

ORDINARY, MS.

<i>Public</i> DEPARTMENT.	
G.O., DATED	7-7-91
No.	548. ✓

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[Despatch Abstract.]

*Superintendent-
ship Central Jail
Dachinopoly -*

ORDINARY, MS.

<i>Public</i> DEPARTMENT.	
G.O., DATED	7-7-91
No.	548 ✓

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[Despatch Abstract.]

*Superintendent-
ship Central Jail
Dhaka -*

READ AGAIN: ORDER OF GOVERNMENT, DATED
18, No. MISCELLANEOUS.

Enclosure.

Current No.

STATEMENT WITH D.O.

ORDER OF GOVERNMENT.

STATEMENT WITH D.O.

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
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A A

A = Copy in full.
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25TH JUNE 1891, No. 505, FINANCIAL.

GOVERNMENT OF MADRAS.
FINANCIAL DEPARTMENT.

READ—again the following papers:—

G.O., dated 19th May 1890, Nos. 858, 859, Judicial.

From the Accountant-General, dated 16th April 1890, No. 1211.

Order—dated 19th May 1890, No. 858, Judicial.

The Government of India will be addressed.

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

To the Accountant-General.

Letter—to the Secretary to the Government of India, Home Department, dated
19th May 1890, No. 859.

I am directed to submit, for the favourable consideration and orders of the Government of India, the case of Brigade-Surgeon W. S. Fox, who has recently been appointed to act as Superintendent of the Central Jail at Trichinopoly, without prejudice to his own duties, as District Medical and Sanitary Officer and who has been granted, under section 184 (ii) of the Civil Service Regulations, an allowance of Rs. 250 per mensem for the period he may act as Superintendent in addition to the allowance of Rs. 100 per mensem to which he is entitled for the medical charge of the jail. The Accountant-General* has taken exception to the allowance granted, and has pointed out that, as the post of Superintendent of the

* Letter, dated 16th April 1890, No. 1211 (copy forwarded).

Trichinopoly Central Jail is reserved for a covenanted medical officer, the salary of Dr. Fox for holding the dual appointments should, under section 188 (i), Civil Service Regulations, be paid by military rules of calculations under which he is entitled to draw for the additional appointment a staff salary of Rs. 61-4-0 per mensem.

2. In 1887, the Accountant-General took a similar exception to the allowance granted to Dr. Nanney; but upon the

Letter to India, Home Department, 27th January 1888, No. 213.

Letter from India, Home Department, 30th April 1888, No. 785.

The Accountant-General's proposal to regulate Dr. Fox's pay by that of the Medical Superintendent of the Central Jail, Trichinopoly, ignores the fact that Dr. Fox has also charge of the civil station, and His Excellency the Governor in Council considers that Dr. Fox's case should not be treated differently from those of officers who are appointed to act as Superintendents of the Central Jails at Coimbatore, Vellore and Rajahmundry, and who are entitled to and are usually granted allowances such as that sanctioned for Dr. Fox. In these

circumstances I am to request that the Government of India will be pleased to confirm the sanction accorded by this Government.

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

G.O., dated 16th October 1890, No. 1598, Judicial.

From the Medical Officer, Central Jail, Trichinopoly, dated 9th August 1890, No. 73.

ABSTRACT.—Inquiring whether any orders have been received from the Government of India regarding his allowance for the period he acted as Superintendent, Central Jail, Trichinopoly.

From C. J. LYALL, Esq., C.I.E., Officiating Secretary to the Government of India, Home Department (Jails), to the Chief Secretary to the Government of Madras, dated Simla, the 23rd August 1890, No. 827.

I am directed to acknowledge the receipt of your letter No. 859, Judicial, dated the 19th May last, and enclosures, on the subject of the grant of an allowance of Rs. 250 a month to Brigade-Surgeon W. S. Fox for the period for which he may act as Superintendent of the Central Jail at Trichinopoly in addition to his own duties as District Medical and Sanitary Officer.

It appears that Dr. Fox has already been granted under Article 190, Civil Service Regulations, an allowance of Rs. 100 a month for the medical charge of the jail, which is intended to be over and above the allowance of Rs. 250 above referred to.

2. In reply, I am to point out that Article 190, Civil Service Regulations, is inapplicable to the case, as Dr. Fox has both administrative and medical charge of the jail. I am also to say that on reconsideration the Governor-General in Council is pleased to allow Trichinopoly to be placed on the same footing as the other central jails in the Madras Presidency. It was laid down generally in paragraph 2 of Home Department letter No. 411, dated the 27th June 1888, that the appointment of Superintendent of a Central Jail in the Madras Presidency should be reserved for a commissioned medical officer, except under circumstances of a special or exceptional character, but this order was not intended to be strictly enforced pending final orders as to the reserve of Commissioned Medical officers for time of war, and for the present at all events it cannot operate so as to render these appointments "exclusively reserved" for Commissioned Medical officers within the meaning of these words as used in Article 135, Civil Service Regulations. As yet no single appointment of the kind has been given to such an officer. It is therefore in the discretion of the Local Government to fix Dr. Fox's salary under Article 184 (ii), and the Government of India has no objection to a total allowance of Rs. 350 a month being granted to Brigade-Surgeon Fox for the period during which he may act as Superintendent of the Central Jail at Trichinopoly in addition to his own duties.

Order—dated 16th October 1890, No. 1598, Judicial.

The foregoing letter from the Government of India will be communicated to the Inspector-General of Jails.

2. The Government sees no reason for raising the allowance already sanctioned.

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

From W. F. DEFABECK, Esq., M.D., Surgeon-General with the Government of Madras, to the Chief Secretary to Government, dated Ootacamund, 22nd May 1891, No. 359.

I have the honour to forward, for the orders of Government, the accompanying letter from the Accountant-General, in which he requests that the appointment of Superintendent, Central Jail, Trichinopoly, be removed from list No. I reserved for Commissioned Medical officers.

2. This request is based on the letter from the Government of India recorded in G.O., No. 1598, Judicial, dated the 16th October 1890, which was not communicated to this office at the time. It was only on receipt of the Accountant-General's letter that I applied for and obtained a copy of the Government Order, and from it I observe that His Excellency the Governor-General in Council has on reconsideration been "pleased to allow Trichinopoly to be placed on the same footing as the other central jails in the Madras Presidency."

3. Government is aware that Drs. Lethbridge and Walker in their special report on the Madras Jail department recommend that medical officers should be appointed to the executive charge of all central jails in this Presidency and that their recommendation is now under consideration.

4. Under these circumstances, I am of opinion that, until a decision is come to on this point, the correction suggested by the Accountant-General should be held in abeyance.

ENCLOSURE.

From T. W. RAWLINS, Esq., Accountant-General, Madras, to the Surgeon-General with the Government of Madras, dated Fort St. George, 21st March 1891, No. 835.

With reference to the Proceedings of Government, Military Department, No. 987, dated 16th February 1891, recorded in Madras G.O., No. 214, Financial Department, dated the 10th March 1891, I have the honour to inquire why the appointment of Superintendent, Central Jail, Trichinopoly, is included in the list No. I, printed in the above order showing the appointments to be held by Commissioned Medical officers, when the Government of India in its letter, Home Department, No. 827, dated 23rd August 1890, communicated in Madras G.O., No. 1598, Judicial, dated 16th October 1890, was pleased to allow the above appointment to be placed on the same footing as the other central jails. If it has been shown in the list by mistake, I request that Government may be asked to have it altered.

ORDER—dated 25th June 1891, No. 505, Financial.

In view of the decision communicated in Home Department letter No. 827, dated 23rd August 1890, the Government considers that the contention of the Accountant-General is correct, and that the appointment of Superintendent of the Central Jail, Trichinopoly, should be omitted from list No. I, printed in Military Department Order No. 987, dated 16th February 1891.

(True Extract.)

W. F. Defabek
Surgeon-General
for Chief Secretary

To the Military Department.

" Judicial "
" Public "
" Surgeon-General with the Government of Madras.
" Accountant-General.
" Inspector-General of Jails.

Exd. S. J. Pereira.

Public Dep^t C. N.

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Govt. of {1891} Madras.
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Order. 7th July 91 N^o 548

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Recd. *1/11/91* Encl.

G.O., 25th June 1891, No. 505.

JUNE.

Superintendent, Central Jail, Trichinopoly.

Considering that the appointment of — should be omitted from list No. I, showing appointments to be held by Commissioned Medical officers, printed in Military Department Order No. 987 of 16th February 1891.