M.R.O. 1—29,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 975 Press ~~Mis.~~

Dated 18-11-~~19~~ 1857

Not to be folded or roughly handled

G.O. 975

No. 5. From Surgeon E. G. BALFOUR, Government Agent at Chepauk; to E. MALTBY, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 4th November 1857, No. 315 of G. A.

SIR,

I request the favour of your obtaining the orders of Government on the following subject, regarding which I do not find the existing orders definite, but it being connected with a considerable grant of money, it is advisable that there should not be any doubt on the matter. In the orders of the Government of India, the periods of service required to reckon for pension for the servants of the Nabob of the Carnatic are 25 years for a one-third rate and 35 years for a half rate respectively. But, by the Orders as per margin* the services of ancestors are allowed to be reckoned in the services of such servants whose own length of service was insufficient to entitle to pension. The decision I beg to be favoured with is on the questions which I now submit, *viz.*, (1) shall the pension of a servant, himself with service insufficient for any pension, be restricted to a one-third rate, by the addition of ancestral service, or shall such a servant with insufficient service be allowed to reckon ancestral service for a half rate of pension. By the last clause of para: 4 of Extract Minutes of Consultation, No. 567, 23rd July 1857, it would appear that a one-third rate is the highest contemplated to be allowed to a servant with insufficient service. (2) Also, when a servant already enjoys a one-third rate of pension for his own 25 years' serviee, shall he be allowed to reckon ancestral services for increase to a half rate.

* 1857, ~~12th January~~, *Letter, No.* 6291, *from Government of India.*
1856, 26*th November*, ,, ,, 45, *from Mr. H. Forbes.*
,, 1*st December, Chief Secretary, letter No.* 473, *to Govt., of India.*
1857, 19*th March, Extract Minutes Consultation, No.* 230, *para*: 11.
,, 23*rd July*, ,, ,, ,, ,, 567, *paras*: 4 *&* 5.

(3) Also where the grandfather or father has been pensioned for service shall be grandson or son, himself with insufficient service, be allowed to reckon that of his pensioned father or grandfather.

(4) Also where there are several brothers, all with insufficient service shall each brother be allowed to reckon ancestral service or only the eldest; of these cases there a number.

(5) Also must the service be continuous or not disconnected by longer than, say 5 years; in one case of claim there is an interval of 32 years between demise of father and entertainment of son.

2. I have the honor to report to the Right Honorable the Governor in Council that up to this date there have been submitted 593 petitions claiming ancestral service, of which 193, have been rejected, leaving about four hundred preparing for report, and the Right Honorable the Governor in Council will recognise the importance, for our guidance, of decisions, on the points submitted, where such a large additional number of people are claiming for new or for higher rates of pensions.

(Signed) EDWARD BALFOUR,
Government Agent.

No. 6. ORDER THEREON, No. 975; dated 18th November 1857.

In this letter the Chepauk Agent requests information as to the mode in which the orders of the Government of India are to be carried out for allowing the Servants of the late Nawaub of the Carnatic the benefit of Ancestral Service in fixing the amount of their Pensions. The Government return the following replies to his questions.

1st and 2nd Questions. It is intended that Servants should have half Pensions if their own and their Ancestor's Service amounts to 35 years.

3rd Question. The proper course to pursue in this case is to calculate the Servant's Pension, including Ancestral Service, and then to deduct the amount of the Father's or Grandfather's Pension during his life.

4th Question. Where there are several brothers claiming Pensions it is intended that each should be allowed the benefit of his Ancestor's Service.

5th Question. Such an extreme case as the Agent here supposes must be very rare; and the Government would point out that the order allowing Ancestral Service was dictated by a desire to act with liberality and prevent the extinction of the Newaubship pressing with severity on the late Newaub's Servants and Retainers. Where the intermission of Service does not exceed five years the Ancestral service will be allowed; and it will be wholly disallowed where the break is more than twenty; where the interval is within those limits the case should be referred for the orders of Government.

Exd. J. A. Wilson.

For Mr. Thackeray.

1. - Servant Rne Servt
on ci-after entitled
entitled them to Pension
one period - Left Ser
- Ci-an at Tanjore & Re
own & their Pension
Service calculated
35 years
2. Servants entitled
1/3 Pension for Re
on Service once
granted 1/2 Pension
& their successors
ice with Rne above
calculated not 35 Yea
3. I cannot call to
mind such a Case
as is supposed here,
but my own opn
would have been t
have granted the
grandson a Pension
for his own Service
with his grandfather
Linked, & to have
given to him the
benefit of his grand

father's services. Now
the latter died. —

4. He submitted on
words from Lordships
claimed for ancestral
service at Quiz, on
account of more than
one son claiming the
benefit of the same
ancestor's service:

5. Dr Balfour hoped
very strong case in
claiming ancestral
of 32 years. Lobsters the
ancestor, and the
claimant's service -
there can be very few
such cases under a
Statute for. Sick al-
-lowed, formally, the
service to be hereditary,
and I do not think
that such very excep-
-tional circumstances
in favour of the
General rule

that ancestral
service is to be
allowed to count.

Mr Asquith said
Lord Dr
Balfour moved
in a Select Com-
-mittee from that
Sitch guided me
in admitting claim
to Pension - Dr
Balfour appears
to have received
the order of the Court
as showing who he
might exclude. I
received them as
showing who I might
admit, and I con-
-ceive that I have
not been liberal.

I brought out
the exclusion

of the Raj von suf-
ficiently entitled,
and provided with
sufficient security on
the Rajah's lands,
without adding a too
thick enforcement of
the taxation rela-
tively to other Ind
considered it that
he be entrusted with
of the Govt of India &
of his Govt. But a
liberal view should be
taken of the relative
Rank, for the sake
of facility, if any
necessary Rate rules
should be fixed -

Dr Balfour re-
-marks in paragraph 2

But he has already
rejected 193
Claims out
of 593, for ancestral
service, which are
to be considered
relatively to the li
-st -

L. S.

J. Jay

Political Dept

№975

Secret Mins. of Cons.

18th November 57.

Read letter from the Chief Secretary

dt 4th Inst 1057 № 315.

– In this letter the Chief Secretary requests information as to the mode in which the orders of the Govt of India are to be carried out in allowing the servants of the late Nawaub of the Carnatic the benefit of such past service in fixing the amounts of their pensions. – The Govt returns the following replies to his questions.

1st & 2nd Questions – It is intended that servants should have half pensions if their non & their service amounts to 35 years.

Will

3rd Question. – The proper course to pursue in this case is to calculate the servants pension, including such service and then to deduct the amount of the father's or grandfather's pension during his life –

dft 27 Nov. 2 Mins. 2 Copies

4th Question — Where there are
brothers claiming pension
several ~~sons~~ Act is intended that
each should be allowed the
benefit of ~~his father's~~ their
services

5th Question — Such an extreme case
as the agent here supposes must
be very rare, and ~~it is sufficient~~
for the Govt. with ~~the~~ Jesuit not that
the order allowing succeeding services
was dictated by a desire to act
with liberality, & present the ex-
traction of the Nanticoke Indians
with reference to the late Rawandes
Grants & Detentions — When
there is question arise involving
some degree of doubt the Govt.
with the rule to be applied with
liberality to the applicant should
be, rather than that opportunity
should be sought to reject his claim
& the Agent is instructed to act

where the interruption of service
does not exceed five years the ancestor
service will be allowed — it will be
wholly disallowed where the
is more than twenty years
interval is with in five limits
the law it will be referred
for the action of Govt

C. for the Cartagena Indians
at Coshawk

Sent to Govt: 24th Nov 57

Political 1857 Department

No. 975

Extract from Govt: of Bombay

No. 18 dated 18th November 1857

Furnishing the
Chief Clerk against the re-
quested with information
as to the mode in
which the orders of the
Govt of India for allow-
ing the Servants of the
late Nawaub the
benefit of Service in fixing their
pensions are to be
carried

carried on

27-3-07

8-12-09

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