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MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	<u>497</u>	Press ~~Mis.~~
Dated	<u>31-5</u>	18 <u>80</u> .

Not to be folded or roughly handled

10
GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

31st May 1880, No. 477.

Gratuity.

Read the following papers:—

From the Subordinate Judge of South Canara, dated 22nd September 1879, No. 74.
,, Officiating Assistant Accountant-General, dated 15th April 1880, No. A.D.J.-246.

ORDER THEREON, 31st May 1880, No. 477.

Under Sections 63 and 76 (a) and Rule 9 at the end of Chapter XX of the Civil Pension Code (4th Edition), His Grace the Governor in Council is pleased to grant to Kullā Antony Souza, late Process Server, Sub-Court, Mangalore, an invalid gratuity of Rs. (10-8-0) ten and Annas eight, payable at Mangalore.

(True Extract.)

LORNE A. CAMPBELL,
Under Secretary to Government.

To the Accountant-General, with Register.
,, Sub-Judge of South Canara.
,, Collector of South Canara.

Exd. J. W. Fischer.

Gratuity.—Granting an invalid gratuity of Rs. 10-8-0 to Kulla Antony Souza, late Process Server, Sub-Court, Mangalore, in South Canara District.

MAY.

G.O., 31st May 1880, No. 477.

Dated May, 31st
Issued
Recd.

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

PENSION.

Govt. of (1880) Madras.

APPLICATION FOR { PENSION
GRATUITY.

1. Name of Applicant. *Kulla Antony Souza*
2. Father's name. *Gonsal Souza.*
3. Sect or Caste. *Roman Catholic Christian.*
4. Residence. *Mangalore Town*
5. Present or last employment. *Process Server*
on the Batta establishment
6. Date of beginning of service. *16th August 1873*
7. Date of end of service. *31st March 1879.*

	Y.	M.	D.
8. Length of service including breaks	...	...	...
of which superior	...	...	...
inferior	...	...	...
non-qualifying and breaks	...	...	...

9. Class of { pension } applied for, and cause of application* *Invalid gratuity, Sec. 76.*
{ gratuity } *Old age & infirmity.*

10. [Average] emoluments or pay. *Rs. 7-4-4*

11. Proposed pension. *" " "*

12. Proposed gratuity. *21- " "*

13. Date from which to commence. *1st April 1879.*

14. Place of payment. *Mangalore.*

15. Age of Applicant on this date. *55-6-11* (12 March 1879)

16. Height. *4-6*

17. Marks. *A wart on the right cheek, a mole on the left cheek & one below the left side of the mouth; beard scanty; brown marks on the right & left sides, & on the feet of the breast. A black scar on the forepart of left leg.*

18. Date. *22nd September 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.

[Signature]

SIGNATURE OF THE HEAD OF OFFICE.

Jan 1880 12 Sept 11
No 568

APPLICATION FOR PENSION OR GRATUITY—

Date of application. 22^d September 1879
Name of Applicant. Gullas Anthony Souza
Last Appointment. Proceeds Server
Class of pension or gratuity. Invalid gratuity.
Amount of pension sanctioned.
Amount of gratuity sanctioned.
Date of commencement.
Date of sanction.

Write order 477

A. D. K.
No. 21

7a

To be returned with reply on reverse.

TREASURY ACCOUNT DEPARTMENT.
Pension Verification Branch.

Fort Saint George,
Accountant-General's Office,
15th January 1880.

FROM THE ACCOUNTANT-GENERAL, MADRAS,

TO THE Subordinate Judge
South Canara

VIDE ^{his} Application for Pension on behalf of K. A. Souza
Gratuity

late a Process Server of your Court.

THE undersigned has the honor to request that the Subordinate Judge will be good enough to inform this office why he considered the applicant entitled for his subsequent service, to a Gratuity of Rs 21 instead of Rs 10-8-0 to which latter amount only he would seem to be entitled under the provisions of rule 9 at the end of Chapter XX of the Civil Pension Code.

The application is herewith returned for insertion, opposite to Nos on the 3rd Page, of Certificate to the effect that the applicant was inefficient owing to age and infirmity. The document should be re-transmitted to this office accompanied by a copy of G. O. No 212 dated the 9th July 1882, referred to in the Sub Judge's letter No 74 dated the 22nd September last.

A. Chapman
Off. Sp. to Account-General
for Account-General

To do

N^o 37

In reply to the foregoing letter, I have the honor to state that the Applicant would be entitled to a gratuity of Rs. 10-8-0, instead of Rs. 21 for which he was recommended, if the rule referred to in the above letter, read with the Sec 106, as amended in the 4th Edition of the Pension Code, is applicable to the Applicant.

The old rules required an officer discharged with a gratuity, to refund it in the event of his being re-employed within 12 months after discharge; and the Sec 106, above referred to provides for its refund by officers who may count the previous service "for future pension," but not by officers who may not eventually claim a pension. In this view of the said section, the rule which provides for cases of neglect to refund the gratuity under that section, appears to me to apply to the officers of the former, and not of the latter class.

The Applicant was all along employed in a grade ineligible for pension, being re-employed 11 years after discharge with a gratuity, he was not liable to refund it under the old

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old rules; and being nearly 60 years old, at the time of his reemployment, he could not refund it, as he had no prospect of continuing in the employment till he would complete 30 years of service to entitle him to a pension. If the object of the provision made in Sec 106, is to enable an officer to count his previous service for future pension, it is doubtful whether the rule applies to the Applicant who could not, if he refunded the gratuity, claim eventually a pension, and as after he failed to refund it, he had no claim to count his previous service for pension, it was also not taken into account in calculating the gratuity for the second service.

The application is returned with a Certificate of the Applicant's being inefficient owing to age and infirmity inserted in para No. 5 of the 3rd page, and a copy of the Government order No. 212 dated 9th July 1862.

Sub: Court
Mangalore,
1st March 1880

W. R. S. S. S.
Subordinate Judge



Report of the Civil Pay Master showing the
Gratuity to which the undermentioned individuals on the
Establishment of the Subordinate Court of Mangalore, are
severally entitled.

No.	Names	Last Pay	Last employ- ment	Period of service	Gratuity to which entitled	Remarks.
x	x			x		The service of these indi- viduals cannot be verified from the records of the Civil Pay Master's Office; but assuming the periods given by the Prin- cipal Sad Amin of Mangalore to be correct, they are severally entitled to the gratuity set opposite to their respective names.
6	Mulla Anthony	5.4.	Row	22.11.	6 months	
x	x			x		

Fort St. George
Civil Pay Master's Office
1st July 1862

Signed M. J. Payson
Appy Civil Pay Master

To The Ag Chief Secretary to Government
Civil Revenue Department
(True copy)
Signed B. L. Elliot
Ag Dy Secretary to Government

(True copy)

J. R. R. R. R. R.
Subordinate Judge

Ms. A. 5. 6. 1.

Pension Department
Proceedings of the Madras Government

Read the following papers
From the Principal Sadr }
Amir of Mangalore } Here enter 20 June 1862
to the Civil Pay Master }
" Civil Pay Master " 1st July 1862

Order thereon 9th July 1862
No. 212.

The Governor in Council is pleased
to sanction the payment to the Deons, who
have been discharged on their reduction of
establishment of the Subordinate Court of
Mangalore, of the amount of gratuity
to which they are severally entitled as
set opposite their names in the report of
the Civil Pay Master.

(True Extract)
Signed R. S. Ellis
By Dy. Secretary to Govt.

To The Principal Sadr Amir }
of Mangalore — } with copy of the Civil Pay List

(True copy)

Wm. H. Bonds
Subordinate Judge

Ms. A. 578

Ln A-568

Name of Officer.		Caste or Race.		Residence.		Name.		Residence.		Date of Birth.		Age.		Exact height.		Personal marks for identification.		Date of Entry.		Signature of Officer.		Signature and designation of the head of the Office.			
Mulla. Antung-Jung		Mangalore Town.		Mangalore Town.		Mangalore Town.		Mangalore Town.		12 th March 1878		64		5		4		6		16 March 1878.		+ Frank of Kulu Shumung		M. J. Anthoni	
																						Subordinate Post			

1	2	3	4	5	6	7
Name of appointment.	Nature, i.e., whether substantive or acting, permanent or temporary.	Substantive appointment, if the new appointment be acting only.	Pay.	Acting allow- ance.	Date of ap- point- ment.	Signature of Officer.
Peon. Assistant Judge's Court. Mangalore	Substantive.	"	5-4-	"	2 nd June 1839.	J. Frank of Kulla. Attorney, Mangalore
Peon. Sub Court. Mangalore						
Peon. Prin. Sudr. Minis of Mangalore	Ditto.	"	5-4-	"	15 th Sept 1843.	
	Ditto.	"	5-4-	"	20 April 1861.	
	Ditto.	"	5-4-	"		
	Ditto.	"	5-4-	"		

See the subsequent entries on the last page.

8 Character of Officer.	9 Signature and desig- nation of immediate head of the Office.	10 Date of termina- tion of ap- pointment.	11 Reason of ter- mination, e.g., transfer, pro- motion, return of permanent incumbent.	12 Signature and desig- nation of immediate head of the Office.
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.				
		15 th Sept 1843	Reversion of Judge Estab.	
		19 April 1861.	abolition of the Court 1861.	
		30 April 1862	Re-establishment of the Estab. 1862.	

1	2	3	4	5	6	7
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.

8	9	10	11	12
Character of Officer.	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.
<i>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.</i>				

N^o 74

23821
Sub Court, Mangalore
22^d September 1879

From
The Subordinate Judge of
South Canara

To
The Accountant General
Madras.

Sir,
I have the honor to submit
an application for gratuity made by
Kulla Antony Souza, a process server,
attached to my Court and discharged
from the service on the revision of
the establishment, on account of old-
age and infirmity.

2 The said person was entertained
in the service, as a person on the per-
manent establishment, and on re-
duction of the number of the Court
persons in April 1862, as a Batta
person on the temporary Batta estab-
lishment up to 15th August 1873,
when he was employed as a Process
Server. In 1862, he received a gratuity
of Rs. 31-8-0 for his past service, ac-
cording

SERVICE BOOK

Name.	Kulla Antony Souza	
Caste or Race.	Roman Catholic Christian	
Residence.	Mangalore town.	
FATHER'S	Name.	Constant Souza
Residence.	Mangalore town.	
Date of birth.	12 th March 1814.	

Inc 1958
Q 477

according to the Government Order dated
9th July 1862 No. 212. His age on this
date is ^{years m. d.} 65-6-11; the period of his service
as a Process server from 16th August 1873
to 31st March 1879 is ^{years m. d.} 5-7-16; and under
Section 76 of the Civil Pension Code
Fourth edition, he is entitled to an
invalid gratuity equal to 3 months'
pay viz. Rs. 21.

3 The applicant has not presented his writ-
ten application. The service Book & History of the
Services of the applicant are herewith forwarded -

I have the honor to be
Sir,

Yours most obed^t. servant.

W. S. S. S. S.
Subordinate Judge

P.S.

The delay in submitting this ap-
plication is owing partly to the court
having been adjourned for annual recess
for 2 months from 17th March and
partly to the pressure of court business.

Reference was to be made
to the old records of the late Assistant
Judge, Sub Judge and Principal Sd.

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Munis' Courts in verifying the entries
in the statement of services; and the
examining officer had, besides performing
the double duties of his new office, to record,
amend, and in some cases, recast the state-
ments of services of several servants
employed in my Court and others who
were on the old Sub Court establishment,
and are now employed in Mysore
territories.

The applicant has not yet pro-
sented his application, though he was
frequently ordered to do so.

16th October 1879.

W. S. S. S. S.
Subordinate Judge



Proceedings of the Madras Government.

READ the following papers:—

From the *Subordinate Judge of South Canara*
 dated 22^d Sept 79 No. 74
 " *Offg. Acct.* Accountant-General, dated 15 April 1880 No. 49 of 2166

ORDER THEREON, 31st May 1880 No. 477.

Under Sections 62, 76(a) & Rule 9 at
 the end of Chapter XX of
 the Civil Pension Code (4th Edition),

His Grace the Governor in Council is pleased

to grant to *Kula Antony*
Souza late Proc. Servant
Sub Court Mangalore
an invalid gratuity
 of Rupees (10-8-0)
Ten annas eight p.

payable *at Mangalore*

in consideration of his qualifying combined
earlier and subsequent inferior
 Service of *twenty eight* years, *Six*
 months and *fourteen* days.

To the Accountant-General, with Register.

" *Sub Judge of South Canara*
 " *Collector of South Canara* Recd. 31-5-80
Tug.

G. O. 31 May 1880
Despd. 31 May 1880
Cheng-tien

Obt. of (1880) *Madras*.

PENSION.

To

The Accountant-General,

&c., &c., &c.

Dated *31 May 1880*

Despd. " " "

G. O., *31 May 1880* *A-477*.

Granting an increased

gratuity of Rs 10-8-0

to *Stella Antony*

longer into process

done. Sub. Cont
It may also be
done. Cont. Cont.

31 May 1880