[Fell.]

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

P.R.J. 23/8

Political (1898) Department.

Note
M.O. written to for
80 4bs Rlld 17-7-95
& connected papers.

Papers of 1895 Rld 9.8

CURRENT No. 1128

23/8/98

MTW 24/8/98

CHIEF SECRETARY * GOVERNMENT OF MADRAS * 23 AUG. 1898

Order

From The Paymaster Carnatic Stipends Chepauk

No. 297 of 1898

Dated 22nd august 1898

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SUBJECT.

Reports the demise of Carnatic Stipendiary No. 550 A. Muhammad Qadir Hussain and recommends the Continuation of a moiety of his allowance between his 2 heirs.

BACK PAPERS.

G.O.	No.	Department.	Date.
465:	17-7	95 Mili	
135:	1-3	97 Sc	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 297 of 1898.

Paymaster Carnatic Stipends
office Chepauk 22nd August 1898.

From

Lt. Colonel D.D. Pryce I.S.C.
Paymaster Carnatic Stipends, Chepauk.

To.

The Chief Secretary to Government
Fort St. George.

Sir,

I have the honour to report the death on 25th July 1898, of Carnatic Stipendiary No. 550 H. Mohammad Qadir Hasan. The deceased was in the enjoyment of a monthly Stipend of Rs 25 and leaves behind him a widow and an unmarried daughter by her, aged about 15 years.

2. The Stipend of the deceased is returned "moiety to widow", vide No. 18, appendix B, Part I page 6. of G.O. No. 135 dated 1st March 1897 "Political".

3. The widow submitted a petition to me in which she prays that the amount to be continued from her late husband's lapsed Stipend be equally apportioned to her and to her daughter.

4. Should Government be pleased to accede to her request and treat her case in the same way as was done in the case of the family of the late Carnatic Stipendiary No. 170 Ghulam Vali abbas disposed of by G.O. No. 465 dated 17th July 1895 "Political", I would beg respectfully to recommend the continuation of the usual moiety viz: Rs 12-8-0 per mensem to be equally divided between Aziz-un-nisa Begam, the widow, and Badshah Begam, the daughter, of the deceased for their lives.

I have the honour to be
Sir
your most obedient Servant

D.D. Pryce Lt. Col.
Paymaster Carnatic

why could they not be treated similarly? the same in this way

A

H

C 19-9-96
R 9-1-97. 1

Pol. Dept.
C 1628

For Orders

Carnatic Stipendiary No 530 H, Muhammad Qadir Husain, who died on the 25th July 1898 was in receipt of a pension of Rs 25, a moiety of which is continuable to his widow: Vide No 18 Appendix B Part I page 6 of Pol. No 135 Pol dy 1.3.97.

2. Deceased has left a nikahi widow, Aziz-un-nisa Begam and an unmarried daughter by her, Badshah Begam, of about 15 years.

3. The widow prays that the amount to be continued may be Equally apportioned to her and her daughter. The pension of the latter ceases from her father's Estate. R

Ewald

death, a portion of the
Stipend may still be
Enjoyed by the daughter
4. "Should Govt accede to
"her request and treat her
"case in the same way
"as the case of the family
"of the late Ghulam Vali
"Abbas, disposed of by
"Govt. 465 Pol dy 17.7.95", H
the P.C.S. would recommend
the continuation of the usual
moiety, viz^t, Rs 12/8 to be
Equally divided between
the widow & her daughter.

5. The case cited by
the Paymaster is however
not at all similar to the
present one. Ghulam
Vali Abbas was in receipt
of two pensions of Rs
50 and 10 respectively,
the former being returned
as "moiety to widow"
and the latter as "continuable".
Of his heirs, viz^t, one
two nikahi
for,

three nikahi sons and
two nikahi daughters.
One of the surviving
nikahi widows was
childless while the other
had three children,
a son and two daughters.
The remaining two nikahi
sons were by a predecease
wife.

6. "Under the rules", wrote
Col Stewart, "Rs 25 out of the
"former Stipend should be
"distributed to the three
"widows and Rs 6.10.8 of
"the latter Stipend should
"be apportioned to the sons
"and daughters of the
"deceased".

7. The Paymaster how-
-ever, recommended the
total exclusion of the step
widow from the distribution
as she was already in
receipt of a monthly Stipend of Rs
and was besides possessed
of "some wealth from her
"father's Estate". R

would

would thus have fallen to Each ritahi widow and the small sum of Rs 6.10.8 distributed among the six sons and daughters

g. ~~Where a widow~~ ~~has been~~ ~~awarded~~ ~~a provision by Board of her~~ ~~deceased husband~~ ~~dies~~ ~~leaving~~ ~~a minor~~ Col Stewart proposed as an alternative that a moiety of the aggregate sum of the two Stipends should be distributed according to Lord Clive's scale to the eight heirs (the Shadi wife being Excluded).

The parties concerned having intimated in writing their willingness to abide by this latter arrangement, Govt sanctioned it. G.O. 465 Pold 17.7.95

g. In the present case there is no such inequality as in the precedent quoted by

(one of whom as stated above had three children the other being childless)

5

by the P.C.S. There is nothing to prevent the widow from sharing pension with her daughter. If two separate pensions be granted the daughter would in the ordinary course of things be the same as she will presumably survive her mother.

Orders are however solicited.

CW
29.8.98

CS.

Submitted that no case has been made out for a departure from the rules. The Paymaster's proposal is virtually that a non-continuable Stipend should be declared as continuable.

Yes. Y concur. A.G.H. 7.9.98

CWS
6.9.98

6/9/98.

Exam... and Ent... W... with the Hindu ... life ...

an old one a liability - perhaps three times as great: It is extraordinary that an officer like the P. C. I. M. should not see what even a poor Muhammadan woman can understand.

6/9/98.

C.S.

74/1619/98

Political Dept
C 1128

Order nisi No. 653. D 13 Sept. 1898

Annuity of the stipend of the late Muhammad Qadir Husain, viz., Rs 12/8, will be continued to his widow as a life grant.

2. The P. C. S. will inform the widow that her request, which is virtually that a non-continuable pension should be treated as continuable, is against the rules and inadmissible. The case cited by the Paymaster in para 4 of his letter is not analogous (from orders)

Cw 9.9.98 Cmd. 9.9.98

13/9/98.

P. C. S. (V)
Acct Genl (a)
dcpd 19/9/98

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