M.R.O. 1—77,006—8-6-37.

(1) Number of pages 36

(2) Date of repair 3-9-81

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Pension **DEPARTMENT.**

G.O. No. 506 Pen ~~Press~~ / Mis.

Dated 20-8- 1879.

Not to be folded or roughly handled

3-9-81

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

20th August 1879, No. 506.

Pension.

Read the following papers :—

From the Acting District and Session Judge of North Malabar, dated 1st April 1879.
,, the Assistant Accountant-General, dated 27th June 1879, No. A.D.J.—195.
,, the Acting District Judge of North Malabar, dated 23rd June 1879, No. 199.

ORDER THEREON, 20th August 1879, No. 506.

Under Sections 65, 68 (*b*), and 70 of the Civil Pension Code (3rd Edition), His Grace the Governor in Council is pleased to grant to Poyapreth Rairothe Krishnen Nair, late Civil Record-keeper, District and Session Court of North 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, eleven months, and eleven days, payable from the 1st April 1879.

2. The applicant will be informed, with reference to his request for a higher pension on the ground of his low paid service having been performed in the capacity of a clerk, that the Government of India have declined* to sanction clerks in Munsifs' Courts on salaries not exceeding 10 rupees being ranked as superior servants.

(True Extract.)

Under Secy. to Govt.

To the Accountant-General, with Register.
,, District and Session Judge of North Malabar.
,, Collector of Malabar.

Exd. J. Wright.

---

* See in G.O., 23rd November 1874, No. 681.

Govt. of 1879 Madras.

PENSION.

To

THE ACCOUNTANT-GENERAL,

&c., &c., &c.

Dated August, 20th.

Issued

Recd. *Encl.*

G.O., 20th August 1879, No. 506.

AUGUST.

Pension.—Granting a superannuation pension of Rupees 11-10-8 per mensem to P. R. Krishnen Nair, late Civil Record-keeper, District and Session Court of North Malabar.

APPLICATION FOR {PENSION. ~~GRATUITY~~.

1. Name of Applicant. Poyapreth Rairothe Krishnen Nair.

2. Father's name. Vayananjerry Kellapen Nair.

3. Sect or Caste. Hindu - Sudra.

4. Residence. Tellicherry.

5. Present or last employment, including name of establishment. } Civil Record Keeper, District and Session Court of North Malabar.

6. Date of beginning service. 26th August 1837.

7. Date of end* of service. 31st March 1879.

8. Length of service including breaks ... ... Y. 41 — M. 7 — D. 6

of which superior ... ... ~~19 — 11 — 13~~ 20 — 1 — 20

inferior ... ... ~~— 7 — 25~~ 21 — 5 — 18

non-qualifying and breaks ... ... " — " — "

9. Class of {pension / gratuity} applied for, and cause of application* ... C. Superannuation pension. the applicant having attained the age of 58 years.

10. [Average] emoluments or pay. Rs 35 per month.

11. Proposed pension. Rs 11 - 10 - 8 or one-third of his pay.

12. Proposed gratuity. — " —

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

14. Place of payment. Kotteyom Talug Treasury, through the Collector of Malabar.

15. ~~Age~~ Date of Applicant's birth ~~on this date~~ by Christian era. } 15th April 1821.

16. Height. 5 feet - 6 inches.

17. Marks. 2 black marks / on each side of the chest and two black warts near the left eye.

18. Date. ~~20th March~~ 7th April 1879.

* 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.

Ag. District & Session Judge.

SIGNATURE OF THE HEAD OF OFFICE.

HISTORY OF THE SERVICE (SHOWING BREAKS) OF Poyapreth Rairothe Krishnen Nair

Establishment.	Appointment.	Pay. RS.	Pay. A.	Pay. P.	Acting allowance. RS.	Date of beginning.	Date of end.	Period reckoned as Service. Y.	M.	D.	Period not reckoned as Service. Y.	M.	D.	Remarks.	How verified.	Remarks by Accountant-General.
District Munsif's Court Kavai	6th Gomastah	4	"	"	"	26th August 1837	2nd July 1840	"	"	"	2	10.	7.			This period of service does not count for Pension being service rendered in inferior grades verified from the records of the Office of the District Court of North Malabar and the verification confirmed partly by the annual Returns and partly from the audit registers on Record in this Office
Do Tellicherry	6th Do	4	"	"	"	3rd July 1840	31st January 1854	"	"	"	13	6.	29		By the records of this Court.	
Do Do	5th Do	5	"	"	"	1st February 1854	22nd September 1855.	"	"	"	1	7	22.			
Do Do	4th Do	6	"	"	"	23rd September 1855.	30 November 1857	"	"	"	2	2	8.			
Do Do	4th Do	6	8	"	"	1st December 1857	29th March 1858	"	"	"	"	3	29			
Do Do	3rd Do	7	"	"	"	30th March 1858	5th May 1858	"	"	"	"	1	6.			
Principal Sadr Amin's Court Do	Ag 4th Do	10	8	"	"	6th May 1858	12th July 1858	"	~~"~~	~~7~~	"	2	7	Moiety from 6th to 31st May and full pay from 1st June to 12th July.	By the records of the Sub Court North Malabar.	
Munsif's Court Do	3rd Do	7	"	"	"	13th July 1858	30th March 1859	"	"	"	"	8.	18.			
Do Do	Head Do	12	"	"	"	31st March 1859	31st August 1862	3	5	"	"	"	"		By the records of this Court.	
Do Do	Do Do	20	"	"	"	1st September 1862	29th February 1864	1	6	"	"	"	"			
Munsif's Court Do	Head Gomastah	On Sick Leave				1st March 1864	19th March 1864	"	"	"	"	"	19.			
		20	"	"	"	20th March 1864	6th January 1868	3	9.	18.	"	"	"			
Civil Court Do	Ag Jewabnavis	28	"	"	"	7th January 1868	21st January 1868	"	"	15	"	"	"			
Munsif's Court Do	Head Gomastah	20	"	"	"	22nd January 1868	31st July 1871	3	6.	10.	"	"	"			
Civil Court Do	Civil Record Keeper	35	"	"	"	1st August 1871	31st March 1879	7	8	"	"	"	"			
Total period of {superior ~~inferior~~} service								20 19	1 11	20 [illegible]	21	~~5~~ 7	~~18~~ 25			

REMARKS BY HEAD OF OFFICE.

1. As to character and past conduct of Applicant. Good

2. Explanation of any suspension or degradation. None

3. Regarding any gratuity or pension already received by Applicant. See Chapter XX. None

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

5. Any other remarks. Inefficient owing to age

Woodroffe
Ag District & Sessions Judge
SIGNATURE.

No. A D J
195

CERTIFICATE AND REPORT OF ACCOUNTANT GENERAL.

Certified that ~~(subject to the remarks below recorded)~~ qualifying service in {~~inferior~~ superior} grades has been duly proved for 19 years 11 months and 11 days; and that a superannuation {pension ~~gratuity~~} not exceeding Rs. 11-10-8 per mensem equal to one third of the applicant's average emoluments is admissible under Sections 65, 68 & 70 of the Civil Pension Code 4th Edition. The calculations have been duly verified.

Fort Saint George
Accountt. Genl's Office
27th June 1879

Chapman
Offg Asst. Acct. Accountant General.
for Acct. Genl

To the Under Secretary to Govt.
Pension Departt.

Pension 1879 Septr
No 550

Application for {Pension ~~or~~ ~~Gratuity~~—

Encl 3.

Date of application. 27th June 1879

Name of Applicant. P. R. Krishnen Nair

Last Appointment. Civil Record Keeper District and Sessions Court N. Malabar

Class of {pension or gratuity

Amount of pension sanctioned

Amount of gratuity sanctioned.

Date of commencement.

Date of sanction.

With order 506

Recd 18.6.79

To.

S. T. McCarthy Esqr.
Acting District, and Sessions Judge
North Malabar.

The humble Petition of Poyipreth Raioth Kunhi Krishnan Nair late Civil Record Keeper of the District Court of North Malabar

Respectfully Sheweth,

That in obedience to the Courts Memo: No 185 dated 11th Instant calling upon him to submit a fresh petition as to his grievances, Petitioner humbly begs to represent the following facts in the sanguine hopes of his grievances being redressed.

2. That Petitioner was entertained in the Public service on the 26th August 1837, and from that date up to 30th March 1859 he served as a Gumastah in both the District Munsifs' Courts of Kavaye and Tellicherry, that from 31st March 1859 he held the responsible post of Head Gumastah in the District Munsifs Court of Tellicherry, that when the Civil Record Keeper's post in the District Court fell vacant the District Judge J. W. Reid Esqr. of long standing in, and much experienced with all the affairs of North Malabar, appointed Petitioner to the said post on the 1st August 1871 in consideration of his faithful long service and unblemished character, disregarding the preferential claims of other officials in the same Court, who then drew higher salaries than Petitioner, that ever since he discharged the onerous

duties

duties of that office honestly and faithfully, without any blame being attached to him, up to 31st March 1879.

3. That while in the expectations of enjoying the increase long aspired for upon the reorganization of the Judicial Establishments, Petitioner was, to his keen misfortune, when this arrangement came into force, compelled to retire by the late Acting District Judge F. H. Woodroffe Esq. on the score of his being unacquainted with English, but this objection has been over-ruled by the High Court Proceedings dated 4th April 1879 No. 607, which distinctly declared that the disability in question would not apply to the Officials at the time being on the Establishment, and following this principle the Sub Judge at this station retained the same Record-keeper Ananda Kurrup, unacquainted with English, in the said post.

4. That tho' section 56 of the Civil Pension Code enjoins the retirement of uncovenanted servants attaining the age of 55 years, still there is much relaxation conceded by the subsequent Orders of the Government of India and other rulings quoted as footnotes to that section, all of which clearly tend to show that compulsory retirements at that age are undesirable and not contemplated by that section,

but

but that Heads of Offices ought to apply that section with much discretion so as not to prejudice the interest of the individual concerned or to allow the finances of the state to suffer, and may recommend the retention up to 60 years, while Petitioner has ~~only~~ attained the age of 58 years only.

5. That such being the case, Petitioner who has not been subjected to any Medical Examination as to his fitness or otherwise for further public service should be forced to retire is a matter of great grievance; but on the contrary the testimonials granted by his immediate superiors as to his character and the manner in which he has hitherto conducted his duties all go to show that Petitioner is still competent to hold on his appointment not being in any way incapacitated by either mental or bodily infirmity, which fact, if necessary, can be easily ascertained if Petitioner be placed before a Medical Officer, but Petitioner is quite confident that he can still hold on his appointment and discharge the duties of his office satisfactorily.

6. That as Petitioner's post as Record-Keeper has not been abolished and the necessity of being acquainted with English has been removed by the aforesaid High Court Proceedings, it is but just and fair that he should have been appointed to the same post,

not

not being in any way physically or mentally incapacitated.

7. That further, Petitioner's service in the inferior grade had all along been in the capacity of a clerk, and not as menial servant; but unfortunately at that time the pay was such as could be reckoned only below, while at present it will be counted towards pension grade.

8. That it was with no small difficulty and anxiety of mind that Petitioner has throughout the whole career of his continuous service of 41 years and 7 months endeavoured to maintain his character and reputation in the discharge of his public duties without any slur or stain which in itself is a highly commendable circumstance.

9. That under the foregoing circumstances Petitioner humbly craves that your Honor will be pleased, taking also all the facts embodied in the Petition to Government and its accompaniments, to reinstate Petitioner in his post of Record-Keeper or if this is not feasible, to recommend to Government treating his case as a Special one for the grant of a pension equal to one-half of his salary, viz Rupees 35, for which act of justice and benevolence, Petitioner will as in duty bound

Ever Pray

18th June 1879
Tellicherry

429
430

No. A. D. K. / 98

15

AUDIT DEPARTMENT. To be returned with ~~reply on reverse.~~ Applications

Fort Saint George,
Accountant General's Office,
28th March 1879.

HW 31-3-79

FROM THE ACCOUNTANT GENERAL, MADRAS,

TO THE Ag. District and Sessions Judge
of North Malabar

VIDE your Applications for Pension on behalf of P. R. Krishnen Nair and Felix Edward de Cruz received with your letter No. 123 dated 20 March 1879.

THE undersigned has the honor to return the applications and to State with reference to the concluding Sentence of rule 1. Section 73 of the Civil Pension Code they Should not be forwarded earlier than the date of the applicants' retirement.

Chapman
Offg: Asstt to the Actt General

In a/c No 550.

19

25 report

7/6

Recd 29-5-79

No. A. D. K. / 212

To be returned with reply on reverse."

17

AUDIT DEPARTMENT.

Fort Saint George,
Accountant General's Office,
26th May 1879.

FROM THE ACCOUNTANT GENERAL, MADRAS,

TO THE District and Session Judge
North Malabar

VIDE *your Application for* Pension *on behalf of* P. R. Krishnen Nair late Civil Record Keeper, District and Session Court of North Malabar

THE undersigned has the honor to enquire why

1. Applicant's service as acting 4th Gumastah on Rs 10-8-0 from 6th May to 12th July 1858 has been reckoned as qualifying when he was not confirmed in it and when the pay of his immediate substantive appointment was only Rupees 7-0-0 per mensem

2. in the Register of application herewith returned P.R. are given as the initials of the applicant whereas in the Annual Returns and Audit Registers on record in this Office P.C. and P.K. are shown.

Offg. Asstt. to Accountt. Genl
for Accountt. Genl

No. 177

Reply

1. Service of Applicant from 6th May to 12th July 1858 entered as qualifying has now been altered into non-qualifying service.

2. The Applicant is also called "Poyapreth Rairothe Cunhi (or Kunhi) Krishnen Nair" hence the difference in the initials.

District & Sessions Court
North Malabar
Tellicherry 10th June 1879

Ag. District & Sessions Judge

In C No. 557.

Poyapreth Rairothe Krishnen Nair

Civil Record Keeper

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.
Poyapreth Rairothe Krishnen Nair.	Hindu. Sudra.	Tellicherry.	Vayananjerry Kellapen Nair.	Tellicherry.	5th Medom 996 15th April 1821.	52	6	9	5	5¼	2 black marks, 1 on each side of the chest and two black warts near the left eye.	24th October 1873 ~~26th August 1837~~		Reid Ag District Judge
					15th April 1821	On 20th March 1879. 57.	11	6	5	6	2 black marks, 1 on each side of the chest and two black warts near the left eye.			Ag: District Judge

/4

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.
6th Gomastah, District Munsif's Court of Coorg.	Permanent.	"	4-"-"	"	26 Augt. 1857.	
6th Do. Do. Do. Tellicherry	Do.	"	4-"-"	"	3rd July 1840	
5th Do. Do. Do. Do.	Do.	"	5-"-"	"	1st Feby 1854.	
4th Do. Do. Do. Do.	Do.	"	6-"-"	"	23rd Septr 1855-	
4th Do. Do. Do. Do.	Do.	"	6-8-"	"	1st ~~10~~ Decr. 1857.	
3rd Do. Do. Do. Do.	Do.	"	7-"-"	"	30th March 1858.	
4th Do. in Principal Sadr Amin's Court, Tellicherry.	Acting.	3rd Gomastah, Munsif's Court, Tellicherry.	10-8-"	on moiety	6th May 1858.	
3 Do. in Munsif's Court, Tellicherry.	Permanent.	"	7-"-"	"	13 July 1858.	
Head Gomastah in Do. Do.	Do.	"	12-"-"	"	31st March 1859.	
Do. Do. Do. Do.	Do.	"	20-"-"	"	1st Septr. 1862	
Jewabnavis, Civil Court, Tellicherry	Acting.	Head Gomastah in Munsif's Court, Tellicherry.	28-"-"	on moiety	7 Jany. 1868.	
Head Gomastah, Munsif's Court Tellicherry.	Permanent.	"	20-"-"	"	22nd Jany. 1868.	
Civil Record Keeper in Civil Court, Tellicherry.	Permanent.	"	35-"-"	"	1st August 1871.	

Sick leave from 1st March to 19th March 1864

Ag. Dist. Judge

8 Reference to any recorded punishment or censure or reward or praise of the 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.~~	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.
		2nd July 1840	Transfer. ~~Promotion.~~	
		31 January 1854-	Promotion.	
		22nd Septr./55	Do.	
		30th November ~~17 Decr~~ 1857	Do.	
		29 March 1858-	Do.	
		5th May 1858.	Transfer.	
		12th July 1858	Return of permanent incumbent.	
		30th March 1859--	Promotion.	
		31st August 1862.	Increase of ~~[illegible]~~ salary.	
		6th January 1868-	Transfer.	
		21 January 1868-	Return of permanent incumbent.	
		31 July 1871.	Promotion.	District Judge
		31st March 1879	Retired	Ag. Dist. Judge

[illegible]
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[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.	8 Reference to any recorded punishment or censure or reward or praise of the 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.*~~	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.
							[illegible] [illegible] [illegible] [illegible] Papapuratm Krishnen Nair has served as a Gomastah under me in the Tellicherry Munsif's Court from 1st September 1852 to 30th April 1858 and as an acting Gomastah in the Principal Sadr Amin's Court from 6th May to 12th July following. During this interval he has discharged his duties to my entire satisfaction. He is an able, zealous & trustworthy public servant. Tellicherry 13th July 1858. (Signed) J. P. Pereira, Princ. Sadr Amin.				Ag. District Judge

8 Reference to any recorded punishment or censure or reward or praise of the 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.~~	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.
The bearer Poyaprata Krishnen Nair was the 3rd Gomastah of the Tellicherry Munsif's Court when I took charge of it in July 1858. He was appointed Head Gomastah on the 31st March 1859, which situation he held up to 1st August 1871, when he vacated it for a better post in the Civil Court. He discharged his several duties to my entire satisfaction & I had every reason to be pleased with his conduct. Tellicherry, 4th March 1873. (Signed) J. J. D'Rozario Munsif. An old deserving servant brought a good character with him, and has given satisfaction – Tellicherry 8th April 1873. Signed J. W. Reid District Judge A good man for the post. – Oct 24. 1873 Always produces his records quickly [illegible] A. D. J. 18. 8. 76.	Wm Logan A. D. J.			

Ag. District Judge

In c No 350.

SERVICE BOOK
OF

Name. Poyapreth Kairstha Krishnan Nair.
Caste or Race. Hindu Sudra.
Residence. Tellicherry.
FATHER'S Name. Vayanajery Kellaparam Nair.
FATHER'S Residence. Tellicherry.
Date of birth. 5th Medom 996
15th April 1821.

No 199.

Tellicherry 23rd June 1879.

29

From,

S. T. McCarthy Esqre,
Ag District Judge of
North Malabar.

To,

C. G. Master Esqre,
Ag Chief Secretary to Government,
Judicial Department,
Ootacamund.

Sir,

With reference to the Government docket No 760 and 830 dated 11th ultimo transferring to this Court an application presented by Poyapreth Kunhi Krishna Nair, late Civil Record-Keeper of this Court, I have the honor to submit for consideration and orders of Government a fresh Petition put in by him on the 18th instant, and to state that it appears from the records that Mr Woodroffe the late Ag District Judge in carrying out the scheme for the revision of the Establishment of this Court, found Petitioner admissible to superannuation pension. He accordingly submitted his application for pension for one third of his pay vizt Rs 11-10-8 on the

the 1st April to the Accountant General-

The petition from Government is also herewith returned-

I have the honor to be,

Sir,

Your most obedient servant-

J McCarthy

Ag. District Judge

N.S.C.
1st Clerk

Pension 1879. Department

From, No. 524

The Ag. District Judge of North Malabar

To,

The Ag. Chief Secretary to Government, Judicial Department, Ootacamund.

Dated 23rd June 1879.
Received 30 20 June 1879.

No. 199.

Submitting a fresh petition presented by the late Record-Keeper of this Court for consideration and orders of Government.

O.No. 506

31

PENSION DEPARTMENT.

Proceedings of the Madras Government.

READ the following papers :—

From the Ag. District and Session Judge of North Malabar dated 1st April 1879.
" Actg. Accountant-General, dated 27th June 1879 No. A.O.I. 195
" Ag. Distt. Judge of North Malabar dated 23rd June 79 No. 199

ORDER THEREON, 20th ~~July~~ Augt. 1879 No. 506.

Under Sections 65, ~~and~~ 68(b) & 70 of the Civil Pension Code (3rd Edition), His Grace the Governor in Council is pleased to grant to Soyapreth Rairothe Krishnen Nair late Civil Record Keeper, District and Session Court of North 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, eleven months and eleven — days. payable from the 1st April 1879.

2. The applicant will be informed, with refce. to his request for a higher pension on the ground of his low paid service having been performed in the capacity of a clerk, that

To the Accountant-General, with Register.
" Distt. & Session Judge of North Malabar
" Collector of Malabar.
" T.M.G.

8 copies

the Govr. of India
have + declined
to [illegible] sanction
clerks in Munsiffs
Courts on salaries
not exceeding
ten rupees
being ranked
as Superior
servants.

+ See in f.O.
23 Nov 74 No: 60.

18/7

Despd. 20-8-79

Pension to P. Krishna
Nair late Record Keeper
Distt Court N. Malabar

Govt. of {1879} Madras.

PENSION.

To

The Accountant-General,

&c., &c., &c.

Dated 20th August 1879

Despd. " " "

R

G. O. 20th Aug 1879 No. 506.

Granting a Superannuation pension of Rs 11-10-8 per mensem to P. R. Krishnen Nair late Civil Record Keeper District and Sessions Court of North Malabar.

c 18/7
r 29/7