

Public (1895) Department.

ORDINARY PRINTED.

G.O., No. 44

DATED 21st Jan. 1895

INDEXED.

[Despatch Abstract.]

INDEBTEDNESS OF PUBLIC SERVANTS.

Directing that the cases of all Non-Gazetted officers which fall under G.O. dated 3rd February 1888, No. 154, shall in future be dealt with finally by heads of departments concerned, the cases of gazetted officers only being reported for the orders of Government.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cuo 245 Pub of 1900							

21st JANUARY 1895, No. 44, PUBLIC.

GOVERNMENT OF MADRAS.

PUBLIC DEPARTMENT.

READ—the following paper:—

From Colonel E. BEGBIE, Officiating Adjutant-General, Madras Army, to the Secretary to Government, Military Department, dated Ootacamund, 15th December 1894, No. M.-61.

I have the honour to request that you will kindly inform me, at a very early date, whether a civilian clerk employed in a military office who has brought himself within the provisions of paragraph 40 of the "Rules regulating the personal conduct of Government servants" can be dismissed by the head of such office, or whether the case should be reported through the Adjutant-General for the orders of Government.

No. 7874.

Transferred to the Public Department.

FORT ST. GEORGE,
22nd December 1894.

(Signed) D. J. S. McLEOD, Col.,
Offg. Secy. to Govt., Mily. Dept.

ORDER—dated 21st January 1895, No. 44, Public.

The Government is pleased to direct that the cases of all non-gazetted officers which fall under G.O.,* 3rd February 1888, No. 134, shall in future be dealt with finally by heads of departments concerned, the cases of gazetted officers only being reported for the orders of Government.

(True Extract.)

Ag. Chief Secretary.

To the Departments of the Secretariat.
„ all Heads of Departments under the Chief Secretary.

[Appendix.

APPENDIX.

G.O., dated 3rd February 1888, No. 134, Public.

Read—the following paper :—

From the Commissioner of Police, Madras, dated 10th December 1887.

Order—dated 3rd February 1888, No. 134, Public.

The Government agree with Colonel Weldon that it is undesirable that a man who is in a chronic and hopeless condition of indebtedness should be retained in the public service. The anxieties attendant upon such a state must necessarily greatly detract from the value of the debtor's work, besides exposing him to temptations to dishonesty, which, in such circumstances, it is very difficult to resist.

His Excellency in Council accordingly resolves to rule that where half the salary of a Government official is constantly being attached for debt, or has been continuously under attachment for more than two years, or is attached for a sum which, under ordinary circumstances, it will require more than two years to repay, a full schedule of such officer's debts shall be obtained by the head of his office and the case reported for the orders of Government, who will deal with the matter in the same way as if the debtor had taken advantage of the Insolvency Court.

2. The chief points to be noted in such reports will be—

- (1) The proportion of debts to salary and the extent to which they detract from the debtor's value as a public servant.
- (2) Whether the debtor's position appears to be retrievable.
- (3) The advisability, under the circumstances, of retaining him (a) in the particular post he occupies ; (b) in any position under Government.

3. The Commissioner of Police will deal with the case upon which his reference was made in accordance with the above directions.

(True Extract.)

W. S. MEYER,
Asst. Secy. to Govt.

To the Commissioner of Police, Madras.
„ the Departments of the Secretariat.
„ all Heads of Departments under the Chief Secretary.

Gobt. of {1895} Madras.
PUBLIC.

Issued

Recd.

Encl.

G.O., 21st January 1895, No. 44.

JANUARY.

Indebtedness by Public Servants.

Directing that the cases of all non-gazetted officers which fall under G.O., 3rd February 1888, No. 134, shall in future be dealt with finally by Heads of Departments concerned, the cases of gazetted officers only being reported for the orders of Government.

403 3RD FEBRUARY 1888, No. 134, PUBLIC.

GOVERNMENT OF MADRAS.
PUBLIC DEPARTMENT.

READ—the following paper:—

From the Commissioner of Police, Madras, dated 10th December 1887.

ORDER—dated 3rd February 1888, No. 134, Public.

The Government agree with Colonel Weldon that it is undesirable that a man who is in a chronic and hopeless condition of indebtedness should be retained in the public service. The anxieties attendant upon such a state must necessarily greatly detract from the value of the debtor's work, besides exposing him to temptations to dishonesty, which, in such circumstances, it is very difficult to resist.

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- (1) The proportion of debts to salary and the extent to which they detract from the debtor's value as a public servant.
- (2) Whether the debtor's position appears to be retrievable.
- (3) The advisability, under the circumstances, of retaining him (a) in the particular post he occupies; (b) in any position under Government.

3. The Commissioner of Police will deal with the case upon which his reference was made in accordance with the above directions.

(True Extract.)

W. S. MEYER,
Asst. Secy. to Govt.

To the Commissioner of Police, Madras.
„ the Departments of the Secretariat.
„ all Heads of Departments under the Chief Secretary.

Exd. E. Fernandez.

Gobt. of 1888 Madras.
PUBLIC.

Issued

Recd.

Encl.

G.O., 3rd February 1888, No. 134.

FEBRUARY.

Indebtedness by Public Servants.

Framing rules regulating cases of chronic—
and directing the Commissioner of Police to deal
with the case referred by him in accordance with
these directions.

1/11/88

Establishment

Ootacamund,

15th December 1894.

No. *M*
61

From

Colonel ELPHINSTONE BEGBIE,

Officiating Adjutant General, Madras Army.

To

The SECRETARY to GOVERNMENT,

Military Department.

Sir,

I have the honor to request that you will kindly inform me, at a very early date, whether a civilian clerk employed in a Military Office, who has brought himself within the provisions of para 40 of the "Rules regulating the personal conduct of Government Servants" can be dismissed by the head of such office, or whether the case should be reported through the Adjutant General for the orders of Government.

I have the honor to be,

Sir,

Your obedient servant,

Elphinstone Begbie

COLONEL,

Officiating Adjutant General.

Current No. 7539

From

THE ADJUTANT GENERAL,

To

THE SECRETARY TO GOVERNMENT,

Dated 15th December 1894.
Received in Pub. 22/12
Registered

No. 61.

Requests to be informed whether a civilian clerk employed in a military office, who has brought himself within the provisions of para 40 of the "Rules regulating the personal conduct of Govt. servants" can be dismissed by the head of such office, or whether the case should be reported through the Adj. General for the orders of Government.

Mo

A 7874 Transferred to
The Public Department.

J. H. Woodcock
Off. Secy to Government

H. St. George
22-12-94

Pub. 3751

Public Department.

C. N. 3751.

Order.

~~10/1/95~~

This is an excellent instance of the sort of way in which Govt. has in the past clutched jurisdiction. Certainly, as the C. S. Secy, let heads of depts dispose of these cases, reporting only the cases of gazetted officers.

10/1/95

The case should be reported for the orders of Government. The Government observes that No 40 of the Rules regulating the personal conduct of public servants requires modification with reference to existing orders. In G. O. of 3rd February No 134, Pub. it was directed that when a Government official becomes involved in a chronic state of indebtedness his case should be reported for the orders of Government. In paragraph 3 of its Resolution No 5704 Min. of the 10th August 1891, the Board of Revenue brought to notice that in G. O. of 25th April 1891, No 331, Pub. it was decided that the question of the suspension of Government servants applying for the benefit of the Insolvent Act should be left to the discretion of heads of departments and suggested that a similar delegation

of powers might be made in cases falling under G.O. of 3rd February 1888, No 134. Public. On this the Government stated in paragraph 2 of G.O. of 27th August 1891, No 429, that orders on the Board's suggestion were not necessary as the matter was one for heads of departments to decide. This referred solely to the question of suspension pending the orders of Government on the case. The Board ~~however~~, in its Resolution No 598 of the 3rd October 1891, took to itself power to deal finally with ~~any~~ cases of non-gazetted officers falling within G.O. of 3rd February 1888, No 134. It was not the intention of Government that the power of dispensing with the services of an officer reported for chronic indebtedness should be delegated to the Board but that the question of suspending such an officer pending the orders of Government on his case should be decided by the head of his department. Rule 40 will now be amended accordingly.

Revenue Secy for Govt
of Comptroller & Accounts

To
The Military Secy
Revenue Secy

note

The foregoing order appears to be strictly accurate, but it is a question whether it is now worth while to alter existing arrangements, which, as far as is known, have worked all right.

Would it not be better to confirm the proceedings of the Board taking to itself the final powers that were not given to it?

Before that step is taken it might be well to obtain particulars of any cases that may have been dealt with by the Board.

J.B. Submitted that
8/1/5

Heads of Departments, with the
 rules in h.b. ¹³⁴ 3.2.88 ^{to guide them,} Pub. way
 will be trusted to deal with their
 subordinates, who are not junior
 officers - and that the amend-
 ment of the B.O. 1.6. (B.P. 2)
598 } might be adopted
3.10.91 by the Heads of Departments -

Lt 9/1.

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[Faint handwritten text]

Hon: J. Grose

reprinted as an
 Appendix to these
 Proceedings.

30

Public Department.

C. 3751

Order. 21st January 1895. No. 44

The Government
 is pleased to direct that
 the cases of all non-
 gazetted officers which
 fall under G. O. 3^d
 February 1888, No. 134,
 shall in future be dealt
 with finally by
 heads of departments
 concerned; the cases
 of gazetted officers only
 being reported ^{for the review of} Govt.
from orders

J.B.
18/1

Lt 19/1

To
 The Departments of the Secretariat. 25/1/95.
 All heads of departments
 under the Chief Secretary.

28/1/95
 despd 21/1/95
 ques to Mr. J. B. Grose

Public

DEPARTMENT.

List showing the distribution of the Proceedings of Government
dated *21 January 1896* No. 44

	Revenue Department	..	..	..	31	} <i>dispo</i> 25/1/95
	Public Works Department	..	..	..	41	
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	Do. of Prisons	..	..	..	25	
	Do. of Registration	..	..	..	3	
	Chief Presidency Magistrate	..	..	..	3	
	Commissioner of Police	..	..	..	3	
	Judges of the Madras Court of Small Causes	..	..	..	1	
	Advocate-General	..	..	..	1	
	Government Solicitor	..	..	..	1	
	Administrator-General	..	..	..	1	
	Sheriff of Madras	..	..	..	1	
	Government Pleader	..	..	..	1	
	Registrar of Joint Stock Companies	..	..	..	6	
PUBLIC.	Surgeon-General	..	..	..	1	} <i>dispo</i> 28/1/95
	Meteorological Reporter	..	..	..	1	
	President, Board of Examiners	..	..	..	1	
	Private Secretary to the Right Honorable the Governor.	..	..	..	1	
	Government Astronomer	..	..	..	1	
	Superintendent, Government Central Museum	..	..	..	1	
	Chemical Examiner	..	..	..	1	
	Superintendent of Stationery	..	..	..	1	
	Protector of Emigrants	..	..	..	1	
	Superintendent, Government Press	..	..	..	1	
	Tamil Translator to Government	..	..	..	1	
	Telugu do. to do.	..	..	..	1	
	Malayalum do. to do.	..	..	..	1	
	Canarese do. to do.	..	..	..	1	
	Hindustani do. to do.	..	..	..	1	
POLITICAL.	British Consular Agent, Pondicherry	..	..	..	1	} <i>dispo</i> 28/1/95
	Superintendent, Archaeological Survey	..	..	..	1	
	Government Epigraphist	..	..	..	1	
	Resident in Travancore and Cochin	..	..	..	3	
	Paymaster, Carnatic Stipends	..	..	..	3	
	Political Agent, Pudukota	..	..	..	3	
POLITICAL.	Do. Sandur	..	..	..	3	} <i>dispo</i> 28/1/95
	Do. Banganapalli	..	..	..	3	
	Government Agent, Tanjore	..	..	..	3	
POLITICAL.	Special Agent, South Arcot	..	..	..	3	} <i>dispo</i> 28/1/95
	The Right Reverend the Bishop of Madras	..	..	..	3	
	Venerable Archdeacon of Madras	..	..	..	3	
ECCLESIASTICAL.	Senior Chaplain of the Church of Scotland	..	..	..	3	} <i>dispo</i> 28/1/95
	Presidency Port Officer	..	..	..	20	
	Chairman, Harbour Trust Board	..	..	..	1	
MARINE.		..	..	..	1	

FINANCIAL. { Accountant-General .. 6
Commissioner of Paper Currency .. 1

EDUCATIONAL. { Director of Public Instruction .. 20
Commissioner for Government Examinations .. 1

THE DISTRICT MAGISTRATE OF

Anantapur ..
North Arcot (Chittoor) ..
South Arcot (Cuddalore) ..
Bellary ..
South Canara (Mangalore) ..
Chingleput (Saidapet) ..
Coimbatore ..
Cuddapah ..
Ganjam (Chatrapur) ..
Godavari (Cocanada) ..
Kistna (Masulipatam) ..
Kurnool ..
Madura ..
Malabar (Calicut) ..
Nilgiris (Ootacamund) ..
Nellore ..
Salem ..
Tanjore ..
Tinnevely ..
Trichinopoly ..
Vizagapatam ..

DISTRICT AND SESSIONS JUDGE
OF

North Arcot (Chittoor) ..
South Arcot (Cuddalore) ..
Bellary ..
South Canara (Mangalore) ..
Chingleput ..
Coimbatore ..
Cuddapah ..
Ganjam (Berhampore) ..
Godavari (Rajahmundry) ..
Kistna (Masulipatam) ..
Kurnool ..
Madura ..
North Malabar (Tellicherry) ..
South Malabar (Calicut) ..
Nellore ..
Nilgiris (Ootacamund) ..
Salem ..
Tanjore (Tanjore) ..
Tinnevely (Palamecottah) ..
Trichinopoly ..
Vizagapatam ..

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READ AGAIN G.O., No.
189

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STATEMENT WITH DITTO.

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