Number of pages 26
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F. 6.

M.R.O. 1—32,400—30-11-40

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No. 289	~~Press~~ Mis.
Dated 14 7 1855.	

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 24th November 1857.

No. 38. Read the following letter from H. A. BRETT, Esq., Magistrate of Salem; to EDWARD MALTBY, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 6th November 1857, No. 382.

SIR,

I have the honor to report the following case for the orders of the Right Honorable the Governor in Council.

2. On the receipt of the Government's Circular, No. 798,* dated the 10th July 1857, cautioning all Magistrates to scrutinize all Fackeers, Byragees and Pundarums, "as deserters from the Bengal Regiments are likely to assume such characters for disguise," I addressed a Circular to the several Heads of Police in this District, directing them to detain every one belonging to the above classes, and report particulars to me. The Heads of Police were warned in the same order that they would be dismissed from office if they failed to act in strict conformity with this order.

3. With my letter to you under date the 3rd Instant, No. 348, I sent a copy of a deposition given by one Baladava Row, who described himself as a Native of Guzarat. This person according to his own statement was wandering about the country dependant on alms for support, and was obviously a Fackeer and one of the classes which the Heads of Police have been required to detain, pending my orders.

4. Having learnt from this person's statement that Mullar Row, the Tahsildar of Raizepoor, had treated him with food, &c., and then allowed him to go,* I called upon that Officer to explain on what ground he had disobeyed the order above mentioned.

5. He states in reply that the person referred to did not appear to him to be a disbanded Sepoy, and that, in consequence he did not detain him. A translation of my order, and a translation of the arzee received from Mullar Row, explaining his conduct, are submitted with this letter.

6. This explanation is very unsatisfactory. The order from my office made it imperative on the Heads of Police to detain every one belonging to the classes named in the order. No descretion was given them to release any person belonging to these classes, though the ground on which it was considered necessary to detain them, pending a report to the Magistrate, was explained. Mullar Row, had been fore-warned as to the consequences if he disobeyed the order, and he was equally well informed that the Government attached great importance to the proper discharge of the duty required of him. I have therefore suspended Mullar Row from duty, and have now to request the sanction of Government for dismissing him from office.

7. The present occasion is not the first on which Mullar Row has been charged with misconduct. On the 30th of June last, I requested the Board of Revenue to sanction my suspending the same Officer for 6 weeks from office and pay, on account of a case brought to my notice by the Joint Magistrate, in which Mullar Row had been guilty of gross partiality.

8. I explained in my report to the Board that Mullar Row was appointed by Mr. Phillips a Tahsildar, and Head of Police in August 1853; that previously his services had been entirely confined to the Marahmut Department; that he was not an efficient Officer; and that the case then referred to was not the first in which I had seen reason to be dissatisfied with the way in which he performed his duty.

9. In para. 6 I referred to the probable motive which had induced him to act so unjustly. I thought his motives might be traced to the fact that the defendants in that case were Brahmins as well as persons of some influence. In the present instance likewise the Fackeer whom he fed, and then sent on his way, was a Brahmin. My letter to the Board, of which I beg to annex a copy, has not yet been answered.

(Signed) H. A. BRETT,
Magistrate.

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*He was subsequently apprehended at Darampoory.

From H. A. BRETT, Esq., Collector of Salem; to J. D. SIM, Esq., Acting Secretary to the Board of Revenue, Fort Saint George, dated 30th June 1857, No. 86.

SIR,

I have the honor to submit for the Board's orders, copy of a letter with enclosures from Mr. Dykes, Acting Joint Magistrate of Salem, dated the 21st Ultimo, reporting that Mullary Row, Head of Police of the Talook of Razepoor has been guilty of bribery and the most gross injustice.

2. Mr. Dykes explains at length on what grounds he has come to this opinion.

3. A ryot named Comaruppen, preferred a complaint before Mullary Row, as Head of Police on the 23rd January last, stating that he had been forcibly dispossessed of certain lands in an Agraharum by the Maneyemdars, and that the standing crops on the land had been wantonly destroyed. The Head of Police neglected to enquire into this complaint till the case was brought to the notice of the Joint Magistrate, who then called for a report on it. Mullary Row subsequently reported that the land had been given up voluntarily; and that such being the case he did not believe that any crops were left on the ground to be destroyed. He therefore recommended that the complaint should be dismissed as not proved; and that the complainant should be compelled to remove his cattle fold which was still on the ground.

4. The Joint Magistrate is of opinion that the proceedings in the case are sufficient to shew that wilful injustice was perpetrated; and that Mullary Row's own explanation affords conclusive evidence that he was induced by a bribe to act so unjustly.

5. I concur with the Joint Magistrate that Mullary Row shewed gross partiality. He made a highly unjust report, knowing, I believe, that it was unjust; and his mode of investigating the case from the commencement proves that he never had any wish to arrive at the truth.

6. As to the alleged bribe, I do not see in the circumstances of the case sufficient ground for convicting Mullary Row on that charge. Though the proceedings were unjust, and Mullary Row could give no proper explanation in regard to them, his conduct may have proceeded from other motives than the one supposed. A sufficient motive may be found in the fact that the defendants are Brahmins and persons of some influence. I now recommend that Mullary Row be suspended from office and pay for six weeks.

7. Mullary Row was appointed by Mr. Phillips, a Tahsildar and Head of Police in August 1853. Up to that time his services were entirely confined to the Maramut Department. He is not an efficient Officer, and this is not the first occasion, I have had reason to be dissatisfied with the way in which he has performed his duty.

8. It should be remarked that in this case no decision was actually passed by Mullary Row. The case was one for the Collector to dispose of under Regulation V of 1822, though it was first treated as a Police case, and Mullary Row, as Head of Police, was directed to report on it.

(Signed) H. A. BRETT,
Collector.

(True Copy.)

(Signed) H. A. BRETT,
Magistrate.

Translation of a Circular Takeed issued to the Heads of Police under date the 14th July 1857.

With reference to my two Circular Takeeds dated respectively the 29th and 30th of June last, directing you to apprehend any disbanded Sepoys of the Bengal army, Fakeers, Foreigners or other evil disposed persons who might come into your Talook, pending a reference to my office, I now issue the following order again on the same subject under instructions from Government dated the 10th Instant.

As the Bengal Sepoys might come in the disguise of Fakeers, Pundarums and Byragees, you are directed to detain Fakeers, Byragees, Pundarums and such people who may happen to come into your Talook, make the necessary enquiries to find out who they are, and report the circumstances to me immediately.

Should it appear that any Police Officer has failed to act in strict conformity to this order, such Police Officers will be removed from their offices.

(Signed) H. A. BRETT,
Magistrate.

(True translation.)

(Signed) H. A. BRETT,
Magistrate.

Translation of an Arzee address by the Head of Police, of Raizepoor, dated 17th October 1857, No. 31.

I beg to acknowledge the receipt of your order, No. 73, forwarding the deposition of one Baladava Row, a Bramin of Baroada in the Guzzerat country, and requiring me to explain, why I did not arrest the above individual when he came to my Talook, and report the same to you in conformity with your Circular Tackeeds.

In reply I beg to state that I found the said Bramin lying down on the outer pial of the Cutcherry with urine complaint. He told me that he had been travelling for the last two years, and visited Ramsweram, and other places, living by alms; that he was now returning to his native land, that he had fallen sick and was hardly able to breathe.

As he appeared to be very sick, I afforded him medical aid, and during the 4 days he was under treatment, I fed him.

I did not give him a present of the Chemboo he has. He purchased the same with the money he begged from the people.

The Circular Order dated 14th July 1857, No. 57, as well as the two other previous Circular Orders, and the Government order dated 10th July, state that disbanded Sepoys of Bengal might come in disguise as Fackeers, Pundarums, and Byragees: and require that such persons should be detained pending a reference to you.

From the statement of the above individual, the public manner in which he came to the Cutcherry and begged in the Town, and from the enquiries I made respecting him, it did not appear to me that he was disguised person of the character mentioned in the above Circular Orders. It did not appear that he had attempted to persuade any thing to the people, neither did he appear to be an evil designed person. He appeared to be a beggar returning from pilgrimage. Under these circumstances, I did not suspect him, and so I did not act according to the above orders.

I have taken necessary steps to arrest the individuals contemplated in the Circular Order. Had I suspected this man to be a person of the description referred in the above quoted orders, there is no reason for the Head of a Talook to let him go without detaining him. I have thus stated the real facts of the case, and return the deposition which accompanied your Tackeed.

(Signed) MULLAR ROW,
Head of Police.

(True translation.)

(Signed) H. A. BRETT,
Magistrate.

No. 39. ORDER THEREON, No. 1515; dated 20th November 1857.

On the grounds stated by the Magistrate of Salem, in the foregoing letter, the Right Honorable the Governor in Council authorizes the dismissal of Mullar Row, the Tahsildar of Raizepoor.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 59. [illegible]

1859 [illegible] 16 [illegible]

[illegible]

7

Return of a man of the Collector's Department of Salem considered unfit for further service —

Number	Rank	Name	Remarks	Diseases or medical reason for considering the man unfit	Summary or period of previous treatment with opinions as to benefit to be derived from further treatment
1	Tahsildar of Rasipoor	Mullaree Row	59	This Government Servant (upwards of 59 years of age) has been 38 years in the service. As a Tahsildar, he has constantly to be moving about investigating police cases &ca., duties which require a young & more efficient man. I have therefore granted him the following certificate	He has not been under medical treatment from which I am of opinion that no benefit would be derived

I do hereby certify that Mullaree Row Tahsildar of Rasipoor is incapacitated by old age and the infirmities consequent thereon, from the further performance of his duties - contracted on general service & not the result of his own imprudence — So unfit for further service —

Zillah Surgeon

Salem
15th June 1859.

In a letter from the Sub Collr. of Salem dated 16th June 1859 No. 98.

Certificate for the correctness of the applicant's age.

Return of a Man
of the Collector's Depart-
-ment of Salem con-
-sidered unfit for
further Service

Zillah Surgeon

Ls No. 315/59.

9

Salem Collector's Office

No. 98. Salem 16th June 1859

From
Edward Fane Esquire
Acting Collector of Salem

To
T. Pycroft Esquire
Chief Secretary to Government
Fort Saint George

Sir,

Mullar Row the late Tahsildar of the Razeepoor Talook in this District having applied for a superannuation pension, I have the honor to submit the Register of application in the amended form as directed in an Extract Minutes of Consultation dated 30th May 1855, with the usual papers+ required in such cases by the

+1 Register of application.
1 List of services.
1 Medical certificate.
1 Certificate of the correctness of the applicant's age.
4

existing orders of Government.

2. The Zillah surgeon has certified that the applicant is unfit thro' old age and infirmities for further service.

3. Mullar Row was dismissed from the Office of the Tahsildar of Razespoor by Mr Brett under the orders of Government conveyed to him in Extract Minutes of Consultation of the 20th November 1857, No 1515, on the grounds of his having given food &c to a Bengal Fakeer and let him go instead of detaining him in custody and reporting the circumstance to the Magistrate as required by the then existing orders. The application for his pension is now made with reference to the order of Government dated the 30th Ultimo on Mullar

Row's petition No 1656 of 1859.

4. Mullar Row does not wish to be re-employed and neither is he in my opinion as well as in that of the Medical officer fit for further service.

5. Mullar Row's total period of service amounts to 37 years 7 months and 23 days which has been continuous. He has not served in any other District.

6. Under the circumstances above stated, I beg to recommend the applica to the favorable consideration of Government for a pension of Rupees 45 or one half of the average salary per mens for the five years preceding the date of his removal from Office and the payment of the pension from

that date, Vizt 24th October 1857.

7. The accompanying list of Mullar Row's services is supported by the records of this Office.

I have the honor to be
Sir
Your most Obedt Servt
Edward Fane
Ag Collector

Salem Collr's Office
Salem 16th June 1859

To
T. Pycroft Esquire
Chief Secretary to Govt
Fort Saint George

Referred to the Civil Auditor for the usual verification.

Fort Saint George,
24th June 1859.
Depy. Secy. to Government.

To
The Civil Auditor. Decd 24/6/59 – 5/7/59

Recd 25/6/59 H Reld.

C. A.

Separate 358
Public 1857 Depart^t.
From No 305
The Ag Collector
of Salem
To
The Secretary
to the B^d of Rev^e
Fort St George

Ls 98.

Dated 16^th June 1857
Rec^d 28^th June

Enclosures 4

- With an order

Submitting a
a Register of appli=
=cations for superan=
=nuation Pension from
Millar Ross late
Tahsildar of Rasipoor
in the District of Salem.

5321

Register of an application for a Superannuation Pension from the Establishment of the Collector of Salem prepared under the Rules passed by Government under date the 22d. December 1835.

Name of the person by whom the pension is applied for write the name of his father		Mullary Row Son of Thonda Row
No. on the Establishment		
Identification of applicant's person		A scar on the left eye above the eye lash. a scar on the left side of his belly.
Age	Feet	4 Four
	Inches	11 Eleven
Age of applicant at the time of application	Years	59
	Months	"
	Days	"
Religion caste or tribe		Bramin Vishnoo Sect
Where Residing	District Province	Salem
	Talook	Salem
	Village	Salem
Present employment		He held the appointment of Thasildar of Raizepoor Talook and was dismissed under the orders of Government of the 20th November 1857 No 1515.
Total period of Service	Years	37
	Months	M. D 7-23
Applicant's service continuous or not		Continuous.
How long unemployed and under what circumstances.		"
Date of application to Government		16th June 1859.
Average salary or authorized official allowance per mensem for the 5 years preceding the date of application		45-0-0
Salary or authorized official allowance per mensem at the time of application		When Tahsildar of Raizepoor he was drawing 100 Rupees.
Abstract of the ground of application		Unfit for further service from old age and infirmities.
Remarks by the head of the office		The applicant is deserving of the bounty of Government.
Proposed amount of pension per mensem and date from which to commence		45-0-0
Treasury at which the party pensioned wishes to draw his Pension		From the Huzzoor Treasury at Salem
Order of Government		

Salem Collector's Office
Salem
16th June 1859

Ag. Collector

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List of Services of Mullary Rao late Tahsildar of Razipoor in the District of Salem

From 1st March 1820 to 30th September 1821 as Hoozoor Goomastah on the Salary of Rs 17 per mensem	1	7	"
From 1st October 1821 to 30th September 1823 as Hoozoor Sayer Goomastah on the Salary of Rupees 21 per mensem	2	"	"
From 1st October 1823 to 30th April 1827 as Hoozoor Goomastah on the Salary of Rs 21 per month	3	7	"
From 1st May 1827 to 31st December 1838 as Marahmut Goomastah on the Salary of 35 Rs per month	11	8	"
From 1st January 1839 to 10th September 1842 as Marahmut Superintendent on the Salary of Rupees 50 per month	3	8	10
From 11th September 1842 to 7th August 1843 as Marahmut Goomastah on the Salary of Rs 35 per month	"	10	27
From 8th August to 7th December 1843 as Marahmut Superintendent on the Salary of Rs 50 per month	"	4	"
From 8th December 1843 to 12th June 1848 as Marahmut Goomastah on the Salary of Rs 35 per month	4	6	6
From 13th June to 14th October 1848 as Ag Tahsildar of Kistnaghery on the full Salary of 100 Rs a month	"	4	7
From 2nd October to 12th December 1848 as ag Tahsildar of Attoor on full pay	"	1	2
From 13th December 1848 to 9th August /53 as Marahmut Goomastah on the Salary of Rs 35 per month	4	7	26

In a letter fro
the Ag Collector
of Salem dated
16th June 1859 & Jd.

Register of an
application for a
superannuation Pension
from Mullary Rao
of Tahsildar of Rayapoo

L 2005/59

From 10th August 1853 to 4th March 1855 as Tahsildar of Dencanicottah on the salary of Rs. 100 per month	1 6 2
From 5th March 1855 to 23rd August 1857 as Tahsildar of Oazepoor	2 7 2
Total period of service	3 7 2

No leave or substitute was granted to this public servant at any time during the whole period of his service

No acting appointment of the applicant is brought to account. On the two occasions he acted as Tahsildar of Kistnagherry and Osoor he drew full pay

Salem Collector's office
Salem 16th June 1859

Ag Collector

In a letter from the Ag Collector of Salem dated 16th June 1859 No 92.

List of service of Mullary Row late Tahsildar of Razeepoor

2053/9

General Depart. 19

No. 453.

Report of the Civil Auditor.

The Civil Auditor has the honor to report, that the authorized official allowance drawn by Mullary Row, late Tahsildar of the Razeepoor Talook, in the Establishment of the Collector of Salem, for the last five years has averaged Rs. 89-10-6. per mensem; and that his service under the Government extends over a period of 37 years 7 months and 23 days, Vizt. from 1st March 1820 to 23d October 1857.

From 1st May 1827 to 12th June 1848. and from 15th December 1848 to 9th August 1853. Mullary Row appears to have been employed as Superintendent & Goomastah in the Marahmut Department, which the Civil Auditor is unable to verify, no names being given in the monthly & annual lists furnished to this Office on account of that Establishment.

J. D. Lushington

Civil Auditor

Civil Auditor's Office
Fort Saint George
5th July 1859

To
The Chief Secretary to Government
Civil Pension Department.

O. Rd.

Special
Public 1859 Depart
No. 329

from
The Civil Auditor
Dated 5th July } 1859
Recd 6th — } 1859

Reporting on the
Arrears of Sheristadar Mulhar Rao late
Tahsildar of the Rayacottah
Taluk in the Collectorate
of the Collector of Salem

G.O. No. 239 of 14 July 1859

Proceedings of the Madras Govt.

Read letter from Acting Colr. of Salem giving cause to rejection of application for Inf.g Pension in behalf of Mulhar Rao } Here enter 2o dated 16th June 57-

Read also Civil Auditor's report } Here enter 2o dated 5th July 59-

Order thereon dated 14th July 1859 No. 239

1. Mulhar Rao, after serving the Govt. in a grade eligible for pension for over 37 years, was dismissed in 1857 for ~~gross~~ grave disobedience of orders. He is now certified to be incapacitated by old age & infirmity for further active

duty -

2. Under all the circumstances and looking to the lengthened period of his service, the Govt. will not withhold from him the pension to which, but for his dismissal, he would be entitled. ~~The pension [illegible]~~ They accordingly grant him a pension of Rs 46. per mensem being one half of his ~~authorised~~ average official allowances during the last 5 years, and direct that a certificate be issued making the same payable from the date of this order -

× No. 2285

L. T.

To Acc. the Collr. of Salem No. of 14/7/59 with original & copy certificate.

To the Civil Auditor No. of 14/7/59 with copy do. No. 15 Ent. & Desp. 16 July 59

LL

C.A.

Separate
Public 1859 Dept.

39
Pension No. 239

Proceedings of the Madras
Government

Dated 14 July 1859.

Granting a Pension to
Mullar Rao. late Tahsildar
in Salem Collectorate.

Certificate No. 2285

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