M.R.O. 1—77,006—8-6-37.

(1) Number of pages

(2) Date of repair

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No. 501 ~~Press~~/Mis.

Dated 20-8-1879.

Not to be folded or roughly handled

Ex. 156/1879

N 260

Calicut 3rd April 1879.

D

From

H. Wigram Esq
Offg. District Judge of
South Malabar. Calicut

To

The Accountant General
Madras.

1. Fakir Mahomed. Nazir
2. E. G. Kotathur Supr. [illegible]
Record Keeper
3. M. Koru Menon. 8th Gomastah.

Sir,

I have the honor to retransmit the applications for pension & gratuities on behalf of the persons noted in the margin, which were received back with your letters dated the 27th & 29th March last Nos. 90 & 102.

I have the honor to be
Sir
Your most obedient Servant
H Wigram
Offg District Judge

Accountant General's Office
Recd 7 4 18 9
Ansd

Ex. Rod

See No. 635

APPLICATION FOR {PENSION ~~GRATUITY~~.

(2)

1. Name of Applicant. Fakir Mahomed

2. Father's name. Mahomed Meeran

3. Sect or Caste. Mahomedan - Mussilman

4. Residence. Calicut

5. Present ~~or last~~ employment. Nazir, District Court Calicut

6. Date of beginning of service 24th February 1838

7. Date of end of service 31st March 1879

	Y.	M.	D.
8. Length of service including breaks	41	1	5
of which superior	18	1	"
inferior	23	"	5
non-qualifying and breaks			"

9. Class of {pension ~~gratuity~~} applied for, and cause of application* ... Superannuation Pension - Old age

10. [Average] emoluments or pay. Rs A. P 70 - " - "

11. Proposed pension. 23 - 5 - 4 or 35 - " - "

12. ~~Proposed gratuity~~.

13. Date from which to commence. 1st April 1879

14. Place of payment. Calicut

15. Age of Applicant on this date. (5 Jany 1820) 59 - 2 - 29

79-4-3

16. Height. Five feet Eight inches

20-1-4

17. Marks. A large mole above the right eye brow - a few small ones near the right temple & another small one on the left cheek.

18. Date. 14th March 1879 3rd April 1879

Wigram

SIGNATURE OF THE HEAD OF OFFICE.

* 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.

HISTORY OF THE SERVICE (SHOWING BREAKS) OF Fakir Mahammed -

Establishment.	Appointment.	Pay. RS.	Pay. A.	Pay. P.	Acting allowance. RS.	Date of beginning.	Date of end.	Period reckoned as service. Y.	Period reckoned as service. M.	Period reckoned as service. D.	Period not reckoned as service. Y.	Period not reckoned as service. M.	Period not reckoned as service. D.	Remarks.	How verified.	Remarks by Accountant-General.
Zillah Court - Calicut	Ag Duffadar	10	8	"	"	24th February 1838	28th February 1839	1	"	5					Verified by the records of this Court	This period of service does not Count for pension being Service rendered in Inferior grades
Ditto	Duffadar	10	8	"	"	1st March 1839	15th September 1843	4	6	15						
Civil Court Calicut	Ditto	10	"	"	"	16th September 1843	28th February 1861	17	5	15						Verified from the records of the District Court Calicut and the Verification Confirmed partly by the Annual returns and partly by the audit Registers on record in this office
Ditto	Nazir	45	"	"		1st March 1861	23rd September 1868	7	6	23						
Ditto	Ditto	70	"	"		24th September 1868	31st March 1879	10	6	7						
Total period of {superior / inferior} service...						....		18 23	1 "	" 5						

REMARKS BY HEAD OF OFFICE.

1. As to character and past conduct of Applicant. Conduct uniformly meritorious. Was selected by Mr Cook on account of his trustworthiness for the important post of Nazir which he has discharged to the satisfaction of his superiors for 18 years without a days' leave.

2. Explanation of any suspension or degradation. — " —

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

4. Explanation under Section ~~47~~ 50, Rule 1, so far as the Head of the Office can give it. — " —

5. Any other remarks. Although the applicant's service as Duffadar is under the Rules inferior service an exception might perhaps be made in his favor. He has served the Govt faithfully for more than 40 years and a recognition of his services by a grant of a pension of 35 Rupees for the few remaining years of his life would be especially gratifying both to him and to the community which he represents.

H. Wigram
SIGNATURE.
Offg: District Judge

CERTIFICATE AND REPORT OF ACCOUNTANT-GENERAL.

No ADJ/234 CERTIFIED that (~~subject to the remarks below recorded~~) qualifying service in {~~inferior~~ / superior} grades has been duly proved for 18 years and 1 months ______ days; and that a Superannuation {pension / ~~gratuity~~} equal to one third of the applicant's average emoluments not exceeding Rs. 23-5-4 per mensem, is admissible under Sections 65.68(b) + 70 of the Civil Pension Code, 4 Edition. The calculations have been duly verified.

In his remarks opposite to No 5 on the 3 page of the Register of application the District Judge proposes that in recognition of the applicant's faithful Services extending over a period of 40 years, he be granted a pension of Rs 36 equal to one half of his pay viewing as a Special Case, the applicant's Inferior Services as Duffadar as Superior. Should Government be pleased to accept the proposition and grant to the applicant a pension higher than that of Rs 23-5-4 it is respectfully pointed out that such Concession will need the Confirmation of the Government of India

H. Chapman
Offg Asst to Accountant-General.
for Accountant General

Fort Saint George
Account Genls Office
17th July 1879

To The Secretary to Government
Pension Department

Pension 1879 Rept
No 635.

Enc 6

APPLICATION FOR Pension ~~or Gratuity~~—

Date of application. 14th March 1879.

Name of Applicant. Fakir Mahomed

Last appointment. Nazir District Court Calicut

Class of pension ~~or gratuity~~ Superannuation Pension

Amount of pension sanctioned.

Amount of gratuity sanctioned.

Date of commencement.

Date of sanction.

With order 501.

1405 31.3.79

No. A. D. K. / 90 Application on or after 1st April 79

To be returned with ~~reply on reverse.~~

AUDIT DEPARTMENT.

Fort Saint George,
Accountant General's Office,
27th March 1879.

FROM THE ACCOUNTANT GENERAL, MADRAS,

TO THE Offg. Dt. Judge South Malabar Calicut

VIDE *your Application for* Pension *on behalf of* Fakir Mahammad Nazir District Court Calicut received with your letter No. 128/1879 dated 14 Instant

THE undersigned has the honor to return the said application and to state that with reference to the concluding sentence of rule 1 Section 73 of the Civil Pension Code it should not be forwarded to this Office earlier than the date of the applicant's retirement

Chapman
Offg. Asst. to the Acctt. Genl.

[illegible]
[illegible]
[illegible]
5/62

[illegible] No. 835

PUBLIC DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following letter from H. D. COOK, Esq., Civil Judge of Calicut; to T. PYCROFT, Esq., Chief Secretary to Government, Judicial Department, Fort Saint George, dated 1st November 1861, No. 435.

In reference to the Notification of the next Uncovenanted Civil Service Examination in the Government Gazette of the 22nd ultimo, and the last paragraph of the Circular Proceedings* of the Sadr Court, dated 25th January last, I have the honor to submit for the consideration of His Excellency the Governor in Council the following circumstances shewing the impracticability of the present Officiating Munsifs in this District passing the examination owing in the first place to want of all the necessary Law Books in the Vernacular and in the next want of time for preparation, as both the mind and time of a Munsif in this District are always and entirely occupied by their very onerous duties.

2. These Munsifs are men who have been long in the Judicial Department, well trained by experience and practice for the duties they perform, in the discharge of which ever since their appointment, I have had no fault to find, on the contrary they have my unqualified approbation.

3. Most of them entertain an innate diffidence to join the examination, being of the old school; and having never studied the Law of Evidence systematically, it is more than probable that they will be unable to answer the legal queries sent from Madras, which are adapted to the attainments of men fresh from legal studies. Their great experience and practice qualify them to appreciate evidence far more correctly than any student, however great his attainments, who has had no practical experience.

4. I therefore solicit His Excellency the Governor in Council will be pleased to exempt the Munsifs in the accompanying list from examination as they have neither time nor opportunity to prepare for such an ordeal. Indeed their long service in the Judicial line and their great attainments as practical men are of far too much value to Government to run the risk of losing their services by a failure in an examination on subjects which, when they entered the service, were not required or thought of, and as they cannot while holding their present arduous posts have time to prepare, I am of opinion that as regards men of their standing the present system of examination should not be made applicable and they should be generally exempted from such tests.

5. With reference to the Notification in the Official Gazette, dated 9th October 1860, page 671, I also beg to solicit the sanction of Government to permit me to confirm Fakeer Mahomed, the present Acting Nazir of this Court, in his present post without calling upon him to undergo the examination prescribed for the Uncovenanted Service. He is an old servant of more than 30 years' standing and has long been as Duffadar of the Court distinguished for his zeal and general ability. On one occasion he displayed great courage and discretion in the apprehension of a European Gentleman who had shot a Native and who was determined not to allow himself to be apprehended and was going about armed in a frenzied state. The Duffadar volunteered (when others refused) to go out on the hazardous duty, and for this act of courage the then Civil Judge† promised to promote him. No opportunity then occurred, but a vacancy in the Office of Nazir having taken place about 9 months ago, I nominated him to act and in the discharge of the duties of that Office he has given me great satisfaction. He is an excellent executive Officer and except to this Office I have no other means of rewarding his long service. When he entered the Service no examination was necessary and it will be hard to bar his promotion merely because he is unable to pass the literary test required.

---

* *"On the appearance of the usual Notice in the Gazette, fixing the date of the next Uncovenanted Service Examination, District Munsifs, conditionally appointed, are to make application to the Board of Examiners to provide for their being examined in the Law test prescribed for the First Standard, Judicial Department."*

† *Mr. H. Morris.*

Statement of services of the Five Acting District Munsifs in the Zillah of Calicut.

		Years.	Months.	Days.
Mr. J. M. D'Rozario, Acting District Munsif of Kacherri...	Former service...... ...	25	8	19
	As Munsif...	2	9	11
		28	6	...
Vallikat Shangara Menon, Acting District Munsif of Nedunganad... ...	Former service... ...	22	4	20
	As Munsif... ...	4	3	3
		26	7	23
Assen Ali Sahib, Acting Disirict Munsif of Velliengode...	Former service... ...	23	9	2
	As Mufti Sadr Amin.	...	6	...
	As Munsif... ...	...	6	...
		24	9	2
Palapurah Ramen Menon, Acting District Munsif of Patambi...	Former service... ...	20	9	14
	As Munsif... ...	1	9	2
		22	6	16
S. C. Arnachellum Moodeliar, Acting District Munsif of Ernad...	Former service... ...	10	...	4
	As Munsif... ...	2	6	3
		12	6	7

Civil Court, Calicut,
1st *November* 1861.

(Signed) H. D. COOK,
Civil Judge.

ORDER THEREON, 20th November 1861, No. 1,546.

The Government see no reason for exempting from examination the Officiating District Munsifs in the Calicut more than in any other Zillah. Nor can they sanction the proposed exemption of Fakir Mahomed now Acting as Nazir of the Court at Calicut.

(True Extract.)

Chief Secretary.

To the Suder Court.
„ Civil Judge, Calicut.

Exd. F. Cartledge.

27.2.79

To

H. Wigram, Esquire,
District Judge
Calicut.

6

The humble petition of Fakir Mahomed the Nazir of the District Cour Calicut.

Most respectfully sheweth,

That as Petitioner's post is to be abolished in the beginning of the next official year he will have to retire from the service.

That although his Service extends over a period of 41 years he is not entitled to full pension as his superior service i only 18 years. That one-third pension (namel Rs 23 & odd) to which he is entitled will hardly suffice to maintain himself and his large family.

That Petitioner was first entertained as a Duffadar on Rs 10-8-.. in the late Zillah Court on 24th February 1838 and when that Court was abolished and the Civil Court constituted Petitioner's pay was reduced to Rs 10.

Had it not been for this reduction in his salary for which he is not to blame; he should have had superi service of 41 years and would thus hav been entitled to full pension namely Rs 35.

During the whole term of his service he has not enjoyed any leave whatever. Nor was he ever found fault with or subjected to any sort of punishment.

Under Section 67 of the Civil Pension Code (revised edition) the case of such persons who were promoted from an inferior to a superior grade as a reward for meritorious service will be specially considered by the Government of India. Petitioner therefore begs leave to submit that his is a case of this description. In March 1861 Petitioner was appointed as Nazir by the then Civil Judge Mr Cook, taking into consideration his meritorious service namely his having volunteered (when others had refused) to go and apprehend a European gentleman who had shot a native at a place called Kallikunu a hill situated in an isolated island about 12 miles from this place, and who was determined not to allow himself to be apprehended and was going about armed. He accordingly set out on this hazardous task with a small body of peons (4 in number) and succeeded in capturing the gentleman at a great personal risk. All

this

this is fully set forth in Mr Cook's letter to Government dated the 1st November 1861 No 34 and is embodied in the Proceedings of Government Public Department dated the 20th November 1861 No 1546.

Petitioner therefore prays th your honour will be pleased to take a the foregoing circumstances into considera and recommend him to full pension namely Rupees 35 as a special case under the above quoted section for which act of benevolence Petitioner shall as in duty bound ever pray.

Calicut 25th February
1879

30/5/79

13.6.79 27

No. A. D. K. / 219

8

To be returned with reply on reverse.

AUDIT DEPARTMENT.

Fort Saint George,
Accountant General's Office,
27th May 1879.

FROM THE ACCOUNTANT GENERAL, MADRAS,

TO THE District Judge of South Malabar

VIDE your Application for Pension on behalf of Fakir Muhammad (Fakir Mahomed) late Nazir District Court Calicut

THE undersigned has the honor to enquire, whether District Judge would have retained the applicant in service had it not been for the reduction of the Court Establishment, if so, why the instructions contained in Rules 1 and 6 of Section 59 of the Civil Pension Code 4th Edition, have not been attended to when removing the applicant on reduction, and if not, why applicant's inefficiency for further service has not been certified as required in Rule 3 of Section 65 of the Civil Pension Code 4th Edition

Chapman
Offg. Asstt. to Accnt. Genl
for Accountt. Genl

D-6267/79

No. 518

D

The post of Nazir having been abolished a superannuation pension was applied for on behalf of Fakir Mahomed. He is nearly 60 years of age and would in any case have been retired before the end of the year.

[illegible]
Offg. Dist. Judge

District Court
Calicut
3d July 1879

ACCOUNTANT GENERAL'S OFFICE
5 JUL 79
MADRAS

Enc. No. 135

9

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.
Fakir Mahomed	Mahommedan Mussulman	Calicut	Mahomed Meeran	Baicul	5th January 1820	54	2	18	5	8	A large mole above the right eye brow, a few small ones near the right temple & another small one on the left cheek	23d March 1874	[illegible]	[illegible]

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.
Duffadar Zilla Court Calicut	Acting	"	10-8--	"	24th Feby 1838	
Duffadar Zilla Court Calicut	Substantive	"	10-8--	"	1st March 1839 24th Feby 1838	
Duffadar Civil Court Calicut	Do	"	10---		16th Septr 1843	
Nazir Ditto	Do		45---		1st March 1861	
Nazir Ditto	Do		70---		24th Septr 1868	

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.

I have known this Officer for many years during his whole period of Service. He has had no punishment or reprimand, but on the contrary has marks of approbation recorded of him specially by Mr Morris. It was in consequence of his long service that I made him Nazir & he conducts the duties of that post to the best of his abilities

(Signed) H. D. Cook
Civil Judge

Has always discharged his duties to my satisfaction.

(Signed) C. R. Pelly
Feby: 19/70.

The Nazir has done his work to my satisfaction though his ignorance in reading & writing is much against his general efficiency

Octr. 3d - 1870 (Signed) F. C. Carr

Well fitted for the post he occupies or for any post in which a trustwo[illegible] person is wanted.

7th October 1875. Signed/ A. J. Stuart
Ag. District Judge

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.
Wigram Offg. District & Sessions Judge	28th Feby 1839	Confirmation	Offg. District & Sessions Judge
	15th Septr 1843	Transfer	
	28th Feby 1861	Promotion	
	23d Septr 1868	Increase of pay	Wigram Offg. District & Sessions Judge
	31st March 1879	Reduction of the Establishment & old age.	

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.

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.

SERVICE BOOK

OF

Name.	Fakir Mahomed
Caste or Race.	Mahomedan. Mussulman
Residence.	Calicut
FATHER'S. Name.	Mahomed Meeran
FATHER'S. Residence.	Baciel
Date of birth.	5th January 1820.

C. A. No. 235.
C. No. 501.

B

PENSION DEPARTMENT.

Proceedings of the Madras Government.

READ the following papers :—

From the District Judge of South Malabar dated 3d April 1879
" Astt Accountant-General, dated 17th July 1879 No. A 191/234

ORDER THEREON, 20th Augt /79 No. 501.

Under Sections ~~15 and~~ 68 (b) and 70 of the Civil Pension Code (3rd Edition), His Grace the Governor in Council is pleased to grant to Fakir Mahomed late Nazir, District Court Calicut South Malabar District a superannuation pension —— of Rupees (23- 5- 4) Twenty three Annas five Pies four per mensem in consideration of his qualifying superior Service of eighteen years, and one months ~~and —— days.~~ payable from the 1st April 1879.

2. The Govt. regret that they are unable to ~~[illegible]~~ treat the applicant's case in a special manner.

To the Accountant-General, with Register.
" District Judge, South Malabar
" Collector of Malabar.
" [illegible]

Note. The Dist. Judge suggests that his inferior service should be treated as superior because he has served faithfully but this Govt. can do nothing of the kind. He required 7 years more superior service to qualify for a higher pension.

Despd 20-8-79.

Pension to Fakeer
Mahomed late Nazir
Distt Court Calicut

Govt. of {1879} Madras.

PENSION.

To

The Accountant-General,

&c., &c., &c.

Dated 20th August 1879

Despd. " " "

G. O., 20 Aug/79 No. 501

Granting a superannuation pension of Rs 23-5-4 to Fakir Mahomed late Nazir District Court Calicut South — Malabar District

c 9/8
r 11/8