M.R.O. 1—77,006—2-6-37.

(1) Number of pages 1–17

(2) Date of repair

(3) Initials of the Referencer G

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No. 634 Press/Mis.

Dated 27-9-1879.

Not to be folded or roughly handled

K.V.

1071

TO

HIS GRACE

THE DUKE OF BUCKINGHAM AND CHANDOS,

Governor in Council of

Fort St. George

OTACAMUND.

The humble Memorial of Keshava Kamathy, late Sheristadar of the Kottayam Taluk, Malabar District.

Most Respectfully Sheweth,

That Your Grace's Memorialist takes the liberty to respectfully submit his pitiable case for your Grace's kind and favorable consideration humbly hoping that your grace will graciously condescend to redress the bitter grievance into which himself and family have been plunged.

2. That your Grace's memorialist has, without sufficient cause, been brought under the operation of the rule regarding the retirement of public servants of 55 years of age and in accordance therewith was compelled to retire on the 5th Instant, as per order of Mr. W. Logan, Collector of Malabar conveyed in the Acting Sub Collector's order dated 25th April 1879, No. 706, translation of which is herewith submitted.

3. That in 1877, the then Acting Sub Collector Mr. Buick recommended the retention of Memorialist in the public service for 3 years from 1st April 1877 to 31st March 1880, thoroughly convinced of Memorialist's physical and mental fitness to continue in service. Last year too, that officer in his usual report to the Collector again adverted to Memorialist's efficiency for the discharge of his duties. Besides, only a short time before the issue of the order compelling Memorialist to retire, the Deputy Tahsildar in charge of the Taluk had brought to the notice of Mr. E. N. Overbury, the Acting Sub Collector the real desirability of retaining Memorialist in the service on the ground of his continued efficiency, mental as well as physical, for active service of all kinds. This recommendation is based on the opinion recorded by the permanent Tahsildar just before availing himself of the privilege leave recently granted to him. These facts, Memorialist begs to state, will be perceived by the order issued by Mr. Buick on the 11th May 1877 and the report of the Deputy Tahsildar to the Acting Sub Collector Mr. Overbury, dated 28th March 1879, No. 681 (Translations herewith submitted).

4 That Memorialist was born on the 16th April 1823 will be evident from the service book which is kept in the Huzur office and that he completed his 56th year on the 16th April last and that at this age to retire from the service while he is labouring under no physical or mental disability is indeed a matter of grievance encumbared as he is with a large family solely dependant on his scanty pay of Rs 60 per mensem.

5. That it was on the eve of his departure to England on furlough that Mr. Logan ordered Memorialist's retirement, among other old servants merely on the score of his having completed his 56th year without at all taking into consideration his fitness for future service. Memorialist has always discharged public duties diligently and satisfactorily—facts which will be patent from the accompanying copies of Endorsements granted by the above officer himself and by Mr. G. A. Ballard while he was the Collector of this District.

6. That under the circumstances briefly stated above, Memorialist most respectfully begs to state that the Ruling of the Government of India annexed below is equitably applicable to his case.

"As some misapprehension appears to exist on the subject of the rule re-"
"garding the compulsory retirement of Uncovenanted officers after the age of 55"
"years, His Honor the President in Council thinks it desirable to state that not only"
"does Section 56 of the Civil Pension Code not require the compulsory retirement"
"of any efficient officer of whatever age, but that, though the section authorises the"
"local authorities, at their discretion, to presume that an officer is inefficient, at 55"
"years of age, conditionally and at 60 years of age, absolutely yet, the whole"
"tenor of the rules is that such presumption should be exercised with careful con-"
"sideration both for the individual who would suffer by being deprived of his ap-"
"pointment while capable of discharging its duties, and for the finances of the coun-"
"try which would suffer, were officers still efficient, prematurely thrown on the"
"pension list—(Government of India, Revenue Department, No. 31 F. dated 3rd"
"September 1877.)

7. That Memorialist petitioned to the Acting Sub Collector on the 10th Instant but regrets that as yet he has received no reply.

8. That under all the foregoing circumstances, Memorialist has been compelled to submit this appeal through the Collector for the kind and favourable consideration of Your Grace with humble prayers that he may be ordered to be reinstated in his post until he attains the age of 60 years or until such time as he is capable of discharging public duties.

For which act of justice and benevolence Memorialist will as in duty bound

Ever Pray

CALICUT

26th May 1879

KESHAVA KAMATHY,
late Sheristadar,
Kottayam Taluk.

Translation of an order from E. N. Overbury Esq., Acting Sub-Collector of Malabar to the Tahsildar of Kottayam dated 25th April 1879, No. 706.

Keshava Kamatty Sheristedar of your Taluk having completed his 55th year he has been directed to retire from the service and Ondan Raman, Local Fund Head Clerk, Huzur appointed in his stead. Until he joins his appointment Keshava Kamathy is to continue to perform the duties.

(Signed) E. N. OVERBURY.
Acting Sub Collector.

(True Copy)
(Signed) SUNDRAM PUTTER,
Gumastah.

Forwarded to the Sheristedar for information.
5th May 1879.

(Signed) C. GOVINDEN.
Dy. Tahsildar.

Translation of an order from D. Buick Esq., Acting Sub-Collector of Malabar to the Tahsildar of Kottayam dated 11th April 1877, No. 1,264.

The Tahsildar is informed that the Acting Sub-Collector recommended to the Collector the retention in the service of the Taluk Sheristedar and of Shroff Vengatasha Shenoi for 3 and 2 years respectively and the Collector allowed them only one year each.

(Signed) D. BUICK.
Acting Sub Colluctor.

Translation of an Extract from a report addressed by Govindan, Deputy Tahasildar of Kuttaparamba in charge of the Kottayam Taluk to E. N. Overbury Esq., Acting Sub-Collector of Malabar under date the 28th March 1879, No. 681.

* * * * * * * * * *

In his order dated 11th April 1877, No. 1,264, Mr. Buick, the then Acting Sub-Collector recommended the retention of Sheristedar Keshava Kamathy for 3 years. The Collector allowed him only 2 years which have now elapsed. The Tahsildar has recorded his opinion regarding the mental and pyhsical ability of the above individual and from the experience I have had during the short time I have been in charge of the Taluk I quite agree with the Tahsildar that Keshva Kamatty is still able to write a legible and fast hand and is also capable of discharging all other duties without any difficulty. I understand that he is 56 years of age and it is reasonable under the above circumstances that he should be allowed to continue in the service.

* * * * * * * * * *

* * * * * * * * * *

(Signed) GOVINDEN.
Deputy Tahsildar in charge.

(True Translations.)

late Sheristadar Kottayam Taluk.

Endorsement granted by G. A. Ballard Esq., Collector of Malabar.

No. 1109.

MALABAR COLLECTOR'S OFFICE,
Calicut 4th April 1864.

Read Petition from Keshava Kamathy Sheristedar of the Kottayam Taluk dated Tellicherry 29th March 1864.

The Collector will be glad to take Keshava Kamathy's service into consideration as opportunity occurs.

(Signed) G. A. BALLARD,
Collector.

Endorsement granted by W. Logan Esq., Sub Collector of Malabar on the 25th January 1868.

Petitioner has always performed his duties to my entire satisfaction. He should address the Collector direct.

(Signed) W. LOGAN,
Collector.

(True Copies)

KESHAVA KAMATHY.
late Sheristadar, Kottayam Taluk.

2/6/79

+

Forwarded to the Chief Secretary to Government Ootacamund for consideration.

Secretary

Head Collr's Office Calicut 31st May 79 } Actg Sub Collr in ch of Dist.

146/4-8-79

72

Dated Calicut 27th July 1879

To.

His Grace the Duke of Buckingham & Chandos
Governor in Council of Fort St George.
Ootacamund.

The humble memorial of Keshava Kamathy
late Sheristedar of the Kottayam Taluk
Malabar District

Most respectfully sheweth.

That memorialist most respectfully prays your Grace will condescend to issue early orders on his memorial for the subject of his compulsory retirement from public service submitted through the Collector of Malabar on the 26th May 1879, as he has been without pay for the last months nearly and is consequently by labouring under great hardships, circumstances which memorialist humbly hopes must plead for the liberty he has taken

Keshva Kamathy
late Sheristedar
Kottayam Taluk.

Government of Madras.

Rev DEPARTMENT.

Petition No. 1467 of 1879.

From Keshava Kamathy

Occupation late Sheristadar of

Village

Taluk Kottayam

District Malabar at Calicut

Dated 27 July } 1879
Received 4 August }

1071

Enclosures.

ABSTRACT.

Prays for early orders on his petition submitted to Govt through the Collr of Malabar on the 26th May 1879 regarding petr's compulsory retirement from public service as he is labouring under great hardship

---

Government of Madras.

Rev DEPARTMENT.

Petition No. 1071 of 1879.

From Keshava Kamathy

Occupation late Sheristadar of

Village

Taluk Kottayam

District Malabar

Dated 26 May } 1879
Received 4 June }

Enclosures.

670

ABSTRACT.

Brings to notice that petr was compelled by the Dt Collr Mr Logan to retire from service by an order of 5th May last under the 55 years rule although in 1877 the then Sub Collrs Mrs Buick & Overbury recommended the retention of petr for 3 years from 1st April /77 to 31st March 1880 on the ground of his continued efficiency, mental as well as physical for active service of all kinds; that from the orders the translations of which are herein enclosed & the Service Book, it will be seen that petr completed his 56th year on the 16th April last.

C 23-6-79.
R 7-7-79.

of Malabar on the

Quotes the ruling of the Govt. of India of 3rd Septr. 1877, No. 31 F. regarding the compulsory retirement of Un: officers after the age of 55 & states that his petn. to the Ag Sub Collr. met with no reply.

Prays that petr. may be ordered to be reinstated in his post until he attains the age of 60 or until such time as he is capable of discharging public duties.

Pension papers act as [illegible] orders 15 [illegible] 7/7

FROM CIRCULATION

WITH

REMARKS.

Sir, No application for Pension on behalf of H. Hamutty late Sheristadar of Kottyam Taluqs Malabar Dist. has yet come before Govt. or the Acctt. Genl. IMG.

№ 466

D

D

17

APPLICATION FOR {PENSION. ~~GRATUITY~~.

1. Name of Applicant. Kesava Kammathy

2. Father's name. Vittalla Kammathy

3. Sect or Caste. Gowda Saraswath Brahmin

4. Residence. Tellicherry, Koteyam Taluk

5. Present or last employment. Sheristedar of Koteyam Taluk

6. Date of beginning service. 18th December 1847

7. Date of end of service. 4th May 1879

	Y.	M.	D.
8. Length of service including breaks	31.	4.	18
of which superior	25.	2.	11
inferior	5.	11.	3
non-qualifying and breaks	"	3	4

9. Class of {pension ~~gratuity~~} applied for, ~~and cause of application~~* ... Class 6. Sec: 56 of the Civil Pension Code, 3d Edition

10. [Average] emoluments or pay. Rupees 60 — " — "

11. Proposed pension. Rupees 30 — " — "

12. ~~Proposed gratuity.~~

13. Date from which to commence. 5th May 1879

14. Place of payment. Tellicherry, Koteyam Taluk

15. ~~Age~~ Date of Applicant ~~on this date~~ birth by christian era. 16th April 1823

16. Height. 5 feet & 6 inches

17. Marks. Compleaxion fair, partially bald, pot bellied, cicatrice of a boil on the right side of the belly & a mole on the right leg below the calf.

18. Date. Calicut 20: June 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.

ACCOUNTANT GENERAL'S OFFICE
23 JUN 79
MADRAS

Ag Collector of Malabar

SIGNATURE OF THE HEAD OF OFFICE.

HISTORY OF THE SERVICE (SHOWING BREAKS) OF Kesava Kammathy, late Sheristedar of Koteyam Taluk.

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.
Collector of Malabar	17th Gumasta Huzur	.	.	.	6.	18th Decr 1847	23d March 1849	.	.	.	1	3	6		From the Office Copies of Pay abstracts	This period of service does not Count for Pension being Service rendered in inferior Grades
	Magistrate's Menon Huzur	.	.	.	7	24th March 1849	23d Septr 1849	.	.	.	.	6				
	17 Gumasta do	.	.	.	6	24th Septr 1849	15th March 1850	.	.	.	.	5	22			
	24th do do	8	.	.		16th March 1850	11th August 1850	.	.	.	.	4	27			
	7th Munshee do	10	.	.		12th August 1850	18th Novr 1853	.	.	.	3	3	8			
	English Writer do	12	.	.		19th Novr 1853	14 April 1855	1	4	26	.	.	.			Verified from the records of the Collrs office Malabar and the Verification Confirmed partly by the Annual returns & partly by the Audit Registers in record in this office
	Chemnath Nayar's Escheat Kariastah Huzur	17	8	.		15th April 1855	31st July 1855	.	2	8	.	1	8	Leave on forfeiture of pay		
	Magisterial 2nd Gumasta do	17	8	.		1st August 1855	28 August 1856	1	..	28	.	.	.			
	Revenue 3d Munshee Huzur	28	.	.		29th do 1856	30th Novr 1857	1	2	~~7~~ 6	.	.	26	do		
	Sheristedar of Koteyam Taluk	40	.	.		1st Decr 1857	31st Janry 1861	3	2	.	.	.	.			
	do do	45	.	.		1st Febry 1861	31st Octr 1865	4	8	.	.	1	..	do		
	do do	60	.	.		1st Novr 1865	3d Febry 1866	.	3	3	.	.	.			
	Tahsildar do	60	.	.	55	4th Febry 1866	18th Febry 1866	.	.	15	.	.	.			
	Sheristedar do	60	.	.		19th Febry 1866	4th May 1879	13	2	~~11~~ 16	.	.	.			
	Total period of {superior ~~inferior~~} service ...						...	25	2	~~11~~ 12	6	2	7			

This is to certify that Keshava Kammathy has drawn his pay from this Treasury as Sheristadar of the Kotayam Talug at the rate of Rupees 60 per mensem up to 4th May 1879 and to no later date. He retired from the service on the 5th Idem on pension.

Malabar Treasury }
Calicut 19th June 1879. }

J. Winter
Deputy Collector.

To
The Accountant General
Fort St. George.

Accountant General's Office
Recd 21 } 6 1879
Ansd __ }

With reference to his Circular No X dated 14th May 1879.

REMARKS BY HEAD OF OFFICE.

1. **As to character and past conduct of Applicant.** The character and past conduct of the applicant were such as to entitle him to the Pension recommended –

2. **Explanation of any suspension or degradation.** Nil

3. **Regarding any gratuity or pension already received by Applicant. See Chapter XX.** Nil

4. **Explanation under Section 47, Rule 1, so far as the Head of the Office can give it.** Nil

5. **Any other remarks.** This is to certify that the applicant is inefficient owing to age. His Service book is herewith forwarded.

Ag Collector of Malabar
SIGNATURE.

ll. № ADJ/254

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 25 years 2 months and 12 days; and that a superannuation {pension ~~gratuity~~} not exceeding Rs. 30 per mensem equal to one half of the applicant's average emoluments is admissible under Sections 65, 68 C & 70 of the Civil Pension Code & Schedule 4. The calculations have been duly verified.

Fort Saint George
Accountant Genls Office
30th July 1879

To The Secretary to Government
Pension Department

G. W. Chapman
Offg Asst to Accountant General.
for Accountant Genl

Pension 1879 Dept 11

No. 670

Enc 1.

Application for {Pension or Gratuity—

Date of application. 30th July 1879

Name of Applicant. K Kammathy

Last Appointment. Sheristadar of Kottayam Taluq Malabar District

Class of {pension or gratuity

Amount of pension sanctioned.

Amount of gratuity sanctioned.

Date of commencement.

Date of sanction.

W.O. order 634

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 Ins.	Personal marks for identification.	Date of Entry.	Signature of Officer.	Signature and designation of the head of the Office.
Kesava Kammathy	Gowda Saraswata Brahmin. Vishnavam	Tellicherry. Kottayam Taluk	Vittala Kammathy	Town. Calicut Taluk	5th Metam 998. 16th April 1823	53	7	11	5	6	Complexion fair, partially bald, pot-bellied cicatrice of a boil on the right side of the belly and a ~~b~~ ~~black~~ mole mark on the right leg. below the Calf;	30th November 1876	Kesava Kammathy Sheristadar	of Tahsildar Kottayam

The entries in these columns are to be reattested every five years; each attestation should be carefully ruled off that the date may be clearly shown.

[illegible] of Collector of Malabar.

22

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 and 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.
Stamp Gumastah	Temporary	"	4 " "	"	June 1839	Kesava Kammathy Sheristadar			Decem 39	Promotion	
Do	Do		8 " "		Decem 39				18th Sept 45	Resignation	
17th Gumastah Huzur	Acting Permanent		6 " "		18th Dec 47				23rd March 49	Promotion	
Magistrate Clerk Do	Acting	17th Gumastah	7 " "		24th March 49				23rd Sept 49	Return of permanent incumbent	
17th Gumastah Huzur	Do Permanent		6 " "		24th Sept 49				15th March 50	Promotion	
2nd Gumastah Do	Permanent Do		8 " "	✓	16th March 50		The Collector will be glad to take Kesava Kammathy's services into consideration as opportunity occurs. Malabar Collr's. (Signed) G. A. Ballard Collector Office Calicut 4th April 1864 (True Copy) W. Logan Sub Collector of Malabar 25 1 68 Petitioner has always performed his duties to my entire satisfaction he should address the Collector direct (True Copy)		11 Aug 50	Do	
7th Munshee Do	Do		10 " "		12th Aug 50				18th Novr 53	Do	
English Writer Do	Do		12 " "		19 Novr 53				14 April 55	Do	
Chennath Nayar's Clerk	Do		17-8 "		15 Apr 55				31st July 55	Do	
Magisterial 2nd Gumastah	Do		17-8 "		1st Augt 55				28 Augt 56	Do	
Revenue 3rd Munshee	Do		28 " "		29th Augt 56				30 Novr 57	Do	
Sheristadar Kottayam	Acting	Revenue 3rd Munshee	40 " "		1st Dec 57				4 June 58	Do	
Do Taluk Sheristadar Kottayam Taluk	Permanent		40 " "		6 June 58				31st Jany 61	Do	
Do	Do		45 " "		1st Feby 61				31 Oct 65	Do	
Do	Do		60 " "		1st Novr 65				3rd Feby 31 Jany 66	Do	
Tahsildar Kottayam	Acting	Sheristadar	60 175 " "	55 "	1st Feby 66				15th Feby 66	Do	Collector of Malabar
Sheristadar Taluk Do	Permanent		60 " "		13th 16th Feby 66				4th May 1879	Retirement.	

Leave Statement.

From	To	Period of Leave Yr.	M	D	Remarks.
15th August 1853	21st September 53	"	1	8	Leave on forfeiture of half pay.
1st May 1857	26th May 1857	"	"	26	do do full pay.
12th September 1863	11th October 1863	"	1	"	do do half pay.
6th July 1865	5th August 1865	"	1	"	Privilege Leave
17th September 1866	16th October 1866	"	1	"	Do do
15th December 1869	23rd January 1870	"	1	9	Do do
1st February 1873	28th February 1873	"	1	"	Do do
24th January 1878	14 April 1878	"	2	22	Do do

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 and 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 and 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 Kesava Kammathy

Name.	Kesava Kammathy
Caste or Race.	Gowda Saraswata Brahmin Vishnavam
Residence.	Tellicherry Kottayam Taluk
FATHER'S Name.	Vittalla Kammathy
FATHER'S Residence.	Town Calicut Taluk
Date of birth.	5th Metam 998.

In No. 670

Ca No. 34.

REVENUE DEPARTMENT. 31

No.

From Petition 1071 1879.

Dated 187 .

FOR ORDERS.

The Petr, a lately Sheristadar, says he has been directed to retire under the 55 years rule by the Collector of Malabar (Mr Logan)

Is a Collector in such a case to be as a rule called on for a report - when the officer concerned is below the grade of Tahsildar or Deputy Tahsildar, or is the fact - ~~that~~ when the man removed is under sixty the "Head of his office must certify ...... that

Send the Petn. with the Inquiry papers The G.O. will dispose of both.

the applicant is inefficient owing to age or infirmity" considered sufficient?

If all officers are allowed to appeal there is likely to be a considerable increase of such petitions and after all the decision of Government must ultimately be based on the Collectors report which can hardly carry more weight than his deliberate certificate as required by the Code

Seen JHS 21/6/75

FOR ORDERS.

Petition of
Keshava Kamathi

Dean W. Huddleston

C 23-6-79.
R 7-7-79

PENSION DEPARTMENT.

Proceedings of the Madras Government.

READ the following papers :—

From the Ag Collector of Malabar dated 30th June 1879

" Asstt Accountant-General, dated 30th June 1879 No. A.D.I 254

Petition from Keshava Kammathy dated 26th May 1879

— " — from do — do — dated 27th July 1879

See papers put up

ORDER THEREON, 27th Sepr 79 No. 634.

Under Sections 65, 68(c) and 70 of the Civil Pension Code (3rd Edition), His Grace the Governor in Council is pleased to grant to Kesava Kammathy late Sheristadar of Kotayam Taluk Malabar District a superannuation pension of Rupees (30 – –) Thirty per mensem in consideration of his qualifying Superior Service of twenty five years, two months and twelve days. payable from the 5th May 1879.

2

19/8/79

To the Accountant-General, with Register.

" Collector of Malabar } Desp 27-9-79

" P.U.G. Copy to the Petition Departmt

"

Pension to K. Rammathy late Sheristadar of Kotayam Taluq Malabar Distt —

Govt. of {1879} Madras.

PENSION.

To

The Accountant-General,

&c., &c., &c.

Dated 27th September 1879
Despd. " ——— " ——— "

G. O., 27th Septr /79 No 634

Granting a superannuation pension of Rs 30 per mensem to K Rammathy late Sheristadar of Kottayam Taluk Malabar District.

c26/8
28/9