M.R.O. 1—77,006—8-6-37.

(1) Number of pages 96

(2) Date of repair 28. 7. 41

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No. 483 Press/Mis.

Dated 25—10—1878.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

25th October 1878, No. 483.

Pension.

Read the following papers:—

From the District Engineer, Malabar, dated 1*st January* 1878.
,, *Examiner of Public Works Accounts, dated* 27*th September* 1878, *No.* 247-*P.*
,, *Officiating Deputy Accountant-General, dated* 12*th October* 1878, *No.* 96-*A. D. J.*

ORDER THEREON, 25th October 1878, No. 483.

Under Sections 56, 59 (*b*), and 60 of the Civil Pension Code (3rd Edition), His Grace the Governor in Council is pleased to grant to Mr. Michael Anthony Cabral, late 1st Writer, District Engineer's office, Malabar, a superannuation pension of Rupees (11-10-8) eleven, Annas ten, and Pies eight per mensem, in consideration of his qualifying superior service of nineteen years, six months, and twenty-one days, payable at Coimbatore from the 1st January 1878.

2. The applicant's request that his pension may be calculated on a salary which he ceased to draw so far back as the 11th July 1864 is wholly inadmissible.

(True Extract.)

Under Secy. to Govt.

To the Accountant-General, with Register.
,, Examiner of Public Works Accounts.
,, District Engineer, Malabar.
,, Collector of Coimbatore.

Exd. A. S. Rodgers.

Govt. of 1878, Madras.

PENSION.

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

Dated October, 25th.

Issued

Recd. Encl.

G.O., 25th October 1878, No. 483.

OCTOBER.

Pension.—Granting a superannuation pension of Rupees 11-10-8 per mensem to Mr. Michael Anthony Cabral, late 1st Writer, District Engineer's office, Malabar.

TO
HIS GRACE THE DUKE OF BUCKINGHAM AND CHANDOS,
GOVERNOR AND PRESIDENT IN COUNCIL,
FORT SAINT GEORGE.

The humble Memorial of MICHAEL ANTHONY CABRAL, *Clerk in the Office of District Engineer, Malabar.*

RESPECTFULLY SHEWETH,

That your Memorialist is at present employed as Clerk in the District Engineer's Office at Calicut, on a salary of Rupees 35 per mensem.

That your Memorialist first entered Government service in 1857, as Storekeeper, on a salary of Rupees 40 per mensem, in the Coimbatore District Engineer's Office. In May, 1863, on the re-organization of the Public Works Department, your Memorialist was appointed as Storekeeper, on a salary of Rupees 50, in the revised establishment of the Office of the Superintending Engineer, 7th Division.

That in July, 1864, circumstances of a painful nature occurred, whereby your Memorialist was first reduced to Rupees 40, and, subsequently, before he had time to appeal against the reduction, your Memorialist was called upon by the then Superintending Engineer, Colonel G. W. Walker, either to resign his appointment or to take the option of a dismissal from the service. Your Memorialist thereupon appealed to Government against this arbitrary and unjust proceeding, and Government finding that your Memorialist was "harshly dealt with," and was made "a victim to family combination," directed (vide G. O. No. 1679, dated 28th May, 1866,) his re-instatement with arrears of pay, to his former post, or his transfer to an appointment of equal emoluments in any of the Range offices in the 7th Division, or any other Division. (Copy of your Memorialist's appeal and the order thereon are enclosed, and your Memorialist begs respectfully to solicit the special attention of Your Grace in Council to the latter). But by some unaccountable reason, your Memorialist, instead of either getting his former post as Storekeeper in the Superintending Engineer's Office, 7th Division, which yielded Rupees 50 per month, or being transferred to any other appointment of equal emoluments, as ordered by Government, was nominated to a post of only Rupees 40 per mensem. Your Memorialist, however, passively submitted and accepted the appointment.

Again, in January, 1872, when your Memorialist had only a few months more of service to put in for a one-third pension, he was compelled to retire under the 55 years' order. This necessitated your Memorialist petitioning Government again, praying for the indulgence of being permitted to remain in the service till he had served his time for a one-third pension. Government graciously acceded to his prayer and accordingly directed his retention in the service; but, as in the former instance, your Memorialist, instead of getting his own appointment, was, for some months, kept out of it, and then was, in December 1872, nearly seven months after his Memorial to Government, sent by Lieut.-Colonel Farewell, the then Superintending Engineer of the 7th Division, from Coimbatore to the District Engineer's Office at Calicut, on a reduced salary, viz., Rupees 35 per mensem. Thus it will be seen by your Grace in Council that your Memorialist was a second time unjustly made to suffer a loss of salary in spite of the orders of Government. Even to this your Memorialist passively submitted, and he at present draws the reduced salary of 35 Rupees.

Your Memorialist's official life was one of considerable hardship, and he was made a victim to prejudice and family combination, as your Grace in Council will see by a perusal of G. O. No. 1679, dated 28th May, 1866. If the spirit of that order had been strictly adhered to, your Memorialist would now be on the receipt of a salary of Rupees 50, but by some unaccountable reason, and through no fault of your Memorialist, your Memorialist's salary was gradually and unjustly, in spite of the orders of Government in his case, reduced to Rupees 35. It may be asked, why, if the reductions were not merited your Memorialist did not appeal against them? Your Memorialist begs respectfully to state that the reductions in each instance took place only after the favorable decision of Government on his appeals for some wrongs that were done to him. In one instance, when he was wrongfully dismissed from his post of 50 Rupees, and Government on appeal directed his restoration to his former post as Storekeeper on 50 Rupees or his transfer to any other of equal emoluments, instead of getting his 50 Rupees' appointment, your Memorialist was appointed to a post of 40 Rupees; and in another, when Government on Memorialist's appeal directed his retention in the service till he completed his time for pension, your Memorialist, instead of being retained on his 40 Rupees' appointment, was after some delay sent to another station (Calicut) on Rupees 35 per mensem. Your Memorialist did not wish to trouble Government frequently with Memorials, and thereby increase the displeasure and prejudice which already existed against him. Therefore your Memorialist passively submitted to the unjust curtailments in his salary.

Your Memorialist would fain hope, that by his not appealing against them, the reductions would not be considered as having been merited, and trusts that his reticence in the matter will not go against him in the appeal he now makes.

Now that the time for your Memorialist's retirement from the service has arrived, your Memorialist having full confidence on the charity and benevolence of your Grace's Government, begs earnestly and respectfully to solicit that your Grace in Council will be graciously pleased to direct that Section 51 (quoted in the margin), of the Civil Pension Code, be made applicable to his case, and that his pension be calculated on his original salary of Rupees 50, which he would virtually have been in the receipt of at the present moment if the order of 28th May, 1866, No. 1679, had been strictly adhered to.

Section 51. If an officer, who is entitled to receive compensation pension or gratuity, accepts, instead, another appointment in the Government service (whether qualifying or not), and, subsequently, becomes again entitled to receive a pension or gratuity of any class, the amount of such pension or gratuity should not be less than he could have claimed if he had not accepted the appointment.

In support of this appeal on the generosity of your Grace's Government, your Memorialist begs earnestly and respectfully that your Grace in Council will take into consideration his services, the hardships he has endured, and above all the pecuniary loss he has already sustained in the unmerited reductions to his salary. Your Memorialist has a large family to maintain and every rupee will be of inestimable value to him in the support of them. Your Memorialist begs therefore that your Grace in Council will have compassion on him and his large family, and be graciously pleased to accede to his prayer.

As in duty bound, he and his large family shall ever pray.

Calicut
22nd December 1877.

M. A. Cabral

In c No 668

TO

HIS EXCELLENCY THE RIGHT HONORABLE SIR WILLIAM T. DENISON, K. C. B.,

Governor in Council,
Fort Saint George.

The Respectful Memorial of MICHAEL ANTHONY CABRAL, *Store-keeper of the Superintending Engineer's Office, 7th Division.*

SHEWETH,

1. That your Memorialist entered the Public Service as a Regimental Mess Writer in 1835, and continued as such up to 1857, extending over a period of 20 years, and one of the enclosures* will testify to the uniform and steady character he maintained throughout that long service "for sobriety, earnestness and applicability to work, respectful and honest conduct," and, generally, a satisfactory career.

* Appendix A.

2. That in May 1857, finding the Uncovenanted Civil Service held out better prospects, your Memorialist sought for, and obtained, employment as a Store-keeper in the late District Engineer's Office at Coimbatore, on a salary of Rupees 40 per mensem; that Captain Francis, Mr. Fraser, Captain Goddard and Colonel Faber, your Memorialist's former superiors, have testified that your Memorialist was a respectable, honest man, who understood and discharged his duties satisfactorily; that the office Register in which the character, conduct, &c., of the servants employed in the establishment are entered, will confirm this testimony; and moreover in Appendix A will be found copy of a testimonial recently granted to your Memorialist by Captain Goddard, who was one of his former superiors in Office, which will, he trusts, satisfactorily show the estimation in which he was held both by that Officer and his predecessors.

3. That on the reorganization of the Public Works Department, in May 1863, the Coimbatore District Engineer's Office, (of which your Memorialist was the Store-keeper,) together with other District Offices, became merged into one single Office, viz: the Superintending Engineer's Office, 7th Division, and your Memorialist was, in virtue of his seniority in standing and experience as Storekeeper, appointed as such in the revised Establishment of the newly created Office, on a salary of Rupees 50 a month;—and he accordingly discharged the duties of this Office.

4. That in July 1864, the Controller of Public Works Accounts called upon the Superintending Engineer to submit a list of articles in a revised form or a form other than that in which it had been previously prepared and the Superintending Engineer, upon the recommendation of the Manager Mr. Fernandez, and without having any communication with your Memorialist, issued the Memorandum dated 12th July 1864, which impeached your Memorialist's competency to discharge a simple duty, and, entrusting it to an under-employé (Mr. *Lobo), degraded your Memorialist to an Accountantship on Rs. 40 per mensem;—That your Memorialist was not asked to prepare the list in this new form, and he is at a loss to account for this sudden supercession except on the supposition that the Manager wished to provide for his Uncle at your Memorialist's expense. Your Memorialist would here add that, although so degraded by a writing on paper, it was, in effect, a mere transposition of official designation in the Pay List, your Memorialist having actually performed all the work of Storekeeper himself,—a fact which will be borne out by the records of the office themselves, by the several returns and other papers transmitted from time to time to the Controller's Office and by other papers in your Memorialist's possession. The justice or otherwise of this supercession, is the first point in your Memorialist's case, which he humbly submits, calls for your Excellency's consideration

*Uncle of the Manager.

5. That Mr. Lobo, the Storekeeper in name, appears to have made a representation against your Memorialist to the Manager, his uncle, who based a report* upon it to the Superintending Engineer, containing statements which are not true, and that in order to meet, as far as possible, the general and sweeping nature of the said statements against him, your Memorialist addressed Colonel Walker on the subject.

* Copy not furnished to Memorialist.

6. That Colonel Walker, then, without furnishing your Memorialist with a copy of the Manager's report and taking a written explanation, with reference thereto, passed an order, dated 8th October 1864, calling upon him to resign! Your Memorialist would here

respectfully solicit your Excellency's attention to the reflection made in the said order on his competency for his work, a point upon which he had given "uninterrupted satisfaction to *all* his former Superiors," for a period of 8 years, and upon which point Colonel Walker now for the first time, within his limited experience of him of only as many months, raises a question. Your Memorialist, therefore, devoutly trusts that this fact will not be lost sight of in disposing of any question of incompetency or unwillingness to work that may *now* be allowed to stand against him.

7. That Colonel Walker soon after he had, as above, ordered him to resign, which, at the time, your Memorialist did not deem it prudent to do, passed another order directing him to do the duties of a Copyist, and that "*his connection with the stores must cease.*"

8. That your Memorialist, in obedience to that order at once agreed to work as a Copyist, provided he was not subjected to any further reduction of salary.

9. That, again, before the lapse of another week, upon some other representation Colonel Walker (being all the time absent from the Coimbatore station and your Memorialist, therefore, not having means of access to him), issued another order, on the 24th October 1864, that your Memorialist should "apply for pension before he is turned out of the office altogether!"

10. That your Memorialist, however, conscious of no wrong or defect, and placing implicit faith upon the assurance of Government that the interests and prospects of its servants will be protected, plodded on with redoubled energy and attention, discharging not only the duties of a Copyist but also, whenever called upon to do so, those of the Stores and other Departments, as the records of the Office and other papers in his possession will testify.

11. That during this interval, when, as already stated, Colonel Walker was absent from Coimbatore, the Manager Mr. Fernandez, who had charge of the office, had, on two occasions, when having the Pay Abstract prepared, ordered stoppages of the pay of your Memorialist and his pay was accordingly stopped, on the ground of absence; that your Memorialist begs to assure your Excellency, in the most respectful terms, that he never forgot the duty of reporting his absence whenever that absence was unavoidable, or of applying previously for leave whenever leave was required; that your Memorialist, therefore, on the above occasions, respectfully appealed to the Manager, against such *stoppages of salary*, and he (Memorialist) felt the hardship the more keenly, because it was a matter of fact, that several, if not all the other, employés, were in the habit of absenting themselves with impunity, as will be seen by a detailed Statement* of attendance, in which your Memorialist was in the habit of regularly making his entries after he found himself so severely dealt with. From the comparative Abstract Statement entered at the foot of the said Detailed Statement, the inequity of your Memorialist being singled out as an absentee will at once be perceived.

Appendix B.

12. That on the 9th January 1865, the Manager Mr. Fernandez sent to him a Memorandum, to the effect that he had reported him to the Superintending Engineer (at Coonoor) for "very irregular attendance," and recommended the imposition of a fine equal to one-eighth of his salary for "absence *without leave or permission*" on one day. Your Memorialist thereupon transmitted a letter to the Officer then in charge of the 7th Division (who was on the Neilgherries), explanatory of the absence which called for the above report of the Manager. Alive as your Memorialist was to the more formal and regular practice of sending in a *written* report (instead of a verbal one), the circumstances under which he sent a *verbal* message, through an Office-mate,* [viz. the serious turn which the illness of a ward of his took on the morning of the day in question, and which necessitated his leaving home in all possible haste for a distance of 5 miles, on foot, to bring over, as sharp as he could, the Native Practitioner who was treating the young patient,] should be held excusable.

The italics are Memorialist's.

* Mr. Brito.

13. Your Memorialist deems it well to add here that he felt it an hardship to be dealt with as he was, especially under the circumstance which he begs, with every deference, to repeat in solemn and emphatic terms, viz. that whereas he seldom *absented himself, or never did so without just and sufficient cause and without either reporting his absence or previously obtaining leave*, several other employês were in the habit of absenting themselves frequently, whether with or without leave or just and sufficient cause, it is not for your Memorialist to say, and doing so with impunity. Hence, your Memorialist humbly trusts that all the facts submitted in previous paras. of the Memorial will be considered in reference to the general and unfounded charge of "irregular attendance brought against him.

14. That your Memorialist regrets to submit that since Mr. Fernandez's accession to office as Manager, he was constantly annoyed and exposed to indignities by him and his relatives* *at the office* by indirect and sometimes direct and offensive remarks, independent of the annoyance he was subjected to *out of the office precincts* and thus his feelings were, on various occasions, much outraged by the Manager and his relatives; that it was on one of these occasions that your Memorialist remonstrated with the Manager

* Mr. Lobo, Store-keeper.
,, D'Cruz, Clerk.
,, Pinto, ,,

(whom he had reason to believe to be his antagonist) and the others on the impropriety of their behaviour and treatment towards him, especially *in a public Office.* Taking fire at this, the Manager would appear to have at once made some Report (of which however your Memorialist was not furnished with a copy), and, on the 16th March 1865, your Memorialist, much to his regret and surprize, received a Memo from the Manager, under order from Colonel Walker, at Coonoor, suspending him from Office and allowances on grounds of a vague, general and sweeping a character. Here your Memorialist cannot refrain from submitting that your Excellency will hardly fail to see that the Manager must have been at some pains in framing a Report of the nature he must have done, so as to impress the Superintending Engineer with the conviction that your Memorialist's mental faculties were impaired, and that offieer, absent as he was at Coonoor and not having had the advantages of personal observation of the circumstances complained of or of hearing both sides of the question, passed the said order, upon an *exparte* statement of the Manager. In regard to the sanity of your Memorialist's mind, a new disqualifying cause just discovered, he can only express the hope that if his case be thoroughly sifted, the complexion of affairs in that respect will be found quite altered, for the Manager himself, your Memorialist now learns, has been advised to seek a change of appointment, by exchanging his appointment as Manager on 200 Rs. for a clerk-ship in another district on 60 Rs.!! That your Memorialist is fully prepared to establish that his mental faculties are unimpared and that he is well-known as a *prudent, business like, quiet* and *peaceful man.*

15. That your Memorailist upon receiving the order "suspending him from "office and allowances until he shall shew cause why he should not be dismissed," to use the words of the order, or, on the 17th March 1865, addressed Colonel Walker at Coonoor, submitting that he was not aware, and is yet so, upon what specific charge or charges, and the instance or instances of such charge or charges, he was so dealt with, and applying to that officer for information in reference thereto; that your Memorialist not having received any reply to the said communication, repeated the application on the 28th March 1865, whereon Colonel Walker, under date the 3rd April 1865, recorded the following endorsement:—"Mr. Cabral will be informed that "all communications between him and the Superintending Engi-"neer *must* pass through the Manager.*—He has been suspended "until he shews† cause why he should not be dismissed, and he is "not consulting his own interests in delaying to comply with the "order.—His former letter was duly endorsed and passed‡ on by "the undersigned," i. e. (by Colonel Walker).

*The italics are your Memorialist's.

† How could this possibly or satisfactorily be done unless Memorialist was furnished with the specific charge and instance thereof which he was to answer to?

‡ Never received.

16. That your Memorialist, unprovided as he was with the specific instance or instances of the charge or charges upon which he was suspended, and finding himself at a loss how to act, did, on the 24th April 1865, address a representation to Colonel Walker, and sent it for transmission "*through the Manager,*" wherein, under the circumstances, he tendered his resignation; and your Memorialist has reason to apprehend that that representation never reached Colonel Walker.

17. That your Memorialist, again, on the 10th May 1865 brought the subject of the above representation to the notice of Colonel Walker, and this too was sent by Memorialist "*through the Manager,*" but this too seems not to have reached Colonel Walker.

18. That not having, therefore, received any reply to both the above communications, your Memorialist, under date the 17th May 1865, addressed Colonel Walker a third time on the subject, and, on this occasion, instead of transmitting it "*through the Manager,*" saw reason to do so by another channel, viz., directly by the Post, under a registered cover.

19. That your Memorialist was now at a loss to understand why his applications were not acknowledged and disposed of, especially the last one, a copy of which is given below.*

* "Respected Sir.

"Subsequent to my suspension on the 16th March last, I submitted an address to you, dated 24th "April following "*through the Manager,*" but regret to observe that no reply has been received, and a se-"cond letter, *through the same channel,* was therefore sent to your address, but it also met with similar re-"sult. In both the above letters, my resignation was tendered, but as I have not heard of this having been "accepted, I am subjected to great loss and prevented from accepting the situation I have been offered. "The non receipt of a reply to the above mentioned communications, induces me to send this under a "*registered*" cover, in hopes of receiving a reply; and being a man with large family, it is very necessary that "I should exert to maintain ourselves."

Coimbatore.
17th May 1865.

20. That your Memorialist need hardly here depict to your Excellency in Council the suspense and anguish of mind under which he was suffering, and the difficulties into which, in a pecuniary point of view, he and his large family were involved by the suspension of his allowances; that his affliction was embittered the more by the consciousness that "honesty, innocence and unswerving rectitude of purpose and conduct"* were suffering under the weight of the Manager's influence and indeed, by the uncertainty of the period for which this state of affairs was to last.

* Vide Appendix A.

21. That during the interval, or rather after your Memorialist's suspension, he was offered* an appointment, which would have relieved him of his difficulties and, indeed, comparatively speaking, placed him above want, to say the least of it, but, in the position in which he was placed, under suspension, and his case undisposed of, he could not help declining to accept the kind offer of a well-known Firm and thus he was virtually denied an opportunity of recovering himself—a point upon which your Memorialist earnestly craves your Excellency's particular attention in disposing of his case.

* Appendix A. (Framjee Nussarwanjee & Co.'s letter).

22. To proceed on with his case, your Memorialist, after the lapse of another month, or on the 15th June 1865, under the pressure of want, addressed Colonel Walker, for the fourth time, upon the subject of his suspension, the tender of his resignation and his claim to salary, &c. transmitting the letter by post. This address also does not seem to have been attended to.

23. That your Memorialist, then, after the lapse of another period of 2 months or thereabouts, for the *fifth* time, addressed* the above Officer, under date the 26th August 1865, transmitting the communication under a *registered* cover. To this communication your Memorialist would solicit your Excellency's attention, especially to paras: 2 and 3 thereof, from which your Excellency in Council will perceive what he himself had long felt, viz. a certain strangeness of proceeding or unaccountable silence, in reference to all his communications, and now, especially, as regards the above one (Appendix C).

* Appendix C.

24. That your Memorialist, after having again unsuccessfully waited for a reply even to the above communication, had made up his mind to address Colonel Walker for the *sixth* and *last* time, and this he (Memorialist) did by his communication,* dated 11th September 1865, which also he dispatched under a *registered* cover.—Your Memorialist will here beg your Excellency's attention to paras: 3 to 5 of that letter.

* Appendix C.

25. To the above communication your Memorialist was favored with an endorsement to the effect that "his case cannot be again taken up; that he himself neglected to take "advantage of the opportunities given him previous to the 1st May; and that no more "letters will be attended to." Here, the case having arrived at this point, and your Memorialist finding the above endorsement to be equivocal and unintelligible, did, on the 20th September 1865, address* Colonel Walker on the subject notwithstanding that officer's observation that "no more letters will be attended to," as otherwise your Memorialist might have been considered as passively acquiescing in what, he repeats, was unintelligible to him. A careful perusal of that communication, to which, *of all others*, your Memorialist must earnestly invite the *special consideration* of your Excellency in Council as the pivôt upon which the whole case now turns, must, he humbly and devoutly trusts, satisfy the Government as to the peculiar hardship of his case.

* Appendix C.

26. That your Memorialist cannot help submitting that he is deeply impressed with the conviction that he and others* have been thus summarily dealt with to meet certain conveniences of the Manager Mr. Fernandez, who had the charge of the entire Office during the absence of Colonel Walker at Coonoor, when all that has happened did take place and when his (the Manager's) *dictum* and report carried all before him. For, indeed, it must appear to your Excellency in Council as an inexplicable or strange fact that those who, *for years*, gave every possible satisfaction in their official conduct to *all* their official superiors, and bore a high reputation, as the testimonials evidence, should, within the limited period of *as few months* be suddenly found fault with, and thus summarily dealt with.

* *e. g.*—Mr. F. J. Jacques, late Accountant Superintending Engineer's Office.

27. That the fact of Mr. Fernandez's hostility towards the Memorialist and others who formerly belonged to the *District* Engineer's Office at Coimbatore and were afterwards brought on the strength of the *Superintending* Engineer's Establishment, may, perhaps, be explained away by the fact that he (Mr. Fernandez), finding himself clothed with a little authority, had at first his uncle Mr. Lobo ushered into the Department, then had him skip over the head of your Memorialist, then introduced his (Mr. Fernandez) brother-in-law Mr. D'Cruiz into the Department, and then acted the part he did towards your Memorialist as he did towards others, possibly to pave the way for some other unprovided for relative, thus attempting to create as it were, a monopoly of the whole of the appointments in the Department in favor of one family; an attempt in which, as your Excellency in Council will see, he partially succeeded. That this monopoly of appointments is the cause of much mischief has been found to be a fact. It was specially condemned* as "*a cause eminently calculated to be prolific "of evil; that the fact of a ramification of family relationship "must operate as an hindrance to justice does not admit of question.*" The order even went further to declare that the rule prohibiting such official patronage should be applied not only as regards "one family" but also as regards "one class"; thus much did the Government, upon experience, find the necessity of checking a practice prolific of so much

evil, as has been now exemplified in the case of your Memorialist. Indeed, the Government positively ruled in the order above quoted that "the subject is one of so much importance" and so evidently pregnant with possible evil that the Government cannot allow it (viz: the order against such monopoly of appointments) "to remain in abeyance." If further orders in analogous cases, or cases in which similar principles are involved, were wanting, they will be found elsewhere.†

* Extract: Min. Con. Judicial Dept. No. 965, dated 24th Dec. 1855.

† Min. of Con. 14th December 1854 No. 1644 to Revenue Board—C. O. Revenue Board 15th Mar. 1865.—C. O. S. U. 31st January 1855 and 18th April 1853.

28. That after your Memorialist had left Coimbatore for Madras to submit his whole case before Government and especially after he had addressed the 3 last communications* to Colonel Walker and sent copies thereof to the said Manager, who was in charge of the Office at Coimbatore as before, Colonel Walker being at Coonoor, the Manager would appear to have obtained† a month's leave and left Coimbatore for his native place, South Canara, where he, for obvious reasons, resigns or is compelled to resign the Coimbatore Managership of 200 *Rs.* for a mere South Canara Clerkship on 60 Rs.!!. Whatever specious or plausible plea may now be urged in favour of this extraordinary step, the fact remains, and it indicates something, and, indeed, a pregnant something, especially when it be considered that the individual had only a few months previously left South Canara with his family and established himself at Coimbatore for the purpose of bettering his prospects in life.

* Appendix C.

† Vide page 480 of the Official Gazette of the 29th September 1865.

29. That your Memorialist having been so severely and, he humbly submits, unjustly dealt with in a service in which he had for 9 years worked energetically and filled an Office of *trust and responsibility* with credit to himself and benefit to the Public Service, begs, with all deference, and in all possible earnestness, to appeal to your Excellency in Council, fully persuaded that in the exercise of the control vested in your Excellency over the acts and proceedings of your officers, your Memorialist's case will not fail to receive that patient and just consideration which has been guaranteed to every honest, faithful and deserving servant of Her Majesty's Government.

30. That your Memorialist therefore solicits that your Excellency in Council will, after reviewing the whole case, be pleased to order,

1st, The removal of his suspension and his restoration to office with his allowances from 1st to 16th March 1865, the date on which he was suspended, which allowance has not yet been paid to him; or that his resignation may be accepted, so that he may be free to enter into the service of Government again without being under a cloud.

2nd, The payment of his full allowance or subsistence allowance from the 17th March 1865, if his case be considered such as to warrant its disbursment, under the 2nd Rule* of the Government of India, dated 26th September 1865, No. 2528, page 530. Official Gazette 10th October 1865; or if this be not allowed, the payment at least of the subsistence allowance conceded under the provisions of the 1st Rule†

and

3rd. The payment of the difference of salary between that which he was allowed to draw, viz: Rs. 40, and that to which he was entitled under the circumstances set forth in para: 6, being Rs. 103-0-10.

For which your Memorialist shall

Ever Pray.

(Sigd.) M. F. Cabral

MADRAS,
8th DECEMBER 1865.

* "2nd Should the Officer be reinstated, he "may, at the discretion of "the Local Government "or of the Head of Department to whom the "Local Goverment may "delegate such authority, "be allowed full salary, if "he shall have been fully "acquitted or a portion "of his salary, if the result of the enquiry should "be censure or admonition."

† "1st.—Subsistence to "an Uncovenanted Servant who is suspended "pending an enquiry into "his conduct, should be "limited, before the result of the enquiry is "known, to one-fourth of "his salary."

Appendix A.

TESTIMONIALS OF MR. M. A. CABRAL.

The bearer was the Mess Writer in the 32nd Regt. upwards of four years. I consider him a sober, *honest* and *very attentive* man. He gave general satisfaction to the Officers. He has requested leave to quit his situation to proceed to visit his family.

J. F. PALMER, Major,
Hurryhur, 26th December 1839. *32nd Regt. N. I.*

This is to certify that the bearer of this, Mr. Cabral, has been Writer to the Mess of the 32nd Regt. N. I. for eight years, during which time he gave every satisfaction. He is a *most trustworthy, hardworking person,* and thoroughly acquainted with his business.

W. C. WESTERN, Lieut.,
Secunderabad, 22nd April 1842. *Mess Secy. 32nd Regt. N. I.*

The Bearer Mr. Cabral was our Mess Writer for 8 years. I have known him 3 years and I consider him a first-rate Writer, *very willing, honest,* and sober and *very respectful.*

E. BAKER, Captain.
Camp Kurkapully, 23rd April 1842. *Mess President, 32nd Regt. N. I.*

The Bearer of this, Mr. Cabral, accompanied the 94th Regiment from Cannanore to Trichinopoly as a Writer, and gave much satisfaction.

J. W. RANDOLPH, Major,
Trichinopoly, 23rd May 1843. *94th Regiment.*

The Bearer, Mr. Cabral, accompanied H. M. 94th Regiment under my command from Cannanore to Trichinopoly in the capacity of Mess Writer and gave every satisfaction.

H. R. MILNER, Lieut.-Col.,
Trichinopoly, 25th May 1843. *Commanding H. M. 94th Regt.*

Cannanore, 23rd February 1848.

This is to certify that Mr. M. A. Cabral was Mess Writer to the Officers Mess H. M. 25th Regt. for a period of two years and a quarter. From my knowledge of him during the whole of that period, I can confidently recommend him to any Mess or Individual requiring a Writer. I consider him to be a *good, honest and hardworking man,* and I shall always always be glad to hear that he holds a good situation.

(Confirmed) W. H. TYLDEN PATTENSON,
C. CHAMBERS, Col. *Mess Secy. H. M. 25th K. O. B.*
Comdg. H. M. 25th Regt. K. O. B.

Bangalore, 10th January 1851.

I have a high opinion of Mr. M. A. Cabral, at present Wine Writer to the Officers Mess H. M. 25th Regiment. During the two years I was President of the Mess Committee I found him *very attentive to his business and correct in his accounts.* I consider him to be a *very respectable, trustworthy man.*

S. WELLS, Captain.
25th Regt. K. O. B.

The Bearer Mr. Michael, A. Cabral, was Mess Writer to the Officers of the 25th Regiment from October 1844 until October 1851. He followed the Regiment from Cannanore to Madras and afterwards to Bangalore. He has shown himself to be *diligent, honest, sober and attentive, and has gained the good will of those with whom he had to do*—He leaves the Regiment at his own request, to return to his friends at Cannanore.

E. PRIESTLY, Captain.
Bangalore, 1st November 1851. *25th Regt. K. O. B. P. M. C.*

I have much pleasure in adding my name, at the request of the Mess Writer, to the foregoing certificate, as I have been acquainted with him during the whole time he was with the Regiment.

W. H. TYLDEN PATTENSON, Lieut.
M. M. C. 25th K. O. B.

The Bearer Mr. M. A. Cabral has been employed as Writer in the Officers Mess 74th Highlanders for upwards of three years, during which time he has conducted himself *most satisfactorily in every respect.* He is an *excellent accountant, and a steady, respectable, sober, and honest man.* He leaves the Mess at his own request.

J. W. McLEOD, Captain.
Jackatalla, 15th May 1857. *74th Highlanders. P. M. Committee.*

[The following Testimonial was granted by Captain J. Goddard, R. E., the former superior of Mr. M. A. Cabral at Coimbatore.]

Fort St. George, Madras, October 2nd 1865.

Mr. Cabral,

I have just received your letter. I am indeed very sorry to hear all you have to tell me in your letter about yourself and the other old Office Servants.

I can conscientiously say that, while you* were under my orders, your conduct was always unexceptionable and you gave me uninterrupted satisfaction. You were steady, sober, honest and willing, and you bore a similar character with your former Masters.

I shall be very glad to see you.

I am,
Faithfully your's,
JNO. GODDARD.

* As Storekeeper of the District Engineer's Office, Coimbatore.

[The following Testimonial was spontaneously granted by the Very Revd. J. B. Pierron, Pro-Vicar Apostolic of Coimbatore, who is the Spiritual Director of Mr. Cabral for years.]

My dear Mr. Cabral,

I am indeed very sorry to hear of all that has happened to you. Having known you for several years, I can conscientiously declare that I acknowledge you as one of the most honest and respectable members of my community; one whose good moral principles and rectitude of purpose and conduct are above question. I hope, therefore, that you will obtain that redress and justice to which, I think, you are deservedly entitled.

Believe me,
My dear Mr. Cabral,
Your's very sincerely,
J. B. PIERRON,
Pro-Vicar Apostolic.

Coimbatore, 15th August 1865.

[The following letter was addressed to Mr. Cabral by a well-known and respectable Firm, having business on the Neilgherries and other stations.]

Calicut, 22nd March 1865.

Mr. M. A. Cabral,
Coimbatore.

Dear Sir,—We are sorry to hear that you have been suspended from your situation, and that poor Mr. Jacques too has been compelled to resign his appointment. From our knowledge of you for several years as an honest, faithful and hard-working man, we shall be glad to take you into our service as Clerk to our Establishment at Ootacamund or elsewhere, where we want a person like yourself to attend to business. We, therefore, offer you that appointment on a salary of 60 Rupees per month with free quarters. We shall wait for your reply.

We are, Dear Sir,
Your's faithfully,
Framjee Nasserwanjee & Co.

(The following Testimonial was granted by Revd. J. Bardon, the present Catholic Priest at Coimbatore.)

Dear Mr. Cabral,

I am very sorry to hear that you have not got over your trouble. There is no one amongst us who would not be grieved to hear of any misfortune to you or to your poor family.

During the several years that I have known you, I have always found you to be honest, and in all our relations with you your Conduct has been always satisfactory.

Believe me
Dear Mr. Cabral
Your's Sincerely
(Sigd) J. Bardon
Catholic Priest

Coimbatore
15th May 1872.

APPENDIX B.

Detailed Statement of attendance of the Office Establishment from 24th January to 16th April 1865.

Office Hours 10 a. m. to 5 p. m.

Year, Month and Date.	NAMES.	Office.	"*At.*" for "Attended Office." "*Ab.*" for "Absent from Office." "*L.*" for "Left Office."	REMARKS.
1865 Jany. 24th	Mr. Cabral	Writer	Ab. sickunder Medical treatment	
25th	do	do	do do do	Medical Certificate (in my possession) granted by the Zillah Surgeon and submitted to the Manager, who returned after inspection.
26th	do	do	do do do	
27th	do	do	do do do	
28th	do	do	do do do	
30th	Mr. Fernandez	Manager	At. after 12 p. m.	
31st	do	do	do do L. at 2 p. m.	
Feby. 4th	do	do	do do L. at 1 p. m. At. after 3 p. m.	
	Iyaloo	Writer	Ab.	
	Ruthnom Moodelly	do	Ab.	
	Soobooroya Moodelly	do	Ab.	
	Kristna Chetty	do	L. after 2 and At. after 4 p. m.	
	Kustoory	Moochee	L. after 3 and At. after 4 p. m.	
6th	Mr. Fernandez	Manager	Ab.	
	Ruthnom Moodelly	Writer	Ab.	
	Soobooroya Moodelly	do	Ab.	
	Kustoory	Moochee	Ab.	
	Mr. Lobo	Writer	At. after 12 m.	
7th	,, Lobo	do	do	
	,, Fernandez	Manager	Ab.	
	Kustoory	Moochee	Ab.	
	Soobooroya Moodelly	Writer	Ab.	
8th	Mr. Lobo	do	Ab.	
	,, Fernandez	Manager	Ab.	
	Kustoory	Moochee	Ab.	
	Soobooroya Moodelly	Writer	Ab.	
9th	Kustoory	Moochee	Ab.	
	Mr. Fernandez	Manager	Ab.	
	Soobooroya Moodelly	Writer	Ab.	
10th	do do	do	Ab.	
	Mr. Fernandez	Manager	Ab.	
	Kustoory	Moochee	At. after 1 p. m.	
11th	Iyaloo	Writer	At. after 12 m.	
	Vencatasawmy Naidoo	do	At. do	
	Soobooroya Moodelly	do	Ab.	
	Mr. D'Cruz	do	At. after 1, L. after 2, & At. at 5 p. m.	
	,, Brito	do	L. after 2 p. m.	
	,, Fernandez	Manager	Ab.	
13th	,, Lobo	Writer	At. after 12 m.	
	Ruthnom Moodelly	do	At. after 3 p. m.	
	Soobooroya Moodelly	do	At. after 1 p. m.	
	Iyaloo	do	Ab.	
	Mr. Fernandez	Manager	Ab.	
	Vencatasawmy Naidoo	Writer	Ab.	
14th	Iyaloo	do	Ab.	
	Ruthnom Moodelly	do	Ab.	
	Mr. Fernandez	Manager	Ab.	
15th	Iyaloo	Writer	Ab.	
	Mr. Fernandez	Manager	Ab.	
16th	Iyaloo	Writer	At. after 1 p. m.	
	Kristna Chetty	do	L. after 1 p. m.	
	Mr. Fernandez	Manager	Ab.	
18th	,, Brito	Writer	Ab.	
	Kristna Chetty	do	Ab.	
	Iyaloo	do	L. after 11 a. m. At. after 2 p. m.	
	Vencatasawmy Naidoo	do	L. after 11 a. m.	
	Ruthnom Moodelly	do	L. after 3 p. m.	
	Mr. Fernandez	Manager	L. do	
20th	,, Fernandez	do	L. after 1 p. m.	
	,, Brito	Writer	L. do	
21st	,, Fernandez	Manager	At. after 12 m.	
	Iyaloo	Writer	L. after 12 and At. after 2 p. m.	
	Kustoory	Moochee	L. after 12 p. m.	
22nd	Mr. Fernandez	Manager	At. after 12, L. after 1, & At. after 4 p. m.	
	,, D'Cruz	Writer	At. after 11 a. m. and soon Left.	
	,, Brito	do	L. after 1 and At. after 4 p. m.	
25th	Kustoory	Moochee	Ab.	
	Kristna Chetty	Writer	L. after 1 p. m.	
March 1st	Mr. D'Cruz	do	At. after 11 a. m.	
	Ruthnom Moodelly	do	At. do	
	Mr. Fernandez	Manager	At. after 12 m.	
	Kustoory	Moochee	At. do	

Year, Month and Date.	NAMES.	Office.	"At." for "Attended Office." "Ab." for "Absent from Office." "L." for "Left Office."	REMARKS.
1865 March 1st...	Mr. Lobo ...	Writer ...	At. after 1 p. m.	
	,, Brito ...	do ...	At. do	
	Vencatasawmy Naidoo ...	do ...	At. after 12 m.	
		do ...	At. after 11 a. m. and soon L.	
2nd ...	Mr. Lobo ...	do ...	Ab. gone to Calicut.	
3rd ...	do ...	do ...	Ab.	
4th ...	do ...	do ...	Ab.	
6th ...	do ...	Manager ...	At. about 12 m.	
7th ...	Mr. Fernandez ...	Writer ...	Ab.	
	,, Brito ...	Manager ...	At. after 12 m.	
8th ...	,, Fernandez ...	Writer ...	Ab.	
9th ...	Kristna Chetty ...	do ...	L. after 2 p. m.	
	Mr. D'Cruz ...	Manager ...	At. after 12 m.	
10th ...	,, Fernandez ...	Writer ...	L. after 1 p. m.	
11th ...	,, Pinto ...	do ...	L. after 1 p. m.	
	Kristna Chetty ...	do ...	L. do	
	Vencatasawmy Naidoo ...	do ...	L. do	
	Iyaloo ...	Manager ...	L. after 3 p. m.	
	Mr. Fernandez ...	Writer ...	L. do	
	,, D'Cruz ...	Moochee ...	L. do	
	Kustoory ...			
13th ...	Mr. Pinto ...	Writer ...	Ab.	
	Vencatasawmy Naidoo ...	do ...	Ab.	
	Iyaloo ...	do ...	Ab.	
	Kustoory ...	Moochee ...	Ab.	
	Mr. Fernandez ...	Manager ...	At. after 12 m.	
14th ...	,, Pinto ...	Writer ...	Ab.	
	Vencatasawmy Naidoo ...	do ...	Ab.	
	Kustoory ...	Moochee ...	Ab.	
	Mr. Fernandez ...	Manager ...	At. 4 p. m.	
15th ...	,, Pinto ...	Writer ...	Ab.	
	Vencatasawmy Naidoo ...	do ...	Ab.	
	Kustoory ...	Moochee ...	Ab.	
	Mr. Fernandez ...	Manager ...	At. after 12 m.	
16th ...	,, Pinto ...	Writer ...	Ab.	
	,, Lobo ...	do ...	At. after 11 a. m. & L. immediately	

P. S.—Mr. Fernandez went to Calicut on the 22nd July and returned on the 25th idem.
Mr. Fernandez and Mr. Pinto went to Calicut on the 2nd and returned on the 4th August.
Mr. Fernandez went to Calicut on the 12th and returned on the 14th August.
And on all these occasions, apparently, without leave.—M. A. C.

———o———

Abstract Comparative Statement of the above Detailed Statement.

NAMES.	Office.	Absence.	Late Attendance.	Irregular attendance i. e. late attendance and early departure.
Mr. Fernandez ...	Manager ...	† 10	‡9	‡6
,, Lobo ...	Writer ...	4	4	2
,, D'Cruz ...	do ...	0	1	4
,, Pinto ...	do ...	4	0	1
,, Brito ...	do ...	2	1	3
Kristna Chetty ...	do ...	2	0	4
Vencatasawmy Naidoo ...	do ...	4	2	2
Iyaloo ...	do ...	†5	2	3
Ruthnom Moodelly ...	do ...	3	2	1
Soobooroya Moodelly ...	do ...	†7	1	0
Kustoory ...	Moochy ...	†8	2	3
Mr. Cabral ...	Writer ...	*5	0	0

* On Sick Leave.—M. A. C.

† In one case, absence of an equal number of days. In the 3 remaining cases, in excess of my absence.—M. A. C.

‡ Note the irregularities and contrast them with my regular attendance.—M. A. C.

APPENDIX C.

To Lieut. Col. G. W. Walker, R. E., Supg. Engineer 7th Division, Coonoor.

Sir,—With due respect and submission I beg to state, that, to enable me, in a systematic and satisfactory form, to "shew cause why I should not be dismissed" from the service, as kindly required by your orders of the 10th March and 4th April last, respectively, or, in other words, to submit a clean defence of any exceptionable conduct imputed to me, I must, with every deference, apply to you for a copy of the Acting Manager, Mr. Fernandez's Report or Reports, or other papers which have obviously led to the issue of the above orders.

2. The absence, from my possession, of any such document or documents, or the omission to have furnished me with a clear specification of the misconduct or other disqualifying cause or causes imputed to me, renders it, I trust you will admit, hardly possible for me to afford you the explanation called for, at all events of any satisfactory nature. This, in fact, seems to have been anticipated by the Government itself, as will be seen from para: 3 of its revised Rules in such cases, dated the 2nd March 1859, which clearly provides that "in order to enable Government to maintain the rules without injustice or hardship to "complaining parties, all heads of Offices will understand that a party affected by an order, "is entitled to have, on application, a copy of the order, which should contain *full details "of the grounds of the decision.*"

3. As material also, and, indeed, indispensable, to a line of defence in an analogous case, I beg further to apply for an extract from the Register, kept in the office, of the conduct, character, &c., of the Servants on its Establishment, in so far as I am concerned. I should add that the entries in such Register, as regards myself, were, respectively, made by Captain P. M. Francis, W. Fraser, Esq. C. E., Captain J. Goddard, and Colonel C. E. Faber, the successive District Engineers of the Division.

4. To obviate delay in the final disposal of this case, of so much damage to my personal interests and reputation, I have this day forwarded a copy of this application to Mr. Fernandez, the Acting Manager of Coimbatore, that he might be prepared with the necessary papers for transmission to me, pending your kind orders to him to that effect.

5. To cover the postage expenses I beg to enclose stamps of the value of 8 Annas.

With submission and respect, I beg leave, &c.,

Madras, 26th August 1865. (Signed) M. A. CABRAL.

———o———

To Lieut. Colonel G. W. Walker, R. E., Supg. Engr. 7th Division, Coonoor.

Sir,—I beg to submit that I addressed you on the 26th ultimo and 28th idem respectively, on the subject of my suspension from office and allowances, and applying for a copy of the Acting Manager's Report or Reports upon which I have been so suspended for such a length of time and am yet, apparently, to remain so for an indefinite period ; as also for a copy of the Office Register of my services, character, &c., in order that I may satisfactorily vindicate or exonerate myself from any imputation cast on my conduct, and get back my appointment with the allowances,* to which I am entitled and which I have been so long kept out of.

* Pay from 1st to 16th March 1865, inclusive, and pay subsequent to that period or for the period during which I may be considered as unnecessarily suspended.—M. A. C.

2. I beg to state that more than a fortnight has elapsed since the said application was made, and I have not yet been favored with a reply. Here I beg to be permitted to observe that, altho' I had, on several previous occasions, applied to you for the final disposal of my case, nothing was done towards securing that result. I, then, with all respect and earnestness, for the last time, beg to repeat my application.

3. My reputation, interests and prospects in life have, as a matter of course, already suffered to an extent for which I trust I cannot be held responsible, and this has clearly been caused by my *protracted* and, I may submit, *unparallelled* suspension from offices and allowances for the last 6 months and, yet, perhaps, for an indefinite period, without affording me *all* that opportunity to which, by the rules of Government, I am fairly entitled, to satisfactorily vindicate or exonerate myself.

4. I beg to submit that the paternal Government, by their Proceedings of the 1st June 1850, No. 346, with the view of preventing the infliction of similar "injustice or hardship" upon their Public Servants, expressly ruled, that, in similar cases, to prevent misapprehension upon the subject it was "deemed proper to state *explicitly* that it is incumbent upon Heads of Departments to receive *first* from the accused a full explanation of his proceedings and *then* to sanction either his dismissal or *suspension, on good ground being shown for the measure,*"

5. With every deference, therefore, I beg to add that circumstances, over which I can possibly have no further control, will, unless I am favored with a reply, at your *earliest* convenience, reluctantly compel me, under the discretion or indulgence allowed by a

kind and paternal Government to Petitioners like myself, to submit the whole case before Government, which will possibly involve a strict and searching enquiry into this matter, and there procure the meting out of that justice which has been hitherto, manifestly and virtually, denied to me a Public Servant who has, for the last 9 years of his Public Service maintained a high character, whose previous antecedents for a series of years in other service, as has been certified by gentlemen of standing and repute, were alike creditable; and one who, I cannot but add, has, apparently, been unwittingly made an innocent victim.

With submission, I beg leave, &c.,

Madras, 11th September 1865,

(Signed) M. A. CABRAL.

P. S.—Taking for granted that this letter may miss you at the Head Quarter station, and, therefore, to guard, as far as possible, against any further delay, I have this day transmitted a copy thereof to the Acting Manager at Coimbatore.

(Signed) M. A. C.

To Lieut. Colonel G. WALKER, Supg. Engr., 7th Division, Coimbatore.

SIR,—I beg to acknowledge the receipt of a *copy of an endorsement, purporting to have been passed by you on the 14*th instant*, on my letter of the 26*th ultimo*, the copy bearing the attestation of Mr. Fernandez, the Manager.

*"Endorsement on Mr. M. A. Cabrall's letter dated 26th August 1865.

"The Manager will return the stamps, and inform Mr. "Cabrall that the Superintending Engineer cannot again "take up his case; Mr. Cabral himself having neglected "to take advantage of the opportunities given him pre-"vious to the 1st May. No more letters will be attend-"ed to."

(Signed) G. W. WALKER, Lt. Col. R. E.,
Supg. Engineer. 7th Division.

Coimbatore, 14th Sept. 1865.

(True Copy.)
(Signed) M. C. FERNANDEZ,
Manager.

"1 Stamp attached to this letter and 7 rne anna stamps "returned herewith."

2. Although, in the concluding part of the said endorsement, it is set forth that "no more letters will be atteuded to," I feel myself bound to write to you and submit that, to me, the whole endorsement is equivocal, if not positively unintelligible. To state that you "*cannot* AGAIN *take up my case*," of course implies that my case was once taken up and disposed of. I must here be permitted to express my perfect surprise at it and that I know of nothing of the kind having been done, or, at all events, communicated to me, as I shall hereinafter proceed to show, and I hope, satisfy you. Then, the subsequent sentence that I myself "*neglected to take advantage of the opportunities given me previous to the* "*1st May*," is, again, the more equivocal, and, indeed, to me, perfectly unintelligible; for I fail to understand what that circumstance of the 1st of May may be, or mean, as my communications to you of *subsequent* dates must clearly shew; or what those "opportunities" were that I had failed to take advantage of, when, in my opinion, no opportunities of any kind were offered or given to me to shew or do any thing of a tangible or satisfactory nature, as *all* my communications bearing dates both *antecedent and subsequent* to the said, now significant, 1st of May, will infallibly shew.

3. The point, then, suggests itself to me that, perhaps, all, or, at all events, the most part of my communications, and, perchance, some of your orders too, have not been brought to light, if not actually suppressed; and indeed, from all circumstances, I see reason now to believe that your order or endorsement, dated the *3rd April*, on my letter of th 28th *March last*, to the effect that "all communications between me and you must pass through the Manager," might have afforded a premium for such irregularities.

4. I deem it, therefore, expedient, with a view to render the whole matter *clear* to you, to submit a *precis* of ali the communications that I addressed to you *ab initio usque ad finem*, to enable you to judge whether I am or am not right in the inference I have drawn in paras. 2 and 3 of this address.

Date of Communications.	Precis of the subject matter.	How dispatched.	How disposed of.
6th October 1864.	Submitting explanation in reference to the Manager's order to me, dated 5th October 1864. directing me to deliver charge of the Stores to Mr. Brito, and remarking about my conduct in office.	By post.	By Supg. Engineer's memo. dated 8th Oct. 1864.
17th March 1865.	Stating that I received a memo. from the Manager, dated, 16th March 1865, suspending me from office and allowances, under the orders of the Superintending Engineer; and applying for information in reference to the Manager's Report which led to the suspension.	By post.	No reply, or result not known.
28th March 1865.	Reminder of my letter of the 17th Mar. 1865.	By post and REGISTERED.	Supg. Engineer's answer of the 3rd April 1865, orders all my communications to be sent through the Manager; and that "*I* have been "suspended until I shew "cause why I should "not be dismissed. My "former letter was duly "endorsed* and passed "on by the Supg. Engineer." * *N. B.*—This last mentioned endorsement *never* reached me.
24th April 1865.	Submitting certain circumstances which must have shaken your confidence on any Report that the Manager might have made against, me, and vindicated my character. In this I also tendered my resignation.	This communication was, under your orders of the 3rd April 1865, dispatched thro' the Manager.	Not known as yet.
10th May 1865.	Applying for my salary from 1st to 16th March 1865.	Do. do.	Ditto.
*17th May 1865.	Ditto ditto	By post & REGISTERRD	Ditto.
*15th June 1865.	Applying for payment of the difference of pay &c. (Rs. 117 2-10) to which I was entitled under the circumstances set forth in the letter;—*and referring to previous communications as yet unanswered.*	By post.	Ditto.
*26th Aug. 1865.	Applying, with reference to your orders, for a copy of the Acting Manager's Report upon which I was suspended and find myself still suspended for an indefinite period, as also for a copy of the Office Register, as regards my conduct character &c., enclosing also 8 Annas stamps for postage charges.	By post and REGISTERED.	Ditto.
*28th Aug. 1865.	Asking that the cover containing the papers that may be sent to me, under my application of the 26th August 1865, may be registered, and enclosing 4 Annas for registration charge.	By post and REGISTERED.	Ditto.
*11th Sept. 1865.	Reminder of the application of the 26th Aug. 1865; and stating that "unless I am favored with a reply at your *early* convenience," the whole case will be submitted to Government, the delay being prejudicial to my interests.	By post and REGISTERED.	Ditto.

5. Keeping now your Memo: under acknowledgment, and the above tabulated Statement steadily in view, and specially inviting your attention to my above communications, and particularly those *subsequent to the 1st May*, you cannot but clearly see that that which purports to be your endorsement of the 14*th Instant* cannot be otherwise than, to me at all events, equivocal, if not unintelligible.

6. As regards the "opportunities" which, it is alleged, I have not taken advantage of, I must, in justice to myself, solemnly aver that, far from this being the case, the above tabulated Statement itself shews that I did what I could, tho' that was imperfect *for no fault of mine*, and that I could not do anything more than that, because the "opportunities" which I had so often *applied for* to be afforded to me *were not so given.* And, indeed, for argument sake, I may add that had I not even *asked*, so repeatedly as I had done, for a clear specification of my charges, or, in other words, applied for a copy of the Manager's Report, upon which it appears I have been suspended, I fail, however to see how any official act of yours, towards severing my connection with the service, can be reconciled with the express Rules of the Service upon the point. The Rules so laid down, in plain and unmitigated terms, prescribe that "in every such case the *specific* "*grounds upon which it is proposed to dismiss any servant, is re-*"*quired to be reduced to writing and furnished to him and the* "*answer, or defence, or explanation of the party taken in writing* "*and the final decision of the superior recorded in nriting.*"*

*Vide Despatch of the Honorable Court of Directors to the Government of India 10th July 1850. No. 27 Financial, Para. 19 and order of Madras Government 12th November 1850, No. 1008. Public Department. Vide aiso Section 2 Para 39 of the Uncovenanted Civil Service Vade Mecum.

Here, I beg to submit whether anything can be clearer than that I must be furnished with a clear, written specification of the charges against me; that my written defence on those charges should be taken; and that your written decision should be communicated to me. *None of these measures, however, has been adopted in my case, at least within my knowledge.*

EXAMINER 10 JUL 79 ENG

7. I have also, in my application of the 26th August 1865, asked for a copy of the Office Register, in reference to my conduct, character &c., which also has not been furnished to me. To this I am entitled, under any circumstances, as Para: X of the Rules itself will shew. It declares that "every Public Servant, "on leaving an Office, *from whatever cause,* shall be entitled, on ap-"plication, to an authenticated copy of his Register.*"

I still advance my right to be furnished with a copy of the said Register.

8. Before concluding what I repeat I have felt it to be my duty to submit, notwithstanding the observation in the copy of the endorsement under acknowledgment, that "no more letters will be attended to," (for I might otherwise be considered by yourself and the Government as acquiescing in what I know nothing about), I must beg to urge, with that earnestness which language can pourtray, that I feel that, from the very beginning, I have not been fairly dealt with, in the due submission, before you, of all my communications which passed thro' the Manager, for reasons best known to himself. Indeed, I have strong grounds to believe that several of my communications, have been purposely kept from your notice; and that such proceedings may have unfortunately misled you in passing any order that you may have done, on the 1st May last, of which, however, I repeat solemnly I know nothing.

9. Having so far discharged my obligations in, I hope, a regular, consistent and satisfactory manner, I feel I have now no alternative but to submit the whole case before Government, incomplete as it is for no fault of mine, together with a copy of this letter, and there to appeal for that consideration and justice which, as an honest and conscientious Public Servant of 9 years' standing, I can honestly and conscientiously declare, has been, by you, perhaps unwittingly, denied to me.

10. If, however, you may, as I think you will, reconsider the matter, with reference to the above facts, which perhaps were not hitherto within your knowledge and be disposed to afford me yet an opportunity of vindicating or exonerating myself from any unjust and unfair imputation of my conduct, I shall be prepared to postpone, for a few days, the submission of my case to Government.

With submission I beg leave to remain, &c.,

Madras, 20th September 1865. (Signed) M. A. CABRAL.

---

[*] Vide order of Madras Govt. 14th July 1857, and Notification, page 72. Vide also Appendix No. 5 of the Uncovenanted Civil Service Vade Mecum, page 27.

Su a No. 668

Proceedings of the Madras Government Public Works Department _ 28th May 1866

Read the following papers:-

No. 635.- From Mr. M. A. Cabral, Late Store Keeper _ 7th Division

Complains of his suspension from Office and requests that, under the Circumstances represented, he may be re-instated.- (Here Enter 7th February 1866)

No. 636. From do do

Represents his distressed Circumstances, and prays that an early decision may be passed on his Petition dated 7th February 1866 (Here Enter 12th March 1866)

No. 637 From do do

Referring to his two previous Petitions and the distress he is suffering from, requests that after the perusal of the papers Connected with his Case, justice may be done to him.- (Here Enter 10th April 1866)

No. 638. From the Superintending Engineer, 7th Division to the Secretary to Government, Department Public Works dated Camp Coonoor, 30th April 1866, No. 355.-

1.- I have the honor to return herewith your Endorsements No. 442 of 16th February No. 735 of 26th March and No. 1069 of 24th April, together with the papers to which they relate; on which I have to note as follows:-

5 Endorsements & Petitions.-
1 Memorandum.
2. Letters of Mr. Cabral to Supdt. Engr.

2. Mr. Cabral was found by me holding the appointment of Store Keeper of the Coimbatore District when I took up my present appointment in May 1863, and was kept on as Superintending Engineer's Store Keeper when my own establishment was formed _ I soon found out that however efficient he might have been as a Mess Writer prior to 1857 or even as a Store Keeper in the Public Works Departt. for some years after that time, he was past any work but that of a mere Copyist.- And I have not the slightest doubt but that

my

my former Manager, Mr. Nordmann, to whom he has referred in his Correspondence, and my present Manager Mr. Pereira, long in the same Office with him, will Corroborate my own opinion. He seems also to have been touchy and proud in his intercourse with other Clerks, younger men, by whom he Considered himself superseded, so that it was only in Consideration of his respectable Character and large family that I allowed him to retain his nominal appointment, the real work of which however fell upon others.

3.— At last after a year of trial he was remanded to an Accountantship on Rupees 40, the same rate of pay as that which I found him in the enjoyment of; but in order that his personal knowledge of the Stores might be utilized, his services were always at the disposal of the new StoreKeeper. It is false that this arrangement was brought about in the slightest degree by the Acting Manager, as stated in the 4th paragraph of the memorial; my order No. 58 of 12th July 1864 was elicited solely by my own sense of the impossibility of getting the Store returns sent in by Mr. Cabral in any form but one which he had been long accustomed to, whereas new ones had to be introduced.—

4.— By October 1864, Mr. Cabral's intractability rose to such a pitch that I had to issue the memorandum of 8th October, referred to in paragraph 6 of the memorial, original of which is herewith forwarded*. But by an endorsement of the 10th October, (not 8th as shown in the list in appendix) on Mr. Cabral's letter to me of 6th Idem, that order was Commuted into permission to the Manager to employ Mr. Cabral as a Copyist, on Condition that his Connection with the Stores should entirely cease. An impertinent Memorandum of Mr. Cabral's dated 19th October, accepting the Office of Copyist "provided there was no reduction of pay," bears my endorsement "the best thing Mr. Cabral can do is to apply for pension before he is turned out of the office altogether". As it happened, however, he was never reduced below the status of Accountant with Rupees 40 salary.

*No. 1

5 My decisive dealing with him (tempered, as I believe it to have been, with much Consideration) seems to have kept Mr. Cabral quiet in office though I have proof by one of his continued Contumacy towards the Manager. At Christmas 1864 I took three months privilege leave, the Senior Executive Engineer, Major Farewell, acting for me, and by Correspondence extending from the 9th to the 25th January 1865, I find, that, that Officer having felt himself under the necessity of exercising his full power of fining to the extent of one eighth of salary, proposed to remit the same on its being Certified that Mr. Cabral had apologized to the Manager for his Conduct towards him which alternative was not adopted.—

6.— On the 4th March 1865. Major Farewell addressed me for advice how to deal further with Mr. Cabral, proofs of whose incapacity and insubordination were placed before him by the Manager; and he acted on my endorsement of the 10th March, which was to the following effect. viz

"I really see no alternative but to suspend Mr. Cabral, "until he show Cause why he should not be dismissed. His "Conduct is as that of a man out of his mind. He must be forbidden to enter the office until further orders"

7. Mr Cabral is Correct in stating that his letter of the 17th March was not endorsed by me, as stated in my endorsement on his reminder of 28th March. The fact being that he had been Called on to show Cause why his suspension should not be turned into dismissal, and his original letter herewith appended (No. 2) is Certainly not to that purpose, for which reason it was unnoticed. Moreover, in quoting my endorsement on his reminder he has omitted the following words, which will show that I felt some Concern at seeing him adopt the Course he was taking: (Extract omitted, all the rest being quoted; "and "he is not Consulting his own interests in delaying to Comply with the order", viz: to show Cause why he should not be dismissed.) No further Communication having been received by me from Mr. Cabral up to the Commencement of the new Official year, on 1st May the sentence of suspension was altered into that of dismissal from the same date 16th March.—

No. 2.

8.— Mr. Cabral's registered letters of 28th August and 11th September 1865 were not replied to, as the endorsement on that of 26th August, quoted in letter of 20th September, applied to both. That letter however bore a second endorsement addressed to the Manager as follows, viz: —

"Lieutenant Colonel Walker has referred to Mr. Fernandez several previous "Communications on this subject, which the latter has never disposed of "up to this date. If not returned, with what notes they may require, within "the Current week, severe notice will be taken of the Continued neglect."—

The result of this was the production by the Manager, for the first time, of Mr. Cabral's letter of the 24th April, tendering his resignation. Replete as it is with irrelevant matter, and not at all Creditable to himself, it was not a paper adapted to replace Mr. Cabral in his situation; and I must own that I was so nauseated with its 34 paragraphs that, until

until my present taking up of the Case for report to Government, I had never remarked that it wound up with a tender of resignation.— The original is forwarded as my only Excuse for such oversight— I can only say that I should have been rejoiced to accept Mr. Cabral's resignation as the alternative of dismissal; and that I should not have been satisfied with forcing upon Mr. Fernandez his retirement from the post of Manager on Rupees 200 a month to that of Range Accountant on Rupees 60— but would have inflicted on him the punishment which his Concealment of Mr. Cabral's letter brought on the latter.—

9. On full Consideration of Mr. Cabral's case I have to report, that there is no objection to his resignation being accepted— And I have further to recommend that subsistence at one-fourth of his salary be allowed him from 17th March 1865 till 17th May 1866 in addition to his undrawn pay from 1st to 16th March 1865; the former sum of Rupees 140. (14 months at Rupees 10) being recovered from Mr. Fernandez's present salary of Rupees 60 by monthly instalments of Rupees 15.—

No. 639.— Order thereon, 23th May 1866 No. 1,679.

Establishment No. 60

1. From an attentive perusal of the above papers the Government find too much reason to believe that Mr. Cabral has been harshly dealt with, and that Colonel Walker, misled by the representations of his Acting Manager, Mr. Fernandez, failed to afford a Careful and impartial hearing to Petitioner's defence— They perceive the standing orders regarding the employment of a number of individuals belonging to the same family in one office have been disregarded by the Manager being permitted to introduce three of his own near relations into appointments in the Superintending Engineer's Office Establishment— If the difficulty of procuring other properly qualified Candidates rendered this irregularity unavoidable, Colonel Walker should have been all the more Careful to prevent any of the other members of the office being made, as Mr. Cabral appears to have been a victim to family Combination— Instead of this, however, Colonel Walker is shown not only to have punished Mr. Cabral on the Exparte statement of the Manager, but also to have subsequently forwarded without perusal all Petitioner's Explanations and Appeals for mercy to the same person, who, it is very evident, was doing his utmost to work Mr. Cabral's ruin.—

2.— The Government are naturally reluctant to order the Continued Employment of anyone in a post where he must, under the Circumstances, always feel uncomfortable, and they are similarly unwilling to force the Employment of a Subordinate upon any officer against his wishes, but His Lordship in Council cannot in justice do otherwise in this case than give Mr. Cabral the option of returning to his former post from the date of his dismissal should he desire to withdraw his resignation, leaving it to the Superintending Engineer, if he retain any objection to Mr. Cabral, to make arrangements for transfering him to an appointment of equal Emolument in one of the Range Offices of the 7th Division.—

3.— Should such a transfer within the limits of that Division be found impracticable, Colonel Walker will place himself in Communication with the other Superintending Engineers with a view to one of them providing for Mr. Cabral in a similar situation, and a Copy of this paragraph of these Proceedings will be Communicated to all other Superintending Engineers with a request that they will take the first opportunity of Complying with Colonel Walker's requisition if he find it necessary to make one—

(True Extract)

(Sigd) Charles A. Orr, Colonel R.E.
Secretary to Government

To

The Superintending Engineer 7th Division.—

To All other Superintending Engineers, with abstract
of the Petitions
and the letter from the Superintending Engineer,
and paragraph 3 of the order.—

To the Controller of Public Works Accounts

EXAMINER
No. _ _ _
10 JUL 78
ENCA
P.W. ACCOUNTS

See No. 68.

Proceedings of the Madras Govt. Public Works Department
3d September 1866

No. 41 Read the following letter from the Suptg. Engineer 7th Division to the Secretary to Govt. Department Public Works dated Camp Coonoor, 25th August 1866 No. 122:-

1 I have the honor to report with reference to G.O. No. 1744 of 21st June that having ascertained from the Superintending Engineers of the 6th and 8th Divisions that they had no vacancies for Mr. Cabral, I resolved to displace the only member of my own Office Establishment in the enjoyment of a salary of Rs. 40 and re-instate him in his former position. My Manager addressed him accordingly to that effect on the 4th July. His reply most unnecessarily delayed till 20th July and most indefinite in terms, is forwarded for the information of Government.

3 Papers

2. My next proceeding was to have a list of all appointments of the value of Rs. 40 within the 7th Division drawn up and sent to Mr. Cabral on the 23d July, which, and his original reply of 7th August are also submitted. The Endorsements on the latter complete the series of papers, which I have the honor of submitting to Government, in proof of my having carried out their orders with the most perfect good faith towards the individual whose interests I am judged to have sacrificed to a family clique against him -

3 I now respectfully request the orders of Government as to the pay to be drawn for Mr. Cabral; more especially for the considerable interval between the 4th July and the 20th August, the respective dates whereon the offer of his appointment was made and its work entered on as the interests of the former incumbent of the Office are concerned in their decision

---

No. 42 Order thereon 3d September 1866 No. 2791

Establishment No. 4

1. The Government having in G.O. of the 28th May 1866 No. 1679, resolved, on special grounds, to give Mr. Cabral the option of returning to his former post from the date of his dismissal, now authorize the disbursement to that Individual of full salary from that date up to the period of his re-instatement, and they are also pleased to direct that Mr. Brito the Clerk who has been displaced by

Mr. Cabral shall likewise be allowed full salary up to the 20th August 1866

2. The Superintending Engineer should avail himself of an early opportunity for re-employing Mr. Brito.

3 The additional charge which the payments now ordered will involve, will be defrayed from savings under "Establishments"

(True Extract).
(Sigd) Charles A. Orr Colonel R.E.
Secretary to Govt.

To

The Supdg. Engineer 7th Division
Controller of Public Works Accounts

Mr Cabral

EXAMINER P. W. ACCOUNTS
No 67 ML
10 JUL 78
RNCA

In a No 258.

Copy of letter No 98 C.I. dated 26th November 1877 from the Examiner P. W. Accts. to the District Engineer Coimbatore.

31

In forwarding for recommendation the enclosed Preliminary application for pension received from District Engineer ~~Nellore~~ Malabar on behalf of Mr M. A. Cabral 1st writer of his office I have the honor to request that you will be good enough to state whether his services therein detailed from 1st May 1857 to 31st December 1871 can be verified from the records of your office.

2 Leave of every description (except casual) every period of suspension and other breaks in his service should be clearly stated.

3 I request that a copy of the office order under which Mr Cabral's services on the 31st December 1871 terminated and also of G. O. No 258 dated 18th September 1872 referred to in column 10 of the enclosed application may be forwarded to this Office for reference

(True Copy)

Alex Cattley

Superintendent Correspondence Branch

A.B. 27/9

L.J. 26-9

Statement of Particulars connected with the services of Mr. Michael Anthony Cabral attached to the of District Engineer Malabar:-

Date on which Applicant was born	Appointments	Pay	Acting allowance	Date of beginning of appointment	Date of end of appointment	Nature of leave	Leave		Explanation of each break in continuity of Service	How verified.
							Date of beginning of leave	Date of end of leave		
	Store Keeper Dist. Engineers office Coimbatore	30	"	16th May 1867.	30th June 1858					
	Do	40	"	1st July 1858	30th June 1863					
	Do Superintending Engineers office of th Division	50	"	1st July 1863	11th July 1864					
	Accountant Do	40	"	12th July 1864	* 28th Febry 1865					* The date is assumed from the Acquittance Roll
	Do Dismissed but reinstated under G.O. No: 1679 of 28th May 1866	"	"	1st March 1865	19th August 1866	Privilege leave	17th January 1870	15th Febry 1870	Vide the accompanying letter to the Examiner	From the Records of the District and Superintending Engineers' office
	Clerk to Keep Register in the Superintending Engineers office of th Division	40	"	20th Augt. 1866	31st December 1871	Sick leave	12th June 1871	21st June 1871		

Dist. Engineers office
Coimbatore 8th December 1877

A. Awdry. Captain R.E
Ag Dist. Engineer Coimbatore

Enclosure to a letter from
the Ag Distt Engineer
Coimbatore to the
Examiner of P.W. Accts
Madras No 104 C.I. of
8th December 1877

EXAMINER 11 DEC 77 P.W. ACCOUNTS

In C No 868

Statement of particulars
connected with the Services
of Mr M A Cabral

Keep with Genl No 153 C.I.
of 8-12-77

7th Division D.P.W.

Her Majesty's Government of India ——— Dr

	Rs a p
To amount of Gratuity due to Michael Anthony Cabral late Clerk to keep Registers on the Establishment of the Superintending Engineer 7th Division as per Proceedings of the Madras Government No 204 of 10th April 1872. — " Copy attached	480 .. ..

Rupees Four hundred
and eighty — only

Supg Engr's office
7th Division
Coimbatore
15th April 1872

(Signed) W. Farewell Lt Col S.C.
Ag Supg Engr 7th Division

Payable from the Huzzoor Treasury
at Coimbatore.

To,
The Accountant General at
Fort Saint George.

(True copy)
A. Awdry. Captain R.E.
Ag Distt Engr Coimbatore

EXAMINER
11 DEC 77
ENGG
P.W.A.

No. 106.

Petition from Mr. M. A. Cabral
Dated 9th August 1872.

A copy of the endorsement on Mr. Cabral's petition of the 29th May will be communicated to him through the Superintending Engineer 7th Division whose attention is called to the subject of reemploying Mr Cabral on the re-organization of the Department. Lieutt.-Colll. Farewell will inform Mr. Cabral that the endorsement above referred to was communicated direct to him on the 28th August 1872.

Ootacamund
16th September 1872

(Signed) G. W. Walker Col. R.E.
Chief Engr P. W. D.

(True copy)
A. Awdry, Captain R.E.
Ag. Distt. Engineer
Coimbatore

EXAMINER
No.
11 DEC 77
ENC.
P.W.A. ... ES

Lc No. 868

2954/18/9/72

Public Works Department

No. 258.

The opportunity will be taken in the Re-organization of the Public Works Department of employing Mr Cabral in one of the new offices for the period of time necessary to qualify him for Pension. During which he will be careful to refrain from any repetition of contumacious behaviour, such as would disqualify him for the same.

[illegible] September 1872.

(Signed) G. W. Walker Col. R.E.
Secretary to Government
P. W. D.

To,

Mr. M. A. Cabral
Coimbatore.

(True copy)
A. Awdry. Captain R.E.
Ag. Distt. Engr
Coimbatore

Ag. Distt. Engr Coimbatore

Enclosures to a letter
from the Ag Distt Engineer
Coimbatore to the
Examiner of PWAc
- Comts - No 104 c.i. of 8 Dec
1871

EXAMINER
11 DEC 71

In c No 88

Copies of correspondence
on the subject of Mr Cabral's
retirement -

Keep with T.W. No 153 C. I.
d/ 8 - 12 - 77.

43

No 157.

Superintending Engineer's Office,
7th Division.
Coimbatore 21st October 1871.

From. The Superintending Engineer,
7th Division.

To. The Accountant General.
Madras.

Sir.

In forwarding the accompanying Register of an application for Gratuity on behalf of Mr. M. A. Cabral. Clerk, to keep Registers in my office. I have the honor to inform you that his service has been computed up to 31st December next. on which date his Services will be dispensed with under the operation of the 55 Years order published at page 493 of the Fort Saint George Gazettee of 6th April 1869 and request that you will forward it on for the Early orders of Government -

I have &c. &c.

(Signed) J. Farewell. Lt. Colo. S. C.
Ag. Supg. Engr. 7th Division

(True copy)
A. Awdry, Captn RE
Ag. Distt. Engr Coimbatore

EXAMINER
No. [illegible]
11 DEC 77
ENCL
P.W. ACCOUNTS

Pension Department

Proceedings of the Madras Government
Read the following letters

From the Superintending Engr 7th Division
Dated 21st October 1871 No. 157

From the Ag. Accountant General.
Dated 12th February 1872 No. 612

Order thereon 10th April 1872. No. 204

Under sections 53 and 56 (a) of the Civil Pension Code, a Superannuation Gratuity of Rupees (480) four hundred and eighty or 12 month's pay is granted to Mr. Michael Anthony Cabral, late a Clerk to keep registers on the Establishment of the Superintending Engineer 7th Division, whose qualifying superior service amounts to 14 years. 4 months. 28 days.

(True Extract)
(Signed) C. A. Galton
Ag. Under Secretary

To,
The Superintending
Engr 7th Divn

(A True Copy)
(Signed) W. Farewell Lt. Col. S.C.
Ag. Supg. Engr 7th Division

(True copy) A. Autory Captain
Ag. Distt. Engr Coimbatore.

EXAMINER
No. [illegible]
11 DEC 77
ENG A
P.W.A.C.

In No 668

Keep with Ltr No 153 C.J
d/8-12-77.

No: 104 C.I.

Distt. Engineers office
Coimbatore 8th December 187

From,
The Ag District Engineer
Coimbatore

To,
The Examiner of
P.W. Accounts
Madras

Sir,

With reference to your letter No: 98 C.I dated 26th November 1877 and its enclosure (herewith returned) I have the honor to forward a Statement of Mr Cabral's services as borne out by the records of this office from which it will be seen that he served in this Department from 15th May 1857 to 28th February 1865; and that he was suspended from his employment from 1st March 1865 to 19th August 1866 and that the suspension was subsequently altered to dismissal from the same date, but Government in their Order No: 1679 of 28th May 1866, ordered the continuance of his service and payment of arrears of his salary from 1st March 1865 to 19th August 1866

which was

Enclosures 7.

* This date is assumed from the Acquittance Roll.

was disbursed to him under G O No: 2791 of 3rd September 1866 hence his services are continuous from 15th May 1857 to 31st December 1871.

2 The duration and description of the leaves granted to Mr Cabral during the above period are entered in the Statement.

3 A copy of the Superintending Engineers letter to the Accountant + General under which Mr Cabral's services terminated on the 31st December 1871, and a copy of G O No: 258 of 28th August 1872 are herewith forwarded.

+ No: 157 of 21st October 1871.

I have the honor to be
Sir
your most obedt servant
A. Awdry. Captain R E
Ag Distt Engineer of
Coimbatore

EXAMINER P. W. A.
No. 1532
11 DEC 77
ENCN 7

From
The Ag. District Engineer

To The Examiner of
P W Accounts
Madras

No. 104 CE
Dated 8th }
Recd } December 1877

Enclosures 7.

In No 568

Mr. M. A. Cabral
Forwards a statement of services of ________ as borne out by the records of the Distt. Engr's office Coimbatore with accompaniments

11|12

Copy of letter No. 173. M. L. dated 10th January 1878 from the Examiner P. W. Accts. to the District Engineer Malabar

5

With reference to your letter No. 77 of the 10th December 1877 I have the honor to inform you that with a view to correct the discrepancies in the detail of Mr. Cabral's services, certain papers have been applied for by this office from Government and that on their receipt of the service statement referred to in your letter under reply will be returned to you with the necessary remarks, it should be borne in mind that the retention of Mr Cabral's services are only sanctioned to the end of 1877 vide G. O. No. 437 W. dated 17th July 1877.

2. I request that you will be good enough to ascertain from the applicant and report to this office information on the following points

(i) The actual date (whether 1st or 15 May 1857) on which Mr. Cabral first entered the service.

(ii) Whether Mr Cabral drew the gratuity sanctioned in G. O. (Pensionary Department) No. 204 dated 18th April 1872. If so from what Treasury and whether such gratuity was refunded on re-employment.

B.

3 The form (Cor. Wks form No 48) applied for in your letter has not been printed as it is only intended to be used in the Head Office

(True Copy)

Superintendent Correspondence Branch

the No 668

A.R. 27/9

J.G. 26.9

1693
14/8/72
Col

To

His Excellency The Right Honorable Lord Hobart,
Governor in Council.
Ootacamund.

The Humble Petition of Michael Anthony Cabral, late English Clerk on the Establishment of the Superintending Engineer 7th Division.

Respectfully Sheweth,

That your Petitioner on approaching your Excellency again with reference to his Memorial of the 29th May last to which he has not as yet been favored with a reply, begs most respectfully to represent, that his present object is not to importune a speedy compliance with the request contained in the Memorial in question, but rather to adduce in support of it the benevolent Order which proceeded from your just Government under date the 15th July 1872 No 551. the said order having been issued since your Petitioner's Memorial has been submitted, Your Petitioner feels emboldened to state, that it has come so opportune and applicable to his unfortunate case, he feels assured that your Excellency will not fail to permit him coming under its scope.

That your Petitioner finally begs, that should there be any objection to his receiving a pension on the score of his not having completed the period of service qualifying him for the

same,

same, or any other technical objection, he begs most respectfully that he may be permitted to serve out the period wanting (Viz: 7 Months and 2 days) to entitle him to a one-third pension, or if that is not permiſsible the period of 7 Months and 2 days, which has already elapsed now by your Petitioner having been out of Employ from the 1st of January up to the end of last month, may be considered as leave having been granted to him under such sections of the Leave Code as will not debar him from receiving a pension in lieu of gratuity.-

Your Petitioner begs to add that he had enjoyed only one Month's privilege leave from the time of his entertainment in the Office from May 1857, excepting Casual and Sick leave occasionally for a few days which your Petitioner has had at times.-

And your Excellency's Petitioner shall Ever Pray.-

Coimbatore
9th August 1872.

M. A. Cabral.

H.D. 27/9

J.G.
26.9.

EXAMINED
No 52
17 APR 79
ENCA
P.W. ACCOUNTS

[illegible] No 668.

Recd 12th August/72

Transferred to the Chief Secretary to Government.
By order,
Private Secretary.
Aug. 10/72.

Petition Dept

A.R. 27/9

J.G. 26.9.

~~258~~ 28 Aug/72 ?

Government of Madras,
Public DEPARTMENT.
51

Petition No. 1693 of 1872.

From Mr Michael Anthony Cabral,

Occupation. late English Clerk on the Establishment of the Superintending Engineer 7th Divn residing

Village.

Talook. at

District. Coimbatore

Dated 9th
Received 14th } August 1872

Enclosures.

10 April /72 No. 204

Abstract.

Referring to his Petition of the 29th May last (X) to which he has not yet received a reply, states that the order of Govt. dated 15th July 1872 No. 551 is applicable to his case.

Prays that he may be allowed to serve 7 months & 2 days in order to complete the period of service qualifying him for 1/3 pension if there is any objection to his getting pension or that the said period may be considered as leave granted to him.

(X) not received in the Petn Dept.

[illegible] No 668.

Despd to G.O. 10 Septr/72 No. 16.

same

EXAMINER
No. 525W
17 APR 79
ENCa.
P.W. ACCOUNTS

Hd. 27/9

Copy of decision on Mr. Cabral's first Petition —

— No. 258.

The opportunity will be taken in the Reorganization of the Public Works Department of employing Mr. Cabral in one of the new Offices for the period of time necessary to qualify him for Pension. During which he will be careful to refrain from any repetition of contumacious behaviour, such as would disqualify him for the same

EXAMINER
No. 5288
17 APR 78
ENCS.
P.W. ACCOUNTS

same.

(Signed) G. W. Walker
Col R.E.
Secretary to Govt.
P.W. Dept.

In No. 668

25th Aug/72

recd 10 Septr/72 Dn. 16
J.V.H. 2/9

Memo: Book – No. 106

Petition from Mr M. A. Cabral d/ 9th Aug/72

A Copy of the endorsement on Mr Cabral's petition of the 29th May will be communicated to him through the Supy Engr 7th Dn, whose attention is called to the subject of re-employing Mr Cabral on the reorganization of the Dept. Lt Col: Farewell will inform Mr Cabral that the endorsement above referred to was communicated direct to him on the 28th August/72

GWW

16th Sept/72

EXAMINER
No 52 CW
17 APR 78
ENCA
P.W. ACCOUNTS

In c No 668

63

Fort Saint George,
15th 4 — 1878.

No. 1837.

MEMORANDUM.

The undersigned has the honor to forward the following documents to the Examiner ~~Engineer~~, P. W. Accounts with reference to his letter, No. 642k, dated 7 — 1 — 1878.

Orig Petition from Mr. M. Cabral 9th Augt 1872. with an Endt No 252 16-9-1872.

(By Order.)

Colonel,
Dy. Chief Engineer, D. P. W.

To

The Examiner of P. W. Accounts

EXAMINER P.W. ACCOUNTS
No. 523
17 APR 78
ENGG

From

The Dy. Chief Engineer,

D. P. W.,

To

The Examiner ~~Engineer,~~ of P.W. Accounts

Dated 15th April 1878.

Despd.

Recd.

No. 1837

ENCLOSURES. One.

In a No 668

17/4

Forwards documents noted within.

No. 89

Malabar District Engineers Office
Camp Luckedie 24th January 1878.

From,

The District Engineer
Malabar,

To,

The Examiner P. W. Accounts
Madras.

Sir,

Reference No. 173, dated 10th Instant

With reference to above, I have the honor to state that Mr. Cabral informs me that the date on which he first entered the Service is 15th May 1857 and that he received no gratuity sanctioned in G. O. No. 201, dated 10th April 1872.

2. Mr. Cabral ceased to do duty from 1st January 1878, as per G. O. No. 437 dated 17th July 1877, this circumstance I have already informed in my No. 81 dated 7th Instant.

3. If No. 48 is only intended to be used in the head Office, I request that form A. given in Page 69 of the Civil Pension Code, may be furnished with a view that application for pension in proper form may be forwarded to Govt.

I have &c.,
(Sigd) R. B. Kennedy Lt. Coll.
District Engr.
Malabar.

(True Copy)
W. B. Kennedy Lt. Col.
Dt. Engr. Malabar

EXAMINER
No 24.11
10 MAY 78
ENGG
P.W. ACCOUNTS

Sn a No 668.

Malabar Dt. Engrs. office
No. 13 Calicut 6th May 1878.-

To

The Examiner
Public Works Accounts
Madras

Sir,

Refce. No. 23 M. L. dated 1st Instant.

With reference to above, I have the honor to state that your No. 173 M. L. dated 10th January last was answered on the 24th January No 89. a Copy of which is herewith forwarded.-

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

Rt. W. Kenned Lt. Coll.
Dt. Engr. Malabar.

EXAMINER
No 26 In
10 MAY 78
ENCA
P.W. ACCOUNTS

Copy of letter No 87 M.L. dated 15th August 1878 from the Examiner P. W. Accts to the District Engineer Malabar.

69

In returning the enclosed pension application and service book of Mr M. A Cabral, late Clerk in the District Engineer's Office, the undersigned has the honor to request that the District Engineer will be good enough to make the necessary additions and alterations in the applicant's service book so that the entries therein may correspond with those made in the History of service of the pension application.

2 Leave of every description (except casual) during period of suspension and every other break of service should be noted in the service book in the manner required by Section 72 Rule 3 of the Civil Pension Code.

3. It is further requested that the descripti marks or complexion of the applicant may be entered against item 17 on the 1st page of the pension application and in column 8 in the enclosed service book.

4 The applicant's service book should be completed with the District Engineer's signature.

on

on the 3rd page provided for the same.

(True Copy)

Charles E. Clay

Superintendent Correspondence Branch

Ind No 668.

H.W.
27/9

J.G.
27 9

No. 59

Malabar Dt: Engr's Office
Calicut 3rd September 1878

From,

The District Engineer
Malabar

To,

The Examiner
P. W. Accounts
Madras

Sir,

With reference to your No. 87. M. L. dated 15th Instant, I have the honor to retransmit the application for pension and Service Regester of Mr. Cabral duly corrected as pointed out by you.

I have the honor to be
Sir,
Your Most obdt. Servt.

R. H. B. Kenney Lt Col

District Engineer, Malabar.

In No 668

No 100 / 5 SEP 78 / ENGA / N. ACCOUNTS

THE ENTRIES IN THESE COLUMNS ARE TO BE REATTESTED EVERY FIVE YEARS; EACH ATTESTATION SHOULD BE CAREFULLY RULED OFF THE DATE MAY BE CLEARLY SHOWN.

Name of Officer.	Caste or Race.	Residence.	Father's Name.	Father's Residence.	Date of birth.	Age. Years	Age. Ms.	Age. Days.	Exact Height. Feet.	Exact Height. In.	Personal marks for identification.	Date of Entry.	Signature of Officer.	Signature and designation of the head of the Office.
Michael Anthony Cabral.	East Indian.	Calicut.	Anthony Cabral.	Cannanore.	1814 May 15.	43.			5.	7.	Several holes on the right temple and lower part of the right eye. Complexion Dark brown.	1st May 1857.	M. A. Cabral.	W. H. Kerin Lt Colonel District Engineer Malabar.

73

1 Name of appointment.	2 Nature, i.e., whether substantive or acting, permanent or temporary.	3 Substantive appointment, if the new appointment be acting only.	4 Pay.	5 Acting allowance.	6 Date of appointment.	7 Signature of Officer.	8 Character of Officer. *No entry need be made in this Column except when there is any thing either good or bad to be recorded. Suspensions should be noted here when the order of suspension is passed.*	9 Signature & designation of immediate head of the Office.	10 Date of termination of appointment.	11 Reason of termination e.g., *transfer, promotion, return of permanent incumbent.*	12 Signature and designation of immediate head of the Office.
Store Keeper District Engineers Office Coimbatore.	Permanent.	"	40	"	15th ~~1st~~ May 1857 to 30th June 1863	M. A. Cabral.	A very steady & respectable man, writes well and keeps his own Accounts.	(Sign'd) P. M. Francis, Dist. Engineer Coimbatore Jackattalla, 4th May 1858.	30th June 1863	Promotion	
Store Keeper Supg. Engrs. Office 7th Division.	Permanent	"	50.	"	1st ~~11th~~ July 1863.		I believe he is a proper man I believe Mr. Cabral to be a steady willing, honest & well conducted man. But I regret to have to state that he does not keep his Accounts & Books so clearly as he should. I think he would be more useful where he would have less to do in the way of Accounts	(Sign'd) W. Fraser C.E. 31st Decr. 1858. (Sign'd) W. Fraser D.E. 29th December 1860.	11th July 1864	Transfer	
Accountant Supg. Engrs. Office 7th Division.	Permanent	"	40.	"	12th July 1864		A very steady honest worthy man not much of an Accountant – — Ditto — Do — Do —	(Sign'd) J. Goddard Captn. Dt. Engr. July 22. 1862 Coimbatore. (Sign'd) W. Farewell Captn. Ag. Dist. Engr. of Coimbatore Wellington, 21st Augt. 1862.	28th February 1865.	Transfer	
Clerk to keep Register Supg. Engrs. Office 7th Division.	Permanent.	"	40.	"	1st March 1865		Trust worthy & deligent with good Character No remarks. Mr. Cabral has not come personally under my notice since his last appointment in 1865. Suspended for insolence and insubordination from 5th March to 20th April 1871. Vide Ag. Supg. Engr. 7th Divn. No. 237 of 1st March 1871. Rt. B. Kennedy Lt. Col. Dt. Engr. Coimbatore Privilege Leave from 17th Jany. to 15th February 1870 and Sick Leave from 12th to 21st June 1871 vide Audit Register in the Examiner's office. Rt. B. Kennedy Lt. Col. Dt. Engineer Coimbatore	(Sig'd) C. Faber Col. M.E. Dist. Engr. Coimbatore Ootacamund, 1st June 1863. (Sig'd) G. W. Walker Col. M.E. Supg. Engr. 7th Division Coimbatore, 24th February 1870.	31st December 1871.	Transfer	

1 Name of appointment.	2 Nature, *i.e.*, whether substantive or acting, permanent or temporary.	3 Substantive appointment, if the new appointment be acting only.	4 Pay.	5 Acting allowance.	6 Date of appointment.	7 Signature of Officer.
Writer District Engr. Office, Malabar	Permanent	"	35		1st Decr 1872.	M. A. Cabral

8 Character of Officer. *No entry need be made in this Column except when there is any thing either good or bad to be recorded. Suspensions should be noted here when the order of suspension is passed.*	9 Signature & designation of immediate head of the Office.	10 Date of termination of appointment.	11 Reason of termination *e.g., transfer, promotion, return of permanent incumbent.*	12 Signature and designation of immediate head of the Office.
Out of Employment from 1st January to 30th November 1872 as Mr. Cabral was to be pensioned under the operation of 55 year's order, but he was re-entertained on 1st Decr 1872, as per order No. 258 of 18th Sept 1872 from the Secy to Govt. P.W.D. R. St. G. Kenny Lt. Col. Dt. Engr. Malabar				
A steady good Clerk H. Hailey Capt. A.D.E.				
A steady good Man of long Service, deserving of Consideration J D Smith Offg Dist. Engineer Malabar 20th Jany 1876				
Privilege leave for 3 months from 26th October 1876 to 25th January 1877. R. St. G. Kenny Lt. Col. Dt. Engineer Malabar		31st December 1877	Retired on Pension being above 60 years of age. Vide G.O. No. 437 dated 17th July 1877.	R. St. G. Kenny Lt. Col. District Engineer Malabar

1	2	3	4	5	6	7	8	9	10	11	12
Name of appointment.	Nature, *i.e.*, whether substantive or acting, permanent or temporary.	Substantive appointment, if the new appointment be acting only.	Pay.	Acting allowance.	Date of appointment.	Signature of Officer.	Character of Officer. *No entry need be made in this Column except when there is any thing either good or bad to be recorded. Suspensions should be noted here when the order of suspension is passed.*	Signature & designation of immediate head of the Office.	Date of termination of appointment.	Reason of termination *e.g.*, *transfer*, *promotion*, *return of permanent incumbent.*	Signature and designation of immediate head of the Office.

No 108
6 9 9
ENO

EXAMINER
No 26
10 JUL 78
ENCA
P. W. ACCOUNTS

SERVICE BOOK
OF

Name. M. A. Cabral
Caste or Race. East Indian
Residence. Calicut
Father's, Name. J. Cabral
Father's, Residence. Cannanore
Date of birth. 15th May 1814.

In No 668

No 220
81

D
D

FROM THE EXAMINER P. W. ACCOUNTS,
MADRAS.

TO THE SECRETARY TO GOVERNMENT,
PENSION DEPARTMENT.

THROUGH THE ACCOUNTANT GENERAL,
MADRAS.

NO. 247 PO CHEPAK, ~~26TH.~~ 25. SEPTEMBER 1878.

SIR,

I HAVE THE HONOR TO FORWARD, HEREWITH, FOR THE ORDERS OF GOVERNMENT AN APPLICATION FOR A SUPERANNUATION PENSION ON BEHALF OF MR. M. A. CABRAL LATE WRITER IN THE DISTRICT ENGINEER'S OFFICE, MALABAR.

THE FOLLOWING PAPERS ACCOMPANY THE APPLICATION.

I. SERVICE BOOK
I. MEMORIAL
I. COPY OF LETTER FROM THIS OFFICE TO DISTRICT ENGINEER, COIMBATORE, NO. 98. C. I. DATED 26TH. NOVEMBER 1877.
I. LETTER IN ORIGINAL WITH ENCLOSURES FROM DISTRICT ENGINEER, COIMBATORE, NO. 104. C. I. DATED 8TH. DECEMBER 1877.
I. COPY OF LETTER TO DISTRICT ENGINEER, MALABAR, NO. 173. M. L. DATED 10TH. JANUARY 1878.
I. ORIGINAL LETTER FROM CHIEF ENGINEER, PW. DEPARTMENT WITH ENCLOSURES NO. 1837. DATED 15TH. APRIL 1878.
I. ORIGINAL LETTER FROM DISTRICT ENGINEER, MALABAR, NO. 13. DATED 6TH. MAY 1878.
I. COPY OF LETTER FROM THIS OFFICE NO. 87. M. L. DATED 15TH. AUGUST 1878.
I. ORIGINAL LETTER FROM DISTRICT ENGINEER, MALABAR, NO. 59. DATED 3RD. SEPTEMBER 1878.

I HAVE THE HONOR TO BE,

SIR,

YOUR MOST OBEDIENT SERVANT.

L Conway-Gordon

EXAMINER P.W. ACCOUNTS AND MAJOR R.E.

ACCT: GEN'S OFFICE
REC: 30·9·78

24/9

Pension 1878 Deptt

No. 667.

FROM THE EXAMINER, P. W. ACCOUNTS,

MADRAS.

TO THE SECY. TO GOVT.,
PENSION DEPT.

THRO' THE ACCOUNTANT GENERAL,

MADRAS.

NO. 247 P

DATED 26th SEPTEMBER 1878.

RECD. 12th Octr

ENCLOS. 10 with accompts

FORWARDING FOR THE ORDERS OF GOVT. AN APPLICATION FOR SUPERANNUATION PENSION ON BEHALF OF MR. M. A. CABRAL LATE WRITER IN THE DISTRICT ENGINEER'S OFFICE MALABAR.

O. No. 483

85

[P. Wks. Form No. 446.]

Application for * Pension.

1. Name of applicant. Mr. Michael Anthony Cabral

2. Father's name. Mr. Anthony Cabral.

3. Sect or caste. East Indian.

4. Residence. Calicut.

5. Present or last employment, including name of establishment. Writer Dt. Engrs. Office Malabar.

6. Date of beginning of service ... ... 15th May 1857.

7. Date of ending of service ... ... 31st December 1877.

	Y.	M.	D.
8. Length of service including breaks	20	7	~~16~~ 7
of which superior	19	6	~~21~~
inferior	"	"	"
non-qualifying and breaks	1	"	26

9. Class of * Pension applied for, and cause of application † Superannuation Vide G. O. No. 437 Wd/17th July 1877.

10. (Average) emoluments or pay for the last 5 years ... Rupees 35.

11. Proposed pension ... ... One-third Viz Rs. 11-10-8.

12. Proposed gratuity ... ... Nil

13. Date from which to commence ... ... 1st January 1878.

14. Place of payment ... ... Coimbatore

15. Date of applicant's birth by Christian era ‡ ... 15th May 1814.

16. Height ... ... 5 Feet 7 Inches.

17. Marks. Face Pock marks. Several moles on the right temple and lower part of the right eye. Complexion Dark brown.

18. Date of application ... ... 1st January 1878.

Wm. B. [illegible] Lt. Colonel.
District Engineer, Malabar.
Signature of Head of Office.

---

* Here enter 'Pension' or 'Gratuity'

† 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.

History of the Service (showing breaks) of Mr. Michael Anthony Cabral

Establishment.	Appointment.	Pay.	Acting allowance.	Date of beginning.	Date of ending.	Period reckoned as service.	Period not reckoned as service.	Remarks.	How verified.	Remarks by Examiner, P. W. Accounts.
District Engineer's Office at Coimbatore	Store Keeper	40	-	15th May 1857	30th June 1863	6 1 16			By Service Register and by the Examiner P.W. Accounts.	The applicant's services for the period from 15th May 1857 to 31st December 1877 have been duly verified from the records of the District Engineer Coimbatore and those of this office. From the audit Registers on record in this office, it is observed that the applicant was under suspension from 1st March 1865 to 19th August 1866 and subsequently changed to dismissal, but this dismissal was again cancelled and the disbursement of the arrears of full pay for the whole period authorized under G.O. Nos. 1679 and 2791 dated 28th May and 3d. September 1866 respectively. The applicant's services were dispensed with on the 31st December 1871 under the operation of the 55 years order published at page 493 of the Fort St. George Gazette of the 6th April 1869, and he was recommended for a gratuity of Rs 480/ equal to 12 months pay which was sanctioned in G.O. Pension Department No. 204 dated 10th April 1872; but which the applicant is reported, however, not to have received. The applicant was subsequently re-employed as writer in the Office of the District Engineer Malabar, on the reorganization of the Division on the 1st December 1872. L. Conway-Gordon Examiner P.W. Accts: & Major R.E. SMS 27/9. HW 27/9
Superintending Engineer's Office 7th Division at Coimbatore	Store Keeper	50	"	1st July 1863	11th July 1864	1 " 11				
Do. Do.	Accountant	40	"	12th July 1864	28th February 1865	- 7 20				
Do. Do.	Clerk to keep Register	40	"	1st March 1865	4th March 1871	6 " 4				
Under Suspension	"	"		5th March 1871	20th April 1871	" " "	" 1 16	As shewn in the Audit Registers maintained in Examiner's Office		
Superintending Engineer's Office 7th Division Coimbatore	Clerk to keep Register	40	"	21st April 1871	11th June 1871	" 1 21				
Sick Leave	"	"		12th June 1871	21st June 1871	- - -	- - 10	Vide Examiner's remarks		
Superintending Engineer's Office 7th Division Coimbatore	Clerk to keep Register	40	-	22nd June 1871	31st December 1871	- 6 9				
Out of employment	-	-		1st January 1872	30th November 1872	" " "	" 11 "	Mr. Cabral was out of employment from 1st January 1872 to 30th November 1872 as he was to be pensioned under the operation of 55 years Order, but he was re-entertained on 1st December 1872 as		
Superior Service carried over						14 5 20	1 " 26			

[Inner Sheet.]

History of the Service (showing breaks) of Mr. Michael Anthony Cabral

(Contd.)

Establishment.	Appointment.	Pay.	Acting allowance.	Date of beginning.	Date of ending.	Period reckoned as service.	Period not reckoned as service.	Remarks.	How verified.	Remarks by Examiner, P. W. Accounts.
	Superior	Service		Brought Over		11 5 20	1 0 26	as per Order No. 258 dated 18th September 1872 from Secretary to Government D. P. W.		
District Engineer's Office Malabar	1st Writer	35	-	1st December 1872	31st December 1877	5 1 -				
	Total period of Superior Service					19 6 20	1 0 26			

Remarks by Head of Office.

1. As to character and past conduct of applicant. Steady

2. Explanation of any suspension or degradation.

I. Mr. Cabral was Store keeper in Coimbatore District Engineer's Office on Rs. 40 per mensem when the Superintending Engineer's System was introduced, he was in July 1863 promoted to Store Keeper on Rs. 50 a month from which he was in July 1864 reduced to Accountant on Rs. 40 on account of inefficiency as stated by the Superintending Engineer 7th Division in his letter to Govt. No. 355 dated 30th April 1866

II. Suspended from 1st March 1865 to 19th August 1866. His suspension was altered into dismissal which has been cancelled and full pay disbursed as per G. O. No. 1679 dated 28th May 1866 and G. O. No. 2791 dated 3rd September 1866.

III. Suspended from 5th March to 20th April 1871 for irritating and insolent conduct towards Manager of late Superintending Engineer's Office 7th Division

3. Explanation regarding any gratuity or pension already received by applicant, See Chapter XX. ... ... * Nil

4. Explanation under Section 50, Rule 1, so far as the Head of the Office can give it ... ... † Nil

5. Any other remarks. A Memorial addressed to His Grace the Governor in Council is herewith forwarded the representation

Rt. W. Kennedy
Lt. Colonel.
District Engineer, Malabar.
Signature of Head of Office.

---

* If the Applicant has received any gratuity or pension, here state the amount of gratuity or pension granted, and the authority under which sanctioned, and whether on re-employment the gratuity has or has not been refunded and the pension ceased to be drawn.

† If the applicant is recommended for a pension or gratuity as compensation for abolition of office, state here for what reasons it was found impossible to provide other suitable employment for the applicant and whether by the abolition of the appointment, a real saving to Government in respect to the cost of the abolished appointment has been produced. Vide Rules 1 and 5, Section 50 of the Civil Pension Code.

89

Certificate and Report of Examiner, Public Works Accounts.

No. A.
R.

Certified that qualifying service in superior grade has been duly proved for 19 years 6 months and 21 days and that a superannuation pension not exceeding Rs 11-10-8 is admissible under section 60 of the Civil Pension Code. The calculations have been duly verified.

The applicant's memorial praying that his pension may be calculated on his original salary of Rs 50/ is herewith forwarded. Section 51 of the Civil Pension Code referred to by the applicant does not appear to apply to his case.

L. Conway-Gordon.

Examiner P. W. Accts: & Major R.E.
5135
27/9

H.C.
27/9

No. A.D.J.
96

(Countersigned)

J. Donald
Offg Dy Accountt General

Fort Saint George
Acctt Genl's Office
12th October '78

No 5 9 8 ENG
EXAMINER No 10 JUL 79 ENGR

Pension 1878 No 668

Application for pension or gratuity. Pension

Date of application ...	1st January 1878.
L 23 Name of applicant ...	Mr. Michael Anthony Cabral.
Last appointment ...	1st Writer District Engineers Office Malabar.
Class of pension or gratuity ...	Pension
Amount of pension sanctioned ...	
Amount of gratuity sanctioned ...	Nil.
Date of commencement ...	1st January 1878.
Date of sanction ...	

Vide order No 483

Pension Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

READ the following ~~letter~~ papers

From the District Engineer Malabar dated 1st January 1878

— " — Examiner of Public Works Accounts dated 27th Sept 78 No. 247 P.

— " — Offg Dy Accountant General dated 12th October 1878 No. A.D.J. 96.

Order thereon 25th October 1878 No. 483.

Under Sections 56, 59 (b) & 60 of the Civil Pension Code (2nd Edition) His Grace the Governor in Council is pleased to grant to Mr. Michael Anthony Cabral late Writer District Engineers Office Malabar a superannuation pension of Rs (11-10-8) Eleven annas ten and pies eight per mensem in considera:tion of his qualifying superior service of 19 yrs 6 months and 21 days — payab payable at Coimbatore from the 1st January 1878.—

2. The applicant's request that his pension may be calculated on a salary which he ceased to draw so far back as the 11th July ~~[illegible]~~/64 is wholly inadmissible

Sd

Note) This man drew 50 Rs from the 1st July [illegible] [illegible] he was reduced to 40 Rupee post for inefficiency On the 1st March /65 he was suspended & subsequently dismissed but was reinstated by order of Govt. The Petr. considers he should have been reinstated in a 50 Rupee post but the Govt. did not interfere with his reduction in /64 & his reemployment in a 40 rupee post was specially reported & approved. Finally under the 55 year rule he was removed & granted a gratuity in 70 but to enable him to get a pension he was reemployed in 72 in a 35 Rupee post & having now served for a pension it has under the rules to be calculated on the 35 Rupees ~~which he~~ he has been drawing for the last [illegible] years but it is only by indulgence that he was reemployed & enabled to [illegible] [illegible]

To the Accountant General with Regr
—"— Examiner of Public Works Accounts
—"— District Engineer Malabar
—"— Collector of Coimbatore
&c.

Dispd 5/11/78

15-3-06 J

Govt. of {1878} Madras.

F. No. 1155 of 82

Pension

To The Accountant Genl.

&c. &c. &c.

Dated } 25th } October 1878, No. 483
Recd. }

Nos. 483

Granting a Superannuation pension of Rs 11-10-8 per mensem to Mr. Michael Anthony Cubral late 1st Writer District Engineer's Office Malabar.–