

(1) Number of pages 14

(2) Date of repair 12-12-60

(3) Initials of the Referencer CF

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	<u>44 405</u>	Press Mis.
Dated	<u>11-8-</u>	<u>1873.</u>

Not to be folded or roughly handled

Proceedings of the Madras Government, Pension Department,
11th August 1873.

To the Secretary to the Government of India, Financial Department, dated Ootacamund, 11th August 1873, No. 405.

I am directed to submit the following case for the orders of the Government of India under the provisions of Section 75 of the Pension Code.

2. The applicant, Tanjore Raghavendra Row, would be admissible to a pension of Rupees 62-8-0 but for two doubtful points—

(1.) He served for ten years as a Stamp Goomastah. Does this count for pension?

(2.) He served for ten years as a Stamp Darogah on the commission system. Does this entail forfeiture of previous service?

3. With reference to the first it appears that appointments of the kind were not entered in the annual return furnished to the Accountant-General, the reason apparently being that the salaries were charged to Stamp Revenue, but as the posts were of a permanent character, and the detailed distribution of the pay was subject to the orders of Government, all the necessary conditions to render the service qualifying for pension appear to have been fulfilled, and the Governor in Council considers that this service should be held to so qualify.

4. The period spent in the second appointment, Stamp Darogah, clearly does not count for pension; but, as the servants in the Collectors' Offices, throughout the country generally, appear often to have taken such posts in the course of their ordinary service, returning eventually to the regular establishment, this Government is of opinion that the provisions of Section 44^f should be held to include such cases and save the incumbents from the forfeiture of previous service which would otherwise be entailed by the break.

5. The appointments of Stamp Darogah and Stamp Goomastah do not now exist, but they appear to have been held by a considerable number of old servants

Letter to Govt. of India, 18th June 1866, No. 232.	whose cases, on their retiring from the
" " 10th Dec. 1870, " 500.	service, have hitherto been submitted
" " 1st May 1872, " 304.	individually for the orders of the
" " 6th Dec. " 827.	Government of India, and always

with a favourable result. If the views of the Government of India coincide with those expressed by this Government in the present instance, it will be unnecessary in future to submit each case separately.

(Signed) R. A. DALYELL,
Offg. Chief Secretary.

Exd. J. Wright.

1873.

FINANCIAL DEPARTMENT.

From
The Offg. Chief Secretary to Government,
Fort St. George,
To
The Secretary to the Govt. of India,
Financial Department.

Dated 11th August 1873.

Recd.

No. 405.

Enclosure.

Submitting, for the orders of the Government of India, the case of Tanjore Raghavendra Row, and inquiring whether his service as Stamp Gomastah and Stamp Darogah count for pension.

Pension Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter

From the Collector of Coimbatore, dated 7th May 1873
To Deputy Accountant General, dated 16th June 1873 N^o 132

Order thereon July 1873 N^o

The Deputy Accountant General certifies that Tanjore Raghavendra Rao will be admissible to a pension of Rs 62 8 0, if his service as Stamp Gomastah be considered as qualifying for pension.

2. It appears that appointments of the Rank were not entered in the annual returns furnished to the Accountant General's department, the reason apparently being that the salaries

I can see in the
- can understand it but it
must be other sub-
as before. D.S.

Salaries were charged to Stamp
Revenue, but as the posts were of
a permanent nature and the
detailed distribution of the pay
was subject to the orders of
Government, all the necessary
conditions to render the service
qualifying for pension appear
to have been fulfilled -

G. O. 13 - March 1872 N 182

3. Under Section 144 (f)
The period spent as stamp
Darogah on the Commission
System does not entail
forfeiture of previous service.

4. Accordingly His
Excellency the Governor in Council
is pleased under Sections 53 and
56(c) of the Civil Pension Code,
to grant to Tanjore Raghavendra
Rao

Rao late Treasurer Collector's
Office Coimbatore, for his
qualifying superior service of
25 years 1 month and 28 days a
superannuation pension of
Rs (62-8) Sixty two and
annas eight per mensem, ^{payable}
payable from the 8th April 1873 -

H

Note

From the proceedings of
Government dated 8th December 1872
N 826 I gather that Section 144 (f)
has hitherto been held to mean
precisely the opposite of the
construction I have put upon it in
para 4 in which ^{case} a reference to the
Government of India will be necessary
to prevent forfeiture of previous
service - The

The wording however will
I think bear the more liberal
construction and in the order above
quoted it is pointed out that the
Resolution on which it is based
is rather favorable than otherwise
to this view of the case.

H

despd 14/8/73.

940

Pension Department.

No. 405

To

The Secretary to the Government

of India,

Finance Department.

Sir,

I am directed to submit the following case for the orders of the Government of India under the provisions of section 75 of the Pension Code.

Sajore Raghavendra Rao

The applicant would be admissible to a pension of Rs 62-8-0 but for two doubtful points.

(1) He served for 10 years as a Stamp Gamaskah. Does this count for pension?

(2) He served for 10 years as a stamp Darogah on the Commission system. Does this entail forfeiture of previous service?

Sol

Presented to Rajawade
Resident Transmitter
Collector's Office, Bangalore

Oct. of 1873 Madras.

To

Dated

Recd.

}

187, No.

Nos.

Presented to
Resident Transmitter

D

C22 R24/7

With reference to the first
it appears that appoint-
-ments of the kind were
not entered in the annual
return furnished to the
Accountant General,
the reason apparently
being that the salaries
were charged to stamp
Revenue but as the posts
were of a permanent
character & the detailed
distribution of the pay
was subject to the orders
of Government, all the
necessary conditions to
render the service qua-
-lifying for pension
appear to have been
fulfilled, and the full consideration should

The period spent in
the second appointment
Stamp Darogah clearly
does not count for
pension but as the
servants in the Collec-
-tors' offices throughout

the service should
be held to the full

Is your opinion
that in this instance
which I have drawn from the
precedent before me?

Yes.

I don't like
the phraseology

the Country generally,
appear often to have
taken such posts in the
course of their ordinary
service returning eventually
to the regular establish-
-ment, this Government
is of opinion that the
provisions of section 44f
should be held to include
such cases and save
the incumbents from the
forfeiture of previous
service which would
otherwise be entailed
by the ~~reluctance~~^{breach} of
continuity.

The appointments of
Stamp Darogah &
Stamp Humasah
do not now exist, but
they appear to have
been held by a con-
-siderable number of
old servants whose
cases on their retiring

134

from the service have
hitherto been submitted
individually for the orders
of the Government of
India and always
with a favorable result.
If the views of the Govt
of India coincide with
those expressed by this
Government in the
present instance, it
will be unnecessary in
future to submit each
case separately.

H.

(H)

Letter to Gov^t of India 18th June 1866 No. 232
- " - " - 10th Decr 1870 No. 550
- " - " - 1st May 1872 No. 304
- " - " - 6 Decr 1872 No. 527

Order in Council }
11th August 1873 }

16 Copies

Relasheet to the same as
 Stamp contract of the
 High Court for pension

12/12

1873 *Provisional* Department

2.92625
 No. 405

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

Dated *11th* August 1873.

Submitting for the
 orders of Government
 the case of *Suraj*
Prasanna and *Suraj*
 and requesting the
 the *Provisional* as
 Stamp *Quarantine*
 and *Stamp* *Suraj*
 Court for *Suraj*...