M.R.O. 1—77,000—8-8-37.

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(2) Date of repair

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. [illegible] Press / Mis.

Dated [illegible] 18 [illegible]

Not to be folded or roughly handled

Proceedings of the Madras Government, Pension Department, 15th March 1873.

Read letters from the Collector of South Canara, dated 29th August 1872, No. 1092, and from the Accountant-General, 7th February 1873, No. 652.

Order thereon, 15th March 1873, No. 158.

Application is made for the grant of an invalid pension to Mahomed Kassim, late Peon in the District Post Office at Mulki, South Canara, whose total service amounts to forty years, five months, and four days.

2. Under Section 92 of the Pension Code the applicant is debarred from reckoning his service prior to the 10th March 1857, he having omitted to refund the gratuity of six months' pay Rupees (48) forty-eight granted under date the 24th October 1854, whereby he forfeits a period of twenty-six years, five months, and sixteen days; his net qualifying service is thus reduced to thirteen years, eleven months, and eighteen days, and he becomes entitled to an invalid gratuity of four months' pay, Rupees 20 only. The correspondence submitted by the Accountant-General satisfactorily establishes that the applicant's service in the District Postal establishment from 10th March 1857 was of a permanent nature. Accordingly the period from 10th March 1857 to August 1864 has been admitted.

3. The applicant prays that he may be permitted to refund the gratuity granted to him to enable him to count the whole period of his service for pension, and His Excellency the Governor in Council being of opinion that the grant of two gratuities, aggregating Rupees 68, is inadequate remuneration for a length of service exceeding forty years, and in consideration of the hardship resulting from the operation of the rule in the present instance, resolves to submit Mahomed Kassim's case for the favourable consideration of the Government of India, with a view to the grant of an inferior pension of Rupees 2-8-0 per mensem under Section 63 (*c*) of the Civil Pension Code, with effect from 1st March 1871, subject to the refund of the gratuities granted. Meanwhile sanction is accorded to payment of a gratuity of Rupees 20, to which the applicant is entitled under the rules.

(True Extract.)

Ag. Under Secy. to Govt.

To the Collector of South Canara.
,, Accountant-General,

Exd. J. Wright.

Govt. of 1873 Madras.

PENSION.

To
The COLLECTOR of SOUTH CANARA,
&c., &c., &c.

Dated March 15th.
Read.
Fort.

G. O. 15th March 1873, No. 158.

MARCH.

Sanctioning payment of a gratuity of Rupees 20 to Mahomed Kassim, late a Peon in the District Post Office at Mulki, South Canara, pending the result of an application to the Government of India for the grant of an inferior pension of Rupees 2-8-0 a month.

No. 1092

Collector's Office
Mangalore 29th Augt 1872.

From

H. S. Thomas Esquire
Collector of South Canara.

To

R. Taylor Esquire
Accountant General to the
Government of Madras.

Sir,

x dated 6 July 1872, No. 830 — dated 29th July 1872, No. 962

In continuation of my letters x noted in the margin, I have the honor to submit the accompanying application for Pension on behalf of one Mahomed Kassim, late a delivery peon in the District Post Office at Mulki. He resigned the service in March 1871, and a delay extending over a year has therefore to be accounted for. The major part of this delay has resulted from the want of systematic records of the services, leaves &c of such minor officials as peons; a part also due to references, and re-references, on account of the new forms lately introduced, which had not been but now shall be, rendered into the Vernacular for the guidance of Taluq &c Subordinates.—

2. The applicant having been

D.C. &c.

ill

ill, could not be sent for and forwarded for medical examination in proper time. He was however, sent to the Zillah Surgeon on the 16th Instant, whose certificate as well as other papers are herein enclosed.

3. To satisfy you that the delay in has been looked into, I annex a memo of the work done in this little matter.

I have the honor to be
Sir
Your most obed^t Serv^t
A. S. Turner
Collector

B

Accountant General's Office
Recd 2 / 9 1872
Ansd

From

The Collector of
South Canara

To The Accountant General
to the Govt. of Madras

Dated 29th
Recd. 3 } August 1872

No 1092
Enclo: five

Submitting an application for Pension on behalf of one Mahomed Kasim late a delivery peon in the District post office at Mulki & accounting for the delay in submitting it.

8346

Memo: shewing the delay which took place in the submission of the Service Register of Mahomed Kasim, an applicant for Pension.

1871

17th April — Mahomed Kasim put in his petition for Pension though dated 10th March.

12th May — Order to Mangalore Tahsildar to submit Service Register of the applicant.

18th May — Mangalore Tahsildar wrote to the Karkal Deputy Tahsildar to examine the applicant as to whether he is willing to refund the gratuity formerly paid to him.

3rd June — Karkal Deputy Tahsildar's reply.

9th June — Mangalore Tahsildar wrote to Kundapur Tahsildar to obtain some information about the applicant's services in that Taluq.

12th June — Kundapur Tahsildar referred the letter to his Record-Keeper

18th September — Kundapur Tahsildar's reply to Mangalore Tahsildar.

1872.

20th February — Mangalore Tahsildar again wrote to the Kundapur Tahsildar, for a statement of the applicant's leaves &ca

19 March — Kundapur Tahsildar ordered his record keeper to look to the above -

20th March — Record keeper's report.

26th March — Kundapur Tahsildar's reply to Mangalore Tahsildar -

24th April — Mangalore Tahsildar sent his report to the Huzur with Service registers -

30th April — order to Mangalore Tahsildar to report about the applicants' having obtained gratuity in 1854.

13th May — Mangalore Tahsildar called on to explain delay.

31st May — Tahsildar sent his explanation

11th June — The applicant's register of services returned to the Mangalore Tahsildar, for correction.

20th June — Returned to Huzur -

26th June — Mangalore Tahsildar ordered to prepare a list of descriptive marks of the applicant who was ill -

10th July 1872 — Reminder to Tahsildar -

20th July — Tahsildar's report.

6th August 1872. Applicant sent for through Mangalore Tahsildar for Medical Examination

15th August — Applicant appeared.

20th " — Certificate received from the Zillah Surgeon.

Canara Collector's Office }
Mangalore }
29th August 1872 }

H. Thomas -
Collector

D.

Enclosure
In a letter from the
Collector of South Canara
to the Accountant General
to the Government of
Madras, dated 29th
August 1872.

No 1092

Memo shewing the delay
which took place in the
submission of the Service
Register of Mahomed
Kasim an Applicant
for Pension.

Deposition, on solemn affirmation, of a Mahomed Kassim, late a peon in the District post office at Mulki, taken by the Tahsildar of Mangalore Taluq, on the 20th May 1872, as per Huzur order No. 388.

I understand the purport of a Huzur order No 388, communicated to me by you. After I was thrown out of employ from the Tobacco Establishment, a sum of Rupees 48 was paid to me from the Buntwal a Taluq Treasury about Fusli 1262 or 1263, but I do not exactly recollect what Fusli it was. I do not know whether it was paid as gratuity or anything else; nor have I any document in my poſseſsion in regard to the payment. There is no document with me containing any entry of the date of my birth, nor do I poſseſs any horoscope, so as to be able to ascertain my correct age. I think that my age was about 42, when I was thrown out of employ from the Tobacco Establishment, and about 59, when I resigned the post of delivery peon in the post office at Mulki, in which I was subsequently entertained, and that I am now a about 61 years of age. There being no horoscope or any other document, I cannot positively state my exact age. This is what I have to state. I have heard the deposition read over to me. It is so correctly recorded.

(signed) Mahomed Kasim

Taken in my hearing, and under my personal superintendence. &c.

(signed) Balkristappa
Tahsildar

(True Translation)

H. Thomas
Collector

Enclosure.
In a letter from the Collector of South Canara to the Accountant General of Madras, dated 29th August 1872.

No 1092.

2
Translation of Deposition, or Statement of affirmation, of Mahomed Kasim, late a peon in the District Post Office at Mulky, taken by the Tahsildar of Mangalore Taluk, on the 20th May 1872, as per Hazur 3rd April 1872.

Deposition of Mahomed Kaſim, taken by Mahomed Ally, Dy. Tahsildar of Karkal, o the 2nd June 1871.

Memo: His petition was read over to

I have heard the petition read over to me. It w presented by me to the Collector. I have als heard the Hazur order issued to the Mangalor Taluk Tahasildar read over to me. My service as stated above, amount to about 41 years a six months. I am entitled to pension. I am therefore willing to refund the gratuity of Rs which had formerly been paid to me, in case I receive a pension. I pray that the same may be received, and pension granted to me. I recollect having been once fined 1 Rupee, when I was a post delivery peon. I do not recollect anyt which occurred before.

I have heard what has been rea over to me. It is correct.

Signed/ Mahomed Kasim.

(True translation)

H. Thomas
Collector.

Enclosure

In a letter from the Collector of South Canara to the Accountant General to the Govt. of Madras dated 29th August 1872

No. 1092

Translation of Deposition of Mahomed Kasim, taken by Mahomed Ally, Dy Tahsildar of Karkal on the 3d June 1871.

7105/72

No. 119 Nil 20.8.72

I, R. Dempster, Acting Zillah Surgeon Mangalore do hereby Certify that I have carefully examined Mahd Cossim Delivery Peon in Mulki Post office, that his age is, by his own statement 61 years & by appearance about the same; and that I find him to be unfit for further service, from Old age and infirmity not, in my Opinion, attributable to intempera or Other irregular habits.

R Dempster
Acting Zillah Surgeon
Mangalore

Mangalore
20th August 1872

Public Department.

No. 285.

Extract from the Minutes of Consultation
Dated 24th October 1854.

Read the following Papers

Ext: from the Min: of Cons: in the Revenue Department	Here enter 21st May 1853.
Ext: from Do — Do	" — 1st February 1854.
Ext: from the Pro: of the Board of Revenue	" — " 28th August — "
From the Civil Auditor — "	— " 1st September — "
From the Civil Auditor — "	— " 12th Do — "

Para 1. The Right Honorable the Governor in Council observes that of the two Servants recommended by the Collector of Coimbatore for pensions, the first Kistna Row having served for more than 35 years in grades entitled to pension, is eligible under the Notification of the 21st July 1854 to a pension of half his average salary if the Collector of Coimbatore can certify, as required by the Honorable Court, that his conduct and character have been such as to merit that indulgence. In this case, the Collector of Coimbatore will submit a Register in the usual manner.

2. With regard to the Duffadar Syed Jhangheer, the Right Honorable the Governor in Council regrets that he is unable, under the Rules, to accede to the Collector's recommendation for the grant of a pension, but sanctions the highest

amount

Enclosed
In a letter from
the Collr of North Canara
to the Accountant General
dated 30 August 1892
No 1092

amount of gratuity to which he is entitled, viz.
Six months salary.

3. With respect to the other servants in the District of Coimbatore, and all those in Canara, the Right Honorable the Governor in Council does not see any sufficient reason for deviating from the gratuity rules, which were framed purposely to meet cases like the present. With the exception, therefore, of such of the discharged servants as may be able to obtain Medical Certificate of incapacity for further service (whose cases will be separately submitted) the maximum gratuity will be six months pay, the amount in each case being graduated according to the service of the recipient. If, however, there should exist in any instance any very peculiar grounds for greater indulgence, the Collector may bring such cases, which can be but few, to the notice of Government that they may, if thought deserving, be referred for the consideration of the Honorable the Court of Directors.

4. The Collector of Coimbatore is requested to explain the cause of the interval of more than 4 years in the services of Chockaya Moodelly Curnum. It is observed that in 1846 his salary was Rs. A. P. 17-8-" per mensem, whereas when re-employed in 1851, it was only Rs. A. P. 10-8-".

5. The Government observe that Allanoodeen (No. 9 in the List 2) was discharged in March 1852 and that for 2½ years previously he held the office of Tahsildar of Neilgherry Talook. A separate recommendation in his favor appears also to have been made by the Collector of Coimbatore in his letters dated 19th July and 28th August 1854.

6. The Collector of Coimbatore will report the dates from which the following servants were re-employed and the salary now drawn by the two last, viz. S. Venkata Rau, Gaomastah, Colunda Moodelly (No. 6 List 2) Bisramsing (No. 8 List 2) Abdul Kader (No. 23, List 2.).

7. The Right Honorable the Governor in Council sanctions payment to the remaining servants in Coimbatore and those in Canara, of the gratuities entered in the annexed Lists, amounting in the aggregate to Rupees (5073-12-") Five thousand and seventy three and Annas twelve.

	Rs. A. P.
Coimbatore (exclusive of those regarding whom further information required)	1586-4-"
Canara	3,487-8-"
	5,073-12-"

(True Extract.)

Signed J. D. Sim
Deputy Secy. to Government

Extract from the Proceedings of the Board of Revenue dated 16th November 1854.

Ordered that a copy of the foregoing minutes of Consultation with List No. 1, be forwarded to the Collector of Coimbatore and a copy of the same with List No. 2, to the Collector of Canara, for the information and guidance of those officers respectively.

(True Extract and Copy.)

Signed J. B. Cunliffe
Sub Secretary in charge

To H. N. Maltby Esqre.
Collector of Canara.

(True Copy)

H. S. [illegible]
Collector

Compd.

2332/72. To be returned with reply on reverse

Audt. DEPARTMENT.

Fort Saint George,
Accountant General's Office,
12 Septr 1872.

FROM THE ACCOUNTANT GENERAL

TO THE GOVERNMENT OF MADRAS,

Recd. 17/9/72

TO THE Collector of South Canara

SIR, Vide your office application for an invalid pension on behalf of Mahomed Kasim -

The Undersigned has the honor to enquire whether or not the District Post Establishment in which the applicant is shewn to have served as a Peon from 10 March/57 was a permanent Establishment. If not permanent on the above date, please state if it was made such subsequently and send copies of Govt. orders which constituted the Establishment permanent.

Copy of the order which sanctioned Gratuity to the applicant in 1854 should also be forwarded -

Offg. Accountt. Genl.

No. 1171 Reply.

The District Postal Establishment in which the applicant has been a peon from 10th March 1857 appears to have been entertained under the orders of Government dated 28th April 1835. This establishment is styled in the returns as "Extra Tappal Sibbandi" but appears to have been of a permanent nature as it existed till the introduction of Mr. Pelly's revision of the District Postal Establishment. The Government order is however not forthcoming on the Records of this Office.

Copy of the Order sanctioning the gratuity is herein enclosed as requested.

Collector's Office
Mangalore
27 Sept. 1872

H. T. Meares
Collector.

Accountant General's Office
Recd 3
Ansd 10 1872

Miscellaneous No. 8057. Revenue Department

Proceedings of the Board of Revenue,
Dated 6th December 1872.

Read letter from the Offg. Dy. Accountant General dated 17th October 1872 No. 5,266 requesting to be informed whether the District Tappal Establishment prior to the revision of that Establishment by Mr. Pelly was permanent or temporary.

The District Tappal Establishment prior to the introduction of Mr. Pelly's revision thereof consisted.

(1) Of the servants borne on general revenue, Sea Customs, Salt &c. Establishments.

(2) Of those entertained under special orders of Government issued from time to time.

(3) Of those employed under the authority of the Post Master General. The Establishments falling under the first class were always considered to be permanent, but as regards the other two classes, the Board are unable to state whether they were permanent or temporary as the several orders under which they were entertained have never been communicated to the Bd.

2. To enable the Accountant Genl. however to refer to the several orders under which the Establishments were entertained from time to time, the Board forward herewith detailed ×lists of the Establishments received from the Collectors just before the

× To be returned.

introduction

ith statement of Mr. Pelly's revision
shewing the dates of the several orders
under which they were employed
in each District.

(True Extract)
(Sigd) H. E. Stokes
Ag. Sub Secretary

To
The Accountant General
with 19 lists to be returned.

True Copy.
Macrah
Asst. to the Acctt. Genl.

R 8173

30/73

To be returned with reply on reverse

Audit DEPARTMENT.

No.

Fort Saint George,
Accountant General's Office,
20 December 1872.

FROM THE Dy ACCOUNTANT GENERAL
TO THE GOVERNMENT OF MADRAS,

TO THE Collector of South Canara.

SIR, In enclosing the Proceedings of the Board of Revenue No 805 dated 6 Instant (to be returned) and with reference to the Collector's reply No 1171. dated 27th September last the Undersigned has the honor to enquire for what reasons the Collector considers the "Extra Tappal Sibbundi" in which Mahomed Cassim was employed as Peon to have been of a permanent nature, and under what head of the three Classes referred to in the above proceedings does this Estabt. fall. and under what authority, and was the same Establishment in which the applicant served made permanent by Hon'ble Mr Pelly's revision of Tappal Establishments and can ~~such~~ service in such count for pension under Section 17. Rule 1. of the Civil Pension Code, if not why was such service reckoned as qualifying –

Donald
Ag Dy Accountt Genl.

No 93

The extra Tappal Sibbundi in which Mahomed Cassim was employed as peon appears to be of a permanent nature and to fall under the 1st class referred to in the Proceedings alluded to in the letter under reply. The authority quoted in the earlier establishment lists is dated 20th April 1835, but this order is not forthcoming in the records, it having been destroyed during the Coorg insurrection in 1837. The establishment is believed to be permanent because it continued in existence until Mr Pelly's revision and was afterwards continued by him. Vide G O dated 31st March 1867 No 847. Mahomed Cassim's service thus not come under section 17 Rule 1 of the Civil Pension Code, and was therefore reckoned as qualifying service.

South Canara Collr's office
In Camp, Hadala Stadu
in Uppinangadi Taluk
9th January 1873

H. Thomas
Collector.

Accountant General's Office
Recd 28 } 1 1873
Ansd

A.P.A.

15399

No 652.

Report of the Accountant General

The services of Mahomed Cassim late a peon of the District Post office at Mulki South Canara have not been verified from 1 May 1826 to 31st January 1853, as the same do not count for pension being vitiated by the grant of gratuity equal to 6 months pay on the abolition of the tobacco Establishment in 1853.

The period of 13 years 11 months and 18 days spent in the Postal Establishment has been verified by the Collector and partly (from 1 May 1866) from the records of this office.

Owing to the nonappearance of the tappal Establishment in the Annual returns on record in this office prior to the above date, the Collector was asked to state whether the Establishment in which the applicant was employed from 10 March 1857 was permanent or temporary. In replying he informed (vide his letter No 1171 dated 27 September last) that the Establishment was styled in his returns as extra tappal Sibbundi, but that it appeared to have been of a permanent nature as it existed till the introduction of the revision of

District

District Postal Establishment by Mr Pelly.

With reference to the above statement of the Collector the Board of Revenue on being asked whether the District Postal Establishment prior to its revision by Mr Pelly was permanent or temporary stated (Vide Copy of Proceedings No 8057 dated 6th December 1872 accompanying) that the District Postal Establishment prior to its revision Consisted "1st of servants borne on "General, Revenue, Sea Customs, Salt &c Establishments, "2d of those entertained under special orders of "Government issued from time to time, 3 of those "employed under authority of the Post Master General" "and those falling under the 1st Class were always" "Considered to be permanent".

Upon this the Collector was asked to say which class the applicant was borne. He has stated that his name appears to have been borne in the 1st Class vide his reply No 93 dated 21st January 1873.

Should Government with reference to the statements of the Board and of the Collector consider that the applicant's service in the District Postal Establishment from 10 March 1857 was on a permanent Establishment he will for his service of years 13-11-18 be entitled to an invalid gratuity of Rs 20 equal to 4 months pay under Section 63 (a) of the Civil pension Code. But should Government decide that such service runs from 1st August 1864 only he will be entitled to an invalid gratuity of Rs 15 equal to 3 months pay for his service of years 6-7 months

* Vide para 2 of Circular dated 19 July 1864 by Mr Pelly -

The cause of delay in the submission of this application and the reason of the Medical Certificate bearing a date subsequent to that on which he ceased to do duty have been explained by the Collector in his letter No 1092 dated 29 Augt last and Memo of the same date both accompanying.

W. Donald
Offg. Dy. Accountt. General

Fort Saint George
Accountant General's Office
7th February 1873

To,
The Chief Secretary to Government
Pension Department

31

Pension Department

Memorandum for Orders.

1 Application is made for the grant of an invalid pension to Mahomed Kasim late peon in the District Post office at Mulki, South Canara, whose total service amounts to 40 yrs 5 Ms & 4 days.

2 Under section 92 of the Pension Code, the applicant is debarred from reckoning his service prior to the 10th March 1857, he having omitted to refund the gratuity of six months' pay ~~Rs 48~~ granted under date the 24th October 1854, whereby he forfeits a period of 26 yrs 5 Ms & 16 days, ~~and~~ his net qualifying service is thus reduced to 13 yrs 11 Ms & 18 days and he becomes entitled to an invalid gratuity of four months pay Rs 20 only. The correspondence submitted by the Accountant General.

O. No 158 of 1873
Br 15 Mar /73

satisfactorily establishes that the applicant's service in the District Postal Establishment from 10th March 1857 was of a permanent nature. Accordingly the period from 10th March 1857 to August 1864 has been admitted. The applicant prays that he may be permitted to refund the gratuity granted to him to enable him to count the whole period of his service for pension. Under the strict Rules he is not entitled to do so, and, till recently, this Rule has been rigidly maintained, but an exception was made in the case of P. Venkatarayadu Vide G.O. 9th January 1873 No. 12 and application made to the Government of India for sanction to the grant of an Inferior Pension. The latter's service amounted to 38 yrs 7 months 1 day, the

3

and his Excellency the P. in
being of opinion &c. as in
Venkatarayadu's case

Yes. J. O. L.

the present applicant has 40 years 5 months & 4 days to his credit.— Orders requested as to whether a similar concession is to be made in the present case.

Pension Department

PROCEEDINGS *of the* MADRAS GOVERNMENT.

Read the following letter from the Collector of South Canara dated 29th August 1872 and from the Acctt. General of 1st February 1873 No. 652

Order thereon 15th March 1873 No. 158.

Application is made for the grant of an invalid pension to Mahomed Kassim late peon in the District Post Office at Mulki, South Canara, whose total service amounts to 40 years 5 months and 4 days—

2. Under Section 92 of the Pension Code the applicant is debarred from reckoning his service prior to the 10th March 1857 he having omitted to refund the gratuity of six months pay Rs (48) forty eight granted under date the 24th October 1854

C: 29th Aug
R 28 —

whereby he forfeits a period of 26 years 3 Ms & 16 ds; his net qualifying service is thus reduced to 13 yrs 11 Ms & 18 days, and he becomes entitled to an invalid gratuity of four months pay Rs 20 only. The correspondence submitted by the Accountant General satisfactorily establishes that the applicant's service in the District Postal establishment from 10th March 1857 was of a permanent nature. Accordingly the period from 10th March 1857 to August 1864 has been admitted.

3. The applicant prays that he may be permitted to refund the gratuity granted to him to enable him to count the whole period of his service for pension and His Excellency the Governor in Council being of opinion that the grant of

two

two gratuities aggregating Rs 68 is inadequate remuneration for a length of service exceeding forty years and in consideration of the hardship resulting from the operation of the rule in the present instance, resolves to submit Mahomed Cossim's case for the favorable consideration of the Government of India with a view to the grant of an inferior pension of Rs 2-8-0 per mensem under Section 63(c) of the Civil Pension Code with effect from 1st March 1891 subject to the refund of the gratuities granted. Meanwhile sanction is accorded to payment of a gratuity of Rs 20, to which the applicant is entitled under the rules.

To the Collector of South Canara } dated 24/3/93.
" " Accountant General }

Govt. of {1873} Madras.

Pension

To

F. K° 289

The Collector of
South Canara

Dated March 15 } 1873, No. 158
Recd

Nos.

Sanctioning payment of a gratuity of Rs 20 to Mahomed Cassim late a peon in the District Post office at Mulki South Canara pending the result of an application to the Govt of India for the grant of an inferior pension of Rs 2/8 a month.

C. 5 March