

2. Date of receipt 16-1-36
3. Initials of Reference

M.R.O. 1-32,400-22-11-80

MADRAS RECORD OFFICE.

Government of Madras.

Pension DEPARTMENT.

G.O. No.	588	Press
		~~Mis.~~
Dated	6-7-	18 82

Not to be folded or roughly handled

11/1/36

PENSION DEPARTMENT.

LETTER—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, for the confirmation of the Government of India, Proceedings of this Government, No. 587, dated 6th July 1882, granting an invalid pension of Rs. 4 to Sheik Madar, late First-class Warder, Nellore Jail.

2. The applicant's service amounts in all to thirty-one years, two months, and twenty-three days, but of this a period of service of eleven years, eight months, and eighteen days rendered in the extra Jail establishment at Nellore does not, under the strict letter of the Code, count for pension. This establishment was declared to be temporary, because employes were taken on and discharged according as the number of prisoners was or was not greater than the fixed Jail establishment could deal with, but the applicant served continuously in it till the 13th May 1862, when he was appointed a Second-class Warder.

3. Under these circumstances, it is considered that his service of nearly twelve years cannot be deemed of a temporary nature, and that it should be allowed to count for pension under Section 70, Civil Pension Code.

I have the honor to be,

Sir,

Your most obedient servant,

OOTACAMUND,
6th July 1882.

Secretary to Government.

GOVERNMENT OF MADRAS.

PENSION DEPARTMENT.

READ—the following papers:—

From the Inspector-General of Jails, dated 2nd February 1882, No. 350.

Certificate and report from the Officiating Accountant-General, to the Under Secretary to Government, Pension Department, dated Fort St. George, 20th May 1882, No. A.D.J.-46.

Certified that should Government be pleased to admit towards pension the period of the applicant's service, from 12th January 1877 to 15th January 1880, rendered in a temporary establishment, notwithstanding that no order can now be produced to prove that the transfer was made on the understanding that, when the temporary duty ceased, the applicant should return to his appointment on the permanent establishment (*vide* Section 71), qualifying service in inferior grades will be duly proved for nineteen years, six months, and five days, and an invalid gratuity not exceeding Rs. 40, equal to five months' pay, will be admissible under Sections 102 and 117 (a) of the Civil Pension Code, 5th Edition.

2. It will be observed from the history of service that the applicant originally served as Peon on the extra Jail establishment, Nellore, for a period of eleven years, eight months, and eighteen days, viz., from 26th August 1850 to 13th May 1862. This establishment was then declared to be temporary, since men were taken on and discharged from time to time according as the number of prisoners increased or decreased. The rules of the Civil Pension Code do not provide for service rendered in such an establishment being reckoned towards pension; but the Superintendent of Nellore District Jail quotes the case of K. Siddulu, disposed of in G.O., No. 333, dated the 27th July 1870, as a precedent for admitting the above period of service. Should Government be pleased to extend the indulgence to the present case, the applicant's total qualifying service will amount to thirty-one years, two months, and twenty-three days, entitling him to an invalid pension not exceeding Rs. 4 per mensem, equal to half pay under Sections 102 and 117 (b) of the Code. It is respectfully requested, however, that such grant, if made, may be reported to the Government of India for approval.

3. In accordance with Rule 4, under Section 130, the attention of Government is respectfully solicited to Section 65 of the Code.

ORDER—dated 6th July 1882, No. 587, Pension.

Under Sections 102 and 117 (b) of the Civil Pension Code (5th Edition), the Right Honorable the Governor in Council is pleased to grant to Sheik Madar, late First-class

4
6TH JULY 1882, No. 587, PENSION.

Warder, District Jail, Nellore, an invalid pension of Rs. (4) four payable at Nellore, in consideration of his qualifying service of thirty-one years, two months, and twenty-three days.

(True Extract.)

J. D. REES,
Acting Under Secy. to Govt.

To the Accountant-General, with Register.
" Inspector-General of Jails.
" Collector of Nellore:

Exd. T. O'Connor.

1882.
PENSION DEPARTMENT.

From the Government of
Fort St. George.

Issued

Recd.

Encl.

Letter, 6th July 1882, No. 588.

JULY.

Pension.

Submitting for confirmation the Proceedings
of Government granting an invalid — of Rs. 4
per mensem to Sheik Madar, late First-class
Warder, Nellore Jail.

18
N^o 588. 7
To The Secretary to the Government
of India, Dept. of Finance & Revenue.

Sir,

I am directed to forward for
the confirmation of the Govt.
of India proceedings of the
Govt. of Madras dated 6th July 1882
granting an invalid pension of
Rs. 4 to Sheik Madar late
1st class Warder Nellore
Jail.

2. The applicant's service amounts
in all to 31 years 2 months & 23 days
out of this a period of service of
~~which~~ 11 years 8 months & 10 days
~~has been~~ rendered in ^{the} extra Jail
^{at Nellore} establishment does not under the
strict letter of the ~~Civil Pension~~
code count for ~~service~~ pension.
This establishment was declared
to be temporary because employees
were taken on and discharged
according as the work was

FOR ORDERS.

of prisoners was or was not greater
than the fixed jail establishment
could deal with, but the
applicant served ~~was~~ continuously in it
~~remained on the temporary extra~~
jail establishment till the 13th
May 1862 when he was appointed
a 2nd class warder.

3. Under these
circumstances it is considered
that his service of nearly 12
years cannot be deemed of
a temporary nature & that
he ~~there~~^{it} should be allowed
to count for pension under
Sec: 70. Civil Pension Code.

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8-July-1882 } Sept 18-7 '2

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23-5-95
22/2/99
25.8-83

Wm. H. P.
Pension (1882) DEPARTMENT.

From
The Secy to the Govt of
India Ref. 588

25/6/94
7/6/94

No. 588.

Dated *6-7*
Recd *17-7* July 1882

SUBJECT.

Pension Submitting for
Confirmation the Pro of
Govt granting an annual
pension of Rs 40 per mensem
to *Sachin Madan Lal*
Class Master *Nellore*
Sail -