

MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

G.O. No.	5 - 14	Press
		Misc.
Dated		18 12

Not to be folded or roughly handled

PENSION DEPARTMENT.

Pension.

No. 16.

FROM

THE 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 case of Anthony Pais, late 1st-Class Revenue Inspector, Mangalore Taluk, for the favorable consideration of the Government of India.

2. The applicant's total service when superannuated in September 1880 extended over thirty-eight years, five months, and twenty-nine days, but out of this thirteen years, three months, and twenty days having been passed in inferior and non-qualifying grades was rejected by the Collector, and for the remaining twenty-five years, two months, and nine days he recommended the grant to applicant of a pension of Rs. 15, equal to one-half of his average salary for the last five years. The Accountant-General, however, rejected a further period of six years, eleven months, and fifteen days from 16th November 1853 to 31st October 1860, during which applicant was employed as "Monegar," on the ground that the appointment was borne on the village establishment and did not seem to fulfil the first and second conditions of qualifying service. He was therefore only granted a pension equal to one-third average emoluments for eighteen years, two months, and twenty-four days of qualifying service as Revenue Inspector, and further inquiry was ordered regarding the nature of the service temporarily rejected.

3. It now appears that it fulfilled the necessary conditions for qualifying service, and from the accompanying papers it will be observed that in several instances, before the introduction of the Civil Pension Code, service as Monegar has been admitted by this Government to the privileges of qualifying superior service when the pay of the appointment exceeded 10 rupees. I am therefore to request that such a general ruling may be issued as is recommended by the Accountant-General; and in any case to recommend, in consideration of the serious hardship which would be entailed upon the applicant in this particular case by the rejection of so large a portion of his service which he had every reason to suppose would not be disallowed when he first entered upon it, that that period which he served as Monegar may be treated as qualifying so as to entitle him to a half-pay pension of Rs. 15 per mensem. The post in question

does not in any way correspond with the office of Head of the Village which is designated Monegar in some of the East Coast Districts, but is styled Potal in Canara. The Monegar post in Canara corresponds most nearly with that of Revenue Inspector in other districts.

I have the honor to be,
Sir,
Your most obedient servant,

FORT ST. GEORGE,
6th January 1882.

Secretary to Government.

Proceedings of Government, Pension Department.

Read again—

G.O., dated 13th September 1881, No. 870.

Read also the following papers :—

From J. STURROCK, Esq., Acting Collector of South Canara, to the Secretary to Government, Pension Department, dated Uppinangadi, 26th October 1881, No. 2323.

With reference to paragraph 3 of the Proceedings of Government in the Pension Department, dated the 13th September 1881, No. 870, I have the honor to state that the service of Anthony Pais as Monegar on the village establishment of this district, from 16th November 1853 to 31st October 1860, seems to fulfil both the conditions mentioned in the above order. Although the office of Monegar held by Anthony Pais formed part of the village establishment of this district, and the salaries of the Monegars were disbursed from the lump grant sanctioned for defraying the cost of this establishment (no village-cess or other similar impost being levied for the purpose in the district), yet the office in question was always regarded as one distinct from the ordinary village establishment, the appointments in which are regulated by the hereditary principle. The duties of the Monegars were in every respect analogous to those of the present Revenue Inspectors, and the servants were appointed and removed under the same conditions, and were subject to the same control as any other public servant of the regular establishment of the district. They, in fact, formed a part of the taluk staff, though nominally borne on the village establishment.

2. There are several instances in which service as Monegar on the village establishment of this district has been recognised by Government as service qualifying for pension when the pay of the appointment amounted to Rs. 10-8-0 and upwards, and a reference to the following Orders of Government and to the correspondence therein recorded will furnish the more prominent and recent instances of such recognition :—

G.O., 9th October 1866, No. 325, } Pension Department.
G.O., 13th March 1872, No. 110, }

No. 104.

Referred to the Accountant-General for his remarks.

FORT ST. GEORGE,
5th November 1881.

(Signed) J. A. DAVIES,
Acting Under Secy. to Govt.

From H. F. CLOGSTOUN, Esq., Officiating Accountant-General, to the Under Secretary to Government, Pension Department, dated Fort St. George, 12th December 1881, No. J.A.E-425.
Pension Department.

With reference to your endorsement, No. 104, dated the 5th November 1881, referring to me for remarks a letter from the Collector of South Canara, No. 2323,

dated the 26th October 1881, I have the honor to state that, according to the precedent recorded in G.O., No. 325, dated the 9th October 1866, Pension Department, the service of Anthony Pais as Monegar on the village establishment from 16th November 1853 to 31st October 1860 (which, owing to the circumstances detailed in Mr. Taylor's report quoted in G.O., No. 240, of 27th June 1866, is not borne on the records of this office), may be regarded as pensionable. As, however, the directions in the Preliminary to the Financial Codes preclude orders not contained therein being trusted in deciding or submitting for orders any question affecting pension of any officer engaged in the Civil Administration, and as there is no specific provision in the Civil Pension Code for the grant of pension for service rendered and paid as that of Village Monegar (an appointment in the village service establishment), it seems desirable that the Government of India should be moved to issue a ruling so as to govern this and future similar cases as in the case of Devasthanum establishment, *vide* Government of India, No. 388, dated the 25th January 1879, Financial, recorded in G.O., No. 120, dated the 13th March 1879, Pension Department.

2. The enclosures to your endorsement under reply and to your (wrapper) Memorandum, No. 110, of the 21st ultimo, are herewith returned.

ORDER THEREON, 6th January 1882, No. 15.

Ordered that the following letter be despatched :—

[Here enter No. 16, dated 6th January 1882.]

(True Extract.)

J. A. DAVIES,
Acting Under Secy. to Govt.

T. O'Connor.

1882.

PENSION DEPARTMENT.

From
The Secretary to the Govt. of
Fort St. George,

To
The Secy. to the Govt. of India,
Dept. of Finance and Commerce.

Dated 6th January 1881.

Issued

Recd.

No. 16.

Enclosure.

Pension.—Forwarding, for the favorable consideration, the case of Anthony Pais, late Revenue Inspector, Mangalore Taluk, and recommending that his service as Mangar may be allowed to count so as to entitle him to a half-pay pension of Rs. 15 per mensem.

To

The Secretary to the Government

of India,

DEPARTMENT.

Sir,

1. I am directed to forward the case of Anthony Pais late first class Revenue Inspector Mangalore Taluk for the favorable consideration of the Government of India

2. The applicant's total service when superannuated in September 1880 amounted to 38 years 8 months and 29 days of this amount 13 years 8 months and 20 days having been passed in inferior and unqualifying service and the remaining 25 years 8 months and 9 days the Collector who recommended the grant to applicant of a pension of Rs. 15 equal to one half of his average salary for the last 5 years. The Assistant Quarter Master General further recommended a pension of Rs. 15 from 1st April 1881 to 31st October 1880 during which time he was on leave. The applicant

applicant was employed as "Moonegar",
on the ground that the appointment
was borne on the village establishment
and did not ^{seem} to fulfil the first
and second conditions of qualifying
service. He was therefore only
granted a pension equal to one third
average emoluments for 18 years 2-
months and 24 days of qualifying
service as Revenue Inspector, and
further enquiry was ordered regard-
ing the nature of the service tempora-
rily rejected. It now appears that it
fulfilled the necessary conditions for
qualifying service and from the
accompanying papers it will be
observed that in several instances
before the introduction of the Civil
Service Code, service as Moonegar
has been recognised by the Government
as the privilege of qualifying superior
service and the pay of the appoint-
ment exceeded the request. I am
therefore to request that such general
policy may be pursued as is recommended
by the Government, and
in any case to recommend the intro-
duction of the service privilege which
would be entitled upon the appointment

in this particular case by the rejection
of so large a portion of his service
which he probably had ^{very} no reason
to suppose would be disallowed
when he first entered it that that
period he served as Moonegar may
be treated as qualifying so as to
entitle him to a half pay pension
of Rupees 15 per mensem.

900
2/1/82

The portion question
does not in any way
correspond to the value
of head of the
Village & is designated
Moonegar in some of the
entries of D. but is
entered as such in January
The Moonegar portion in January
corresponds most nearly
with that of Rev. Inspector
in the D.

I make by the
act of Gov. not
accept these facts
to not requiring
special sanction

LK

For Dy. Mag. & Secy. 9-1-82
6 January 1882

29-10-94

[Faint, mostly illegible handwritten text at the top of the page]

Mr. [illegible]
(14)

June 1882

DEPARTMENT.

To
No. 11.

The Secretary to the
Government of India

Department of

Dated 6 January 1882.

[Handwritten text, likely a memorandum or letter body, starting with 'I have the honor to acknowledge the receipt of your letter of the 29th inst. regarding the...']

1882-1-1-12
1882-1-1-12