

Number of page 1-16
2. Date of repair 25-2-36
3. Initials of Referee

M.R.O. 1-82400-22-11-00

MADRAS RECORD OFFICE.

Government of Madras.

Pension

DEPARTMENT.

G.O. No. 1253	Press Mis.
Dated 18 12 1882	

Not to be folded or roughly handled

18TH DECEMBER 1882, No. 1253, PENSION.

PENSION DEPARTMENT.

LETTER—from

THE ACTING SECRETARY TO THE GOVERNMENT OF
FORT ST. GEORGE,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
DEPARTMENT OF FINANCE AND COMMERCE.

SIR,

I am directed to forward the accompanying memorial from T. Veerasawmy Naidoo, late Head Gumastah, Judicial Commissioner's Court, Ootacamund, appealing against the order of this Government declining to reconsider their decision of 13th October 1881, granting him a retiring allowance of Rs. 8-15-0 per mensem, equal to one-third of his average emoluments.

2. T. Veerasawmy Naidoo's total service in Government employ amounted to thirty years, one month, and twelve days; but of this five years, six months, and twenty-eight days were passed in inferior grades and six months and twenty-five days on leave. Excluding these two periods, his net qualifying superior service amounted to twenty-three years, eleven months, and nineteen days, for which he was granted the full pension to which he was entitled.

3. He petitioned this Government praying that, out of his inferior service of five-and-a-half years, one year and eleven days, the period wanting to complete twenty-five years' service, might be treated as superior service, or that the sick leave taken by him on half-pay in 1870-71 and 1874 might be converted into privilege leave, the smaller balance in that case wanting to make up twenty-five years being condoned, so that a pension of half average emoluments might be passed. The first request was beyond rule. The Accountant-General and the Judicial Commissioner of Nilgiris were called on to report on the second, but, on a perusal of the replies received, His Excellency the Governor in Council saw no sufficient reason for converting sick into privilege leave after the lapse of so many years, especially as the balance of service required to make up twenty-five years would in that case also have had to be condoned.

4. As the period required to complete the memorialist's service was beyond that which it is within the power of this Government to condone, they were unable to accede to his request. Considering, however, his length of service, his case appears a hard one and deserving of the favorable consideration of the Government of India.

I have the honor to be,

Sir,

Your most obedient servant,

FORT ST. GEORGE,
18th December 1882.

Ed. J. W. Fischer.

Acting Secretary to Government.

1882.

PENSION DEPARTMENT.

From the Government of
Fort St. George.

Issued

Recd.

Encl.

Letter, 18th Dec. 1882, No. 1253.

DECEMBER.

Pension.

Forwarding memorial from T. Veerasawmy Naidoo, late Head Gumastah, Judicial Commissioner's Court, Ootacamund, appealing against the order of this Government declining to reconsider their decision of 13th October 1881 granting him a retiring allowance of Rs. 8-15-0 per mensem, equal to one-third his average emoluments.

28/

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Enclosure

To
His Excellency the Right Hon^{ble}
The Governor Genl of India
In Council
Calcutta.

The humble petition of
T. Veerasawmy Naidoo late
H^d Gumastah, Jud^l Comm^r
Office, Nilgherries, now
residing at Triplicane

Most respectfully sheweth.

That your humble petitioner
begs to forward herewith copies of
correspondence between him, the
Madras Govt. and the late Jud^l Comm^r
Nilgherries, from which, your Excellency
will see that your humble petitioner
had every hopes of succeeding in his
attempts for an increased pensⁿ, but
at last the Madras Govt. ordered in
their Endors^t. Dⁿ 1025 d^y 26th Oct^r 82 that
they see no reason to reconsider their
order

order of the 13th October 1881 N^o-1052
from the report received from the
late J^{ud}^g Com^{rs} of Neilgherries.
It will be seen from this report
that he left the Govt. to decide for
the urgency of the leave.

That the leaves enjoyed by the
petitioner were in urgent necessity
such as daughter's marriage at
Madras while doing duty at
Neilgherries and Hill Jern which
may be converted into Privilege leave
in accordance with Rule 72, Civil
Leave Code, in which it is stated
that Privilege leave on full pay
is not admissible in the Educational
or J^{ud}^g Dept. unless it is certified
that the officer was prevented
from availing himself of the
regular vacation, but Privilege
on half pay is admissible in
cases of urgent necessity and your
humble petitioner begs to say here

38/ 5
that he had enjoyed leave on half pay
on those occasions.

That by granting this concession
he w^d be entitled to 3 months Privilege
leave although he w^d not be allowed
any benefit for his attendance
at the Court on an average 20 days
in each adjournment as certified
by the J^{ud}^g Com^{rs} and therefore
his superior service will then
amount to years 24-2-19 excluding
non-qualifying service, and as this
period falls short of 25 years by
nine months and eleven days
your humble petitioner under these
circumstances respectfully and
humbly craves that his services
may be condoned & he may be
allowed the moiety equal to $\frac{1}{2}$ pay
in accordance with Rule 120,
Civil P^{er} Code which runs thus
"If an officer claiming for a
p^{er} for superior service, has
also

also rendered inferior service the
Govt. of India, or if the pension be
a provincial charge the Local Govt
may condone a deficiency in the
officer's qualifying service not
exceeding half his non-qualifying
or as the case may be inferior
service and also not exceeding 12
months in all.

For this act of charity
your humble petitioner (as in
duty bound) ever pray

Triplicane }
9th Nov 82 }

J. Veerasawmy Naidoo
Pensioner residing at
Tholasinga Perumal Cud
Street Door No 53.
Triplicane
Madras.

1P 7
To
The Secretary to Government
Pension Department
Fort St George.

Honored Sir,

I most respectfully and humbly
beg to inform your honor that I wish to prefer
an appeal on the Madras Government, Endorse-
ment, No 1025, dated 26th October 1882, Pension
Department; and humbly beg your honor will
be so pleased as to submit the accompanying
memorial to the Government of India for
their orders:-

Triplicane -
6th November/82. }

I beg to Remain,
Honored Sir,
Your most obedt & humble
Servant,

J. Veerasawmy Naidoo
Pensioner residing at
Tholasinga Perumal Cud
Street Door No 53
Triplicane
Madras

(Jus 1882 Department)
From - No 1334 Pell
T. Veeraswamy Naidu

To
The Secretary to Govt
Pension Department

Dated 6th November 1882
Received 8th Nov/82
N^o

Subject

Begs to submit the accompanying memorial to the Govt of India for their orders:-

I do not see that G.O. 26th Oct 82. no 1025
was initialed by though it was addressed
to the Hon: members - how do I see an order
to accept of the place. 15/11/82

Ce 1252 + 1253

4P 1334 - 9
Pension Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter *Petition*

from T. Veeraswami Nayudai late
H^o Gumatsh, Jud^l Com^r C^t. Ootacamund
dated 6th November 1882.

Order taken 18th Nov/82 No 1252

Ordered that the
Memorial be forwarded
to the Govt of India, and
the Memorialist informed
of its despatch.

Intimation given to the
Memorialist of the despatch
of the Memorial. 25/12/82

Letter

with Memorial forwarded to

that the Govt of India
has been informed
that the Memorial
has been forwarded
to the Govt of India
and the Memorialist
has been informed
of its despatch.

The Secy to the Govt of India
Dept of Fin^{ce} & Com^r

I am directed

to forward the accompanying
Memorial from
T. Veeraswami Nayudai,
late

late Head Gymastah,
Judicial Commissioners
Court, Ootacamund,
appealing against the
order of this Govt.
declining to reconsider
their decision of 13th
October 1881 granting
him a retiring allow-
-ance of Rs 8-15-- per
mensem equal to $\frac{1}{3}$ of his average emoluments.

2. T. Veeraswami
Nayudu's total service
in Government employ
amounted to 30 years,
1 month & 12 days; but
of this 5 years, 6 months
and 28 days were passed
in inferior grades, and
6 months and 25 days
on leave. Excluding these
two periods his net
qualifying superior
service amounted to
23 years, 11 months & 19 days
for which he was granted
the full pension to
which

58 11
which he was entitled--
3. He petitioned this
Govt. praying that out
of his inferior service of
5 $\frac{1}{2}$ years one year & eleven
days, the period wanting
to complete 25 years of
service, might be treated
as superior service;
or that the sick leave
taken by him on half
pay in 1870-71 & 1874 might
be converted into in-
privilege leave, the
smaller balance in that
case wanting to make
up 25 years being
passed. ^{so that a pension of $\frac{1}{3}$ average emoluments might be}
condoned. The first
request was beyond
rule, and if granted
would have become
an inconvenient
precedent. The
Memorialist was not
moreover entitled to
any special consideration.
With regard to the second
request

Handwritten notes at the top of the page, possibly including a date and a name.

(Hillman, Mrs.)
Deposition

Govt. of (1882) Madras.

Pension

To
The Govt of India
Department of
Finance & Commerce

Proceedings, dated 18 Dec 1882.

No. 1253.

18/12/82 - 12 - 82

Subject.

Pension. Forwarding
Memorial from P. Vira
Swami Nayudu late
Head Quinastah Judge
Civil Commissioner's Court,
Mylamund, appealing
against the order of this
Govt declining to recon-
sider their decision of
13 October 1881 granting
him a retiring allowance
of Rs 8-15-0 per mensem
equal to $\frac{1}{3}$ his average
emoluments.