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MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	<i>684</i>	Press Mis. <i>→</i>
Dated	<i>22-10-</i>	<i>1879.</i>

Not to be folded or roughly handled

KV.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

22nd October 1879, No. 684.

Pension.

Read the following paper :—

From A. C. TUPP, Esq., Officiating Accountant-General, to the Acting Chief Secretary to Government, dated Ootacamund, 24th September 1879, No. 221-N.

Treasury Account Department.

I have the honor respectfully to state that District Judges in forwarding applications for pensions and gratuities on behalf of persons who have been thrown out of employ in consequence of the recent reorganization of Judicial Establishments find themselves unable, in some cases, to state (in the register of application) with reference to Rule 6, Section 59 of the Civil Pension Code, that the abolition of the applicants' appointments has produced a real saving to Government. The District Judges, however, report that a certain lump sum was saved to Government in consequence of the revision of the respective Courts, and that that amount is included in the aggregate sum of Rupees 1,770 referred to in G.O., No. 2,343, dated the 19th November 1878, Judicial.

2. Rule 6, Section 59 of the Civil Pension Code, says that "the discharge of one officer to make room for another better qualified is not the abolition of an appointment within the meaning of this section; the abolition must produce a *real* saving to Government. Particulars of the saving effected should be fully set forth in every application for compensation pension. The saving should always exceed the cost of the pension, &c." And the note to this rule directs that "compensation pension be granted only to an officer discharged from the public service when, *on a reduction of establishment*, his appointment is abolished," and prescribes further that "such abolition must produce a real saving to Government in respect of the cost of the appointment, &c."

3. In my letter to Government, No. 26-N, dated the 20th August last, I reported that, for the reasons therein given, it was impossible for this office to state even approximately the probable cost of compensation pensions and gratuities consequent on the reorganization, but that such retiring allowances might be granted only to the extent of the aggregate saving of Rupees 4,362 per annum or Rupees 363-8-0 per mensem *minus* the extra expense to Government caused by the retention in service of P. Subbáchari, and the amount of any personal allowances which may be hereafter sanctioned by Government.

4. In the absence of any specific provision in the Civil Pension Code to meet cases of the nature of those under reference difficulty is experienced in disposing of the applications for pensions or for gratuities. The latter are payable once for all, and it may be taken as certain that their aggregate amount will much exceed the Rupees 363-8-0 referred to above.

5. It appears to me that it would be in many respects very advantageous if a ruling in this matter were obtained from the Government of India, as it is scarcely possible for the provisions of the Civil Pension Code to be literally carried out in these cases, and as a local Government is, it is respectfully submitted, precluded from

sanctioning any departure from the rules. Hardship will be caused if pensions or gratuities (as the case may be) are not sanctioned until every case is before Government; and yet, if this course is not followed, it will be impossible effectually to check the grants with the savings.

6. I beg that I may be favored with the early orders of Government on this reference to enable me to dispose of the cases already received in this office.

ORDER THEREON, 22nd October 1879, No. 684.

The Government of India will be addressed on the subject. Meanwhile the individual cases should be disposed of.

(True Extract.)

Acting Secy. to Govt.

To the Accountant-General, Madras.

Exd. C. Howarth.

No. 221st

Obtained
Fort Saint George,
Accountant General's Office,
24th September 1879.

FROM THE ACCOUNTANT GENERAL
TO THE GOVERNMENT OF MADRAS,

TO THE *Secretary to Government*
Pension Department

SIR,

I have the honor respectfully to state that District Judges in forwarding applications for Pensions and Gratuities on behalf of persons who have been thrown out of employ in consequence of the recent re-organization of Judicial Establishments, find themselves unable in some cases, to state (in the Register of applications) with reference to rule 6 section 59 of the Civil Pension Code, that the abolition of the applicants' appointments has produced a real saving to Government. The District Judges however report that a certain lump sum was saved to Government in consequence of the revision of the respective Courts, and that that amount is included in the aggregate sum of Rs 1770-0-0 referred to in Government Order No 2343 dated the 19th November 1878 Judicial.

2. Rule 6 section 59 of the Civil Pension Code says that "the discharge of one officer"

Govt. of 1879: 3130173.
PENSION.

To THE ACCOUNTANT-GENERAL,
Madras.

Dated October, 22nd.

Issued

Recd.

Recd.

G.O., 22nd October 1879, No. 984.

OCTOBER.

Pension.—The Government of India to be addressed on the subject of the Accountant-General's letter respecting the grant of compensation retiring allowances to persons thrown out of employ by the recent reorganization of Judicial Establishments; meanwhile individual cases to be disposed of.

"to make room for another better qualified is not the abolition of an appointment within the meaning of this section; the abolition must produce a real saving to Government. Particulars of the saving effected should be fully set forth in every application for Compensation Pension. The saving should always exceed the cost of the Pension^{er}. And the note to this rule directs that "Compensation Pension be granted only to an officer discharged from the Public Service when, on a reduction of establishment, his appointment is abolished" and prescribes further that "such abolition must produce a real saving to Government in respect of the cost of the appointment &c."

3. In my letter to Government No 26 A dated the 20th August last, I reported that, for the reasons therein given, it was impossible for this office to state even approximately the probable cost of compensation pensions and gratuities consequent on the re-organization, but that such retiring allowances might be granted only to the extent of the aggregate saving of Rs 4362 per annum or Rs 363-8-⁰⁰ per mensem, minus the extra expense to Government caused by the retention in service of P. Subbiachari, and the amount of any Personal allowances which

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which may be hereafter sanctioned by Government.

4. In the absence of any specific provision in the Civil Pension Code to meet cases of the nature of those under reference, difficulty is experienced in disposing of the applications for Pensions or for Gratuities. The latter are payable once for all, and ^{it} may be taken as certain that their aggregate amount will much exceed the Rs 363-8-⁰⁰ referred to above.

5. It appears to me that it would be in many respects very advantageous if a ruling in this matter were obtained from the Government of India, as it is scarcely possible for the provisions of the Civil Pension Code to be literally carried out in these cases, and as a local Government is, it is respectfully submitted, precluded from sanctioning any departure from the rules. Hardship will be caused if pensions or gratuities (as the case may be) are not sanctioned until every case is before Government; and yet, if this course is not followed, it will be impossible effectually to check the grants with the savings.

6. I beg that I may be favored with the early orders of Government on this reference to enable me to dispose of the cases already received in this Office.

I have the honor to be
Your most obedient servant,

A. H. S. Jupp

Offg. Accountant-General

of the Account General Madras
11/10 12/10 11/10
The Account General Madras
addressed on the subject -
The Account General Madras
No. 84
11/10 12/10 11/10

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Mr Murray
Govt. of {1879} Madras.

PENSION.

To
The *Account General*

Dated *22nd October 1879.*
Despd. *1st Nov.*

G.O. *22nd October 1879* No. *684*
Nos.

The Govt of India
to be addressed on the subject
of the Account General's
letter respecting the grant of
compensation retiring
allowances to persons thrown
out of employ by the recent
reorganization of Indian
establishments meanwhile
individual cases to be
disposed of.