the Medical Certificate or a correct knowledge of the facts mentioned therein, to show that the Certificate was invalid, and praying that he might be ordered to appear before a Medical Board, or before another Medical Officer for a Second Medical opinion required by Article 487 (b) Civil Service Regulations. But he has not been blessed with redress as the Government, in their endorsement (thereon) No. 919 dated 4th December last (received by the petitioner on 25th Idem), were pleased to say "The Government sees no reason to grant petitioner's requests." Sorely affected by this, Your Excellency's humble petitioner travelled to Chatrapur to be benefited by showing himself to Your Excellency, taking advantage of the highly blessed and golden opportunity of Your Excellency's tour to find out and look after the welfare of Your Excellency's subjects in his District. With this intention he waited at Your Excellency's Camp at Chatrapur on the 23rd and 24th of February last; but could not have the fortune of fulfilling his wish. Yet the petitioner's attempt was not wholly fruitless as he could have the good fortune of paying his humble respects to Your Excellency's Private Secretary and representing to him, *personally*, his case as far as time permitted it (it was about 10-30 A.M. on 24th February 1898 when preparations were being made for Your Excellency's march to Rambha). Your Excellency's Private Secretary, on seeing the petitioner, was pleased to say that the petitioner looked strong, that he noted down his name, and that he would look into his papers on return to Madras. This kindled in the petitioner a fresh and bright hope that the gross injustice done him would be scrutinized, and due redress would be given him. Encouraged by this and by the fact that no miscarriage of justice would be allowed to be done to any of the subjects under Your Excellency's popular Government if it be only brought to Your Excellency's notice duly, the petitioner submits this petition praying Your Excellency may be graciously pleased to *re-consider* his case which has been fully represented in the memorial referred to above and already submitted and disposed of, *on the new ground of his having been personally seen by Your Excellency's Private Secretary on 24th February 1898 at Chatrapur*. A copy of this memorial is herewith enclosed, for ready reference, without its enclosures which have been omitted from fear of needlessly encumbering the Government Office records as the memorial with all its enclosures is already in the Secretariat office.

3. The petitioner who has been serving the Government since his 17th year of age was after a continuous service of nearly 14 years, suddenly thrown out of Government employment in his prime when he was in the full expectation of a bright future, for no fault or defect of his; but purely from prejudice and ill-will: and Your Excellency is pleased to judge what must be the petitioner's disappointment and mortification at this unfortunate incidence. A close perusal of his memorial and the Invaliding Certificate, the petitioner believes, will disclose to Your Excellency the injustice done to the petitioner and the arbitrary manner in which he has been treated and injured.

4. The petitioner is 5-7½ high and 38 round the chest. He believes that he was, at the time of the Invaliding Certificate, younger than all the Police Inspectors in the District, and he was, moreover, considered to be one of the strongest and healthiest Inspectors in the District. In compelling the petitioner to appear before the District Surgeon for being invalided the spirit of Articles 369, 491 (b) and 493 of the Civil Service Regulations were ignored by the District Superintendent of Police (Mr. C. D. J. Carmichael). When application is made on account of medical certificate for sick leave the Regulations do not permit the grant of the certificate without treatment and observation. In the petitioner's case an Invaliding Certificate for complete and permanent incapacity for further service of any kind was written without bodily examination, or treatment, or observation, or the least personal knowledge: and so in giving the Invaliding Certificate the District Surgeon (Dr. Leapingwell) transgressed Articles 487, 491 (b) and 495 of the Civil Service Regulations. And in recommending gratuity for the petitioner Articles 487 (b), 491 (b) and 527 were set at naught by the Department. The petitioner prays that Your Excellency may be pleased to see if the medical certificate and the procedure adopted by the Department is consistent with the Regulations quoted above.

5. In dealing with the petitioner equity, justice, and the Regulations of the Government itself were openly violated. The petitioner most humbly and respectfully submits that Your Excellency may be graciously pleased to take this appeal into Your Excellency's grave consideration, and relieve him from the difficulty into which he has been unduly flung. He prays that he may not be allowed to suffer punishment for the mis-deed of a different person. He complains to Your Excellency that gross injustice has been done to him, and only implores Your Excellency may be pleased to see if there is any truth in his complaint. Had his cause been weak the petitioner could not have the boldness of attempting to show himself to Your Excellency; and the petitioner humbly submits that the attempt is, in itself, sufficient proof to show that the Invaliding Certificate is an issue of ill-will with strong determination to injure the petitioner seriously. If the petitioner is to be blessed with the fortune of being summoned to appear before Your Excellency's presence he is sure he will be able to represent his case more strongly.

6. The petitioner solemnly declares that during his service of nearly 14 years under Government he was enabled by the Almighty to discharge his duties as honestly as any person, and there can be nothing more painful to him if it be decided that he should suffer the misfortune unjustly wrought against him. Pecuniary pressure and the petitioner's disinclination to carry debts has been a great impediment to his going to Madras to make another attempt to show himself in person to Your Excellency. But having shewn himself to Your Excellency's Private Secretary he has nearly the same consolation as he would have had if he had shewn himself to Your Excellency, because the Private Secretary is now in a position to kindly represent how far the petitioner's appeal is justifiable.

7. In conclusion the petitioner prays Your Excellency may be graciously pleased to re-instate him from 6th February 1897, the date of the medical certificate on the grounds put forth in his memorial referred to above; or, if considered necessary, to order him to appear before a Medical Board, or to send him to another Medical Officer for a Second Medical opinion with reference to Article 487 (b) Civil Service Regulations. The petitioner is ready to undergo the strictest unbiased medical examination.

8. If notwithstanding all the above, it is considered that the petitioner should not be kept in the Police Department he begs he may be transferred to another Department agreeably to Article 497 Civil Service Regulations. The petitioner has completed all the tests required for the post of Tahsildar; and having a service of 3 years as Inspector of Police he is, according to a Government order, qualified for the post of Tahsildar. He has also passed some Salt Tests whilst in the Salt Department.

9. From the facts represented in this and in the memorial already submitted the petitioner believes that the Invaliding Certificate must be very poor; and if any fact stated in the certificate be considered to be strong, or if any cause other than what is mentioned in the certificate is put forth against the petitioner's interests by the Departmental superiors he craves Your Excellency may be pleased to take the petitioner's reply before disposing of this appeal.

And for this act of generosity and benevolence he shall, as in duty bound, ever pray.

The petitioner remains,
with the profoundest respect,
Your Excellency's
most obedient and dutiful servant,

M. K. Kataramayya

Nampado.

31st May 1898

Pension 1899 Department Government {1899} of Madras.

LOCAL AND MUNICIPAL.

Current No 132



Recd. 13th February } 1899.
Regd. }

Enclosures

Spare copies

G.O., No. 175 P., 3rd February 1899.

FEBRUARY.

Pensions.

Recording letter from the Government of India forwarding a copy of the despatches on the subject of the grant of — to the families of officers dying of plague contracted in the discharge of duties connected with plague, and inviting attention to the importance of exercising great discretion in the recommendations that may be made by the local authorities in that behalf.

Order 14 Feb 1899 No 98.

Recd.

13/2/99.

13/2/99

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

Read—the following paper:—

From R. NATHAN, Esq., Under Secretary to the Government of India, Home Department (Sanitary—Plague), to the Secretary to the Government of Madras, Local and Municipal Department, dated Calcutta, 20th January 1899, No. 272.

I am directed to forward, for the information of the Governor in Council, a copy of the despatches noted in the margin on the subject of the grant of pensions to the families of officers dying of plague contracted in the discharge of duties connected with plague.

2. I am to invite special attention to paragraph 4 of the despatch of the 17th November 1898, in which the Secretary of State urges the importance of the exercise of great discretion by the local authorities in the recommendations which may be made by them in cases of this nature. His Lordship observes that it is desirable to give no encouragement to an impression that duty connected with the plague involves greater risks or is deserving of more favourable treatment than attendance in the infectious wards of a hospital or in a camp afflicted with cholera, which is accepted as part of the officer's ordinary duty. I am to say that every case in which a recommendation is made for the grant of a pension to the family of an officer who dies of plague contracted whilst on plague duty should be carefully considered by the Governor in Council in conformity with the orders of the Secretary of State, and should be submitted for the previous sanction of the Government of India.

ENCLOSURES.

DESPATCH from the Government of India, to Her Majesty's Secretary of State for India, dated Simla, 29th September 1898, No. 299.

We have the honour to address Your Lordship on the subject of the grant of pensions to the families of officers dying of plague contracted in the discharge of duties connected with plague.

2. With our Finance and Commerce despatch, No. 143, dated the 19th May last, we transmitted to Your Lordship a copy of our Home Secretary's telegram, No. 1203, dated 5th April 1897, authorizing the Government of Bombay to consider Police officers who meet their death through plague, contracted in the discharge of duties connected with plague, as killed in execution of duty attended with extraordinary bodily risk within the meaning of articles 781 and 782 of the Civil Service Regulations, and to act upon this interpretation. In subsequent correspondence with the Local Government we explained that the orders of 5th April 1897 were not intended to apply to the case of persons other than Police officers, but we expressed our willingness to consider the question of the payment of compensation to the families of other Government officers in a similar position in life who are brought into contact with plague by the direct orders of the Government, if such cases were specially reported for our orders.

3. The Government of Bombay have submitted several applications for our favourable consideration under the above orders, and we have sanctioned the grant of family pensions in the following cases:—

(1) A pension of Rs. 7-8-0 a month to the surviving son of the late Mr. Tahliram Chainrai. The deceased was second assistant master of the Anglo-Vernacular school at Kotri in Sind, and was posted to the plague camp at that place to assist in the disinfection of clothing, &c. He is said to have worked cheerfully and fearlessly, and is believed to have contracted the disease in the execution of his plague duty. He was in receipt of pay at the rate of Rs. 15 a month at the time of his death, and his family were left in great poverty.

(2) A pension of Rs. 5 a month each to the widow of the late Mr. Krishnaji Ballal Chapekar and to the widow of the late Mr. Kasinath Wasudev Bhagvat. These officers were both revenue subordinates, and were employed as plague inspectors in the city of Sholapur, a duty which brought them into daily contact with cases of the plague. They are both reported to have discharged with credit the duty in the execution of which they died. Each of the officers held a permanent appointment of which the pay was Rs. 50 a month. Their families, though not left destitute, are in need of assistance.

(3) A pension of Rs. 4 a month to the mother of the late Mr. G. K. Agarkar, Range Forest-officer at Sholapur. Mr. Agarkar was appointed inspecting plague officer within a radius of 20 miles from Sholapur, and contracted the disease whilst dealing with plague cases in villages near Sholapur. He held a permanent appointment, the pay of which was Rs. 20 a month, and left an aged mother who was dependent on him.

4. We trust that Your Lordship will approve the orders passed in these cases, and we would suggest that you should authorize us to sanction the grant of family pensions in similar cases which may arise in connection with the plague, a consolidated report of the sanctions being forwarded quarterly for Your Lordship's information.

DESPATCH from the Right Hon'ble Lord GEORGE FRANCIS HAMILTON, Her Majesty's Secretary of State for India, to His Excellency the Right Honourable the Governor-General of India in Council, dated India Office, London, 17th November 1898, No. 195 (Financial).

I have considered in Council Your Excellency's letter, dated the 29th of September, No. 299, stating that the authority, which you gave to the Government of Bombay in April 1897, to consider Police officers meeting their death through plague contracted in discharge of their duties connected therewith as having been killed in the execution of duty attended with extraordinary bodily risk, was limited to the case of the police; but that you had informed that Government of your willingness to consider the question of compensation to the families of other Government officers in a similar position in life, who might have been brought into contact with plague by the direct orders of the Government.

2. In consequence of this intimation, you have received from the Bombay Government several applications; and you have sanctioned pensions of Rs. 7-8-0 a month to the son of Tahliram Chainrai, an assistant master of the Anglo-Vernacular school at Kotri; of Rs. 5 a month each to the widows of Krishnaji Ballal Chapekar and Kasinath Wasudev Bhagvat, revenue subordinates; and of Rs. 4 a month to the mother of G. K. Agarkar, a Range Forest-officer; these servants of the Government having all been employed on duty connected with the plague, which was no part of the service that they would ordinarily be required to perform.

3. I approve of the orders passed by you in these cases, and I authorize your sanctioning the grant of family pensions in similar instances, where the duty arising in connection with the plague is clearly outside the scope of the appointment held by the officer dying from the disease, and the circumstances of his family are such as to justify the grant.

4. It is, however, necessary that you should impress upon the local authorities the importance of exercising great discretion in the recommendations which they may make; for it is desirable to give no encouragement to an impression that duty connected with the plague involves greater risks, or is deserving of more favourable treatment, than attendance in the infectious wards of a hospital or in a camp afflicted with cholera, which is accepted as part of the officer's ordinary duty.

ORDER—No. 175 P., dated 3rd February 1899.

Recorded.

(True Extract.)

A. Edgington ✓
for Secretary to Government.

Copy to the Plague Commissioner.
" " Departments of the Secretariat.
" " Sanitary Commissioner.
" " Sanitary Engineer.
" " Sanitary Board.

Exd. P. Seetharam.