

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	<i>449</i>	~~Press~~ Mis.
Dated	<i>13 - 5 - 1882</i>	

Not to be folded or roughly handled

7/4/26
21

1P
FROM THE EXAMINER P.W. ACCOUNTS,

MADRAS.

TO THE SECRETARY TO GOVERNMENT,

PENSION DEPARTMENT.

NO. 20.X.

MADRAS, 8th APRIL 1882.

SIR,

20/4
I SHALL BE OBLIGED IF YOU WILL FAVOR ME WITH AN
EXPRESSION OF YOUR OPINION ON THE RULING CONTAINED IN
SECTION 176 RULE I OF THE CIVIL PENSION CODE. IT CAN
SCARCELY BE INTENDED BY THE WORDS 'AND ALSO NOT LESS THAN
THE WHOLE GRATUITY DIVIDED BY THE NUMBER OF MONTHS WHICH
HAVE ELAPSED SINCE THE END OF THE SERVICE FOR WHICH
GRATUITY WAS GIVEN', THAT A PERSON WHO RECEIVED A GRATUITY
OF RS. 165 AND IS REAPPOINTED ON RS. 15 PER MENSEM AFTER
THE LAPSE OF ELEVEN MONTHS SHOULD BE ALLOWED NO PAY
FOR ELEVEN MONTHS FROM DATE OF REAPPOINTMENT. FOR IT
WOULD TAKE ELEVEN MONTHS TO COMPLETE THE REFUND OF RS. 165
BY DEDUCTING $\frac{165}{11}$ IS 15 MONTHS.

I HAVE THE HONOR TO BE,

SIR,

YOUR MOST OBEDIENT SERVANT.

Papers
D. C. L. C. L.
EXAMINER P.W. ACCOUNTS.

20/4
6/4

Enclosure No. 1.

Pension 1882 Receipt
No. 424

FROM THE EXAMINER P. & A. ACCOUNTS,

MADRAS,

TO THE SECRETARY TO GOVERNMENT,

PENSION DEPARTMENT.

28

No. 41.

Referred to the Ac-
-countant General
for favour of his opi-
-nion.

Passes

NO. 20X.

By Under Secy.

Obtained
19th April 1882

To the Accountant
General.

DATED 8th APRIL 1882.

RECD. 14-4-82

REFUND OF GRATUITY .RE-

GARDING-----

Referred

Pension DEPARTMENT.

Fort Saint George,
Accountant-General's Office,
27 April 1882

No. 1684

From

A. H. Chagstam Esq.
Offg. ACCOUNTANT-GENERAL

TO THE GOVERNMENT OF MADRAS,

To

THE *Ag. Under Secretary*
to Government

SIR,

Pension Department.
Obtained

I. Encls:

With reference to your Enclosure
No. 41 dated the 19th April 1882, referring
for my opinion a letter from the Examiner,
Public Works Accounts, No. 20X dated
the 6th Idem, enquiring with reference to
rule 1, Section 176 of the Civil Pension
Code, whether it is intended that an Officer
should refund monthly the whole of
his subsequent pay when the mode of
calculation here laid down would
require it, I have the honor to state
that I cannot take any other view
of the case, and I would add that
the equity of the rule seems based upon
the consideration that the sooner an

Officer

Officer is re-employed after obtaining a gratuity the sooner he should be able to refund it, whether out of his subsequent pay or otherwise. —

From the Resolution of the Government of India, No. 3047 dated the 8th September 1869, it will be seen that the Government of India originally intended that the refund in these cases should be made in one instalment only and at once on re-employment. And it was only to mitigate the hardship as much as possible, that the present rule was afterwards substituted.

The endorsement under Acknowledgment and its enclosure are herewith returned. —

I have the honor to be
Sir,
Your obedient Servant.

A. Macgregor
Offg. Assistant General.

Received by the Government of India
the 10th of October 1869
for the sum of Rs. 1000/-
by order of the Government of India
the 10th of October 1869

Pension (1882) DEPARTMENT.

No 485

From

THE ACCOUNTANT-GENERAL,

Madras,

To

THE AG. Under Secy
to Government
Pension Dept

No. 1684

Dated

27

April 1882.

Received

28

11-1-5-82

No.

Subject.

His opinion regarding
the refund of Gratuity
by Officers who were
re-employed under
Govt Service.

Humble D^y

With order 449.

Order No. 13-11 May 1882 No. 449.

Communicated to the Commr of Madras
Accounts with reference to his letter dated 1st April 1882
No. 2022, with an intimation that the Govt agree with the
Accountant General. It is observed that if the receipt of the
gratuity shows no pay, as the case is put, he is in the better
land, retaining the amount of the gratuity.

To the Commr of Madras Accounts No. 13-5-82
- " " Accounts No. 13-5-82

E. M. 18/5/82
9/5

Pension (1882) DEPARTMENT.

S. L. Smith, Register

From

7/12 765 962

No. *449.*

Dated

13th

Recd.

17th

May 1882

SUBJECT.

Gratuities. Communicate
copy of a letter from the
Accountant General
regarding the refund,
of gratuities by Officers
re-employed under Govt.
service, by payment of
the whole of their subse-
quent monthly pay.