M.R.O. 1—77,006—8-6-37.

(1) Number of pages

(2) Date of repair

(3) Initials of the Referencer G

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No. 450 Press / [✓ Mis.]

Dated 4 - 8 - 1875

Not to be folded or roughly handled

Proceedings of the Madras Government, Pension Department, *4th August* 1875.

Pensions.

Read the following papers :—

From the Subordinate Judge of Tinnevelly, dated 17th April 1875, No. 171.

From the Accountant-General, dated 29th June 1875, No. 215.

ORDER THEREON, 4th August 1875, No. 450.

Suftar Hussain Sahib having been removed from the service for inefficiency and not on account of incapacity arising from bodily or mental infirmity is not entitled to any retiring allowance.

(True Extract.)

Under Secretary to Government.

To the Accountant-General.
,, Subordinate Judge of Tinnevelly.

Exd. T. O'Connor.

Govt. of 1875 Madras.

PENSION.

To
The ACCOUNTANT-GENERAL,
&c., &c., &c.

Dated August, 4th.
Issued
Recd.

G.O., 4th August 1875, No. 450.

AUGUST.

Declining to grant any retiring allowance to Suftar Hussain Sahib, late 4th English Writer in the Subordinate Court of Tinnevelly.

No. 2062 of 1863

3

The Government will not order the restoration of Petitioner to an employment for which his immediate Superiors have pronounced him unf

There will however be no objection to his being re-employed in the Public Service, should any local officer consider him still able for work.

Fort St. George }
26th August 1863 }

(By order)
(Signed) W. H. Kerr

Dy Secretary to Govt.

(True Copy)

Soobramania Pillai
Sheristadar

[illegible] 122 of 75.

[illegible]

1. [illegible]

2. [illegible]

[illegible]

3 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

There is no vacancy in the Court. If the Petitioner wishes to obtain a pension he should apply to the P. S. A to submit his application

Signed W. Hodgson

10 August 1844.

Offg. Civil Judge

(True Copy)

Baalasawamia Pillai

Sheristadar

Pen m No 422 of 76

Statement Department

No 113

Fort St George
Civil Pay-Master's Office
25th August 1864

Official Memorandum

Your Memo No 248 dated 19th Instant

States that the Revised Pension Rules of June 1863 are not applicable to Servants who ceased to be in Government employ prior to their promulgation

(Signed) W. Donald
Chief Assistant
for Civil Paymaster

To the Offg Pl Sadr Ameen
Tinnevelly

(True Copy)

Soobramania Pillai
Sheristadar

[illegible] No 427 of 75

[illegible]

To

The Civil Paymaster of
Fort Saint George
Madras.

The humble Petition of Sufther Husain late 4th Writer in the Principal Sadr Amin's Court of Tinnevelly.

Respectfully sheweth,

With profound respect and humble submission, your Petitioner begs to bring the following few lines for your honor's sage consideration.

That your Petitioner is a public servant of above 19 years standing and has been unlawfully removed from his situation not for any fraud, offence or any kind of loss to Government but merely on the report made by the late Principal

Sadr Amin when he was questioned by the present Civil Judge why he had not promoted either your Petitioner or the 4th Goomasta for the vacancy, but he with an intent to promote his own protege, the 5th writer, and without any previous diary against your Petitioner either by him or his predecessors for arrears of business on your Petitioner's part until his removal, stated in his letter to the Civil Judge, that your Petitioner is incapacitated both mentally and physically to perform the duties either of a writer or Gumastah, but he did not recommend your Petitioner's removal, while so, the Civil Judge passed an order for your Petitioner's and the 4th Gumastah's removal without hearing your Petitioner's defence.

Upon this your Petitioner appealed to the Government and to the Secretary of State for India, but the order of the latter authority was received by your Petitioner in February last and the order of Government that there will however be no objection to your Petitioner's being re-employed in the public service should any local officer consider him still able for work, was passed on the 26th August 1863 which is after the revised Pension rules of 1863 came in force.

According to that order Petitioner applied to the Present Principal Sadr Amin either for any post or one third pension; on his refusal to do so Petitioner preferred a petition to the late Civil Judge H. Hodson Esqre on the Subject who endorsed that there is no vacancy in his Court, that if the Petitioner wishes to obtain a pension, he should apply to the Principal Sadr Amin to submit his application.

Upon this Petitioner again presented a Petition to the present Principal Sadr Amin together with the said endorsed petition of the Civil Judge for one third pension as per revised pension rules published in the Fort Saint George Gazette dated 26 June 1863.

Thereupon the Principal Sadr Amin submitted an Official Memorandum to your honor dated 18th August last whether the above revised pension rules are applicable to the Petitioner whilst your Petitioner has been removed on the 18th November 1862, but he did not mention that your Petitioner was hitherto engaged in appealing higher authorities.

One the receipt of the answer from your honor that the rules are not applicable to the servants who ceased from the Government employ before the rules were promulgated. The Principal Sadr Amin declines even to recommend for a gratuity to your Petitioner according to the Civil Auditor's Manual Chapter 3 pages 160 and 158.

The Petitioner having been thus deprived of his service, pension and gratuity most respectfully prays to endorse on this petition whether he is entitled to gratuity under the old rules mentioned above or the revised rules and thus to protect him and his large family consisting of 10 souls.

Petitioner resides at the Tykiya of Gholam Allishah to the west of the Zillah Court on the left bank of the Tambraparney in Tinnevelly

3rd October 1864 } (Signed) Safther Husain
late 4th Writer

No 131

Answer

If the Petitioner's service of 19 years is ~~verified~~ verified from the records as having been such as qualified for gratuity and pension he will be declared eligible to gratuity under the old Rules upon his applying for the same.

Civil Pay Masters Office
Fort Saint George
11th October 1864 }

(Signed) W. Donald
Chief Assistant
Civil Paymaster

(True Copy)

Soobramania Pillai
Sheristadar

No. 366

Tinnevelly
Principal Sadr Amin's Court
5th November 1864

From
The Offg Principal Sadr Amin of
Tinnevelly

To
The Civil Pay Master of
Fort St George

Sir,

With reference to "Civil Auditor's Manual" page 30 para 160 Section 2 and your Chief Assistant's endorsement herein enclosed, I have the honor to recommend for gratuity Sufther Hussain Saib, late an English Clerk on the establishment of my court, and discharged on the 18th November 1862 as being incapacitated for further service -

It appears from the Records of this office that he served Government for 19 years and 21 days, and that he bore a good character.

I have the honor to be,
Sir
Your most obedt Servant
(Signed) A.P. Shreenwassa
Offg Prinl Sadr Amin

(True Copy)
Soobramania Pillai
Sheristadar

P. D. Dec 4 No 422 of 65

Pension V

Statement Department

No. 159

Returned

The attention of the Offg Principal Sadr Ameen of Tinnevelly is called to the orders of Government of India published at page 740 of the official Gazette dated 27th April 1858, which has been infringed in the accompanying application.

It is further requested that a detailed list of services of the applicant may also be submitted showing distinctly how long each appointment was held and the salary attached to each. If his services were not continuous, the cause of break should be explained. The cause why the application for gratuity on his behalf was not submitted earlier should also be stated.

Fort St George
Civil PayMaster's Office
11th November 1864

(Signed) W. Donald
Chief Assistant
Civil Paymaster
Lo

To
The Offg Principal Sudr Ameen of
Tinnevelly

(True Copy)

P. Soobramania Pillai
Sheristadar

23

This is to certify that I have examined Sufter Hossain Sahib, late English Clerk in the Principal Sadr Ameen's Court at Tinnevelly and am of opinion that he is fit for further service -

Palamcottah
23d November 1864

(Signed) R. Wilson M.D.
Zillah Surgeon
Tinnevelly

(True Copy)

P. Soobramania Pillai
Sheristadar

Order

With reference to the official Memo of the Chief Assistant Civil Paymaster dated the 11th November 1864, the Zillah Surgeon was requested to furnish a Medical Certificate as required by the order of Government dated the 27th April 1858; but that officer considered the applicant physically fit for further service - In order to satisfy myself I had the applicant to write in my presence a few lines both in English & Tamil, and I now feel convinced that he is utterly unfit for performing the duties of a Clerk in either of those languages. He writes, as will be seen from the above specimen, a very bad hand, and judging from his appearance, I consider him very inactive.

Under these circumstances I regret I cannot either re-employ him or recommend him for ~~grat~~ gratuity.

(Signed) A. P. Shreenivassa
Offg P. S. Ameen
20th January 1863
(True copy)
P. Soobramaniapillai
Sheristadar

To
The Civil Paymaster of
Fort saint George
Madras

The humble Petition of
Sufther Husein, late 4th
Writer on the Establishment of the Principal
Sudr Amin's Court of
Tinnevelly.

Respectfully showeth,

With profound respect and many hundred thanks your poor Petitioner begs to bring the following few lines for your honor's favourable consideration and strict justice

1. That your poor Petitioner served Government diligently and carefully from 26th October 1843 to 18th November 1862 a period of 19 years & 21 days, during which time he gave full satisfaction to his superiors and possesses many Testimonials

from them for his ability in English, Tamil Persian & Hindoostanee Languages & good conduct. While so, the post of the Criminal Record Keeper having become vacant in 1862 the late Principal Sudr Amin, recommended his own protege the 5th Writer to fill up the vacancy to the prejudice of Your Petitioner's claim. Being questioned by the present Civil Judge on account of this partiality the Principal Sudr Amin willing to support his unjust recommendation replied that the Petitioner has been incapacitated for service both mentally & physically in the absence of any previous diary passed by himself or by his predeceſsors against the petitioner in as to neglect of duty & want of ability. The Civil Judge instead of merely sanctioning the arrangement recommended by the Principal Sudr Amin also ordered the removal of the Petitioner from his post while there was no request whatever made by the Principal Sudr Amin to that effect.

2 Your Petitioner further pray to inform Your honour that when under Your honor's orders dated 11th November last he had been to the Civil Surgeon for procuring a medical certificate for gratuity the Zillah Surgeon furnished him with one stating that he is still fit for further service.

3. As the defects aſsigned to the Petitioner by the late Principal Sudr Amin have been removed by this Certificat the Petitioner under the orders of the Government on his Petition declaring his eligibility for public service applied for his restoration to the present Principal Sudr Amin, who unwilling to cancel the arrangement based on the Petitioner's removal by which most of his favourites are likely to lose

their pro: motions, merely states that he will only recommend the Petitioner for gratuity

4. He also desired Your Petitioner in Public Court to give specimen of his handwriting both in English & Tamil as if he were a new Candidate just beginning to enter into public Service. Your Petitioner begged him to call for the fair Decrees on the record copied by the Petitioner which were refused and Your Petitioner was therefore obliged to yield to his request and that by a stamp pen and consequently his writing differed a little from his usual writing for want of practice during these two years and a month after his unjust removal.

5 The Principal Sudr Amin would have deprived Your Petitioner of his gratuity had not Your honor endorsed on his Petition that the Petitioner will be declared eligible for gratuity under the old rules if the Petitioner's service of 19 years be verified from the record.

6. Under these circumstances Your Petitioner believes that he cannot obtain justise from the lower authorities. As thro your honour's aid his claim for gratuity has been established, so he begs that Your honor will be pleased to procure his restoration to his post by reporting to Government on the subject & thus to protect him and his poor family consisting of ten souls.

7. This Petition has been composed & written by the Petitioner himself

shall ever pray

(Signed) Sufther Husein
late 4th Writer

Tinnevelly
4th December
1864

No. 192

The Petitioner is informed that unless he can furnish a medical Certificate he cannot get even a gratuity for his past services.

If the Petitioner wishes to seek redress, so as to be restored to his appointment, at the hands of Government, he should submit his Petition through the High Court.

By order
(Signed) W. Donald
Chief Assistant
Civil Paymaster

(~~A true Copy~~)

Civil Payrs Office
Fort St. George
14th December 1864

(True Copy)
Kooberamania Pillai
Sheristadar

Civil Pay's Office
Fort Saint George
14th December 1864

Ch m No 22 of 75

J.B.T.

I J. B. Thomas Acting Zillah Surgeon Tinnevelly, do hereby certify that I have carefully examined Sufther Usain Sahib, late Fourth Writer in the Additional Principal Sadr Amin's Court and that his age is by his own statement 60 years and 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 intemperance or other irregular habits.

Pallamcottah
28th July 1871

J. B. Thomas
Acting Zillah
Surgeon

Voucher X

Pen: No 422 of 70.

35

Proceedings of the Principal Sader Amin's Court of Tinnevelly, dated 9th August 1871.

Read the Petition presented by Sufther Hussain Sahib late 4th English Writer of this Court praying that he may be recommended for gratuity with reference to the Medical certificate granted to him by the Zillah Surgeon as to his unfitness for further service.

Order Petitioner has finally quitted the service. I am unable to recommend him for gratuity vide para 785 Section 32, Uncovenanted Civil Service Vade Mecum.

(True Extract)

(Signed) T. V. Ponnusa
Addl. P.S. Amin

(True Copy)

Soobramania Pillai
Sheristadar

2

39

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 1772 [illegible]

[illegible]

[illegible]

[illegible]

[illegible] 3 [illegible] 3 [illegible] 24 [illegible]

[illegible]

[illegible] 10 1/2 - 14 [illegible]

[illegible] 15 [illegible]

[illegible] 27 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

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௨

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[illegible]

[illegible] 3 ௵ 3 [illegible] 24 நாள் [illegible] 10 1/2 [illegible] 14 [illegible] 15 [illegible] 27 [illegible] 1872 [illegible] 3 [illegible]

[illegible]

1873 ௵ [illegible] 10 [illegible]

(True copy)
Subramania Pillai
Translator

[illegible]

[illegible]

Vaichee XII

Petitioner should apply to the R.D.O. who should take action in the matter after referring to the records

Signed. F.C. Carr
Civil Judge
3.2.73

True Copy
Subramania Pillai
Translator

See in No 422 of 75.

[illegible]

[illegible]

M. P. No. 37 of 1874.

XIII

Sen: in No. 422 of 75.

Petitioner put in a similar application in 1871, and that was disposed of by Mr. Ponnusamy Pillai late P.S. amin on the 9th August 1871 under para 755 section 32 of the Uncovenanted Civil Service Vade Mecum, and as his order stands final, I cannot now interfere in the matter.

Enclosures returned

10th January
1874

Dictated A. A.

Subordinate Judge

(True Copy)
Balaramania Pillai
Sheristadar

[illegible] No. 428 of 75

No. 173

Proceedings of the District Court
of Tinnevelly 4th March 1875

Read Letter No. 46 dated 3rd Ultimo from the Subordinate Judge of Tinnevelly, submitting explanation in the matter of the late Writer Sufter Hussain's application for gratuity.

The Subordinate Judge is requested to prepare the usual application for gratuity and submit it with letter of recommendation.

(True Extract) &c
(Signed) J. C. Carr
District Judge

To
The Subordinate Judge of
Tinnevelly

(True Copy)
Pl. Subramania Pillai
Sheristadar

To be returned with reply on reverse.

Audit Department.

Fort Saint George,
Accountant General's Office,
30th April 1875.

Received 4-5-75

From The DEPUTY ACCOUNTANT GENERAL, MADRAS,

To The Subordinate Judge, Tinnevelly

Vide your Application for Gratuity *on behalf of* Saffer Hussein Sahib

The undersigned has the honor to enquire why a Medical Certificate of applicants incapacity was not obtained at the time of his removal from Service in 1862 and how long was the applicant employed as a Copyist in the Civil Court. Particulars of his service therein should be given.

Copy of the undermentioned correspondence is requested.

1.—— The Principal Sadr Ameens letter to the District Judge declaring the applicant as unfit in Novr 62.

2.—— The Proceedings of the Civil Court dated 18 Novr 62

3.—— The order of the Pl. Sdr Ameen removing the applicant on the 19 Novr 62.

4.—— The orders or endorsements of the Civil Judge Tinnevelly

PTO

and the High Court declining to interfere in the applicants case—together with his petitions or appeals to them.

5. The Sub Judges letter No. 46 dated 3rd Feby 75 referred to in the Pro: of the Distt. Court of Tinnevelly No. 173 d: 4th March 75 copy of which accompanied the present application for gratuity.

For Dy Accountt. Genl.

No 183.

1 At this distance of time it cannot be gathered why a Medical certificate was not obtained in 1862. The late Principal Sadr Amin seems to have discharged Sufther Hussain on the score of inefficiency in November of that year.

2 His service as a Copyist in the Civil Court is alleged by him to date from 1867, but he does not furnish any order of the Civil Court showing when he was so appointed. Copy of his sworn statement dated this day is enclosed.

Copies of the correspondence marked 1-2-3 and 5 are enclosed.

The papers referred to in (4) are not forthcoming. Sufther Hussain pleads his inability to find them out or give any adequate information on the subject. They are not to be found among the records of this Court.

Owing to the adjournment of the Court it was not possible to send a reply earlier.

22nd June 1875
Tinnevelly Sub Court

Sub: Judge

Recd in No 422 of 75

Accountant General's Office
Recd 26 6 1875
Ansd

See in No 422

6409

No 280

Tinnevelly 59

Principal Sadr Amin's Court

15th November 1862

From

The Principal Sadr Amin of
Tinnevelly

To

The Civil Judge of
Tinnevelly

Sir,

In reply to an Extract from the Proceedings of the Civil Court of Tinnevelly under date the 14th November 1862 calling upon me to furnish certain informations in regard to the arrangements proposed by me for filling up the office of Criminal Record keeper temporarily vacant in this Court, I have the honor to submit the following report.

2 Besides the 5 writer of this

Court named by me and who draws a salary of Rupees 10½ per mensem, there are at present in this Court but two servants namely Sufther Hussain Saib the 4th writer× and Bavamiyah Saib the 4th Gumastah× whose salaries are below that of a Criminal Record keeper namely Rupees 17½ and whose claims can consequently be taken into consideration in regard to the latter office, provided they are duly qualified for the same. But I regret to say that both of them, far from possessing any talents entitling them to promotion, have merely rendered their position a burden on the Establishment and a barrier to the rising hands below them.

× Salary 14 Rupees.
× Salary 10½ Rupees

3 The former Sufther Hussain is incapacitated both mentally and physically to discharge efficiently the duties of either a writer or Gumastah. His hand is peculiarly ill-adapted to writing.× A sample of his writing both Tamil and English is herewith submitted for the inspection of the Court. He is unable to read fluently either English or Tamil and his knowledge in both the languages is very limited.

× Enclosure 1.

4 The other individual (Bavamiya Saib) is a Servant of dreadfully slow habits. He is naturally unfit to a duty calling for frequent attendance before the Judge. All he can do is to c

out Tamil papers and prepare the ordinary Civil processes if left alone in a corner of the Court and that too with considerable hesitation and delay. He is always late in attendance and no remonstrances have hitherto produced in him the slightest change in his dilatory habits.

5 In short both the individuals above mentioned are, I am constrained to say, servants whom no age no training could tend to improve. They were originally introduced into this Court by the late Mohamedan Principal Sadr Amin of this Zillah, Moho-ad Hussan Saib. They have en passed over by his successor for

for years and time has linked them so strongly to their official position that I find it not an easy thing for me to shake them.

6 Under the circumstances above represented, I had no other alternative than that of pitching my eyes upon Sankara Vallayutha Mudeliar, the 5 Writer of this Court, who, though possessing no distinguished merit, is free from the defects of the two servants above spoken of.

7 Sankara Vallayutha Mudeliar writes a good tamil and English hand as the accompanying sample would show. He is susceptible of improvement and promises, by his active habits to

Enclosure II

to be a useful servant. Copies Enclosures III & IV
of the two testimonials in his posses-
sion I have herein enclosed
for the perusal of the Court.

8 Adverting to para 3 of
the Extract under reply, I res-
pectfully beg to state that L.
C. Rangiah Chettyar the 5th
Gomastah of this Court and
who was entertained by me
in 1860 possesses a good knowledge
of English and is able to read
and write it. He has passed
the Examination for the first grade
in the English Department and
has once before acted as the fifth
English Writer of this Court
under the sanction conveyed in
the Extract from the Proceedings
of the Civil Court ~~dated~~ dated
the

Supt to the Fort St George Gazette 30th August 1859 page 4 - No 24

the 25th February 1861.

Enclosures V & VI 9 Copies of the two testimoni-
als in possession of L. C. Rangiah
Chettyar have also herewith been
submitted.

I have the honor to be,
Sir;
Your most obedient servant
(Signed) T. Kristnasawmy ~~Iyer~~ Iyer
Principal Sadr Amin

(True Copy)

Poolecawanica Pillai
Sherostadar.

Examd
O. A
pb. Writer

57

Encl. in No 422 of 63

Oct No 450

Enclosure. I.

No 783

Proceedings of the Civil Court of Tinnevelly under date the 18th November 1862.

1 Read letter from the Principal Sudder Ameen of Tinnevelly under date the 15th Instant in reply to an Extract from the Proceedings of the Civil Court under date the 14th November 1862 calling upon him to furnish certain information in regard to the arrangements proposed by him for filling up the office of Criminal Record Keeper temporarily vacant in his Court.

2 The Principal Sudder Ameen in his reply states that in addition to the 5th writer of his Court, there are two servants named Suffher Hussain Saib the 4th writer and Bavah meyah Saib, the 4th Goomastah whose salaries are below the salary of the Criminal Record Keeper and that the former is incapacitated both mentally and physically from discharging efficiently the duties of either writer or Goomastah, that his hand is peculiarly ill adapted to writing, and that he is unable to read fluently either English or Tamil and that the latter Bavah meyah Saib is a servant of dreadfully slow habits, and that he is only fit to perform the most ordinary business of the Court, and

that too with considerable hesitation and delay.

3. As it appears from the Principal Sudder Ameen's remarks that the Principal Sudder Ameen has got two very inefficient servants in his Court Suffther Hussain Saib, the 4th Writer, and Bavahmeyah Saib, the 4th Goomastah, and that the business of his Court cannot be conducted efficiently with two such inefficient persons, the Principal Sudder Ameen should take immediate steps for the removal of the said persons from their situations and replacing them by thoroughly efficient persons.

4. As it would appear from the Principal Sudder Ameen's remarks that Sunkaravalaitha Moodeliar, the 1st writer is the only efficient person in his Court who can be appointed to perform the duties of the Criminal Record Keeper, the Civil Judge under such circumstances consents to his being appointed to act temporarily in the said situation and also to the appointment of S. C. Rengiah Chettear to act as 5th Writer

5. The six enclosures received from the Principal Sudder Ameen with his letter are herewith returned.

6. Ordered that a copy of these proceedings be forwarded to the Principal Sudder Ameen of Tinnevelly for his information and guidance.

(True Extract)

J. H. Goldie

Civil Judge

To.

The Principal Sudder Ameen of

Tinnevelly

(True Copy)

A. Soobramania Pillai

Sheristadar

Comp.d

O. A

4th Writer

Su: No 422 of 78

Evidence I

Proceedings of the Principal Sadr Ameen Court of Tinnevelly dated 19th November 1862.

Read Proceedings of the Civil Court of Tinnevelly dated 18th November 1862 directing the discharge of Sufther Hussain Sahib, 4th Writer, and Bava-meyah Sahib 4th Gumastah of this Court.

Order. The said individuals are accordingly discharged.

(True Extract + translation)

(Signed) T. Kistnasamy
Principal Sadr Ameen

(True Copy)

Ooobramania Pillai
Sheristadar

Compared
P. A
Hd Writer

[illegible] No. 422 of 7

Enclosure II

To

H. C. Carr Esqre

District Judge

Tinnevelly.

The humble petition of Sufthe hoosain Saib late 1st Writer of the Principal Sadr Amin's Court.

1 I most respectfully beg leave to remind your honor that I in 1872 preferred an appeal before your honor appealing against the order of Ponnusamy Pillai the late Additional Principal Sadr Amin who at first provided me a medical certificate but afterwards refused to recommend me on it in 1873. Your honor was pleased to endorse on it that I

should apply to the Principal Sadr Amin who should take an action in the matters after referring to the records.

2 In obedience to this order I appeared before the Sub Judge for pension or gratuity, but he dismissed my petition without making any reference to competent authority in anticipation of previous illegality complained of. When I brought this circumstance to your honor's notice by a petition sent in post in last April your honor was pleased to endorse on it. on the 20th gratuity can be granted send a letter through this Court and it will be sanctioned &c with a verbal order to me sent by means of one Ramakristnaiyer a present Vakil, that I should file in the Sub Court the following documents which I did. 1 your honor's former endorsed petition. 2 A medical certificate; 3. Endorsed petition of the late Civil pay master to the effect that unless I furnish a medical certificate I cannot get gratuity for my past service; and send it by means of your honor's Dafadar to the Sub Court but he has not answered on the subject of this 2nd endorsed petition thoug the space of 8 months is passed.

I therefore most humbly beg to put in mind to your honor that the Sub Judge may be direct to recommend for pension or gratuity to either of which I am entitled.

In doing this deed of charity I shall ever pray.

3rd December 1874 } (Signed) Sufther Husain Saib
the late 4th Writer

(True copy.)

P. Soobramania Pillai
Sherestadar

Endorsement.

The Sub Judge is requested to state what action has been taken by him in the matter of late writer Sufther Husain's petition for gratuity.

(Initialled) F. C

4-12-74

Diary No 422 of 75

(True copy)

P. Soobramania Pillai
Sherastadar

Compd
P. A.
1st Writer

Enclosure IV.

Tinnevelly
No. 46 Subordinate Court
3rd February 1875

From
The Subordinate Judge of
Tinnevelly
To
F. C. Carr Esqre
District Judge of
Tinnevelly

Sir,

x Copy attached to this.

With reference to your endorsement[x] dated 4th December 1874 on the petition of Sufther Hussain Saib, late Writer of this Court, applying for a gratuity I have the honor to inform you that the said individual is shown by the records of this Court to have been removed from service in 1862 for inefficiency (Vide Proceedings of the District Court dated 18th November 1862).

2 In 1871 the then Acting Principal Sadr Amin Mr Ponnusamy Pillai seems to have rejected an application from Sufther Hussain for gratuity on the ground

that he was not entitled to any he having finally quitted the service, and this under Para 755 of the Uncovenanted Civil Service Vade Mecum.

3. In 1873 a similar application has been put in after I assumed charge of the Court, and I referred him to my predecessor's order, being unable to interfere in the matter.

4 From the said Para 755 of the Vade Mecum, it is clear that no application for gratuity on behalf of an Uncovenanted Servant can be entertained after he has finally quitted the service. The applicant's case is one falling within this rule, and I think I cannot help him; but should, after a consideration of the circumstances stated above, you still advise me to accept and forward his application to the proper quarter, I will do so without loss of time.

5 Lufthee Hussein's application and other papers connected therewith are returned.

I have the honor to be,

Sir,

Your most obedt Servt

(Signed) A. Annasamy

Subordinate Judge

(True Copy)

Soobramania Pillai

Sheristadar

Compd

P. A

1st Writer

Encl in No 422 of 75.

Sworn statement of Sufther Hussain Saib late writer in the Principal Sadr Amin's Court before the Subordinate Judge of Tinnevelly delivered, on the 22d of June 1875.

I remember that I was entertained as a copyist in the Civil Court in 1867. I do not remember month and date. I hold the appointment even now. My appeal Petitions presented to the Civil Court and the High Court, on my removal from my writer's appointment in this Court in 1862, and the orders and endorsements thereon, are not now in my possession. After the lapse of such a long time I cannot say where those papers are.

(Signed) Sufther Hussain Saib

True Translation

Subordinate Judge

Pl on No 422 of 75.

Enclosure V

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No. 171

Tinnevelly
Subordinate Court
17th April 1875

From
The Subordinate Judge of
Tinnevelly

To
R. W. Lodwick Esqre.
Accountant General
Fort St. George
Madras

Sir,

I have the honor to forward herewith an application for gratuity on behalf of Sufther Hussain Sahib late 4th English Writer of this Court, and a history of the case accompanies this letter.

I have the honor to be,
Sir,
Your most obedt. Servt.

A Armstrong
Subordinate Judge

Accountant General's Office
Recd 23
Apr [illegible] 1875

Tinnevelly Sub Court

From

The Subordinate Judge

Tinnevelly

To

The Accountant General

Madras

Dated 17th
Despd 22d } April 1875
Recd

No. 171

Enclosures. 16

Forwarding an application for gratuity on behalf of Suffter Hussein Sahib late 4th English Writer of this Court.

2196

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Memorandum

Safter Hussein Saib late 4th writer of the Principal Sadr Amin's Court at Tinnevelly was removed from his post for inefficiency on the 19th November 1862 with reference to the Proceedings of the Civil Court dated the 18th Idem. He seems to have then applied to the Civil Judge of Tinnevelly and also to the High Court for restoration to his post. Both the Authorities declining to interfere in the matter he appealed to Government who passed an order× on the 26th August 1863 declining to cancel the order of the Civil Judge but stating that he was eligible for reemployment if any officer thought him fit.

× Vide Voucher I.

Subsequently he requested the Principal Sadr Amin and the Civil Judge of Tinnevelly that he might be reemployed and the latter officer× said on the 10th August 1864 that there was then no opportunity to provide him with a footing and that he might apply to the Principal Sadr

× Vide Voucher II

Amin to be recommended for pension.

He afterwards requested the Principal Sadr Amin to recommend him for pension under the pension rules of 1863 and the Principal Sadr Amin after making a reference× to the Accountant General refused to grant his request on the ground that those rules did not apply.

× Vide Voucher III

He then of his own motion submitted his case to the Accountant General who on the 11th October 1864 gave him an endorsement× to the effect that he was eligible for gratuity under the old rules. On the petitioner's application with this endorsement the Principal Sadr Amin recommended× him for gratuity and the Accountant General returned× the application for want of particulars of services and for want of a medical certificate.

× Vide Voucher IV

×Vide Voucher V

×Vide Voucher VI

He was then sent to procure a medical certificate. But the Zillah Surgeon certified× on the 23rd November 1864 that he was fit for further service.

×Vide Voucher VII

He again presented a petition for an employment and the Principal Sadr Amin after examining him declared× on the 20th January 1865 that he could not employ him or recommend him for a gratuity.

×Vide Voucher VIII

He then addressed the Accountant General on the subject asking him to recommend him to the Government to be reinstated in his post and the Accountant General replied× that he was not to get a gratuity without a medical certificate and that as regards restoration to his post he should submit his petition through the High Court.

×Vide Voucher IX

He was afterwards employed by the Civil Judge as a Copyist in his Court when he again requested the Principal Sadr Amin to procure him a medical Certificate and the Zillah Surgeon gave him× one as to his unfitness for further service, but his application accompanied by this medical Certificate for gratuity was rejected× by the Principal Sadr Amin on the 9th August 1871 under para 755 Section 32 of Uncovenanted Vade Mecum.

×Vide Voucher X

×Vide Voucher XI

He then applied to the Civil Judge to recommend him for gratuity on the

27th March 1872 and the Civil Judge has on the 3d February 1873 referred× the petitioner to the Principal Sadr Amin who referred× the applicant to the order of his predecessor dated 9th August 1871.

× Vide Voucher XII

× Vide Voucher XIII

The applicant has again moved this Court through the District Judge to recommend him for gratuity and as per sug×gestion of the District Judge the application is now submitted.

× Vide Voucher XIV

Tinnevelly
Subordinate Court
17th April 1875

Subordinate Judge

Dis. in Rc 422 of 75

Compd
H.W.

APPLICATION FOR {PENSION / GRATUITY.

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1. Name of Applicant. Suffher Hoossain Sahib
2. Father's name. Gulam Murthujah Sahib
3. Sect or Caste. Mahomedan, Ambee Sect.
4. Residence Sinthupunthurai in the Tinnevelly Taluq
5. Present or last employment. 4th English Writer
6. Date of beginning service. 26th October 1843
7. Date of end of service. 18th November 1862

	Y.	M.	D.
8. Length of service including breaks	19	0	24
of which superior	15	8	29
inferior	3	3	25
non-qualifying and breaks...	"	"	"

9. Class of {~~pension~~ / gratuity} applied for, and cause of application* ... Invalid gratuity. Vide the accompanying medical certificate - Voucher X
10. [Average] emoluments or pay. Rs 14 - " - "
11. Proposed pension. " - " - "
12. Proposed gratuity. Rs 168 - " - "
13. Date from which to commence.
14. Place of payment. Tinnevelly
15. Date of Applicant's birth by Christian era.§ Not exactly known - Age about 62 years.
16. Height. 5 feet & 4 Inches
17. Marks. 1 Wart on the right side of the face
18. Date. 17th April 1875

* If the application is for a compensation, pension or gratuity, the nature of the change of establishment which has given rise to the claim should be fully stated.

§ (If not known exactly, must be stated on the best information or estimate.)

SIGNATURE OF THE HEAD OF OFFICE.

HISTORY OF THE SERVICE (SHOWING BREAKS) OF Sufther Hoossain Sahib,

Establishment.	Appointment.	Pay. RS.	Pay. A.	Pay. P.	Acting allowance. RS.	Date of beginning.	Date of end.	Period reckoned as service. Y.	M.	D.	Period not reckoned as service. Y.	M.	D.	Remarks.	How verified.	Remarks by Accountant-General.
District Munsif's Court of (Nellaiambalam) Tinnevelly	5th Gumastah	6	"	"	" - " - "	26th October 1843	19th February 1847	"	"	"	3	3	25	Inferior grade	From the records of this Court	Does not count for pension or gratuity on the superior scale being service in inferior grade verified from the records of the Sub Court Tinnevelly the verification being confirmed from the annual Returns on record in this Office.
Principal Sadr Amin's Court of Tinnevelly	5th English Writer	10	8	"	"	20th February 1847	17th June 1852	5	3	29	√ "	"	"			
	Ag 4th Do	"	"	"	14 - " - "	18th June 1852	25th July 1852	"	1	8	√ "	"	"			
	5th Do	10	8	"	" - " - "	26th July 1852	31st Augt 1852	"	1	6	√ "	"	"			
	Ag 4th Do	"	"	"	14 - " - "	1st Septr 1852	26th Novr 1852	"	2	26	√ "	"	"			
	5th Do	10	8	"	" " "	27th Novr 1852	17th Decr 1854	2	"	21	√ "	"	"			
	Ag 4th Do	"	"	"	14 - " - "	18th Decr 1854	12th March 1855	"	2	23	√ "	"	"			
	5th Do	10	8	"	" - " - "	13th March 1855	8th Augt 1855	"	4	27	√ "	"	"			
	Ag 4th Do	"	"	"	14 - " - "	9th Augt 1855	19th Do	"	"	11	√ "	"	"			
	5th Do	10	8	"	" - " - "	20th Do	30th June 1856	"	10	11	√ "	"	"			
	4th Do	14	"	"	" - " - "	1st July 1856	28th Feby 1857	"	8	"	√ "	"	"			
	Ag Criminal Record Keeper	"	"	"	17 - 8 - "	1st March 1857	12th May 1857	"	2	12	√ "	"	"			
	4th English Writer	14	"	"	" - " - "	13th May 1857	17th June 1859	2	1	5	√ "	"	"			
	Ag 3rd Do	"	"	"	21 - " - "	18th June 1859	19th July 1859	"	1	2	√ "	"	"			
	4th Do	14	"	"	" - " - "	20th July 1859	18th Novr 1862	3	3	28	√ "	"	"			
					Total period of {superior / inferior} service...		....	15	8	29	√ 3	3	25			

REMARKS BY HEAD OF OFFICE.

1. As to character and past conduct of Applicant. Not known personally to the present Sub. Judge.

2. Explanation of any suspension or degradation. "

3. Regarding any gratuity or pension already received by Applicant. See Chapter XX. "

4. Explanation under Section 47, Rule 1, so far as the Head of the Office can give it. Unfit for any further Service.

5. Any other remarks. Vide Separate Memorandum appended

A Amoroso
SIGNATURE.

No 215.

CERTIFICATE AND REPORT OF ACCOUNTANT-GENERAL.

CERTIFIED that ~~(subject to the remarks below recorded)~~ qualifying service in {~~inferior~~ / superior} grades has been duly proved for 15 years 8 months and 29 days; and that an Invalid {~~pension~~ / gratuity} ~~not exceeding Rs.~~ does not seem —, ~~is~~ admissible under ~~Section~~ the following circumstances ~~of the Civil Pension Code~~ (The calculations have been duly verified) In November 1862 the applicant was pronounced by his then immediate superior (the Principal Sadr Amin of Tinnevelly) as "incapacitated both mentally and physically to discharge the duties of either a writer or goomastah". The Civil Judge ordered in consequence that the Principal Sadr Amin should take immediate steps for the removal of the applicant and he was accordingly removed from his appointment of 4th English writer. On an appeal the Government passed orders on the 26th August 1863 to the following effect "the Government will not order the restoration of the Petitioner to an employment for which his immediate superiors have pronounced him unfit" but declared that he was eligible for re-employment if any officer thought him fit. The applicant's incapacity at the time of his removal was not proved by a medical certificate. Further particulars of the case are fully explained in the accompanying memo from the Sub Judge.

W H Goodrich
Accountant-General.

Fort Saint George
Accountt Genl's Office
29 June 1875

To The Under Secretary to Government
Pension Departt.

Pension 1875 Deptt

No. 422

Order No. 450 dated

Aug 25

APPLICATION FOR { ~~PENSION OR~~ GRATUITY—

Date of application. 17th April 1875

Name of Applicant. Sufthur Hoosain Sait.

Last Appointment. 4th English Writer

Class of { pension or gratuity

Amount of pension sanctioned.

Amount of gratuity sanctioned.

Date of commencement.

Date of sanction.

24.7.

Vide Order No. 450

Order thereon 5th August 1875 No. 450

Sufthur Hussain Sahib having been removed from the service for inefficiency & not on account of incapacity arising from bodily or mental infirmity is not entitled to any retiring allowance

I pass this under the impression that Petr. alleged re-emplt. in 67. is not proved. I can find no [illegible] in the papers.

To The Accountant General
" Subordinate Judge of Tinnevelly

24th Augt 1875

Note.

FROM CIRCULATION
WITH REMARKS.

The alleged reemployment was simply as copyist & if established would not qualify for gratuity or pension.

It is presumed that ~~the order~~ may go on.

To the Actg. Chief Secretary.

1/8/531

25-10-861

Govt. of {1875} Madras.

Pension

To The Accountant General

Dated 4th } August 1875.
Despd }

G.O. 4th August 1875 No. 450

Nos.

Declining to grant any retiring allowance to Syed Hossain Sahib late 1st English Writer in the Subordinate Court of Tinnevelly.

Precedent