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MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	205	Press ~~Mis.~~
Dated	16-4-1874.	

Not to be folded or roughly handled*15.1.41*

*Proceedings of the Madras Government, Pension Department,
14th April 1874.*

Gratuity.

Read the following papers:—

Proceedings of the Board of Revenue, dated 19th February 1874, No. 1108 (Miscellaneous).

Read the following letter from W. S. WHITESIDE, Esq., Collector of North Arcot, to J. GROSE, Esq., Secretary to the Board of Revenue, dated Vellore, 23rd January 1874, No. 32:—

I have the honor to submit, for the orders of the Board and Government, a petition presented to me by C. Sundara Mudali, an English Clerk attached to my office, praying that he may be permitted to refund the gratuity which he drew when he fell out of employment on the reduction of the Inam Commission Establishment. Under the circumstances explained in the petition I am of opinion that the permission sought by the petitioner may be granted, and beg accordingly to recommend petitioner's request for favorable consideration.

From C. SUNDARA MUDALI, English Clerk, to W. S. WHITESIDE, Esq., Collector of North Arcot, dated Vellore, 21st January 1874.

With profound respect and submission I beg to bring the following to your kind consideration, and to request that your honor will be pleased to submit the matter through the Board of Revenue for the favorable consideration of Government.

2. I was formerly employed as an Examiner in the Office of the Inam Commissioner on a salary of Rupees 60 a-month, and was thrown out of employment on the reduction of establishment in 1870, but was compensated for loss of my appointment by the grant of a gratuity of Rupees 480. Subsequently, i.e., four months after I was thrown out, I obtained an employment in your honor's office as Income-tax Clerk, a temporary appointment, on a salary of Rupees 35, in which I continued to act for nearly two years. I ultimately obtained a confirmed appointment of Rupees 25 as English Clerk in the middle of 1872.

3. I only lately became aware of the existence of the rule that a public servant who had received a gratuity should, on re-employment, refund the amount of such gratuity by monthly instalments to enable him to count his former service towards pension.

4. I accordingly submitted a petition to your honor on the 13th December 1873, praying that your honor would be pleased to instruct the Treasury Deputy Collector to withhold one-third of my salary every month till the amount of the gratuity was made good. The petition having been forwarded to that officer, the Treasury Deputy Collector made a reference on the subject to the Accountant-General, who has stated, in reply, that the refund of the gratuity could not now be made by me in order that I might count the service on account of which I drew that gratuity as I did not refund the same immediately on re-employment. This decision, honored sir, is so hard in my case that it sweeps off ten and-a-half years' service which I rendered in the Inam Commission. The delay on my part in seeking to refund the gratuity, I do assure you, honored sir, is simply owing to my ignorance of the rules, for what public servant with the prospect of advancement before him will be so fatuous as to forfeit ten-and-a-half years' service for the sake of gaining a few hundred rupees?

5. This delay, when properly analyzed, will not really seem to be so great as it appears at first sight. Up to the middle of 1872 I had no confirmed appointment; and, even had I been aware of the rules at the time of my re-employment in 1870, I could not possibly have elected to make the refund for the simple reason that I only held an acting or temporary appointment; so there is only a delay of about one year in my petitioning to be permitted to make the refund, and I have several years of service before me ere I can retire on a pension.

*Proceedings of the Madras Government, Pension Department,
14th April 1874.*

6. It has now come to my knowledge that the Government have been pleased in the case of several individuals to permit the refund of gratuity to be made just when they were on the point of retiring from the public service to enable them to reckon their previous service towards pension. One such instance occurred not many years ago in this very district. I allude to the case of Syed Isack, late Tahsildar of Palmanair, who is now receiving the bounty of Government in a pension.

7. Under these circumstances, honored sir, I earnestly beg your honor will be pleased to submit my case for the favorable consideration of Government with your kind recommendation that they will be benevolently pleased to accept the refund which I am prepared to make in any manner they see fit to direct, so that I may have the privilege of counting my previous service towards the term which would eventually entitle me to a pension if it please God to spare me till then.

Submitted for the favorable consideration of Government through the
Accountant-General.

(True Copies and Extract.)

(Signed) J. GROSE,
Secretary.

No. 608.

MEMORANDUM.

The undersigned has the honor to submit a recommendation from the Board of Revenue that a Clerk on the Establishment of the Collector of North Arcot may now be allowed to refund the compensation-gratuity awarded to him on loss of employment in 1870. The case was originally referred to this office by the Collector, who was informed, in reply, that, understanding orders, the refund now could not be permitted. It will be seen that Section 91, Rule 1, of the Civil Pension Code, as well as earlier Orders (Financial Resolutions, 8th September 1869, No. 3047, and 23rd May 1871, No. 544,) render compliance with this request impossible.

FORT ST. GEORGE,
27th February 1874.

(Signed) J. E. COOKE,
Deputy Accountant-General.

To the Secretary to Government, Revenue Department.

Transferred to the Pension Department.

5th March 1876.

(Signed) C. G. MASTER,
Actg. Secy. to Govt., R.D.

ORDER THEREON, 14th April 1874, No. 205.

The rule requiring refund of gratuities on re-employment has been in force since 1864, and C. Sundara Mudali's plea of ignorance is wholly inadmissible.

(True Extract.)

L. A. CAMPBELL,
Acting Under Secy. to Govt.

To the Board of Revenue.
,, Accountant-General.

Exd. J. W. Fischer.

PROCEEDINGS OF THE BOARD OF REVENUE,

Dated 19th February 1874.

Read the following

N^o 32

From

W. S. Whiteside Esq^r,
Collector of North Arcot

To

J. Grose Esq^r,
Secretary to the Board of Revenue
Madras

SIR,

I have the honor to submit for the orders of the Board and Government a petition presented to me by C. Sundara Mudali, an English Clerk attached to my Office, praying that he may be permitted to refund the gratuity which he drew when he fell out of employment on the reduction of the Inam Commission Establishment. Under the circumstances explained in the petition I am of opinion that the permission sought by

the

Obt. of 1874 Madras.

PENSION.

To

THE BOARD OF REVENUE,
&c., &c., &c.

Dated April, 14th.

Issued

Recd.

G.O., 14th April 1874, No. 205.

APRIL.

Gratuity.—Declining to allow C. Sundara Mudali to refund the gratuity which he received when he was thrown out of employment by reduction of establishment

The Petitioner may be granted and be
accordingly to recommend Petitioner's
request for favorable consideration.

North Arcot
Collector's Office,
Camp, Vellore,
23^d January 1874-

I have read
(Signed) W. S. Whiteside
Collector.

Submitted for the favorable
consideration of Government through
the Accountant General.

(True Copy & Extract)

Accountant General's Office
Recd 20
Ans'd 2 1874

W. S. Whiteside
Secretary

The Secretary to Government R.D.
through the Accountant General
with Petition.

C. M. M. M.

To be forwarded
to the Collector
with a recommendation
that the Petitioner's
be placed in
order of work
and put in office
as soon as possible

W. S. Whiteside Esq
Collector of South Arcot.

Most honored Sir,

With profound respect and
Submission. I beg to bring the following
to your kind consideration and to request
that your honor will be pleased to submit
the matter thro' the Board of Revenue
for the favorable consideration of
Government.

I was formerly employed as
an Examiner in the Office of the Indian
Commissioner on a salary of Rs 100 a
month, and was thrown out of employ-
ment on the reduction of establishment
in 1870, but was compensated for loss
of my appointment by the grant of a

Gratuity of Rs 480. Subsequently, i.e.
four months after I was thrown out,
I obtained an employment in your honor's
office as Income Tax Clerk, a temporary
appointment on a salary of Rs 25 in
which I continued to act for nearly
2 years. I ultimately obtained a confirmed
appointment of Rs 25 as Eng. Sub. Clerk
in the middle of 1872.

I only lately became aware of
the existence of the rule that a public
servant who had received a gratuity
should on re-employment refund
the amount of such gratuity by
monthly instalments beenable him
to count his former service towards
pension.

I accordingly submitted a petition
to your honor on the 15th December 1873
praying that your honor would be
pleased to instruct the Treasury Deputy
Collector to withhold $\frac{1}{3}$ of my salary
every month till the amount of the

gratuity was made good. The Petition having
been forwarded to that office, the Treasury
Deputy Collector made a reference on the
subject to the Accountant General
who has stated in reply that the refund
of the gratuity could not now be made
by me in order that I might count the
service on account of which I drew the
gratuity as I did not refund the same
immediately on reemployment. This decision
honored his ex. so hard in my case that
it sweeps off 10 $\frac{1}{2}$ years service which
I rendered in the now Comore prior. The
delay on my part in seeking to refund the
gratuity is a severe punishment
is simply owing to my ignorance of the
rules, for what public servant
with the prospect of advance-
ment before him will be so
stupid as to forfeit 10 $\frac{1}{2}$ years
service for the sake of gaining a
few hundred rupees.

This delay when properly analyzed
will not really seem to be so great

and appears at first sight. Up to the
middle of 1872 I had no confirmed
appointment; and even had I been
aware of the rules at the time of my
re-employment in 1870, I could not
possibly have elected to make the
refund for the simple reason that
I only held an acting or temporary ap-
pointment. So there is only a delay
of about one year in my petitioning
to be permitted to make the refund,
and I have several years of service
before me ere I can retire on a pension.

It has now come to my know-
ledge that the Government have been
pleased in the case of several indi-
viduals to permit the refund of
gratuity to be made just when
they were on the point of retiring
from the public service to enable
them to reckon their previous service
towards pension. One such instance
occurred not many years ago

2
in this very District. I allude to the case of
Syed Saheb late Tahsildar of Palamara
who is now receiving the bounty of Govern-
ment on a pension.

Under these circumstances
Honored Sir, I earnestly beg your
Honor will be pleased to submit my
Case for the favorable consideration
of Government with your kind recom-
mendation that they will be benevo-
lently pleased to accept the refund
which I am prepared to make in any
manner they see fit to direct, so that
I may have the privilege of counting
my previous service towards the term
which would eventually entitle me
to a pension if it please God to
spare me till then.

I beg to remain
Most Honored Sir
Your Most Obedient & Humble
servant
Coondararam
English Clerk.

Vellore }
21 January }
1874 }

Enclosed in a letter
from the collector of
Smith sent to the
Secretary to the Board
of Revenue dated
22^d January 1894
No 32

Dec. 894/74

Le. 2/11/1507/74

Dec. 894/74 1507/74

Pension Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following ~~letter~~ Papers

Proceedings of the Board of Revenue (dated 19th February 1874 No. 1108
From the Dy Acct General (— 27th February 1874 No. 608
Order thereon 14th April 1874 No. 205.

The rule requiring refund
of gratuities on reemployment
has been in force since 1864
and C. Sundara Mudali's
plea of ignorance is wholly
inadmissible. J. S. S.

To the Board of Revenue } despd 15/4/74
— Accountant General }

L. G. 40 21 copies

PROCEEDINGS OF THE BOARD
OF REVENUE.

Dated 19th February 1874.
Despd. 19th Feb 1874.
Recd. 20th March

SUBJECT.

Refund

Submitting to Government
for favorable consideration
application of C. Sundara
Mudali, English Clerk
in North Arcot District
Office for remission to a
refund gratuity which
he drew when he left
office of employment on
reduction of Channam
— in service established by
Mandate 19392.

No. 608

The undersigned has the honor to submit
a recommendation from the Board of Revenue
that a Clerk in the Establishment of the Collector
of North Arcot may now be allowed to refund
the unpaid gratuity awarded to him
on leave of absence in 1870. The case was
originally referred to this Office by the Collector
who was informed in reply that understanding
orders the refund now could not be permitted.
It will be seen that Section 91 Rule 1 of the Civil
Service Code as well as earlier orders (Finance
and Resolutions 8th September 1869 & 3047
and 23rd May 1871 & 514) must be complied
with the request is refused.

For the Accountant General
of the Board of Revenue
27th February 1874

W. S. S.

By Accountant General

To the Secretary to Government
Revenue Department

40 213/74

20/9/67
Refund of Gratuity

Bot. of 1874 *Adams*

Johnson

To *the Board of Revenue*

Dated *14th April*
 Recd.

1874, No 205

Nos.

Referring to notices
 to *Santhara* & *Madhvi*
 to refund the gratuity
 which he received
 when he was *Attorney*
 and of *Santhara* & *Madhvi*
 by *Santhara* & *Madhvi*
Santhara & *Madhvi*