1. Number of pages. 58
2. Date of repair. 24-6-3
3. Initials of Referencer

M.R.O. 1—32,400—28-11-30.

MADRAS RECORD OFFICE.

Government of Madras.

Pension **DEPARTMENT.**

G.O. No. 238 **~~Press~~ Mis.**

Dated 1-5-**18**71.

Not to be folded or roughly handled

Memo. No. 8.
Dated 28th February 18

The U. S. to Govt. Rev. Department is directed with reference to the application for pension to Atmakur Rama Rao formerly Gumasta of Raidurg Taluk in the District of Bellary, to enquire whether any order was passed for his suspension on the 31st Augt 1862; whether at that date his place was filled up, when Jayaramappa, mentioned in the Collector's letter No. 10th 22 July 1863 ~~[illegible]~~ took up his duties, on what footing; and to request that translation of orders issued, if any on these points, may be forwarded for the perusal of Govt.

2. With reference to the absence of the same individual from 9th July to 5 Sep 1869, the undersigned is directed to observe that the absence without leave for more than seven days constitutes a break ~~in the~~ ~~service~~ which normally wd. entail forfeiture of previous service. It is not clear whether the "overstaying his leave" without pay was recognized or permitted, so as to be in fact an extension of the first month leave on half pay which had been granted to the applicant. The undersigned is therefore instructed to enquire upon this point, & to suggest that copies of all orders issued regarding his absence on this occasion ~~& the~~ ~~perform~~ arrangements made for the performance of his duties, may be furnished.

From

A. Wedderburn Esquire

Ag. Collector of Bellary

To,

R. A. Blake Esquire

Deputy Collector Bellary

Memorandum No 182 dated 21st July 1863.

The late District Magistrate Mr. Hathaway dismissed Rama Row, late Gumastah in the Taluk of Hospett, as he was convicted by the Sessions Court of the offence of receiving stolen property, and appointed Jayaramappa Gumasta of Raudry Taluk to succeed him. Jayaramappa's post was conferred upon one Gooroo Row, on condition that he be prepared to vacate his post, should Rama Row on appeal to the Board of Revenue, be declared not guilty, and ordered to be restored to his post. As the Board could not interfere with criminal decisions, the said Rama Row appealed to the High Court of Judicature, who passed proceedings acquitting him of the offence with

with which he was charged. Consequently [illegible]
is appointed Gumasta in the Taluk of
Raidrug vice Gooroo Row, from the 22nd instant.
You are to have this inserted in the Barawurd
and the name of Gooroo Row omitted from it

(Signed) A. Wedderburn
Act. Collector.

(True copy)
[illegible]
Ag. Collector

Enclosure to letter No 20
dated 7 March 1871 from
the Collector of Bellary
to the Under Secretary
to Government Madras

Pens. Ind No 216/71

Exd H.S.H.
Hy.

Narain Row

BELLARY COLLECTOR'S OFFICE

No. 20

Dated 7 March 1871

From,

The Acting COLLECTOR OF BELLARY;

To,

The Under Secretary to Government
Pension Department

Sir;

With reference to your Memorandum No 8 dated 28 Ultimo, I have the honor to state that no order of suspension was passed on the 31st August 1862 in the case of Atmakur Ram Row, who being committed to the Sessions on that date, his name was omitted in the Pay Abstract for September following.

2. The appointment of one Guru Row vice Jayaram Appiah transferred to Hospett instead of A. Rama Row as Gumastah of Raidrug was, it must be admitted, a contentious one, as will be observed from an order issued by Mr. Wedderburn dated 21st July 1863 No. 182.

x Copy enclosed.

3. No order was passed when Rama Row overstayed his leave. It [illegible] be [illegible] that he had obtained leave for a month, which he overstayed 5 days only.

I have the honor to &c
Sir,
Your most Obedient Servant
[illegible]
Acting Collector

Exd H.S.H.
Hy.

No. 216

Pension 1871. DEPARTMENT.

COLLECTOR'S OFFICE
BELLARY.

7 Novr 1871 No. 20

The [illegible]
Revenue Department
Madras

Enclosure. 1

Received. 11th Novr 1871.

[illegible]

7

~~MAGISTRATE'S~~
BELLARY Collector's **OFFICE.**

No. 115

Date. { 24th October 1870

From,

The Acting ~~MAGISTRATE~~ Collector OF
BELLARY

To

The Under Secretary to Government.
Madras.

Sir,

With reference to the Proceedings of the Madras Government dated 19th Inst. No. 567, I have the honor to state that I have submitted an application for a Superannuation pension to be granted to Atmakur Ram Row through the Accountant General.

I have the honor to be,
Sir
Your most obedt. Servt.
W Master
Ag Collector

Eg. W.H.
47.

(True copy)
A. Farmer
Assistant Collector
for Acting Collector

Pension 1870 DEPARTMENT

MAGISTRATE'S OFFICE
BELLARY.

Dated, 24 October/70 No. 175

To,
The Under Secretary to Government

No. 1194. Revenue

Enclosure.

Received 31st October 1870.

States that he has submitted an application for a superannuation pension to be granted to Alumelloo Rama Row.

Lodged.

1st May/71

21/11/70

G.O. No. 238 of 1871

REGISTER OF AN APPLICATION FOR GRATUITY UNDER PENSION RULES, PUBLISHED UNDER DATE 3RD MAY 1864, FROM THE ESTABLISHMENT OF THE Collector OF Bellary.

1 Full name of the Person by whom the Gratuity is applied for. Atmakur Rama Row

2 Present post ... ... Gumasta in the Taluk of Raidrug.

3 Date of commencement of service... 13th June 1853

4 Date of retirement of service ... 20th May 1870 } 16 - 11 - 7

1 - 4 - 2

15 - 7 - 5

5* Abstract of the grounds of application.
- 1. ~~Injured while in the execution of public duty.~~
- 2. Inability to serve longer.
- 3. ~~Reduction of Establishment.~~

Years. Months. Days.

6* How long unemployed, and under what circumstances.
- 1. ~~Resigned the service from~~ to
- 2.† ~~Reduction of Establishment from~~ to
- 3. Suspended from 1st September /62 to 7th August 1863 — 11 [illegible]
- 4. ~~Dismissed for misconduct from~~ to

7	Total of service before 22 years of age	
8	Total of service not in Pension grades	
9	Total of leave other than privilege and preparatory leave	1 — 4 — 2
	Grand Total...	1 — 4 — 2
10	Total period counted as service	14 — 8 — "
11‡	Age of the applicant at the time of this application...	54 years
		Rs. A. P.
12	Salary per mensem at the time of application	15 — " — "
13	Proposed amount of Gratuity	180 — " — "

* *N. B.*—The reason of the applicant's retirement and of his being unemployed for the periods given being left, the other grounds of retirement and reasons of break in employment should be erased with red ink.

† ~~It is hereby certified that no gratuity was drawn by the applicant on reduction of Establishment in the year.~~
~~It is certified that gratuity having been granted was refunded to the amount of Rs.~~ As. P.
Order sanctioning payment of gratuity was
~~Amount of gratuity granted was Rs.~~ As. P.
Refund of gratuity was credited to the account for the month of 186 .

‡ I do hereby certify, that to the best of my belief the applicant's age above stated is correct.

Accountant General's Office
Recd 13 12 870
Ansd —

Henry [illegible] Hall
Hd Clerk

2 26
8

2-3-23
10-26
2-2-19

Statement of total period of Service.

Establishment.	Post.	Pay. Rs.	Pay. A.	Pay. P.	Period. From	Period. To	Yrs.	Ms.	Ds.	Accountant General or Controller of Military Account's Remarks.
	Ag Gumastah of Tadputri Taluk	10	8	"	13th June /53	31st Augt /56	3	2	18	
	Karkoon of Seragudapoor Taluk do	10	8	"	1st Septr /56	19th Octr /60	4	1	19	
	Gumasta in Hospett Taluk	15	"	"	20th Octr /60	23d Jany /61	"	3	4	Verified from the records of this Office. In the returns from 1854 to 1856 on record in this Office the applicant is shewn to have been employed as permanent Goomastah of Tadpatry Taluq from 13 June 1853 to 31st August 1856 on Rs 10½ and not as Ag Goomastah from 13th June 1853 to 5th Octr 1855 as stated by the Collector in his replies marked B herewith accompanying. Dy Actt Genl.
	Do.	12	"	"	24th Jany /61	31st Augt /62	1	7	8	
					Break	11 Ms 7 days				
	Do in Rayadrug Taluk	12	"	"	8th Augt /63	31st Octr /65	2	2	24	
	Do in do according to Mr Pelly's scale	15	"	"	1st Novr /65	19th May /70	4	6	19	
						Total......	18	"	2	

	Years. Months. Day			
Deduct service before 22 years of age	" — " — "			
Deduct service not in pension grades	" — " — "			
Deduct leave	1 — 4 — 2	1	4	2
Net period of Service......		14	8	"

13

Explanation of Column 6 with quotations of orders of reinstatement.	Explanation of any degradation.
He was out of employ during 11 months and 7 days which were occupied in his trial & imprisonment for receiving with guilty knowledge 5 Bank notes of the value of 5000 Rupees alleged to have been stolen, but re-instated on appeal. True copy & translation of Order of re-instatement accompany. W.	The reduction on the 24th January 1861 is explained by the translation of the accompanying Extract from Order No. 16 dated 22d January 1861 of a late Collector.

Detail of leave on half pay ~~and full stoppage of pay~~.

From	To	Yrs.	Ms.	Ds.
12th Octr 1858	10th Decr /58	"	1	29
24th do 1864	23d Feby /65	"	4	"
16th Jany /69	30th April /69	"	3	16
* 1st July /69	5th Septr 1869	"	2	5
8th Jany /70	19th May /70	"	4	12
	Total of leave...	1	4	2

Remarks by the Head of the Office on past character and conduct of the applicant throughout the service.

Generally Good.

Acting Collector

Bellary Collector's Camp at Gooty Taluk Gooty OFFICE,
The 3rd December 1870.
22.H.I.H.

* His full pay owing to his having overstayed his leave of 1 month was stopped from 1st August to 5th September 1869

No. 103
REPORT OF THE Deputy Accountant General

	Years.	Months.	Days.
Service qualifying for pension is proved for a total period of...	14	8	"

Applicant ~~is~~ will be eligible to a gratuity not exceeding of Rupees 180 equal to 12 months' salary under Clause I Section 6 of the Revised Pension Rules, should Government decide from a perusal of the Collector's Memo No. 207 dated 7th November 1862 and of his explanation given in reply to this Office Query No. 40 marked A and B respectively that the break of 11 Months and 7 days viz: from 1st September 1862 to 7th August 1863 does not entail forfeiture of the applicant's former service and should Government also think that the applicant by his overstay by one month and 5 days of the leave for 1 Month granted to him on the 1st July 1869 does not forfeit his service upto that date, vide para 2 of Pro: of Govt. dated 7th Decr /70 No 713 Pension Departt.

Fort Saint George
Accountt Genl. Office,
18th February 1871.

Dy Accountant General.

To
The Chief Secretary to Government,
Civil Pension Department.

EPTR

15

Memo No. 16 dated ^{22}21 January 1861

From
The Collector of
Bellary

To,
The Huzur Sheristadar.

× × × ×

As the services of Atmacoor Rama Row, Goomastah on Rupees 15 in the Hospett Talug extend to a period of 7½ years, he has been transferred from this post to Goomastaship in the Sub Magistrates Office at Singuppah on Rs 12

× × × ×

(signed) A. Hathaway
Collector

(True translation)
As Collector

Pens: 25 Augt. 1870 No. 413
" - 19 October 1870 No. 567

PENSION 1871, DEPARTMENT.
No. 158

From the Dy. Accountt. General
Fort Saint George,

To the Chief Secretary to Government,
Civil Pension Department.
No. 103

Dated 18th }
Received 20 } February 1871.

Enclosures

Verifies the service
of Atmakur Rama Row
late a Gumastah
borne on the establishment of the Collr.
of Bellary

PENSION 1871, DEPARTMENT. No. 157

From the Collector of
Bellary

To the Accountant General ~~or Controller~~
of ~~Military Accounts~~.
Madras

Dated 3d } December 1870.
Received 20 } February 1871.

Enclosures fifteen

Register of an application for Gratuity in behalf
of Atmakoor Rama Rao
late Gumastah in Raidrug Taluk
borne on the establishment of the Collector
of Bellary

O. No. 238 12548

ORDER OF GOVERNMENT.

A

Memo N. 207 dated 7th November 1862 to the Huzur Sheristadar.

Ram Row, Gumastah in the Talug of Hospett has been dismissed from his office from the 5th Instant, as he has been convicted by the Sessions Court of the offence with which he stood charged. His name ought to be struck off from the Bardward Jayaramappah, Gumastah in the Talug of Raidrug has been transferred to succeed him: consequently his (Jayaramappah's) name should be entered in the Pay Abstract. Ram Row is not to get the salary of his post from the 29th* August, the day on which he was committed to the Court, up to the date of his dismissal.

(Signed) A. Hathaway
Collector

*Note— The date of committal is said to be 31st August in the Pay Abstract.

(True Translation)

H Harmer.

Assistant Collector
for Ag Collector.

Exd W.I.H.
O.J.

1 Regr. of application for Pension for A. Rama Row dated 24th Octr/70

215
188
11

PENSION REPORT DEPARTMENT.

Fort Saint George,
Accountant General's Office.
The 15 Novr. 1870.

To
The Collector of
Bellary

The Undersigned has the honor to return the papers connected with the Pension ~~Gratuity~~ ~~Compassionate Allowance~~ case noted in the Margin, received with letter ~~Memo.~~ dated 24 Octr/70 No. 1152 for want of Nos. 11-32-39-40-41-42 and 43.

It is particularly requested that an EARLY reply may be sent, and that this Memo. be re-transmitted.

F. Lushington
Acctt. Genl.
~~Examiner of Claims.~~

---

1. Detail, with dates, of local posts. } Vide paras. 133-134-135 and 141, of chapter III of the
2. ,, ,, of pay. } Civil Auditor's Manual.
3. ,, of leaves enjoyed other than Privilege or preparatory, during the whole period of Service, vide Government Notification, published at page 540. 2nd Volume of the Gazette for 1865.
4. Full name in item 1 of the Register of application.
5. Certificate of age attested by Head of Department.
6. ,, that alleged services from to are proved from the records.
7. ,, of past character, vide page 99, 2nd Volume of the Official Gazette for 1862.
8. Explanation of apparent breaks.
9. ,, ,, degradation.
10. Insertion of desired place of payment.
11. Printed form of application for Gratuity under the new Rules published at page 631, of the 2nd Volume of the Gazette for 1866 as the applicant is eligible only to +
12. Printed form of application for gratuity under the old Rules, which can be had from the Superintendent of Stationery.
13. One Register (printed) of all applications for gratuity should be sent to this Department, as required under the recent Orders of Government, instead of the separate manuscript Registers for each individual, herewith returned.
14. Insertion in item 15 of the Register of all descriptive marks agreeably to Notification published at page 802, of 2nd Volume of the Gazette for 1866.
15. Insertion in the Leave Statement, of the period of absence with loss of full and half pay, respectively, during the period of
16. Insertion (in red ink) in the detailed Statement of service, of the period during which th applicant without employ by
17. Insertion in of the Register, of the proposed amount of Gratuity
18. Information as to whether the applicant received any gratuity for past service in consequence of the abolition of his Office on the if so, a Copy of the order sanctioning such gratuity must be furnished.
19. For deletion of Remarks at foot of the Register, if the applicant did not receive any gratuity.
For the deletion of grounds of retirement, &c., other than those required under N. B. at foot of the Register.
Discharge Certificate from the Superintendent of Police shewing the period of the applicant's employment in the new Police, and why his services were dispensed with.

+ ~~the~~ Gratuity for his service of less than 15 years-

15/11

22. Testimonials of character or Certificates given to applicant by the Head of a Office, or, (in the absence of such Certificates,) an affidavit signed before a Magistrate, in support of the applicant's service from to which cannot be proved from the Official records.

23. Explanation of the cause of delay in submission of application until when the applicant appears from the statement of service to have ceased to do duty on the

24. Explanation why the applicant was retained in Government service from to when the Medical Certificate was dated vide Govrrnment Notification, published at pages 603 and 473, 1st and 2nd Volumes, respectively of the Official Gazette for 1866.

25. Explanation why the applicant was recommended in of the Register, for a gratuity of Rupees equal to months salary, when he is eligible to the gratuity of Rupees equal to months salary under the

26. Medical Certificate in prescribed form shewing the applicant's inability to serve longer.
   a. Vide Government Notifications, published at page 740 and 632, Volume 1 of Gazette for 1858 and 1863, respectively.
   b. Agreeably to the Orders of Government, dated 14th June 1866, No. 224, as the applicant's service exclusive of the periods amounts to
   c. Vide Government Notification, published at page 705, 1st Volume, and page 450, 2nd Volume of the Official Gazette for 1865 and 1866, respectively.

Vide Inspector General's Circular No. 1517, dated 25th April 1868, Indian Medical Department.

27. Explanation why Medical Certificate is dated after the applicant ceased to do duty, instead of on, or before, his retirement from Government service.

28. Transmission of the true Copy of the order of

29. Translation of under which the applicant should be as the cause of shewn in this Office report to Government.

30. Explanation as to whether the applicant applied for during his life, if so, when he applied, and when he died.

31. Explanation as to whether the applicant's heirs applied for the arrears of due to the applicant up to the date of decease, together with date of application for

32. Insertion in the 1st and 2nd sides of the Register, of the correct periods of years 16 - 1 & 14-7-29 (exclusive of the period of 11 months and 7 days during which the applicnt was without employ. and yrs 1-4-2 absence on leave) as pencilled, instead of years. 16-11-9 and 15-7-7

33. Insertion in the Register of application as to whether the applicant for Compassionate allowance has been employed since the date of the abolition of Office in , and whether holds any employment at present.

34. English Translation of affidavit to be given, on the back of the same (herewith returned,) so as to enable this Department to report its tenor to Government.

35. Signature of the applicant, to be affixed at foot of affidavit in

36. Transmission of the Printed Memo, from this Department dated as required therein, as the cannot be disposed of without it.

37. Insertion in Clause 3 of item No. 7 in the 1st side of the Register, of the date, and No. of the Order of Government, under which the applicant was thrown out of employ by reduction of Establishment.

38. For deletion of the applicant's service of years before 22 years of age in item No. 9 of the 1st side, and at foot of the 2nd side of the Register, as the entire service rendered by up to are required to be shewn in the case of Compassionate allowance.

39 For deletion in the Statt of Service of the period Viz from 1 Septr/62 to 7 Aug/63 during which the applict was without employ by dismissal or suspension as shewn in the translation of the Collrs Memo of 7th Nov/62 No 207, and in Clause 3 of item No 8 in the Regr

40 Explanation why the applicant is stated in Clause 3 of item No 8 to have been under Suspension, when he appears from the Memo of the Collector dated 7 Nov/62 No 207 to have been dismissed the service

41 Insertion in the Statt of Service of the name of the Taluq in which the applicant was employed as Goomastah from 1 November 1865 to 19 May/70 on Rs 15 per mensem—

42 Information why the applicant is shewn in the Statt of Service to have been employed as Karkoon of Sungulgoodoor Taluq when he is shewn in the Annual returns from 1857 to 1860 on record in this Office to have been employed as Goomastah in Padpatry Taluq on a salary of Rs 10½ per mensem

43 Information whether the applicant was confirmed on 1st Septr/58 with retrospective effect from 13th June/53 the date on which he was appointed as acting Goomastah of Todpatry Taluq, if so, a Copy of the order of Collector to that effect, shd be forwarded to this Departt—

---

1 Regr of application for Gratuity for A Rama Raw dated 3rd Dec/7

PENSION REPORT DEPARTMENT.

Fort Saint George,
Accountant General's Office,
The 21st Decr 1870.

To
The Collector of
Bellary

The Undersigned has the honor to return the papers connected with the ~~Pension~~ Gratuity ~~Compassionate Allowance~~ case noted in the Margin, received ~~with~~ letter ~~Memo.~~ on ~~date~~ the 13th Decr/70 No. for want of Nos. 28-32 and 39

It is particularly requested that an EARLY reply may be sent, and that this Memo. be re-transmitted.

F. Kuhington
Actt General
~~Examiner~~ of Claims.

1. Detail, with dates, of local posts. } Vide paras. 133-134-135 and 141, of chapter III of the
2. „ „ of pay. } Civil Auditor's Manual.
3. „ of leaves enjoyed other than Privilege or preparatory, during the whole period of Service, vide Government Notification, published at page 540, 2nd Volume of the Gazette for 1863.
4. Full name in item 1 of the Register of application.
5. Certificate of age attested by Head of Department.
6. „ that alleged services from to are proved from the records.
7. „ of past character, vide page 99, 2nd Volume of the Official Gazette for 1862.
8. Explanation of apparent breaks.
9. „ „ degradation.
10. Insertion of desired place of payment.
11. Printed form of application for under the new Rules published at page 631, of the 2nd Volume of the Gazette for 1866.
12. Printed form of application for gratuity under the old Rules, which can be had from the Superintendent of Stationery.
13. One Register (printed) of all applications for gratuity should be sent to this Department, as required under the recent Orders of Government, instead of the separate manuscript Registers for each individual, herewith returned.
14. Insertion in item 15 of the Register of all descriptive marks agreeably to Notification published at page 892, of 2nd Volume of the Gazette for 1866.
15. Insertion in the Leave Statement, of the period of absence with loss of full and half pay, respectively, during the period of
16. Insertion (in red ink) in the detailed Statement of service, of the period during which the applicant without employ by
17. Insertion in of the Register, of the proposed amount of Gratuity
18. Information as to whether the applicant received any gratuity for past service in consequence of the abolition of his Office on the if so, a Copy of the order sanctioning such gratuity must be furnished.
19. For deletion of Remarks at foot of the Register, if the applicant did not receive any gratuity. For the deletion of grounds of retirement, &c., other than those required under N. B. at foot of the Register.
Discharge Certificate from the Superintendent of Police shewing the period of the applicant's employment in the new Police, and why his services were dispensed with.

22. Testimonials of character or Certificates given to applicant by the Head of an Office, or, (in the absence of such Certificates,) an affidavit signed before a Magistrate, in support of the applicant's service from to which cannot be proved from the Official records.

23. Explanation of the cause of delay in submission of application until when the applicant appears from the statement of service to have ceased to do duty on the

24. Explanation why the applicant was retained in Government service from to when the Medical Certificate was dated vide Government Notification, published at pages 603 and 473, 1st and 2nd Volumes, respectively of the Official Gazette for 1866.

25. Explanation why the applicant was recommended in of the Register, for a gratuity of Rupees equal to months salary, when he is eligible to the gratuity of Rupees equal to months salary under the

Vide Inspector General's Circular No. 157, dated 25th April 1868, Indian Medical Department.

26. Medical Certificate in prescribed form shewing the applicant's inability to serve longer.

a. Vide Government Notifications, published at page 740 and 682, Volume 1 of Gazette for 1858 and 1863, respectively.

b. Agreeably to the Orders of Government, dated 14th June 1866, No. 224, as the applicant's service exclusive of the periods

amounts to

c. Vide Government Notification, published at page 705, 1st Volume, and page 450, 2nd Volume of the Official Gazette for 1865 and 1866, respectively.

27. Explanation why Medical Certificate is dated after the applicant ceased to do duty, instead of on, or before, his retirement from Government service.

28. Transmission of the true Copy of the order of the Collector under which the applicant was re-instated on the 8 Aug/63 as the same did not accompany the Regr of appn as stated in para 5 of the Collr's letter to the Chief Secy to Govt d/ 17 Sep/70 No 101

29. Translation of the orders of under which the applicant as the cause of shewn in this Office report to Government.

30. Explanation as to whether the applicant applied for during his life, if so, when he applied, and when he died.

31. Explanation as to whether the applicant's heirs applied for the arrears of due to the applicant up to the date of decease, together with date of application for

for the cause of break—

— 32. Insertion in ~~the 1st and 2nd sides of the Register, of the correct periods of years~~ item No 6 in the 1st side of the Regr of the period of break during which the applicant was without employ and also insertion in the 1st Column of the 3rd side of the Regr of the particulars or remark which are required to be entered ~~as pencilled, instead of years.~~ +

33. Insertion in the Register of application as to whether the applicant for Compassionate allowance has been employed since the date of the abolition of Office in , and whether holds any employment at present.

34. English Translation of affidavit to be given, on the back of the same (herewith returned,) so as to enable this Department to report its tenor to Government.

35. Signature of the applicant, to be affixed at foot of affidavit in

36. Transmission of the Printed Memo, from this Department dated as required therein, as the cannot be disposed of without it.

37. Insertion in Clause 3 of item No. 7 in the 1st side of the Register, of the date, and No. of the Order of Government, under which the applicant was thrown out of employ by reduction of Establishment.

38. For deletion of the applicant's service of years before 22 years of age in item No. 9 of the 1st side, and at foot of the 2nd side of the Register, as the entire service rendered by up to

are required to be shewn in the case of Compassionate allowance.

39 Explanation why the applicant is shewn in the Statt of Service to have been without employ from 1st Sept/62 to 7 Aug/63, when he appears from the order of the Collr dated 7 Nov/62 No 207, not to have ~~not~~ drawn his pay from 29 Augt/62 the date on which he was committed to the Court, up to the date of his dismissal—

Replies to objections raised in the application for a superannuation Pension in behalf of Atmakur Rama Rau Gumasta of Raidurg Taluk—

28. True copy of the order directing the reinstatement of Atmakur Rama Rau on the 8th August 1863 is inclosed with translation—

32. Inserted accordingly—

39. No information is forthcoming from the records as to the circumstances under which the date 29th August 1862 occurs in the Collector's order—But as the applicant's pay is drawn to the end of August of that year the break is entered as commencing from 1st September following—

Bellary Collector's Office
5th January 1871

C. Newman
Assistant Collector
for the Collector—

Accountant General's Office
Recd 9 1 1871
Ansd

Exd W.L.H.

[illegible]

2

To Accountant General
Madras.

Ansd Recd 10 Feby/71

5th January 1871.

Replies to objections raised on the application for Superannuation Pension in behalf of Atmakur Rama Row Gumastah of Ramdrug Taluk

13592

[illegible]

21/ [illegible] 1863 [illegible]

(Signed) A. Wedderburn

A/ Collector

True Copy

M Newman

Assist. Collector for

Collector

Memo No. 182

From A. Wedderburn Esqr. Acting Collector of Bel
To B. A. Blake Esqr. Deputy Collector of Bell

One Rama Row, who had been a Goomasha
the Hospett Talug having been convicted by the Sessi
Court of the offence of receiving stolen property, wa
-missed from his post by Mr. Hathaway the late e
-brate. He was succeeded by one Jayaramappa, Go
in the Raidroog Talug and the latter post was bes
on Gooroo Row on condition that he should be prepa
to vacate it should the said Rama Row, on appea
declared innocent and ordered by the Board of Re
to be restored.

As the Board could not interfere with deci
in criminal cases the said Rama Row appealed
High Court, who have passed proceedings acqu
him. Consequently it is ordered that he (Ram
should be appointed from the 22nd instant
post hitherto held by Gooroo Row. His name
therefore be entered in the Baravard and th
Gooroo Row, omitted

(Signed) A. Wed
Acting Co

Bellary
21st July 1863

True Translation

Compd
A.K.

M Newman
Assistant Collector for
Collector.

B

Replies to objections raised by the Accountant General on application for Pension (Gratuity) made on behalf of Atma Ram Rao — 29

11. An application for gratuity is herewith submitted on behalf of the above individual.

32. Vide No. 40

39. Vide No. 40

40. The order for his removal was immediately on his conviction by the Sessions Court but on appeal the sentence was reversed & he was reinstated in the Service. He could not under para 607 of the Uncovenanted Servants' Code be considered to have lost the service occupied in a trial on a charge of which an appellate Court acquitted him. This period should under the circumstances be reckoned as actual Service, the benefit of which the applicant should derive. He was considered to have been under suspension pending a reference [illegible] & eventually to Govt. whether [illegible] them to reckon for pension. The Govt. in their order dated 25 August last No. 417 directed that an application should be submitted which has accordingly been done.

41. The "do" in the last entry of Service refers to the previous appointment.

in the Accounting Dept [illegible] [illegible]

(Entry) "according to Mr Kelly's Letter"

42. The entry in [illegible] of damaged goods

Ticket No. refers to "Ind. entry" the entry

above. Ind. entry being the designation of

the Entry and damaged goods.

43. His original appointment was [illegible]

the same confirmed on the 5th [illegible]

for this accompanied [illegible]

J.H. Wastle
act. Collector

1 Pr[illegible] on 21 Dec/70

426

[illegible] to 426

Bellary

A

dismissal

93

Memo No. 207 dated 7th November 1862, to the Huzur Seristadar.

Rama Row, Goomastah in the Taluq of Hospett has been dismissed from his office from the 5th instant, as he has been convicted by the Sessions Court of the offence with which he stood charged. His name ought to be struck off from the Baravard. Jayaramappah, Goomastah in the Taluq of Raidrug has been transferred to succeed him; consequently his (Jayaramappah's) name should be entered in the Pay Abstract. Rama Row is not to get the salary of his post from the 29th August, the day on which he was committed to the Court, up to the date of his dismissal.

(Signed) A. Hathaway.
Collector

Note. The date of committal is said to be 31st August in the Pay Abstract.

(True Translation)
W. H. Master
Acting Collector.

Exd H.L.H.
#7.

420

Despatched on the
15 Nov/70

BELLARY COLLECTOR'S OFFICE.

No. 1152

Dated, 24th October 1870

From,

The Acting COLLECTOR OF
BELLARY.

To,

The Accountant General
Madras.

Sir,

I have the honor to submit Register of an application for a Superannuation pension to be granted to Atmakur Ram Row late a Gomasta in the Taluq of Raidroog.

2. His services (inclusive of a break of 11 months and 7 days which was attributable to his trial and imprisonment on a criminal charge, and which form the subject of a separate communication) extend over a period of 15 years 7 months and 7 days, as detailed in the Register and as proved from the records.

3. His reduction on the 24th January 1861 is explained in the proper column of the Register,

DCE-

4. He has received no gratuity.

5. A medical certificate of incapacity for further service is enclosed.

6 His average salary during the past 5 years of his Service amounts to Rs 14-11-8. I would recommend a monthly pension of Rs 4.14.6 being granted Atmakur Ram Row from the 20th May 1870.

7. The delay in submitting this application is attributable to this case being referred to Government for their orders. Copy of my letter to the Chief Secretary is enclosed.

I have the honor to be,
Sir,
Your most Obedt. Servt.
W H Master
Ag Collector

Accountant General's Office
Rec 29 10 1870
Ansd

Exd. R.I.H.
W.7.

DEPARTMENT.

COLLECTOR'S OFFICE
BELLARY.

Dated 24 Octr /70 No. 1152

To,
The Acctt General Fort St. Geo.

Enclosures 6.

Received,

Submits Report of an application for a Superannuation pension to the [illegible] & [illegible] Rama Row, late a Goomastah in the Taluk of Raidroog

11574

Enclosure to Letter No. 68 dated 31st May 1870.

A.G.F.
21.5.70

I W. Aitken M.D. Garrison Surgeon at Bellary do hereby Certify that I have carefully examined Rama Row Goomasta in the Raidroog Taluq; that his age is, by his own statement 50 years; but by appearance about sixty; and that I find him to be unfit for further Service, from paralysis and general infirmity; not in my Opinion, attributable to intemperance, or other irregular habits.

Bellary
20th May 1870

W. Aitken
Surgeon Major
Garrison Surgeon
Bellary

No. 101

Bellary Magistrate's Office
7th September 1870.

To
The Chief Secretary to Government
Madras

Sir,

With reference to Proceedings of the Madras Government dated 25th Ultimo No. 413 in the Pension Department, I have the honor to state that Atmakoor Ram Row and his brother were convicted by the Session Judge of Bellary of receiving with guilty knowledge 5 bank notes of the value of 5000 Rupees.

2. That officer appeared to have arrived at that conclusion from the recent possession by the prisoners of the notes in question. The Witnesses assert that about 2½ months before the complaint was made to the Magistrate, the first of them at the request of the prisoners, took them to the house of the Second, and that a negotiation for passing 5 Promissory notes took place, which was broken off on account of a difference as to the commission to be demanded.

3. The High Court however on reviewing the Proceedings of the Sessions Court on appeal were of opinion that the conduct of the prisoners as described by the witnesses was altogether inconsistent with probability. It was most unlikely (the High Court thought) that they would attempt to pass these notes in a Village in which

the

the recent theft was a common topic of conversation, and that they would have selected for the purpose a person whose admitted circumstances rendered it impossible for him to advance the money as he was a Mendicant."

4. The High Court were further of opinion that there was the strongest ground for believing that this case was concocted to harmonize with the statement made in another case where the prisoners alleged they had passed 5 of these notes to the present prisoners. They therefore reversed the sentence and directed their release.

5. I enclose Copy of the Proceedings of the High Court on the trial of this case and also copies of the orders regarding his dismissal and reinstatement.

I have the honor to be &c.
(Signed) J. H. Master
Acting Magistrate

(True Copy)
J D Master
Acting Magistrate

Exd. H.I.W.
47.

In the High Court of Judicature at Madras
11th May 1863.

Present

The Honorable Sir Colley Harman Scotland
Knight Chief Justice.
The Honorable Mr. Justice Holloway

Criminal Petition No. 186 of 1862

Petitioners — Lutchmana Row & Ram Row
1st & 2d Prisoners in Case No. 199 of 1862 on the Calendar of the Court of Session of Zillah of Bellary

1 This is an appeal from a sentence of the Session Court of Bellary upon two prisoners convicted of receiving with guilty knowledge 5 Bank Notes of the value of Rupees 5000.

2. The 1st Observation which arises upon this conviction is that the recent possession of the Notes was evidence of the theft, and the statements of the 2 persons convicted of the theft in another case was of course no evidence to show the prisoners receivers and not thieves.

3. The trial too appears to have been misconducted as regards the necessary proof. There is no evidence whatever upon record that there was any stealing of Bank Notes, and the Session Judge on the simplest principles of the law of evidence was not justified in using as evidence of that theft the record of the trial of the former prisoners.

4 If therefore, the evidence had appeared credible on the point of possession, and attempt to put off five promissory Notes

it would have been necessary to direct evidence to be taken on the point just indicated -

5 Three witnesses assert that about 2½ months before the Complaint was made to the Magistrate the first of them at the request of the prisoners took them to the house of the second and that a negotiation for the passing of 5 Promissory notes took place and that it was broken off on account of a difference as to the Commission to be demanded - One of these witnesses is a mendicant; the 2nd is a man who calls himself a broker, confessedly of narrow means and who has probably never before dealt with bank notes. The 1st witness alleges that 15 days after the occurrence he communicated the matter to the Head Constable, who however according to the 2nd and 3d Witnesses took no steps to collect information from the 2d and 3d Witnesses until 15 days before the Magisterial investigation which took place in August -

6- It is admitted by the 1st Witness that he was well acquainted with the theft having been committed, but that he took no steps because he did not know that the notes were some of those stolen. The conduct of the prisoners, as described by the witnesses is altogether inconsistent with probability - It is most unlikely that they would attempt to pass these notes in a village in which the recent theft was a common topic of conversation, that they would have selected for the purpose a person whose admitted circumstances rendered it impossible for him to advance the money, and required therefore the intervention of other persons in a matter so delicate and dangerous. Supposing too - that the prisoners as alleged refused to entrust the witnesses with the notes it was impossible that the design could have been carried out; and if, as the theory for the prosecution assumes the refusal resulted from a consciousness of guilt, to what purpose should the numbers of the notes have been given? The negotiations as stated was clearly abortive from the difference as to Commission why therefore should the prisoners have gratuitously furnished the witnesses with a weapon to be used against themselves? The possession of the numbers could in no way facilitate the obtaining of money upon these notes, and it is impossible to believe that the witness should have treasured up the memorandum which he alleges that he wrote down for a period of 2½ months, until he was able opportunely to produce it to identify the notes offered to him with some of those stolen from the Tahsildar.

7 The withholding of this evidence becomes still more suspicious when it is recollected that one of these prisoners was actually charged before the Magistrate on a previous occasion with the actual theft, whatever doubts the witness might previously have entertained would have been dissipated by this occurrence. It seems to us that no doubt whatever can be entertained that the evidence of these witnesses is entirely untrustworthy, and looking to the

statement made that the prisoners in the case disposed of on the 27th August stated, that they had passed 5 of these notes to the present prisoners, there is the strongest ground for believing that this case was subsequently concocted to harmonize with the statements so made.

8. Wholly unable to rely upon the evidence, we reverse the sentence and direct the release of the prisoners.

By order of the Court
(Signed) Thos. Wilkins
Ag Deputy Registrar

(True Copy)
(Signed) H. E. Sullivan
Ag Session Judge

(True Copy)
W Master
Acting Magistrate

Ex. H.1.H.
4/.

47

Memo No. 16 Dated 24th January 1861.
From the Collector of Bellary.
To the Huzur Sheristadar.

* * * * *

As the services of Atmacoor Rama Row, goomastah on Rupees 15 in the Hospett Talug extend to a period of only 7 1/2 years he has been transferred from this post to Goomastaship in the Sub-Magistrate's office at Siragoppa on Rupees 12.

* * * * *

(Signed) A. Hathaway
Collector.

(True Translation)
W Master
Acting Collector.

Ex. H.1.H.
47.

Translation of Takeed No. 368 from C. Pelly Collector of Bellary to Kadri Seshagirry Row Huzur Ca Keeper.

The following individuals who were hitherto actin in their present posts are now ordered to be confirmed in the

* * * * *

4. Gumastahs in the Tadapatry Talug

* * * * *

* * * * *

* * * * *

Atmacoor Rama Row, Moolki Gumastah.

4

* * * *

These appointments should hereafter be considered permanent.

(Signed)

Bellary 5th Octob

51

Pension Department.

EEDINGS of the MADRAS GOVERNMENT;

Read again Pros: of Govt. Pension Depart. dated 25th August & 19th October Nos 413 & 567.

Read also the following ~~letter~~ papers Application from the Colr. of Bellary of 3d. Decr./70, with the report of the Acct. Genl. of 10th Feby./71, No. 103.

Letter from Collr. of Bellary – Dy 7 March 1871 No. 20.

Order thereon 1st May 1871 No. 238.

Atmakur Rama Row on whose behalf the foregoing application is submitted, has served for 14 y. 8 m., during which he was performing duty. There are two points ~~to be~~ in connection with his claim which require consideration viz. whether the break of 11 ms 7 ds. in 1862–3, when he was under trial and sentence on a criminal charge should ~~entail forfeiture~~ affect his claim to pension ~~of previous service~~, and whether.

~~[illegible]~~ some stolen bank notes

whether the fact of his overstaying his leave for a period of 1 M. 5 d. in 1869 should ~~have the same effect~~ entail forfeiture of his previous service.

2. As regards the latter point the Colr. in his last letter above recorded contradicts the register, and states that the applicants' whole absence on the occasion in question was only 1 M. 5 d. not two months and 5 days, and that he thus only overstayed 5 days. The Govt. do not see any necessity for making a further reference in order to clear up this point; as it is immaterial, in the circumstances of the case; and the order of 7th Dec. 70, quoted by the Acct. Genl. was not intended to have the interpretation now put upon it. In the case there disposed of, dismissal on

account

account of absence without leave, beyond seven days was held not to have the same consequence as dismissal for misconduct, but it was ruled that the applicant should be held to have resigned. Here however there was no dismissal. No orders whatever appear to have issued regarding the applicants' absence; no arrangements were made for filling up his post; and he was permitted, without question, to resume his ~~post~~ appointment. His leave was thus tacitly extended; and his absence which was short ~~constitutes~~ no break.

3. The other break commenced on the 29th August 1862, when the applicant was committed to the Sessions Court for trial on a charge of fraudulently ~~obtaining~~ receiving some stolen bank notes

notes, and was convicted. Thereupon he was dismissed by the Colr., Mr. Hattaway, by an order of 7th Novr. 1862, & arrangements made for filling up his post. The dismissal was made to date from the 29th Augt., the order directing that no pay should be passed to the applicant from that date. Rama Row appealed to the High Court, which on the 11th May 1863 quashed the conviction on the ground of insufficiency of the Evidence, the Judges expressing a strong opinion that the charge was concocted. The Colr. on 21st July 1863, issued an order restoring Rama Row, and ousting one Guru Row who had been newly entertained in the arrangement consequent on Rama Row's dismissal, the reason given being that the "post" bestowed on Guru Row on condition that he should be prepared to vacate it, should the said Rama Row on appeal

be declared innocent."

4. The order of the G.O. 26th Septr. 65, No. 2528, clause 5, quoted in the margin is the ruling applicable, & if the break is allowed to reckon, Rama Row's service ~~service~~ will entitle him to pension. The question therefore is, was he suspended pending enquiry? The statement of the Colr. when restoring Rama Row, that Guru Row was appointed conditionally is relied upon in support of Rama Row's claim. There appears to be no other record of this condition and the Govt. think it clear that the idea was an after-thought, ~~and~~ suggested by the consideration of the obvious justice of restoring Rama Row. The Govt. are therefore, of opinion that Rama Row was not, as a matter of fact, under.

"The time passed under suspension pending enquiry, is taken into account as service towards pension, in cases of reinstatement; — where suspension has been adjudged as a penalty, the period is disallowed"

The man was acquitted by the highest tribunal and whether the Collr dismissed or suspended him — he is entitled in justice to have the benefit of his service during the interval of trial & appeal. The Collr ought properly to have suspended him & made temporary arrangements for the conduct of his duties pending the result first of his trial & then of his appeal. The applicant should not suffer for the Collr's acts. Sd.

under suspension pending Enquiry, and cannot count for pension the period of his non service while under trial and sentence. In the circumstances of the case the break should clearly not entail the forfeiture of his previous service.

5. Rama Row can therefore reckon his whole service of 14 y. 8 m. and is eligible to a gratuity of twelve months pay or Rs. 180,* which is sanctioned.

H.S.

It is clear however he ought not to have been dismissed by the Collector, but merely suspended till the result not only of his trial, but also of his appeal, should have been decided, temporary arrangements being made in the interval. The applicant ought not to suffer for the Collector's acts, & the Govt. in Council is pleased to permit him to reckon towards pension the period in question.

*~~Rs. One hundred & eighty~~

5. Including it, Rama Rao's service for pension amounts to 15 y. 7 m. 5 d. & as his average salary during the last 5 years of service was Rs 14.10.9. he is entitled ~~two~~ under clause 4 & 5 of the Revised rules to a monthly pension of Rs 4.12.0 ~~which~~ is sanctioned with effect from the 20th May 1870.

To the Collector of Bellary
" Board of Revenue
" Accountant General

Gratuity to A Rama Row

Govt. of {1871} Madras.

Pension

To

The Collector of
Bellary

Dated May 1st } 1871, No. 238.
Recd.

Nos.

Granting a pension
of Rs 4-12-0 to Atmakur
Rama Row late a Taluq
Gumastah in the
Bellary Collectorate.

C: 11/4/71
R 11/4/71