M.R.O. 1—77,006—8-6-37.

(1) Number of pages 14

(2) Date of repair

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Education **DEPARTMENT.**

G.O. No. 829

Press / Mis.

Dated 10—8— 1880.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

10th August 1880, No. 839.

Pension.

Read again—

Proceedings of Government in the Pension Department, dated 26th November 1877, No. 641.

Read also the following papers :—

From the District Judge of Trichinopoly, dated 31st January 1878, No. 41.
,, Officiating Deputy Accountant-General, dated 15th June 1878, No. 3864.

ORDER THEREON, 10th August 1880, No. 839.

The Government decline to entertain this application, which was, they learn, originally withheld by the District Judge for good and sufficient reason.

2. The applicant will not be granted any retiring allowance.

(True Extract.)

Under Secy. to Govt.

To the Accountant-General.
,, District Judge of Trichinopoly.
,, Petition Department.

Exd. J. W. Fischer.

Papers con-
-nected
with a
rejected
Pension
Case

Govt. of (1880) Madras.

PENSION.

To

THE ACCOUNTANT-GENERAL,
&c., &c., &c.

Dated August, 10*th*.

Issued

Recd. *Encl.*

G.O., 10*th August* 1880, *No.* 839.

AUGUST.

Pension.—Declining to grant any retiring allowance to Manipackum Ethiraja Moodelliar, late Head Gumastah, District Munsif's Court, Trichinopoly District.

In the Sessions Court of Trichinopoly

Sessions case No 29 of 1870

Finding and Sentence

The Court differing from the assessors finds that the Prisoner Sonachellam Pillai is guilty of the offence Specified in the charge Viz that he gave false evidence - and that he has thereby Committed an offence punishable under Section 193 of the Indian Penal Code and the Court directs that he the said Prisoner Sonachellam Pillai be kept to rigorous imprisonment for a period of (2 1/2) two and half years and do pay a fine of Rs (75) seventy five in default do suffer (6) six months rigorous imprisonment in addition.

Trichinopoly
Sessions Court
8th September 1870

(Signed) R Davidson
Sessions Judge

Tenkung Atchanee
Pension Case No 29

5

Papers con-
nected with
a rejected
Pension
case -

COURT FEES

9 MAY 70

5

[illegible]

STAMP DEPARTMENT
29 AUG
1876
TRICHINOPOLY

[illegible]

[illegible]

ஊசுஉ-வது பிரிவுப்படி
வாதியினுடைய முச்சிலிக்கா

குளுத்தலை தாலூக்கா-உ-வது-கி-ச-நே-மேஜஸ்திரேட் [illegible]

[illegible] முன்பாக [illegible] கிராம
த்திலிருக்கும் [illegible] மகன் [illegible]
[illegible] நான் இதனால் எடு[illegible] தன்னவெ
ன்றால் [illegible] ௴ 5 உ பகல்-க[illegible]
[illegible] கோர்ட்டில் ஆஜராகி [illegible]
[illegible] பேரில் சாட்டப்பட்டிருக்கிற [illegible]
[illegible] சதியில் ~~வாதியாயிருந்து வழக்கு நடப்பிவிட்டுப்போறதாகவும்.~~
அப்படி செய்யதப்பிப்போனால் மகாராணியவர்கள் சர்க்காருக்கு ரூ. 50 இதந்
துபோவேனாகவும். [illegible] ௴ 27 உ

[illegible]

R. DAVIDSO

3 [illegible]

2 - [illegible]

[illegible]

9

EIGHT ANNAS

MADRAS

STAMP OFFICE

6 MAY 70

MADRAS

[illegible]

[illegible] B - S - [illegible]

[illegible] - 1 - [illegible]

[illegible]

[illegible]

[illegible]

[illegible] 1870 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

1870௵

[illegible]

3

[illegible]

2-9-70 [illegible]

[illegible]

accepted

John Stewart and [illegible]

5th Sept. 1870

Case No 27/70

Recd 6-9-70

R. Davidson

Civil Judge

1

EIGHT ANNAS

MADRAS

6 MAY 70

MADRAS

[illegible]

[illegible] 28 [illegible]

70 [illegible]

[illegible]

1870 [illegible]

[illegible]

[illegible]

COURT FEES.

ONE ANNA

15 AUGUST 70

MADRAS

2

[illegible]

[illegible]

[illegible] 1870 [illegible]

[illegible] 27 [illegible]

[illegible]

[illegible]

[illegible]

[illegible] 29 [illegible]

[illegible] 27 [illegible]

[illegible]

1870 [illegible]

[illegible] 25 [illegible]

[illegible] 26-9-70 [illegible] 27/10

STAMP DEPARTMENT
10 OCT
1870
TRICHINOPOLY

[illegible]

25 — 10 — 1870 [illegible]

[illegible]

In the Sessions Court of Trichinopoly

Sessions Case No. 27 of 1870

Finding and Sentence

The Court Concurring with the Assessors finds that the 1st Prisoner Subramanya Mudeli is guilty on the 1st & 2nd heads of the charge Viz that he being a public Servant Committed criminal breach of trust and that he with intent to Cause loss to Government removed from certain paper bearing the Stamp issued by the Government for the purpose of Revenue certain writing for which such stamp had been used and that he has thereby Committed Offences punishable under Sections 409 & 261 of the Indian Penal Code and that further he the said Subramanya Mudeli and 2nd Prisoner Sonachellam Pillai are guilty on the 3rd head of the charge Viz that they used for a plaint a stamped paper which they knew to have been before used and that they have thereby Committed an offence punishable under Section 262 of the Indian Penal Code and the Court directs that he the 1st Prisoner Subramanya Mudeli be kept to rigorous imprisonment for a period of (3½) three and a half years and do pay a fine of Rs (100) one hundred, in default do suffer 6 months rigorous imprisonment in addition and that the 2d Prisoner Sonachellam Pillai be kept to rigorous imprisonment for a period of (6) six months and do pay a fine of Rs (25) twenty five in default do suffer (3) three months rigorous imprisonment in addition.

Trichinopoly
Sessions Court
8th September 1870

(Signed) R. Davidson
Sessions Judge

S 35

Sessions Case 2027/70
Finding
Sentence

EIGHT ANNAS

திருச்சினாப்பள்ளி டிஸ்டிரிக்டு முனிசீபு கோர்ட்டு வகீல் கஸ்தூரி ரெங்கய்யர் அவர்களுக்கு. ஷை தாலூகா கடம்பற கோவிலில் இருக்கும் வயித்திலிங்க பிள்ளை குமாரன் சோணாசலம் பிள்ளை யெழுதிகொடுத்த வகாலத்து நாமா. நான் வாதியாகவும் ஷை ஊர் பழனியாண்டி குமாரன் கருப்பண்ண நாடான் பிரதிவாதியாகவும் கடன்பத்திரபடி அசல் வட்டிக்கு வழக்கு நடக்கபோகிற வியாஜியத்தில் எனக்காக தாங்கள் ஆஜராய் பிராது முதலானது கொடுத்து பேசவும் கோர்ட்டாரால் தீர்மானிக்கிற துகையை வசூல் செய்து வாங்கவும் அப்பேர்ப்பட்ட தீர்மானத்தை நிறைவேத்தலகை செய்யவும் தங்களை நான் வகீலாய் கோறிகொண்டிருக்கிறேன். இதல் தங்களால் செய்யப்படும் யெல்லா செய்கையிலும் நான் சுயமாய் செய்தது பொல ஒப்பு கொள்ள எனக்கு சம்மதம்.

1870 ஞ
செப்டம்பர் 2 உ

சோணாசலம் பிள்ளை

an offence punishable under Section 262 of the Indian Penal code and the Court directs that he the 1st Prisoner Subramanya Mudeli be kept to rigorous imprisonment for a period of (3½) three and a half years and do pay a fine of Rs (100) one hundred, in default do suffer 6 months rigorous imprisonment in addition and that the 2d Prisoner Sonachellam Pillai be kept to rigorous imprisonment for a period of (6) six months and do pay a fine of Rs (25) twenty five in default do suffer (3) three months rigorous imprisonment in addition

Trichinopoly
Sessions Court
8th September 1870

(Signed) R Davidson
Sessions Judge

F 35

Session Case No 24/70
Finding & Sentence

EIGHT ANNAS

உ

திருசலதாலுகாவலைகுடிஸ்ரிகட்டுமுனிசீபுகோற
ட்டுவகில் கஸ்தூரி ரெங்கய்யரவர்களு
க்கு. ஷை தாலூகா கடமபற கோவிலில்
இருக்கும் வயித்திலிங்க பிள்ளை குமா
ரன் சோணாசலம் பிள்ளை யெழுதிக்கொ
த்த வகாலத்துநாமா. நான் வாதியாகவும்
ஷை ஊர்ப்பழனியாண்டிஞு மணகுமாரன்
கருப்பஅண்ணநாடான பிரதிவாதியா
கவும் கடணபத்திரபடி அசல் வயிரு வத்தத
நடக்கபோகிற வியாசியத்தில் எனகாக
க தாங்கள் ஆஜூய் பிராது முதலானது கொ
டுத்து பேசவும் கோமட்டாரால் தீர்மானிக்க
த்துகையபசித்து குடுத்துவாங்கவும் அப்பெர்பட்டதீற
மானத்தைநிறவேத்தலகை செய்யவும் தங்க
ளைநான் வகீலாய் கோரிகொண்டிருக்கிறேன் இதல்
தங்களால் செய்யபடும் யெல்லாசெய்கையிலும்
நான் அயமாய் செய்ததுபொலவொப்புகொள்ளஎனக்கு
சம்மதம்.

1870 ௵ [illegible]
[illegible] 27

சோணாசலம ருஜு

[illegible]

[illegible]

70 [illegible]

[illegible] 25 [illegible]

[illegible] 27 [illegible]

B in Case 29/1870.

1870 [illegible] 212

[illegible]

20

C in 27/70.

6/8/70

1870

A 6.9.70

Exhibit B.

19

TEN RUPEES

௰ ரூபா

7 APRIL 69

[illegible]

[illegible] 115—10— [illegible] 26 [illegible]

[illegible] 1868 [illegible]

[illegible] 22. [illegible] 1—6— [illegible]

[illegible] 1868 [illegible] 26 [illegible]

[illegible]	66 — " —
[illegible]	41 — 4 — "
[illegible]	2 — 8 — "
[illegible] 22 [illegible]	4 — 8 — "
[illegible]	1 — 6 — "
[illegible]	115 — 10 — "

[illegible]

1869 [illegible]

[illegible]
[illegible]
[illegible]
[illegible]

21

ONE RUPEE

7 APRIL 58

3

[illegible]

STAMP DEPARTMENT
5 AUG
1869
TRICHINOPOLY

Exhibit A.   2nd Sheet of Exhibit B - 23

R69 70

ONE RUPEE

[illegible]

[illegible] 25 [illegible] 63 [illegible] 92 [illegible] 72 [illegible] 20 [illegible] 24 [illegible] 1 [illegible] 10 [illegible]

[illegible] 24

[illegible] 1 — 5

[illegible] 25 — 5

[illegible] 5

[illegible] 25

[illegible]

[illegible]

1869 [illegible]

B

STAMP DEPART
1869
TRICHINOP

[illegible]

ONE RUPEE

க ரூபா

30 NOVEMBER 69

1870 [illegible]

[illegible]

270 [illegible]

No 5770

DEPARTMENT
JAN 8
1870
TRICHINOPOLY

[illegible]

B
in Case 29 of 70

1870
212
[illegible]
27 — 6 — 70
18 — 7 — 70
19
A
in Case 27 of 70

27

Sessions Court No 27 of 1870

Present

R Davidson Esq^re S. Judge

Regina Vers Prisoners

1 Subrammeya
Moodely

2 Sonachellum
Pillai

Under Sections
409 - 261 + 262. I.P. Code —

The 1st Prisoner Subramoneya Moodely pleads "Not guilty" on the 1st 2nd & 3rd Heads of the Charge.

The 2nd Prisoner Sonachellum Pillai pleads "not guilty" on the 3rd Head of the charge — R Davidson S.J. 6.9.70

Opinions of the Assessors

The Assessors Streenavasa Iyer, Sundram Iyer & Streenasa Iyer are of opinion that the 1st Prisoner is "guilty" on the 1st 2nd & 3rd Heads of the Charge, and that the 2nd Para in "Faith" in the 3d. Head of the Charge.

R. Macartney

7.9.71

No 27 of 1870

R.D.
5 MAY 80

31

To
R. Davidson Esqre C.S.I.
Chief Secretary to Govt
Fort St George
Ootacamund

Most respected Sir,

As directed by Mr Brandt the Dist Judge I beg to forward the record in Session Case No 27 of 1870 with that of connected case No 29 of 1870 inclusive of the Proceedings of the Preliminary enquiry held by the Committing Magistrate.

I further beg to state as directed by Mr Brandt that Mr Ethiraja Mudali late Head Gumastah of the Vellitalai Dist Munsifs Court was suspended for 6 months on 20th Octr 1870 with a remark that at the expiration of the said period he would be transferred to a subordinate appointment elsewhere. He did not appear & obtain a subordinate situation accordingly but he addressed an arzi dated 14th June 1871 to the Dist Munsif to permit him to retire on Pension or Gratuity expressing his readiness to produce a medical certificate if required. The Dist. Munsiff submitted that arzi for consideration of the Civil Judge on the 20th Idem & the order passed thereon was "Let him submit the medical certificate as suggested in his arzi".

Subsequently the medical certificate was forwarded by the Dist. Munsiff with his arzi No. 128 dated 3rd August 1871. No order is recorded on the arzi but I recollect that the certificate was returned to Ethiraja Mudali for retransmission with statement of his service breaks, marks of identification &c to see whether or not he was entitled to pension or gratuity. There is nothing on record to show that he was permitted to retire on medical certificate in 1871.

He did not address any further communication

to

to the Court & nothing took place in the matter until he addressed a Petn. to Government which was referred for report by the Dist. Judge in March 1877 & the report was submitted on 2nd November following. The Government having in their order dated 26th Idem No. 641 directed submission of application for pension or gratuity on behalf of Ethiraja Mudali it was submitted to the Accountant General accordingly.

I beg to remain
Most respectfully Sir
Your honor's most obedt.
& humble servant

Sheristadar

Trichinopoly
District Court
1st May 1880

Pension Department.

35

PROCEEDINGS of the MADRAS GOVERNMENT.

READ the following letter Papers

From the District Judge of Trichinopoly dated 31st Jany/78 No 41.

-- Offg Dy Accountant General dated 15th June 1878 No 3864

Order thereon 1878 No

Under Sections 52 and 59 (b) of the Civil Pension Code (3rd Edition) the Governor in Council is pleased to grant to Manjackum Ethiraja Mudlier, late Head Gumastah District Munsif's Court Kulitalai Trichinopoly District, an invalid pension of Rs 15-3-0 (Five and annas three) per mensem to which he is entitled for his qualifying superior service of 17 years 5 months and 25 days payable from the 28th Jy 78. Lad

---

Letters from Sarosha District Court

To
The Chief Secy
to Government
Fort St George
Ootacamund

Enclosures
3 bundles of records.

Letter from the
Sub Dist Court
Trichinopoly for-
-warding the
records of S. Case
Nos 27 & 29 of 18/

O.W. 839 of 80

Submitted that it is questionable whether any pension shd. be given at all.

It is clear that the man's character was anything but good in spite of his testimonials.

His application of March /77 is a tissue of falsehoods vide the ~~Sessions~~ Judge's remarks.

Mr Webster mentions in paragraph 4 of his letter of 2 Nov 1877 No 423 that "the officials of the Court remember that the × Petitioner's application and the Medical certificate were returned with an endorsement to his address at Madras" This was in 1871.

There is no ~~[illegible]~~ note of this on the Court's records.

It is as likely as not that the records have ~~been~~ tampered with and that Mr Davidson's endorsement was a refusal to recommend him for pension. Of course an officer is bound to forward such applications but had Mr D. done so it w. possibly have been with an adverse recommendation.

Petitioner waited till Mr D. was well out of the way before

I don't see that we can fall back on the past. Petd. was [illegible] for extension of his delinquency - was certified to be unfit for the service and left it - he is entitled to the Pension whether he was persistent in dunning or not

2/7 [illegible]

I sd. not dispose of this [illegible] expecting Mr Davidson who will be back from [illegible] shortly. He's close to examine the claim of [illegible] 71 & 77. So cannot complain of this short delay. My belief is that Davidson refused to recommend him for pension as being undeserving. I do not attach much weight to the Medical certif. [illegible] by Davidson's signature the certif. to appear at [illegible] when he was known - How can a Madras Doctor identify an applicant from [illegible] as being the individual he professes to be. [illegible]

he came forward
again.
Should the matter lie over till
Mr Davidson returns
& has an opportunity of expressing
his opinion of
the man?

CGM

O No 839/80

Govt. of 187 } Madras.

To

Dated
Recd. } 187 , No.

Nos.

cy/6

21.4.80

39

Dear Davidson,

This pension case was ordered to "lie over" in July 1878 & again in January 1879 until you returned & could give your opinion about the man.

Will you now do so? Yours [illegible]

CGMaster

Orders are requested whether this ~~lie~~ shd. lie over until Mr Davidson returns as originally directed in July last: or whether as Mr D's leave has been extended it shd. be disposed of at once & if so

I would not deal with it until Davidson has been communicated with thereon — The sending in of an application so shortly after Davidson's departure after a delay of [illegible] how!

---

years in Ireland
is suspicious
& unexplained
cannot but [illegible]
the man was at the
time refused —

24/12

I wd. not grant the
pension without knowing
whether Davidson
purposely abstained

---

from recommending it.

The Applicant let the
thing lie from 71. to 77.
& cannot complain
of delay wh. is the result
of his passivity.

I see Sir W.R. writes
that he was "entitled"
to be pensioned on medical
certificate. As I understd.
the rules no one is entitled
to pension as a matter
of right. The grant is
conditional on good
service.

Lie over till
Mr. Davidson's
return from England

7.1.79.

Order No 839 of 80

Note.

The accompanying papers were handed to me by Mr Master.

They relate to the application of M. Ete-rajoo Mudali, late Hd. Gomastah of the District Munsiff's Court, Kulitalai, Trichinopoly District, for a Pension. Having refreshed my memory by a reference to the Proceedings connected with his case, as well as a letter d/ 1st May 1880, from the Sheristadar of the Trichinopoly Court

The result is as I anticipated. Mr. Davidson purposely [illegible] [illegible] obtained in 1876 from Secy of St. for Pension & I wd decline to entertain his application now

30/7/80

Court, who held the same appointment when I was District Judge, I find that instead of Petitioner appearing before the Medical Officers of the District where he was known, on the expiration of his period of suspension he proceeded to Madras, and submitted from there a Medical Certificate d 20th July 1871 - said to have been given to him by the late Dr Duff, and countersigned by Dr Blacklock, neither of whom had any previous knowledge of or acquaintance with the Petitioner. After the receipt of the Medical

Certificate

certificate and with a view to the requisite identification being made, Petitioner was called upon in 1871, to furnish the usual identifying information as to age &c., without which no further action could be taken on his application for pension.

This information he failed to supply up to 1877, when he petitioned the Government without affording any explanation for the omission, beyond stating that he had sent reminders and had received no answers.

In the Medical certificate the party

who appeared, gave his age by his own statement as 50 years - by appearance 55 years.

The Petitioner's Nominal Roll shows that he entered the service in 1852 - Even assuming that he entered the service at 20 years of age, he would only be about 39 or 40 in 1871 - (not 50 or 55) -

Apart from the question as to whether or not the Petitioner forfeited a claim to pension or gratuity by his misconduct, there is strong ground for doubting, in the absence of any descriptive roll with the Medical certificate, whether he was the identical person who appeared before the Medical Board at Madras and obtained the certificate.

On these grounds I do not see my way to recommending that Petitioner should be admitted to a Pension.

Noted

Pension Dept.

Ohe 839/80

C30/7
R31/7

Pension Department

Proceedings of the Madras Government

Read the following

Proceedings of Government, Petition Department dated 16th Novr. 1877 No. 669

Transferring for disposal a petition from M Ethiraja Mud. late Head Gumastah, District Munsif's Court, Trichinopoly praying that early orders may be issued for his pension.

Order thereon 26th Novr. 1877 No. 641

The District Judge of Trichinopoly will submit in the usual Course an application for pension or gratuity on behalf of M Ethiraja Moodelliar, late Head Gumastah District Munsif's Court of Trichinopoly.

2. The Petitioner will be referred to the Distt. Judge.

(True Extract)
(signed) Lorne A Campbell
Under Secretary

(True Copy)
[illegible]
Distt. Judge

Ex
4/12 C.A.
[illegible]

Lr. No 366

Extract from Proceedings of the Civil Court of Trichinopoly under date the 20th Octr 1870.

In my summary in Session Case No. 27 of 1870 under date the 8th Ultimo, I made the following remark "as the gross irregularities which appear to be practised with impunity in the District Munsif's Court (of Kulittalai) must necessarily form early subject matter of enquiry it will suffice for the present &c"

Accordingly on the 19th Ultimo I paid a visit to Kulittalai and as the District Munsif has since sent in an application for a superannuation pension it is not necessary for me to say more in regard to him, than that Judging by what I then saw and from what transpired at the trial in Session Case 27 of 1870 he appears to have allowed the Control and management of his Court to drift out of his own hands into those of his Head Gumastah Ethirajalu Mudr, and the all but inevitable Consequence has been that the Head Gumastah has sanctioned irregularities of the grossest description to be practised with perfect impunity and I think I am not far wrong when I say that the other Gumastahs and Vakils were perfectly well aware of those malpractices which have resulted in the ruin of the 5th Gumastah Subramanya Mudelly the 1st Prisoner in Session Case No. 27 of 1870.

Next to Subramanya Mudelly the next culpable members of the Kulittalai Munsif's Court Establishment are, Ethirajalu Mudelly and the Vakil Kasturi Rungien. The result of my enquiry leaves me no room for doubting that the former was perfectly cognizant of the malpractices which were being carried on under his very nose, and that he is therefore clearly not a fit person to be any longer entrusted with the responsible situation of Head Gumastah. The evidence in Session Case No. 27 of 1870 as well as the admission of Vakil Kasturi Rungien himself leave me no option in the matter of at once removing him from his office of pleader in the Kulittalai Distt. Munsif's Court I therefore dismiss him from that appointment and I suspend the Head Gumastah Ethirajaloo Mudelly for 6 months, at the expiration of which period he will be transferred to a subordinate appointment elsewhere It will probably be necessary in the interests of the public service, gradually to transfer the other Gumastahs and some at least of the Vakils, all being beyond doubt more or less either active or passive participators in the irregularities which have recently been brought to light

(Signed) R Davidson
Civil Judge

20-10-70

(True Copy)

District Judge

Compd
A J Williams
2d writer

No. 13.

I Charles Murray Duff M. D.
Surgeon Major Acting Surgeon 4th Distri
Madras do hereby certify that I have ca
=fully examined M. Eteraja Moodali, late
Gumastah, District Munsif's Court Kulit
Trichinopoly District, that his age is by h
own statement 50 years and by appear
=ance about 55 years, and that I find hi
to be unfit for further service from pre
=mature old age and infirmity not in
my opinion attributable to intemperance
or other irregular habits.

Madras. }
28th July 1871 }
(Signed.) C. Murray Duff
Surgeon M
Acting Surgeon 4th D

True Copy
Madras }
21st Jany 1878 }
A Porter M.D. Surgeon Major
Surgeon 4th Dist

Confirmed after personal
examination.

29th July 1871. (Signed) A. Blacklock
Dy Inspector Genl. I. M. D.
Presidency Di

which

To be returned with reply on reverse.

AUDIT DEPARTMENT.

Fort Saint George,
Accountant General's Office,
16th February 1878.

Rd 18.2.78

FROM THE DEPUTY ACCOUNTANT GENERAL, MADRAS,

TO THE District Judge. Trichinopoly.

VIDE your Application for Pension on behalf of M. Sthee ajulu Moodr.

THE undersigned has the honor to Enquire:-

1. What is the date of the applicants birth by Christian Era-
2. Why the Medical Certificate of applicants unfitness for further service was obtained 3 months subsequent to his retirement from service ~~& that~~ in Madras instead of in Trichinopoly the District in which he served-
3. Why a true copy of the Medical Certificate instead of the Original was sent along with the application-
4. Why no steps were taken to send in, an application for such retiring allowance to which he is entitled, till Novr. last-
5. Was nothing recorded regard of the Applicants character & past conduct in the Office Service

Service Register — If nothing ~~had been~~ is made please send copies of Testimonials if any in the possession of the Applicant —

W Donald
Ag Dy Accountant Genl

28213/2

Accountant General's Office
Recd 9)
Ansd __) 3 1873

Memorandum

1 The date of the Applicants
birth by Christian Era is 16th April
1822.

2 The Applicant was suspend-
-ed for 6 months from 22nd October
1870 and this period expired on 21st
April 1871 - The Court was then adjourn
-ed and was re-opened on 19th June
when the Applicant sent an appli-
-cation by post for Pension or
Gratuity - This application dated
14th Idem was received through the
District Munsif of Kulittalai on the
21st and on the 6th July he was direct
-ed to produce the requisite Medical
Certificate which he obtained on the
29th July. Hence the delay of 3 months
in obtaining the Certificate

The Applicant resided at Madras
when directed by this Court to pro-
-duce a Medical Certificate and
he obtained it in the Presidency
Town.

3 . Vide Answer to Query 4

4 . The Applicant as stated
above was suspended for six
months in October 1870 and the
period of suspension expired
on the 21st April following when
the Court was closed for Summer
recess. From the papers copies of
which

which are enclosed it is to be seen that the Applicant instead of joining Service on the expiration of the period of his suspension applied for a retiring allowance and was directed to produce Medical Certificate of unfitness for further Service - which he did on the 18th August. No steps were taken thereupon by the late Judge of this Court - The Applicant Complained to the Government in March last and his Petition was referred to this Court for report. Thereupon the records were thoroughly searched - the medical Certificate Could not be found and this fact was reported to Government on the 2d November on which Government directed the submission in the usual Course of a formal application for Pension or Gratuity. The Applicant was then directed to obtain and send a Certified Copy of the Medical Certificate. He did so, and therefore the Copy instead of the original was forwarded.

5. Nothing was recorded regarding the Applicants character and past Conduct in the Office Service Register. He appended Copies of his Testimonials to his

Petition

Petition to Government and Copies taken from them are enclosed.

Trichinopoly
District Court
22d. February 1873

Foster Webster
District Judge

Accountant General's Office
Recd 1 3 1873
Ansd

further that on the expiration of the said term of suspension he be reduced to an appointment of less responsibility in a different place sobly under the presumption that the Distt Munsif allowed his powers and management of the Court to pass into the hands of your Petitioner and that your Petitioner thereby permitted irregularities in such a way that they cannot be punished for and also that your Petitioner connived at the said Subramania Mudali's irregularities

x As will be seen on reference to the order of the Civil Judge

2. That your Petitioner then made a protestation to the Civil Judge explaining his innocence and straightforwardness in the said Subramania Mudali's Case and his general good Conduct which he maintained during a term of about 18 years public life; and requested the Civil Judge to reconsider his severe orders to restore your Petitioner to his appointment, but was never favored with a reply.

3. That on the 20th April 1871 when the period of suspension ended, your Petitioner was not able to report himself to his superior as the Court was adjourned prior to that date - In June 1871 when the Court re-opened and when your Petitioner should have reported himself for orders his health was so much impaired by his previous misfortune and other circumstances that he found himself utterly unfit for public service and represented the same both to the Civil Judge and the Distt: Munsif requesting at the same time to recommend your Petitioner for pension or gratuity whichever he may be entitled to.

1871

4. That your Petitioner was thereupon ordered by the Civil Judge through the Distt: Munsif to produce the necessary Medical Certificate which your Petitioner accordingly obtained and forwarded it to the District Munsif in a Registered Cover (Copy of Post office Receipt attached). As your Petitioner did not subsequently hear anything regarding his claim to pension, he sent in reminders but to no effect - Instead of being rewarded for your Petitioner's Conduct and straightforwardness in bringing to light the offence committed by the Gunnatah referred to above, how wounded should he be that he was so unjustly dealt with - The delay now made in disposing of his claim to pension is an additional injustice

5. That your Petitioner is unable owing to Continued ill-health and overwhelming necessity to proceed to the place and ascertain where & at what stage his pension papers are. His written Communications on this subject

of the time during which he had been
suspended but submitted a Petition* Copy* marked D
through the District Munsif of
Kulittalai in June 1871 requesting
to be permitted to retire as he was
unable to Continue any longer in
public service owing to ill-health
and asking that he might be recom-
mended for Pension or Gratuity
whichever he may be entitled to
and Mr. Davidson directed him* to produce Copy* marked C
medical Certificate of his unfitness
for further service

3. The Petitioner sent the medical
Certificate through the District
Munsif in August 1871 and on the
Munsif's Arzi forwarding it as
Mr. Davidson has simply initialed
but no order either to send up his
application for pension or otherwise is passed
therein.

4. What took place further in
the matter Cannot be ascertained
from the records of the Court
which were thoroughly searched
but the Officials of the Court
remember that the Petitioner's appli-
cation and the Medical Certificate
were returned with an Endorsement
to his address at Madras Post Bearing
but what the Endorsement was they
are unable to state

5. No further applications from
the Petitioner appear to have been

[illegible]

received

received by this Court since 1871

6. The Petitioner's present appli-
cation to Government with the
Enclosures are herewith returned

7. The blame of the delay which
has occurred in disposing of
this matter lies entirely with the
Court servants. My Sheristadar
has gone away on two months
sick leave and the papers were
not brought to my notice till
this morning

I have the honor to be
Sir
Your most obdt Servt.
(signed) E. F. Webster
Distt. Judge

(True Copy)
Foster Webster
Distt Judge

Ex
[illegible]

Inc 12-366

Copies of Testimonials

The bearer Ethiraja Mudr. 2d. Gumastah of this Court has from the year 1852 to this day discharged his Judicial, Criminal, and other business most carefully and intelligently. He is well experienced in his works, trustworthy, straightforward and able to conduct duties of a higher nature than his present one. I am therefore highly pleased to certify that his merits will be approved of by any officer and that he will be provided with an higher appointment

(signed) Syed Goolam Rassool
Sudder Ameen

20th August 1862

Certificate granted by Moulvi Syed Goolam Rassool Sahib Distt Munsif of Kutittalai in the Trichinopoly District

The bearer M Ethiraja Mudr., the Head Gumastah of this Court was employed as 2d Gumastah from 1852 (when this Court was styled Mufty Sudder Ameen's Court) to June 1869 and subsequently to this day as Head Gumastah. He performed his duties in conformity with the rules systematically and satisfactorily. He is careful, active, trustworthy, and honest, has a long experience in Judicial matters and is fit for any higher post. This Certificate was with pleasure granted to him at

his request to help him in obtaining
higher appointment for which he
ries

April 1870

(Signed) Syed Goolam Rassool
Distt. Munsif

(True Translation)
(Signed) M Ettiraja Mud^r.

(True Copy)

Joseph W. Clute
District Judge

In No 388

To be returned with reply on reverse.

AUDIT DEPARTMENT.

Fort Saint George,
Accountant General's Office,
4th March 1878.

FROM THE ACCOUNTANT GENERAL, MADRAS,

TO THE District Judge of Trichinopoly

VIDE *your Application for* Pension *on behalf of* M. Ettiraja Mood^r.

THE undersigned has the honor to request that the District Judge will be good enough to return this office memo: dated 16^th Ultimo, the same not having accompanied the reply memo: No 85. dated the 22^d idem.

Etd
8 3

Please state whether with the above reply memo any letter bearing No 114 was sent, as on the post cover that number was entered ~~and [illegible]~~ letter was received in this office –

W. Donald
for Dy. Acct. Genl.

Ans No 368

29046

Accountant General's Office
Recd 18 3 1873
Ansd ___

Memorandum No 130

77

Your official Memo of the 11th Instant asked for was returned with the Reply of this Office No 85 dated the 22d Idem. A copy of the Memo was retained in this Office and a copy taken from it is enclosed.

No letter was sent with the Reply memo in question and the No 114 entered on the Post Cover denotes the No of the Correspondence in the Register of Service labels kept in this Court

Trichinopoly
Distt. Court
16 March 1878

[illegible] Webster
Distt Judge

Exd

Registered Letter Receipt — to be given to the Sender.

G

Posted at Mount Road Office —

No 470 — W. 7½ Rs —

Date — 15 — 6 — 71.

Address.

R. Davidson Esqr.

Trichinopoly

Office Stamp.

Mount Road
1871
Jun 15
2

Initials of Receiving Clerk.

KYVS

(True Copy)

Registered Letter Receipt — to be given to the Sender. H

Posted at Royapettah Pt. Office

No. 264 — W. 1 Tola.

Date 30th July 1871 —

Address.

Appakvyah Aiengal
Kulootalay, Trichinopoly.

Office Stamp.

Royapeta
1871
30 JY.
1

Initials of Receiving Clerk

(Signed) A. Casaule

True Copy

To be returned with reply on reverse.

Audit Department.

Fort Saint George,
Accountant General's Office,
15th April 1878.

From The ACCOUNTANT GENERAL, MADRAS,

To The District Judge Trichinopoly—

Vide your Application for Pension on behalf of M. Ethiraja Moodr.

The undersigned has the honor to Enquire whether the post of Head Gumasta in which the applicant is shewn to have acted on full pay from 1 July '69 to 3 Feby '70. was a full vacancy and if so how was the vacancy caused. and whether no other person but the applicant counted service in that appointment for the period in question—

Donald
Depy Accountant Genl.

E, No 189

Memo No 189

Mir Bahudeen Sahib the former Head Gumasta having retired on Pension from 1st July 1869, the Post of Head Gumastah was a full vacancy and no other person but Etheraja Moodr Counted Service in that post from 1st July 1869 to 3rd Feby 1870

× Vide Proceedings of Madras Government dated 14th Jany 1870 No 22. Copy Enclosed

Trichinopoly
Distt: Court
6th June 1878

F Brandt
District Judge

Exd. K

Accountant General's Office
Recd 8
Ansd __ 6 .1873

In No. 366

Pension Department

Proceedings of the Madras Government

Read the following letter

From the Ag. Civil & Session Judge of Trichinopoly } Here enter 30 July 1869 No 280

Report of the Examiner of claims (- " - 27th Novr 69 No 1433

Order thereon 14th January 1870 No 22.

Meer Bahudeen Saib late
Head Gumastah on the Establish
-ment of the District Munsifs
Court of Kulatally in Trichinop
District has served for Pension
30. Yrs. 2 Ms 21. days up to the
June 1869 - His character durin
this period appears to have be
good and the Governor in Coun
is accordingly pleased under
-tion VII of the Revised Pensio
Rules to grant him from the
July 1869 a "good Service Pensio
of Rupees /10-as-/ ten per mensem
being a moiety of his salary
the last 5 years of Service

(True Extract)
(signed) H E Stokes
Under Secretary

(True copy)

F Brandt
District Judge

Comp. K

Trichinopoly. Distt. Court
31st January 1878

No. 41

From
E. F. Webster Esqre.
Distt. Judge of
Trichinopoly

To
The Accountant General
Madras

Sir

I have the honor to forward an application for Invalid Pension on behalf of M. Ethiraja Mudr. late Head Gumastah of the District Munsifs Court of Kulittalai, as directed by Government in their order dated 16th Novr. last No. 669, Copy of which is enclosed.

2. The Government Order was received on the 28th Novr. and the applicant was on the 30th Idem directed to produce an authenticated Copy of his Medical Certificate and a Statement of his service and other particulars. On the 12th Decr. the applicant sent a statement of his service and an unattested

Copy of Medical Certificate, and on the next day he was required to obtain and submit a duly authenticated Copy from the Office by which it was issued. A reminder was sent to him on the 21st Instant and the Certificate was received on the 26th.

Hence the delay in submitting this Application.

I have the honor to be
Sir
Your most obt. Servt.

District Judge

Accountant General's Office
Recd 4 2 1878
Ansd

Pension 1878 Dept
From No. 365.
The Distt. Judge
of Trichinopoly
To The Accountant
General
Madras

Dated 31 Jany 1878
Recd 17 June 1878

No. 41
Enclosures 4

Ch. No. 834/80

Submitting an application for Invalid Pension on behalf of Mr. Ethiraja Mud. late Head Gumastah of the Dt. Munsif's Court of Kulitalai 25285

APPLICATION FOR {PENSION / GRATUITY.

1. Name of Applicant. Manipackam Ethiraja Mud.
2. Father's name. Manipackam Subaroya Mud.
3. Sect or Caste. Vellalah
4. Residence. Sathanee Street Triplicane Madras.
5. Present or last employment. Head Gumastah District Moonsifs Court Kulitalai. Trichinopoly Distt.
6. Date of beginning service. 12th Decr. 1852
7. Date of end of service. 21st April 1871.

	Y. M. D.
8. Length of service including breaks	18-4-10
of which superior	17. 5. 25
inferior	" " "
non-qualifying and breaks	" 10-16

9. Class of {pension / ~~gratuity~~} applied for, and cause of application* ... Invalid
10. [Average] emoluments or pay. Rs. 15-9-1
11. Proposed pension. " 5-3-"
12. Proposed gratuity. "
13. Date from which to commence. 22d. April 1871
14. Place of payment. Madras.
15. Age of Applicant on this date. ~~18 April 1878~~ yr. m. d. 55-9-14
16. Height. Feet - Inches 5 - 6
17. Marks. Moles over the left forehead on the left ear and on the right back. Complexion fair
18. Date. 31st January 1878.

District Judge
SIGNATURE OF THE HEAD OF OFFICE.

*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.

HISTORY OF THE (SERVICE SHOWING BREAKS) OF Manipackam Etheraja Mudr.

Establishment.	Appointment.	Pay. RS.	A.	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.
Mufty Sadr Ameen's Court Trichinopoly	2d Gumastah	13	..	..	..	12th Decr/52	4th Sept/59	6	8	24	.	..	.	The Mufty Sadr Ameen's Court of this Distt was converted into Addl Distt Munsif's Court of Conad under G O 1863 dated 21st August 1862 and the latter was located at Kulittalai as per notification in the Distt Gazette by the then Civil Sessions Judge G O 1723 dated 31 Octr/60	Verified by reference to the annual lists, Pay Abstracts and leave statements kept in this Court	Verified from the records of the Distt Court Trichinopoly and the verification has been confirmed partly from the Annual Returns & partly from the Audit Registers on record in this Office.—
On Private affairs leave						5th Sept/59	20th Janr/60	..	..	.	..	4	16			
Mufty Sadr Ameen's Court Trichinopoly	2d Gumastah	13	.	.		21st Janr/60	30th Septr/62	2	8	10						
Addl Distt Munsif's Court Conad and Distt Munsif's Court Kulittalai	Do — Do	14	..	..		1st Octr/62	30th June/69	6	9	..						
Distt Munsif Court Kulittalai	Ag Head Gumastah on full pay	20	..	.		1st July/69	3d Feby/70	.	7	3						
Do	Head Gumastah	20	..	.		4th Feby/70	21st Octr/70	.	8	18						
Under Suspension						22d Octr/70	21st April/71	.	.	.	.	6	..			
Total period of {superior inferior} service ...							....	17	5	25	..	10	16			

REMARKS BY HEAD OF OFFICE.

1. As to character and past conduct of Applicant. Not Known — the Applicant having been removed from service 7 years ago.

2. Explanation of any suspension or degradation. Suspended for 6 months in 1870 as he was suspected of having been cognizant of the misappropriation of a stamp paper from the Kulittalai District Munsif's Court during the time the Applicant was Head Gumastah

3. Regarding any gratuity or pension already received by Applicant. See Chapter XX. There was no appeal from this Order, a Copy of which is enclosed. The man did not return to duty on the expiration of the period of suspension, and in March last he applied to Government for Pension

4. Explanation under Section 47, Rule 1, so far as the Head of the Office can give it. The Government in their Proceedings dated 16th Novr/77 No 669 directed the submission in the usual Course of an application on his behalf for Pension or Gratuity whichever he may be entitled to — Copy of the Proceedings also is enclosed.

5. Any other remarks.

Distt Judge
SIGNATURE.

Ed [illegible] Regd No. 3864

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 17 years 5 months and 25 days; and that an Invalid {pension ~~gratuity~~} not exceeding Rs. 5-3-- per mensem equal to one third of his average pay is admissible under Section 59 (b) of the Civil Pension Code ~~The calculations have been duly verified.~~ From the accompanying papers it will be seen that the applicant was suspended in October 1870 for a period of 6 months — On the expiry of the period the applicant did not rejoin the court owing partly to its adjournment and partly to his severe illness. but on the opening of the Court in June 1871 he filed a petition Expressing his inability to serve longer owing to illness, and requested that he might be recommended for a pension. Upon this he appears to have been called on to produce a Medical Certificate of unfitness which he accordingly obtained in Madras he having been then here and submitted to the District Court in August 1871 and no steps appear to have been taken subsequently nor has any cause for the omission of the necessary steps being taken been recorded in the Court. To this the attention of Govt is respectfully solicited.—

Regarding the applicant's Character and past conduct — the District Judge states that as he retired 7 years ago he does not know anything of him — but from the translations of testimonials accompanying he appears to have borne a good Character.—

The delay in the submission of this application has been explained in reply Memo: No 85 of 22d February last herewith accompanying.—

The Applicant's petition to this Office with its enclosures are herewith forwarded.—

Fort Saint George,
Acctt Genl's Office,
15th June 1878.

Offg Dy Accountt ~~General~~

To The Under Secretary to Government
Pension Departt.

Pension 1878 Depts

No 366.

Pension 26th Novr. 1877 No. 641

Order thereon 10th August 1880 No. 839.

Application for {Pension or ~~Gratuity~~—

June 19

Date of application. 15th June 1878.

Name of Applicant. M. Ethiraja Mudly.

Last Appointment. Head Gumastah District Munsif's Court, Kulittalai Trichinopoly District.

Class of {pension or gratuity

Amount of pension sanctioned.

Amount of gratuity sanctioned.

Date of commencement.

Date of sanction.

The Govt. decline to entertain this application which was very properly rejected by the District Judge for good & sufficient reason.

2. The applicant will not be granted any kind of allowance.

To the Accountant General
– " – District Judge of Trichinopoly
– " – Petitioner Despatch

Despd 19-8-80

With order

94

Mahmudays

Gobt. of {1880} Madras.

PENSION.

To The Accountant General

Dated 10th August } 1880.
Received 19th " " Encl.

G.O., 10th August 1880. No 839

Declining to grant any retiring allowance to Manipackam Ettirajai Mod.r late Head Gumsah District Munsiffs Court Trichinopy District