

1. Number of pages. 14
2. Date of repair. 27/7/86
3. Initials of Reference. J. S. S.
M.R.O. 1-82,400-22-11-80

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	266	Press Mis.
Dated	24-4-	1872

Not to be folded or roughly handled

27/7/86
[Signature]

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*Proceedings of the Madras Government, Pension Department,
24th April 1872.*

Pensions.

Read letter from the Superintending Engineer, 2nd Division, through the Public Works Department, dated 2nd February 1872.

ORDER THEREON, 24th April 1872, No. 266.

The Government have already declined to admit the service of H. Janekeramiah, in posts on an establishment paid for by the Court of Wards, as qualifying service, and they see no reason to alter their decision.

2. The case of Pellalamarry Pulliah quoted by the Superintending Engineer is no precedent, as he was transferred from a permanent establishment to service under the Court of Wards, which was not the case with Janekeramiah.

3. Section 410 of the Uncovenanted Servants' "Vade Mecum" applies only to the case of public servants *already on the permanent establishment* being transferred to establishments under the Court of Wards, as will be seen by a reference to G.O., 28th August 1856, on which that section is based.

(True Extract.)

(Signed) C. A. GALTON,
Under Secy. to Govt.

To the Public Works Department.
,, Accountant-General.

Exd. T. O'Connor.

38 Pension Department.

Memorandum for Orders.

The orders of Government are requested on the following case: -

M. Janakeramiah, late 3rd Accountant in the Public Works Department, Krishna District, obtained a gratuity of 11 months pay equal to Rupees 220, for service amounting to 11 years, 2 months, and 5 days in 1868.

The claim is altogether in ad. in the. The man was not in permanent post Employ when his services were transferred to the Estab. This I take it, is the a sine qua non

2. This total service amounted to 22 years of which 10 years 2 months and 29 days was passed in posts as Maramut Maistry and Gumastah in an establishment paid for by the Court of Wards, which period was excluded from the calculation of qualifying

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qualifying service.

3. On a representation being made by the Superintending Engineer, 2nd Division, to the effect that by para. 410 of the Uncovenanted Servants Vade Mecum, the period of employment on estates under attachment for arrears of peishench (which was the nature of the applicant's employment) should count for pension, and that in the case of one Vada Ramaswamy a pension had been granted for similar service, this Government declined to reconsider the question.

4. The applicant appealed to the Secretary of State

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State who declined to interfere.
5. The Superintending Engineer, 2nd Division, now submits a further representation in Janakeramiiah's behalf, and quotes the case of one Pillamar, Pulliah whose service was of a similar nature to Potthiah's, and was admitted as qualifying service, a pension of $\frac{1}{3}$ salary being granted on 5th Feb'y 1870.

The Rules in regard to the admissibility of service on establishments under the Court of Wards appear to have been altered several times. The first order appears to be that quoted in section 410 of the Uncovenanted Servants vade mecum, and brought forward by the Sup^r Engineer in

in support of the claim. It
is dated 28th August 1836,
and rules that in all cases
in which a public servant,
already on the permanent
establishment, may have
been employed by the collector
as Agent for the Court of
Wards, the period during
which he has been so employed
will be allowed to count
as service. The applicant's
service under the Court of
Wards was however previous
to the date of this order,
(from 3rd May 1845 to 9th May
1835) and, further, he was
not transferred ^{from} ~~to~~ a
permanent establishment.
Service under the Court
of

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of Wards continued to count
until the 6th of October 1862
when the Government took
exception to the practice.
from that time such service
was held inadmissible
till November 1870 when
the Government of India
declared employment under
the Court of Wards ^{admissible}
provided that 6 per cent
of the salary paid for the
service be made over to Govt.
6. The applicant having
however retired from the
service on 30th June 1867 cannot
adduce ^{it} in support of his
claim. to give retrospective
effect to the order would
lead to the revival of
endless claims.

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7. With regard to the precedent quoted by petitioner, it appears that his case is very similar to that of P. Pullayya, who obtained a pension of $\frac{1}{3}$ salary on 5th February 1870.

8. The ground assigned for the grant in Pullayya's case was that the general revision of the establishments having been deferred for the convenience and in the interests of Government, the servants should not suffer on that account.

9. Pullayya however was transferred from a permanent establishment to service under the Court of Wards, which was not
so

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So in the applicant's case, and it was on this very ground that pension was refused on first application.

10. Mr. Boswell in forwarding applicant's case expresses an opinion that his services from 1852 should be taken into account on the ground that the Zemindari estates attached for arrears of pishunch having gradually reverted to Government the salaries of establishments were charged to Government under the head of extra establishments from the year 1852 pending sanction for a revised Moyn Jabotah for the whole district.

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11. This concession however
will not help petitioner, as
taking 1st January 1832 as the
commencement of his qualifying
service, it will amount to
only 14 years 6 months and 15 days,
or 5 months and 15 days
short of the 15 years requisite
for pension of $\frac{1}{3}^{\text{rd}}$ salary.

12. The applicant
does not appear under any
circumstances to be entitled
to what he asks for.

W. L.
D^y 10/4.

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Case of S. Jankheram
late Act. 1871

O. No. 266 dated 24.4.1872

1872

Prussian Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the

Superintending Engineer 2^d
through the Public Works
Division, dated 24th January
Department, dated 2^d February 1872.
1872 No. 143.

Order thereon 24th April 1872 No. 266.

The Government have
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and they see no reason to
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1856, in which that section

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To Public Works Department
The Superintending Engineer
8th Division
"Accountant General

Des^d 24/4/72

For. No. 1869/148

172/76

Govt. of 1872 Madras.

To

To

Public Works Dept.

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7.4.1872

Dated 7.4.1872

1872, No 266.

Recd.

Nos.

17 April