

ORDINARY, MS.

Public DEPARTMENT.	
G.O., DATED	23-12-93
No.	1020

INDEXED.

When given for copying. 23/12

[Despatch Abstract.]

Com to the depts
under the Chief Secy
& the Surg. Genl.
p. H. D. regard
ing the liability
of officers to pay
for grt quarters
while on practice
leave.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following papers:—

Office-note from the Examiner, Public Works Accounts, dated Madras, 13th November 1893, No. 1717 D.

With reference to Code, volume I, chapter XI, paragraph 17 (4), a question has arisen whether an officer absent on privilege leave is liable for the rent of the official residence provided for the incumbent of the appointment.

2. The case in point is that of Mr. Shortt, an Assistant Superintendent of Police at Erode, who was absent on privilege leave from 19th April 1893 to 14th June 1893 during which period no rent was recovered, and the Executive Engineer, on being asked to state why the quarters were not occupied by Mr. Shortt's successor, replied that no successor had been appointed and that the Superintendent of Police was in charge of Mr. Shortt's sub-division in addition to his own duties.

3. With reference to G.O., No. 2935 W., dated 22nd October 1892, inquiry was then made as to whether Mr. Shortt gave notice of his intention to vacate the building and whether any portion of his kit remained on the premises, to which the Executive Engineer replied as follows:—

“ Mr. Shortt gave notice of vacating the building with effect from 19th April 1893. There was apparently nothing left to prevent his successor, who is bound to live in the quarters, from occupying, and, as no successor was appointed in this case, the question of kit need not be considered.”

4. I would invite attention to the words “ the question of kit need not be considered,” which would seem to imply that, although Mr. Shortt gave notice of vacating the house on 19th April 1893, some portion of his kit was left in the house during his absence from the station on leave.

5. I therefore submit the following points for the orders of Government:—

- (i) Whether an officer on privilege leave is liable for rent of his quarters if he vacates them and there is no *locum tenens*.
- (ii) Whether, in the case of Mr. Shortt, he is liable for rent if any part of his kit remained on the premises although he gave notice of vacation.

From W. C. LEWIS, Esq., Executive Engineer, Coimbatore Division, to the Superintending Engineer, IV Circle, dated Coimbatore, 25th November 1893, No. 4349.

With reference to your endorsement No. 590 C.I. of the 22nd current, I have the honour to state that Mr. Shortt left some of his property in the Police Assistant Superintendent's quarters at Erode while on privilege leave, but was prepared to remove it had the bungalow been required.

No. 474 W.

Copy forwarded to the Chief Engineer, Public Works Department, with reference to his memo. No. 3825 C., dated 16th November 1893.

28th November 1893.

(Signed) J. HANNAN,
Suptg. Engineer, IV Circle.

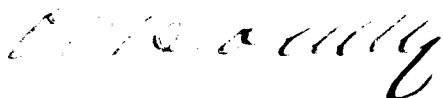
ORDER—dated 5th December 1893, No. 3155 W., Public Works.

His Excellency the Governor in Council is pleased to rule that an officer occupying Government quarters will be exempted from payment of house rent if he leaves his station on privilege leave, provided he vacates his quarters and gives notice of his intention to the Executive Engineer.

2. An officer who leaves his property in his quarters while absent on privilege leave cannot be regarded as having vacated the building.

3. The Assistant Superintendent of Police at Erode having left property in his Government quarters must be held to be liable for rent during his absence on leave.

(True Extract.)


Major, R.E.,
Under Secy. to Govt., P.W.D.

To Superintending Engineers.
„ the Consulting Architect to Government.
„ the Superintendent of Works, Periyár Project.
„ the Chief Engineer for Irrigation.
„ the Examiner, Public Works Accounts.
„ the Public, &c., Departments.
„ the Revenue Department.
„ the Military „

Public Department

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of {1893} Madras.
PUBLIC WORKS.

N
Order 28 Dec 93
K 1020
bound: to depts under
the Chief Secretary and
to the Surgeon General.

J.S.B.
20/12

Dated December, 5th.

Recd. 16-12 } 193
18-12 }

Encl.

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G.O., 5th Dec. 1893, No. 3155 W.



DECEMBER.

Rent

Orders regarding the liability of officers
to pay — for Government quarters while on
privilege leave.

depts under the Chief Secretary
Surgeon General.

BACK PAPER, No.

OF 18

FURTHER PAPER, No.

OF 18

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

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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