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MADRAS RECORD OFFICE.

Government of Madras.

Revision DEPARTMENT.

G.O. No.	65-1	Press Mis.
Dated	10-10-18	79.

Not to be folded or roughly handled

PENSION DEPARTMENT.

Pension.

No. 651.

FROM

J. H. GARSTIN, Esq., C.S.I.,
Acting Secretary to the Government of Fort St. George,

TO

THE SECRETARY TO THE GOVERNMENT OF INDIA,
HOME, REVENUE, AND AGRICULTURAL DEPARTMENT.

SIR,

Pension Proceedings, dated 9th May 1879,
No. 223.
Pension Proceedings, dated 24th July 1879,
No. 420.
Pension Proceedings, dated 19th September
1879, No. 604.

I am directed to forward, for the
information of the Government of India,
copies of the Proceedings of Government,
noted in the margin, in the case of G.
Aiyalu Nayadu, lately a Peon in the
Saidapet Taluk, Chingleput District.

I have the honor to be,

Sir,

Your most obedient servant,

OOTACAMUND,
10th October 1879.

Acting Secretary to Government.

Proceedings of Government, Pension Department, dated 19th September 1879, No. 604.

Read again—

Proceedings of Government, Pension Department, dated 24th July 1879, No. 420.

Read also the following paper:—

From A. C. TUPP, Esq., Officiating Accountant-General, to the Acting Secretary to Govern-
ment, Pension Department, dated Ootacamund, 16th August 1879, No. 12-N.

Treasury Account Department.

With reference to the Proceedings of Government in the Pension Department,
No. 420, dated the 24th July 1879, stating that Government see no reason to recon-
sider their Order, No. 223, dated the 9th May last, which sanctioned the grant of a
pension of Rupees 3 per mensem to one G. Aiyalu Nayadu, or to forward the order
to the Government of India, I have the honor respectfully to point out that the
Government of India Financial letter, No. 3873, dated 24th October 1873, which
empowered the Local Government to treat *brief* periods of non-employment caused
by dismissal as periods spent under suspension followed by reappointment, and under
which Government were pleased to treat the period of break in Aiyalu Nayadu's case

as time spent under suspension, ceased to have force after the promulgation of the Order of the Government of India, No. 3912, dated the 18th October 1877, reproduced in Section 1 of the Civil Pension Code, 4th Edition.

2. According to that section no Standing order, not contained in the Code or its Supplements, should be quoted or trusted in deciding or submitting for orders any question affecting pensions, &c.

3. I would further respectfully draw the attention of His Grace in Council to Section 57 of the Code under which a Local Government can only condone interruptions in service not exceeding three months in all, and provided such interruptions are not caused by resignation or removal for misconduct, &c.

4. In the case under consideration the period of non-employment extends over nearly eleven months, and the interruption was also caused by *removal for misconduct*.

5. Under these circumstances, and as I have not hitherto specially brought these rules to the notice of Government, I beg respectfully to do so in case His Grace the Governor in Council should be pleased to modify the orders in Aiyalu Nayadu's case, or to submit the question for the orders of the Supreme Government.

6. I would also mention that the Proceedings of Government, No. 360, dated the 26th June last, Pension Department, sanctioning the grant of an invalid pension of Rupees 3 per mensem to Sukudeva Singh, whose case is similar to that of Aiyalu Nayadu (except that the period of interruption extends over rather less than four months) would be governed by any decision which His Grace in Council may come to in this case of Aiyalu Nayadu.

ORDER THEREON, 19th September 1879, No. 604.

The Accountant-General is referred to paragraph 2, G.O., dated 24th July 1879, No. 420, which the Government see no reason to reconsider. The correspondence will be forwarded for the information of the Government of India.

(True Extract.)

LORNE A. CAMPBELL,
Under Secy. to Govt.

Regt. No.

HOME 1879 DEPT.

From the Government of
Port St. George.

Dated 10th Oct. 1879.

Issued

Recd.

No.

Enclosures

Spare copies

D. No.

Progs.

L. No. 651.

No.

Pension.—Forwarding, for information, copies
of the Proceedings of the Madras Government in
the case of G. Aiyala Nayadu, late a Peon in the
Saidapet Taluk, Chingleput District.

Pension DEPARTMENT.

No. 651.

To

The Secretary to the Government
of India,

Home Res. & Agriculture DEPARTMENT.

Sir,

I am directed to forward
for the information of the
Government of India, copies
of the Proceedings of Govt. notes
in the margin in the case of
G. Aiyala Nayadu late
a Peon, in the
Saidapet Taluk, Chingleput District, who
was granted a pension of
Rupies 3 per mensem, the
period of nearly 11 months
during which he was out
of employ being considered
as passed under suspension.

Pension Pro. dated 9th May 1879 N^o 223
— " — 24th July 1879 N^o 420
— " — 19th Sept. 1879 N^o 601

Note — Should a copy of
the Proceedings in the case
of Suteendran Singh, referred
to by the Accountant General
in the last para of his
letter dated 16th Aug. 1879
N^o 12 N. be also sent
to Govt. of India.

Unnecessary for
under Secretary

Coltacommand
10th October 1879

Sept 28-10-79

16 copies Pro. to follow: 8/10

