

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No. 393

Press

~~Mis~~

Dated 29-9-1862

Not to be folded or roughly handled

17

*Proceedings of the Madras Government, Political Department,
29th September 1862.*

No. 77. Read the following Proceedings of Government in the Financial Department, dated 24th September 1862, No. 681.

Communicating the ruling of the Government of India, dated 29th March 1862, No. 5,250, to the effect that a servant of Government thrown out of employ on the abolition of an Office cannot have his claim to gratuity barred if he is provided with employment in a Government Office after 6 months or in a Private Office within or after that time.

(Vide Proceedings Financial Department, dated 24th September 1862, Nos. 48 and 49.)

No. 78.

ORDER THEREON, 29th September 1862, No. 393.

To be recorded.

(Signed) T. PYCROFT,
Chief Secretary.

FINANCIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following Extract from the Proceedings of the Government of India, in the Financial Department, dated 29th March 1862, No. 5,250.

From Baboo SREE NAUTH GHOSE, Assistant, East Indian Railway, Rajmehal; to C. H. LUSHINTON, Esq., Secretary to the Government of India, Financial Department, Calcutta, dated 15th February 1862.

I most respectfully beg the favor of your submitting this my application for a gratuity, for the kind consideration of His Excellency the Governor General of India.

After a faithful service of upwards of 10 years in the Government Savings Bank, as the enclosed copy of a certificate from J. I. Harvey, Esq., the Secretary of the Bank, will testify, I was thrown out of employ in consequence of the abolition of the Military Branch of the Bank. I had to remain unemployed for some months before joining the present temporary post at the Office of the Resident Engineer to the East Indian Railway Company at Rajmehal. A certificate, in original, from whom, as to the date of my employment, I beg also to enclose. But the Secretary to the Government Savings Bank, hearing of my having obtained an employment, omitted my name from the revised list of discharged Officers recommended for gratuity, without being aware, perhaps, of the *precarious nature* of the appointment, or the *interval* after which it was obtained.

I beg, therefore, humbly to urge that as I had to remain unemployed for some months, and instances are not rare of persons joining permanent appointments even in a Government Office a day or two after (and sometimes before) drawing the gratuity allowance, His Excellency will be pleased not to debar me from a benefit now accorded to all who, after a service of several years in a Government Office, have the misfortune of remaining unemployed for some months.

His Excellency may be pleased to consider that if the Secretary's recommendation had been submitted to him only six months after the loss of my appointment (instead of one year) there would have been no bar to my receiving a gratuity; and that the fact of a temporary employment under a private Company after eight months, cannot disqualify me, therefore, from availing of the usual award.

Under the above considerations, His Excellency may be kind enough to do justice to me, otherwise the loss of so many years' Government service will be keenly felt.

In conclusion, I humbly pray that the original certificate when no longer required may be returned to me, together with the favorable orders of His Excellency.

No. 16 of 1861-62.

Certified, that Sree Nauth Ghose was employed as a Ledger-keeper, Dispatcher, and subsequently an Examiner in the Military Branch, Government Savings Bank, for a period of 10 years, 5 months and 13 days, from 6th May 1850 to 19th October 1860; that he is active and well-behaved, and that his intelligence and business-habits were highly satisfactory.

He has lost his situation owing to the abolition of the Military Branch on the 19th October 1860.

11th May 1861.

H. C. DUTT,

J. I. HARVEY,

Auditor and Accountant. Secretary, Government Savings Bank

Baboo Sree Nauth Ghose was employed for 3 or 4 years under me in the Government Savings Bank when I was Actuary, and I have much pleasure in certifying that he always performed the work entrusted to him satisfactorily. He is intelligent and laborious. I shall always be happy to hear of his welfare in life.

TREASURY,
18th November 1861.

GOVIN C. DUTT,
3rd Assistant Accountant General.

No. 1,265, FINANCIAL DEPARTMENT, FORT WILLIAM, THE 25TH FEBRUARY 1862.
Forwarded to the Civil Pay Master, Calcutta, for report. Original papers to be returned.

CIVIL PAY MASTER'S OFFICE, FORT WILLIAM, THE 8TH MARCH 1862.

On a reference to the Books of this Office, Baboo Sree Nauth Ghose appears to have been continuously employed in the Government Savings Bank, from 6th May 1850 to 19th October 1860. He drew a monthly salary of Rupees 50 at the time of his discharge.

FINANCIAL DEPARTMENT, FORT WILLIAM, THE 29TH MARCH 1862.

RESOLUTION.—The Governor General in Council observes that the name of Baboo Sree Nauth Ghose appears in the statement submitted by the late Sub-Treasurer, of the Clerks, &c., who were discharged on the abolition of the Military Branch of the Government Savings Bank, but that Officer did not recommend the grant of a gratuity to the present applicant, on the ground that he had received *employment under the Railway Company*. It is now stated by the applicant that he obtained this employment *eight months* after the abolition of his office, which fact, His Excellency in Council thinks, entitles him to a gratuity, seeing that, under the Rules, a gratuity is grantable, if a servant is out of employ for six months after his discharge.

But, His Excellency in Council observes, the Sub-Treasurer's reason for excluding Sree Nauth Ghose from his recommendation for a gratuity raises a question, as to whether *private* employment within the usual six months or after, can be held to debar a servant from any claim to a gratuity. From the tenor of the Orders passed in this Department, on the 26th February 1858, in the case of Mr. E. D'Souza, Head Clerk and Examiner in the Chief Engineer's Office, Madras, His Excellency in Council observes, that a servant of Government can be debarred from a gratuity only when he is provided with Government employment within the usual six months, so that his employment whether in a *Government Office* after that time or in a *private Office* within or after that time, cannot bar his claim to gratuity. The present applicant was, therefore, clearly "out of employ" in the sense in which the terms are used in the Rules, at the time that Mr. Harvey applied for gratuities for the Assistants of the Savings Bank, and should have, then, received his gratuity. His Excellency in Council is accordingly pleased to sanction the grant to him of a gratuity of four months' pay.

Ordered, that a copy of the above Resolution be sent to the Civil Pay Master, Bengal, for information and guidance, and that a separate letter be written to Sree Nauth Ghose, informing him of the Orders passed.

Ordered, also, that a copy of the Resolution be sent to the Departments, the Local Governments, the Administrations, and the Officers of Account and Audit, for information and guidance.

(A true Extract.)

(Signed) C. H. LUSHINGTON,

Secretary to the Government of India.

Copy forwarded to the Government of Madras.

FINANCIAL DEPARTMENT,
The 30th August 1862.

(Signed) C. BERNARD,

Under Secy. to the Govt. of India.

ORDER THEREON, 24th September 1862, No. 681.

Communicated to the several Departments of the Secretariat.

(True Extract.)

T. PYCROFT,

Chief Secretary.

To the Civil Pension Department.

„ other Departments of the Secretariat.

Political Department

Exd. F. Cartledge.

Political 1862 Sept

*Pres. Govt. intice
Fin. Dept. - 6.81*

*D/24th Sept 1862
1925-3*

No. 431

*Coming the ruling of the
Govt. of India 2/27. March
1862, No. 5250 to the effect
that a servant of Govt.
thrown out of employ on the
abolition of an office cannot
have his claim to gratuity
barred if he is provided
with employment in a Govt.
office after 6 months or in
a private office within or
after that time.*

No. 393 - 29 Sept 1862

Recorded

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