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MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	360	Press ~~Mis.~~
Dated	18-7-18	B.

Not to be folded or roughly handled

No. 360.

FROM THE HON. W. HUDLESTON,
Chief Secretary to the Government of Fort St. George,
 To THE SECRETARY TO THE GOVERNMENT OF INDIA,
 FINANCIAL DEPARTMENT.

SIR,
 I am directed to transmit the accompanying Proceedings of Government in the Pension Department, No. 359, dated 18th July 1873, and to request that the sanction of the Supreme Government may be accorded to the grant of pension therein made.

I have the honour to be,
 Sir,
 Your most obedient servant,

OOTACAMUND,
 18th July 1873.

Chief Secretary.

Proceedings of Government, Pension Department.

Read the following letter from F. LUSHINGTON, Esq., Accountant-General, to the Hon. W. HUDLESTON, Chief Secretary to Government, Fort St. George, dated Fort St. George, 20th May 1873, No. 86:—

Correspondence Department.

I have the honour to submit, for the orders of Government, a petition from T. Ruthnum Pillay, late a clerk in this office, praying for a reconsideration of the Proceedings of Government in the Pension Department under date the 29th April 1872, No. 294, setting aside the recommendation of the Officiating Accountant-General that a pension equal to half his salary might be granted to the petitioner, and conferring upon him a pension equal to one-third of his salary only, on the ground that a break of 14 months and 10 days occurred in his service during 1848-49, which vitiated his claim to calculate for pension the service rendered by him to Government prior to that period.

2. I venture to support the petitioner's application for a reconsideration of the above order, chiefly on the ground that the break in his service was caused by circumstances beyond his control, his resignation of his appointment in Tinnevely having been forced upon him by a peremptory summons from the Collector, Mr. Elton, to return to his post at a time when he was incapacitated by very severe illness from doing so, and he had no alternative, therefore, but to resign his appointment, and also because at the time of his resignation the petitioner was not aware of the very serious consequences to himself which would result from it, the rule prescribing the forfeiture of previous service on account of any break in such service not having then been promulgated, nor for some considerable time after. I beg also to point out that, had the petitioner been reappointed to the public service within the year instead of after an interval of 14 months and 10 days, he

would have been entitled, under Section 45, Clause 1, of the Civil Pension Code, to count the whole of his service for pension, and it is, therefore, only a matter of 2 months and 10 days which has to be overlooked in his case. The petitioner is an old and valuable servant, and I trust, therefore, that his application may receive favourable consideration.

ORDER THEREON, 18th July 1873, No. 359.

In the above letter, the Accountant-General supports Tranquebar Ruthnum Pillay's application for a reconsideration of the Order of Government declining to recommend him for a pension of one-half salary instead of one-third, to which he is entitled under the rules.

2. Applicant commenced service on the 16th November 1843 and served till the 20th July 1849, when he resigned. He was re-employed on the 1st October 1850. If the service prior to the break be counted, he is entitled to a pension of one-half salary.

3. The Accountant-General supports the application on the following grounds:—

1st.—That his resignation was forced on him by a peremptory summons from the Collector, Mr. Elton, to rejoin at a time when he was incapacitated by very serious illness from doing so.

2nd.—That the petitioner was not then aware of the serious consequences resulting from resignation.

3rd.—That he was reappointed within 2 months and 10 days after the expiry of the year's break, permissible without forfeiture of service.

4. On reconsidering the whole circumstances of the case, and especially bearing in view the peremptory manner in which the applicant was called upon to choose between resignation and rejoining his appointment at a time when there seems reason to believe that he was really in a bad state of health, the Governor in Council resolves to allow him the benefit of his service prior to resignation, and to admit him to the pension of Rupees (40-10-1) forty, Annas ten, and Pie one, to which he then becomes entitled.

5. These Proceedings will be submitted for the confirmation of the Government of India, and the pension granted in G. O., dated 29th April 1872, No. 294, will be continued for the present, subject to adjustment when final orders are passed.

(True Extract.)

(Signed) J. STURROCK,
Acting Under Secy. to Govt.

1873.

FINANCIAL DEPARTMENT.

From

The Chief Secretary to Government,
Fort St. George,

To

The Secretary to the Govt. of India,
Financial Department.

Dated 18th July 1873.

Recd.

No. 360.

Enclosure.

Transmitting Proceedings of Government, requesting sanction of a pension of Rupees 40-10-1 to T. Ruthnum Pillay, late a Clerk in the Accountant-General's Office, Madras.

despd 24/7/73

Pension Department.

No. 360

To

The Secretary to the Government

of India,

Financial Department.

Sir,

I am directed to transmit the accompanying Proceedings of Government in the Pension Department N. 359 dated 18th July 1873, and to request that the sanction of the Supreme Government may be accorded to the grant of pension therein made.

Obtained
18th July 1873

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12 copies sent to the
10 copies to the

1873 Marine Department

7557
No. 360

To
The Secretary to the
Government of *India*
Marine Department.

Dated *18 July* 187 .

*Instructions sent
-ing of circumstances -
regarding character
of the person (M)
No 40-10-16. The
Army take a class
in the department
General's Office -
Madras.*