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(3) Initials of the Referencer Q

MADRAS RECORD OFFICE.

Government of Madras.

Revision DEPARTMENT.

G.O. No. <u>220</u>	Press Mis.
Dated <u>12-6-1878.</u>	

Not to be folded or roughly handled

18-7-41

PENSION DEPARTMENT.

Gratuity.

No. 220.

FROM

C. G. MASTER, Esq.,
Secretary to the Government of Fort St. George,

TO

THE SECRETARY TO THE GOVERNMENT OF INDIA,
FINANCIAL DEPARTMENT.

SIR,

I am directed to forward, for the information of the Government of India, the annexed Proceedings of this Government in the Pension Department, dated 13th June 1878, No. 219, granting a compensation gratuity of Rupees 36 to Mudbidri Shantappaya, lately an Amin in the late District Munsif's Court at Karkal, South Canara District.

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

OOTACAMUND,
13th June 1878,

Secretary to Government.

Proceedings of Government, Pension Department.

Read the following papers:—

From J. W. BEST, Esq., District Judge of South Canara, to the Chief Secretary to Government, dated Mangalore, 20th December 1877, No. 17.

Under the provisions of Sections 50 and 59 (a), Civil Pension Code, 3rd Edition,

* With applicant's Service Book.

I have the honor to submit for the sanction of Government an application* for

compensation gratuity, amounting to Rupees (36) thirty-six, being equal to three months' pay at Rupees 12 a-month to Mudbidri Shantappaya, late Amin of the Karkal District Munsifs' Court, who was thrown out of employ by the abolition of that Court from 1st November 1876, under orders of Government, Nos. 2043 and 2269, dated respectively 5th October and 4th November 1876.

2. Applicant could not be re-employed with advantage owing to his advanced age (sixty-three).

3. The delay in the submission of this application is due to the fact of the applicant not having sent in his service book till July last. The subsequent time was occupied in verifying his services.

No. 1458.

CERTIFICATE AND REPORT OF ACCOUNTANT-GENERAL.

Certified that qualifying service in superior grades has been duly proved for three years, one month, and nineteen days; and that a compensation gratuity not exceeding Rupees 36, equal to three months' pay, is admissible under Section 27 note and 59 (a) of the Civil Pension Code. The calculations have been duly verified. Regarding Section 50 (1) of the Code the District Judge states that the applicant is too old to be re-employed.

2. The delay in the submission of this application has been explained by the District Judge in his letter accompanying.

FORT ST. GEORGE,
15th February 1878.

(Signed) W. DONALD,
Offy. Deputy Accountant-General.

To the Under Secretary to Government, Pension Department.

No. 6.

OFFICIAL MEMORANDUM.

With reference to the accompanying application for a gratuity on the superior scale to M. Shantappaya, lately an Amin in the Court of the Karkal District Munsif, the undersigned is directed to inquire (1) why it is considered that any retiring allowance is admissible to the class to which the applicant belonged, and (2) why the allowance (if admissible) should be on the superior scale.

(By Order.)

FORT ST. GEORGE,
5th March 1878.

(Signed) LORNE A. CAMPBELL,
Under Secy. to Govt.

To the Accountant-General, Madras.

From L. C. PROBYN, Esq., Accountant-General, to the Chief Secretary to Government, dated Fort St. George, 8th March 1878, No. 1549.

Audit Department.

With reference to official memorandum, No. 6, dated 5th March 1878, from the Under Secretary to Government, Pension Department, I have the honor to state that service on the Process Serving Establishment, appointed under the rules published with G.O., Notification, dated 1st August 1873, to which class the applicant M. Shantappaya belonged, is considered qualifying with reference to the note to Section 27 of the Pension Code.

2. In the rules above referred to there appears no precise definition of the distinction between an "Amin" and a "Peon," but as they draw more than ten rupees a month, with reference to Sections 41 and 42 of the Code, the service of Amins has hitherto been considered superior. It appears however doubtful whether they should not be considered as officers whose real duties are those of inferior servants, and therefore as inferior under Section 43 (b) of the Code on this point, the decision of which must depend mainly on the nature of their duties of which this department has no certain knowledge, I beg for the instructions of His Grace in Council.

The register of application together with its accompaniments sent along with the memorandum are herewith returned.

No. 7.

OFFICIAL MEMORANDUM.

Your letter, dated 20th December 1877, No. 17, submitting the gratuity application of M. Shantappaya.

2. The undersigned is directed to inquire (1) what is the nature of the duties of an Amin, and (2) what is the distinction between an Amin and a Peon.

(By Order.)

FORT ST. GEORGE,
14th March 1878.

(Signed) LORNE A. CAMPBELL,
Under Secy. to Govt.

To the District Judge of South Canara.

From J. W. BEST, Esq., District Judge of South Canara, to the Under Secretary to Government, dated Mangalore, 17th May 1878, No. 6.

In reply to your official memorandum, No. 7, dated 14th March* last, I have the honor to state (1) that an Amin's duties are to execute such processes as require a knowledge of writing, and (2) that the distinction between the duties of an Amin and those of a Peon is that whilst an Amin has to serve processes of attachment, sale, and delivery of property in execution of decrees, the Peon serves ordinary processes such as summonses and notices.

ORDER THEREON, 13th June 1878, No. 219.

His Grace the Governor in Council is pleased to grant to Mudbidri Shantappaya, lately an Amin on the establishment of the (late) District Munsif of Karkal, South Canara, a compensation gratuity of Rupees (36) thirty-six for his qualifying superior service of three years, one month, and nineteen days.

2. Under the explanation afforded by the District Judge as to the duties of Amins the Government consider that this class of servant has been rightly considered "superior."

(True Extract.)

LORNE A. CAMPBELL,
Under Secy. to Govt.

Exd. T. O'Connor.

1878.
PENSION DEPARTMENT.

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

Dated 13th June 1878.

Issued

Recd.

No. 220.

Enclosure.

Gratuity.—Forwarding, for information,
Proceedings of this Government, granting a com-
pensation gratuity of Rs. 36 to M. Shantappaya,
Amin in the late District Munsif's Court at
Karkal, South Canara.

dist

No. 220.

To

The Secretary to the Government
of India,
Financial DEPARTMENT.

Sir,

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No. 219, granting a Compensation
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late District Munsif's Court
at Karkal South Canara
District.

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13th June 1878. } 1220/24/6/78

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DEPARTMENT.

Le Roy

No. 220.

To

The Secretary to the
Government of
Minnesota Department.

Dated 13 June 1878.

Reply

*I am writing for
information of
the fact of granting a
confession of guilt of
No 36 to all of the
prison in the late
Alameda Court at the
State Bar.*