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MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	216	Press ~~Mis.~~
Dated	3-5-	1879.

Not to be folded or roughly handled

18

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

8th May 1879, No. 216.

Pension.

Read again—

Proceedings of Government, Pension Department, dated 23rd October 1878, No. 474.

Read also the following papers:—

Official Memorandum from the Under Secretary to Government, Pension Department, to the Accountant-General, dated Ootacamund, 28th October 1878, No. 24.

In forwarding the enclosed application for a pension to Abdul Khader, late first-class Constable, No. 13, of Kistna District, the undersigned is directed to request that the Accountant-General will call on the District Judge, Kistna, to state his reasons for considering the applicant's long service in the Jail Department to have been on a temporary establishment, and will submit the reply with his own views thereon. In the mean time the applicant will be granted the pension to which he is entitled for his Police service.

(By Order.)

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

From L. C. PROBYN, Esq., Accountant-General, to the Secretary to Government, Pension Department, dated Fort St. George, 19th December 1878, No. J.A.E.—77.

Audit Department.

With reference to the official memorandum, No. 24, dated 28th October 1878, from the Under Secretary to Government, directing this office to call on the District Judge, Kistna, to state his reasons for considering the services of one Abdool Khader in the Jail Department of that district (extending over a period of seventeen years) to have been on a temporary establishment, I have the honor to forward herewith copy of my reference to that officer and of his reply thereto, from the latter of which it will be seen that the applicant's name was always borne as a member of an establishment called "Temporary," which was sanctioned by Government purely for the purpose of guarding convicts at work outside the jail. It is apparent from these facts that the applicant did not during his service in the Jail Department hold a substantive office on a permanent establishment, and therefore fulfil the second condition for qualifying service, as required by Chapter V of the Civil Pension Code.

2. In these circumstances, I am of opinion that the applicant's services in the Jail Department cannot be considered as qualifying for pension or gratuity.

ENCLOSURE No. 1.

From W. DONALD, Esq., Officiating Deputy Accountant-General, to the District Judge of Kistna, dated Fort St. George, 12th November 1878, No. J.A.E.—60.

Audit Department.

With reference to your letter, No. 179, dated the 11th September last, to the Superintendent of Police, Kistna, recorded in the Proceedings of Government, No. 474, dated the 23rd ultimo,

Pension Department, I have the honor to inquire, for the information of Government, what are your reasons for considering the applicant's long service in the Jail Department, extending over a period of seventeen years, to have been on a Temporary establishment, and whether there are any orders of Government declaring that services rendered in the establishment of the Kistna Jail should be considered as such and therefore not qualifying for pension. If there are any I beg that you will forward to this office a copy thereof, together with any other information you deem proper, in support of the views expressed in your letter referred to above.

ENCLOSURE No. 2.

From J. KELSALL, Esq., Acting District Judge, Kistna, to the Accountant-General, dated Masulipatam, 11th December 1878, No. 227.

In reply to your letter, No. 60, of November 12, 1878, I have the honor to state that formerly there appears to have been a fixed Jail guard and a temporary or extra Jail guard (see paragraphs 292 and 295 of the Civil Auditor's Manual by James Lyons, Madras, 1857). The fixed guard looked after the prisoners within the walls, and the temporary peons guarded the prisoners working outside.

2. Separate lists were always kept, and this applicant was always on the establishment called "Temporary," though virtually the tenure of the appointment was almost as secure as one on the "Fixed Guard."

3. As remarked in my former letter, I am not aware whether service of this description qualified for pension or not. I can find no rules about it. I have inquired about other peons similarly situated, and cannot find that any have applied for pension. I have therefore no precedent by which to be guided.

ORDER THEREON, 8th May 1879, No. 216.

Recorded.

(True Extract.)

LORNE A. CAMPBELL,
Under Secy. to Govt.

1 No. 24 38 Pension Department
Official Memorandum 18

In forwarding the enclosed application for a pension to Abdul Khader late Class Constable No. 13 of Kistna District the undersigned is directed to request that the Acct. Genl. will call on the District Judge, Kistna to state his reasons for considering the applicant's long service in the Jail Department to have been on a temporary establishment and will submit the reply with his own views thereon. In the meantime the applicant will be granted the pension to which he is entitled for his Police service.

(By order)

Signed/ L. A. Campbell

Copied & forwarded
28 October 1878

Under Secretary

To The Acct. General

Audit DEPARTMENT.

No. *116*
77

Fort Saint George,
Accountant General's Office,
19th December 1878.

FROM THE ACCOUNTANT GENERAL
TO THE GOVERNMENT OF MADRAS,

To THE *Secretary to Government*
Pension Department

SIR,

With reference to the Official Memo-
randum N^o 24 dated 28th October 1878 from the
Under Secretary to Government directing this
Office to call on the District Judge Krishna
to state his reasons for considering the services
of one Abdul Khader, in the Jail Depart-
ment of that District (extending over a period
of 17 years) to have been on a Temporary Estab-
lishment, I have the honor to forward herewith
Copy of my reference to that Officer and of his
reply thereto, from the latter of which it will
be seen that the applicant's name was always
borne as a member of an Establishment called
"Temporary" which was sanctioned by Govern-
ment purely for the purpose of guarding Con-
victs at work outside the Jail. It is ap-
parent from these facts that the applicant
did not, during his service in the Jail
Department, hold a substantive Office on a per-
manent Establishment, and therefore fulfil
the 2^d Condition for Qualifying Service as required

by

by Chapter V of the Civil Pension Code.

2. In these circumstances I am of opinion that the applicant's services in the Jail Department cannot be considered as qualifying for Pension or Gratuity.

I have the honor to be

Sir

Your obedient servant

W. H. W. H.

Accountant General

CBP

3 Audit Dept.

No. 118
60

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Fort. Saint George
Audit General's Office
12th November 1878

From the Accountant

To the Govt. of Madras

To The District Judge
Tristram

Sir

With reference to your letter No. 179 dated the 11th September last to the Superintendent of Police Tristram recorded in the Proceedings of Government No. 474 dated the 23rd ultimo Pen. Dept. I have the honor to enquire for the information of Government, what are your reasons for considering the applicant's long service in the Jail Dept., extending over a period of 17 years, to have been on a Temporary Establishment, and whether there are any orders of Government declaring that services rendered in the Establishment of the Tristram Jail, should be considered as such and therefore not qualifying for pension. If there are any I beg that you will forward to this office a copy thereof together with any other information you deem proper in support of the views expressed in your letter referred to above.

(True Copy)

I have the honor to be
Yr.

Appt. Audit General

(Signed) W. Donald
Offr. Dy. Audit General

12
No 227 980 Dist Court Thistua
Masulipatam
11th December 1878

From
The Dy District Judge
Thistua

To
The Accountant General
Madras

Sir
In reply to your letter No 60 of
November 12. 1878. I have the honor to
state that formerly there appears to
have been a fixed Jail Guard and
a temporary or extra Jail Guard.
(See paras 292 and 295 of the Civil Auditors
Manual by James Lyons Madras 1857).
The fixed Guard looked after the
prisoners within the walls and the
temporary ones guarded the prisoners
working outside.

2. Separate lists were always kept
and this applicant was always on
the establishment called "Temporary"
though virtually the tenure of the
appointment was almost as secure as
one on the "Fixed Guard"

3. As remarked in my former letter
I am not aware whether service of this
description qualified for pension or not.
I can find no rules about it. I have
enquired about other persons similarly
situated and cannot find that
any have applied for pension.
I have therefore no precedent by
which to be guided.

I have the honor to be
Sir

(True Copy.)

(Signed) J. Wilson

J. Wilson

Attest: Attest General

Ans: 23rd October 1878
N^o 474

Pension 847

To Pension 1879 DEPARTMENT,
ACCT. GENL'S OFFICE, MADRAS.
No. $\frac{118}{77}$

FROM
THE ACCOUNTANT GENERAL, MADRAS,
To Secretary, to Government
Pension Ref^d

N^o 2.

Dated 19th Oct 78
Recd. } No. of answer.
Ans. 23

Subject.

Reporting that services
of Abdul Rehman Kundan in
the Jail Ref^d of Nishan
Kutubt cannot be considered
as qualifying for Pension
as gratuity is being drawn
of $\text{Rs } 19 \text{ Rs } 10 \text{ p } 10$ per month
of $\text{Rs } 19 \text{ Rs } 10 \text{ p } 10$ per month
N^o 2.