

Public (1896) Department.

ORDINARY MS.

G.O., No. 975

DATED 8-9-96

W. J. P.

[Despatch Abstract.]

Making certain appointments
affecting Messrs J. Andrew &
J. K. Batten, I. C. S.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
for R43	PW		11-1-97				

Public DEPARTMENT.

[G
24]
100-20-0-00

MINUTE.

OOTACAMUND, 8th September 1896.

No. 975

THE PRESIDENT proposes the following
appointment:—

Mr. James Andrew to act as Col-
lector, District Magistrate and Government
Agent, Tanjore.

The above cancels Mr. Forbes'
appointment notified in No. 439 on page
1085 of the Gazette of the 1st September
1896.

Mr. John Kaye Batten to act as Col-
lector and Magistrate of the district,
Trichinopoly.

88
879/96
88
819/96

A. E. Hancock

Collr. Trichinopoly
" Tanjore
J. K. Batten Esq. 2 CS
Acctt Genl.
Gazette 15/9/96
Depts
107
19

MINUTE OF APPOINTMENT.

25 A.
1,000-21-3-96.

Public DEPARTMENT.

C. No.

FOR ORDERS.

A minute of appointments of Messrs. Andrew and Batten is submitted for His Excellency's signature -

A draft order A. granting Mr Forbes privilege have for ^{full} ~~one~~ amount available ~~one~~ ^{one} month and forty days, the amount reported by the Acct. Gmt to have been at ^{his} ~~his~~ credit in April last, is also submitted.

A para has been added recalling Mr. Batten in order to give him the benefit of article 223 of the C. S. R.

A draft letter B (with faircopy for signature) to H.H. the Raja of Pudukkottai is submitted. This follows precedent vide go. no. 178.9 Pol. 2, 14.3.95

CS.
7/9/96

7/9/96

FOR ORDERS.

H. E. THE GOVERNOR.

THE HON'BLE MR. H. W. BLISS, C.I.E.

THE HON'BLE MR. J. GROSE, C.I.E.

Code
Class

INDIAN

CHIEF SECRETARY
AU-1895
MADE

GRAPHS.

Monthly
Number.

To

(Office)

Words

Day

Hour

Minute

Official
Instruction

To

(Person)

From

(Person)

64 Word Form.

F.C.2.

Lead from

IN.

Send to

Telegraph Master.

At
Hrc.
Mtc. by
COLACAMUND 31 3-36

C. P. N. 41-264-1



Aug. 31/86

My Dear Sir,

I enclose - as it
appears to be the proper course - a
telegram from Mr. [unclear] addressed to
the Chief Secretary.

Yours sincerely,
[Signature]

P.

INDIAN TELEGRAPHS

Message Number 117

To

(Office)

Ootacamund.

From

(Office)

Madras. Saidapet

Hours.
14.

Days.
2.

Hour.
10.

Minute.
50.

Official
Instructions.

To

(Person)

Chief Secretary

From

(Person)

Forbes.

Statement received post yesterday
will reach you tomorrow

Logged
hus
3/9

L.N.

Sent to

L.N.

OOTACAMUND 2-9-96

Telegraph Master.

F.C.I.



44. 3⁰ 6

My dear Sir,

Herewith I enclose
to me. I treat it in the same
way as I did his telegram.

Yours sincerely
Friedrichs

By order

and

P/E



GOVERNMENT OF MADRAS

5th Sept. 1896.

CHIEF SECRETARY
5 SEP 1896
GOVERNMENT OF MADRAS

My dear Sir,
His Excellency has
decided to give Forbes
his leave and I have
written to him to that
effect. His Excellency
has ^{also} decided to nominate
Andrew to act for Stokes
and to re-call Batten
from leave to act for
Andrew. I enclose

copies of telegrams which,
under His Excellency's
instructions, I have sent
to Batten, Andrew and
Stokes.

*Not read
in office
C/S
7/5*
I also send copy of my
letter to Forbes (to be kindly
returned) and I return
his telegram and connected
papers. (C. No. 2884)

Yours sincerely

H. Alliant.

Copy of a Telegram to Mr. J. K. Baller
Kodaikanal.

His Excellency regrets that he must
ask you to cancel your leave as you
are required to act Collector, Trichy,
three months. Ask Andrew when you
should relieve him.

II

Copy of a Telegram to Mr. J. and
Trichinopoly.

You are to act at Tanjore
Vice Stokes for three months. Please
arrange date of relief with him.
Baller acts for you.

III

Copy of a Telegram to Mr. G. Stokes
Tanjore.

Andrew, not Forbes, acts for you

Two 000 from Mr Forbes

CONFIDENTIAL.

Chingleput Collector's Office,

Saidapet,

1896.

CHIEF SECRETARY
5 SEP 1896
GOVERNMENT OF MADRAS

My dear Sir
I received the frank
authentic information of my
supercession in last night's
mail. I also see that I am
posted to Tanjore, of which
not even rumour had
previously informed me.

While gratefully appreciating the
kindness of H.E. in selecting me
for that important post, with very kindly

on my behalf beg H.E. to permit me
to decline it as I have not the
physical strength to undertake the
heavy work of that district - the
heaviest in the P.^o - in that
climate. I had three years of
tropical life in my early career and
nearly killed me. I was offered
the dist. when it first became vacant,
before G. Stokes was posted to it, &
the Governor graciously permitted
me to refuse it & retain my own
permanent district. I hope I may
meet the same indulgence. I do

not possibly do the work in that
exhausting climate

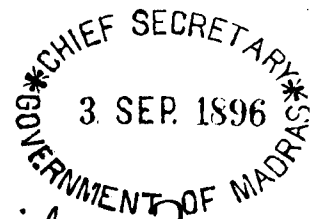
Meanwhile however will
be kindly take orders on my
applications for privilege leave,
which I have been hoping to obtain
first in June, then in July, then
in August - all these months
have now passed. I am much
run down after the recent severe
hot weather. If a medical certificate
is essential I shall not have
the slightest difficulty in obtaining
one & will send it after week
if desired. My application was

I believe long before C.J. Lewis?
With apologies for the
trouble I am giving you
Yours sincerely

J. J. Foster

~~There is no doubt~~
~~that the~~
~~most important~~
~~part of the~~
~~work is the~~
~~study of the~~
~~history of the~~
~~people of the~~
~~country.~~

Saidapet
1st Sept. 1896



My dear Price,

Yesterday I was informed on what seemed good authority that I was not to be reappointed as acting Rev. Secy., the post being given to G. Stokes. As I have twice (not to say three times) acted before during the past two years & have had no opportunity of making any representation on the subject, I telegraphed at once begging that the gazettement of the app^t (were the report true) might be deferred till I had been permitted to state my case which I now do in the hope that H.E. Esq. may take it into his favourable consideration.

As you are aware, when I was originally nominated in 1894, I had never solicited the app^t. I was indeed ignorant of the impending vacancy till the P.S. informed ^{me} that I had been selected. When informing me of this he gave me, however, to understand that Grundel, many years my senior, had superior claims but that it was undesirable to move him from the Board; and he told me that the Govt. had, after long consideration of the claims of others, ^{best} chosen me as the ^{best} ~~most~~ ^{qualified} ~~qualified~~ senior person to me, chose me as the ^{best} ~~most~~ ^{qualified} ~~qualified~~.

I acted accordingly; and when an officiating vacancy subsequently occurred I was again appointed; G. Stokes having meanwhile made personal representations on the subject which were doubtless duly weighed before being set aside.

When the post became a third time vacant on Gibson's furlough Arundel, whose claims remained in reserve, expressed his wish for the app. ^{since the vacancy} might be permanent; ^{he gazetted.} ~~from the first it was understood~~ that I must give way to him, ~~and was gazetted~~ & of course I did not & did not raise a word of objection or feel aggrieved. The P.S.G. at the time, ^{at the Govt's instance,} ~~without any request from me,~~ informed me both orally & in writing of the arrangement, recalling the original understanding & admitting that but for Arundel's expressed wish my title to succeed ~~would have been~~ duly respected.

This being so, I do not think I shall be accused of presumption in urging that now Arundel's promotion leaves a vacancy I have a claim to be heard.

When an officer has been deliberately & unconditionally promoted more than once to act in the same app^t, especially one of this prominence, he has by the unwritten law & custom of the service, I venture to say, the strongest claims to act again in it, claims which will not be set aside except on grounds damaging his official reputation.

The more important the app^t the more strictly, I believe, is the rule respected, because the more publicly is the officer gibe^{ted} by being set aside.

In 24 years I cannot recall a case either here or in the Gov^t of India where an officer ~~claim~~ to the reversion in such a case has not been ~~so~~ ^{acting}. I don't reckon cases where the officer has acted because some one with better claims was ill or absent or not available, none of which conditions applied to G. Stokes when I was appointed.

I believe this to have been the accepted practice in the Presidency.

In the Gov^t of India too, such claims are most carefully respected by the Viceroy. Take for instance ~~both~~ the Financial Sec^y (Finlay) & the Home Sec^y (Herbert) - each as Rivers - both these officers had previously acted so strong a claim was ~~this~~ considered to give them that they were both confirmed before they had 20 years service, although it was notorious that there were in India many officers of far longer service & experience & certainly not less ability; who might equally well have been app^t. but for this unwritten law.

The same rule prevails in other branches as a glance at the Service lists will show, as it also will for how little mere length of service counts in secretarial app^t..

Apart altogether from considerations of administrative continuity & consistency, any other rule w^d work grievous hardship, for an officer of whom Gov^t has ~~also~~ testified its

approbation by reappointing him to act in an important post has thereby received assurances or promises from Govt itself on which he is entitled to found definite expectations or to rely for the future. Factum valet: & if subsequently the claims of an officer originally passed over are reconsidered he is recompensed by the next promotion & not by preferring him to the officer whom the Govt has previously just deliberately kept before him. Instances of this are numerous: Sherrock (no. 6 in the list) did not oust Arundel (no. 9); nor Le Fanu (10) go over Willak (15) tho both the latter are acting appts.

I believe the above will be universally admitted to be the ^{general} principles which have guided such appts as the present; & I need not dwell on the gross hardships wh. w^d be inflicted on me by a departure from them in my case, & the serious injury my name & reputation w^d suffer in the eyes of the service who w^d only see that I had been first promoted to a prominent post & then publicly branded as unfit for it. This is made all the harder in that I was selected without solicitation on my part. The considerable portion of the past two years in which I have been employed on other sec^t duty, while it ^{has} tended to strengthen my present claims, ~~never~~ ^{also} w^d only make the degradation the more marked or noticeable.

I only ask that my claims be considered on the old lines. If reformed principles are introduced, it is surely ^{but} fair that they sh^d be applied to new cases wh. may arise hereafter, officiating incumbents being duly warned of the new conditions.

as to my fitness for the post the H^{on}os under whom I have served can speak. I w^d also submit a reference ^{by Sir} Lord Diplock's unsought testimonial sent to this Govt by his P. S., when my term in the Home Office expired at the end of 1855, & I can also with confidence refer to Sir Stewart Campbell, Sir Mackenzie, Sir Comdwy Albert, Sir Dennis Fitzpatrick Sir James Westland & under or with whom I served in the Govt. of India - especially the former two with whom my relations were more immediate.

Yours sincerely
J. F. Forbes



Sept. 5. 1916

My dear Sir,

I enclose a D.O./min
Forbes, kindly let me have Mr's
instructions regarding the question
of Mr's leave. At the time that
Mr's leave was brought up and
passed Forbes I have no doubt
did not contemplate taking leave.
It is only since he has learned
that he is not back as Rev.

Code
Class.

INDIAN ~~202~~ TELEGRAPHS

Monthly
Number.

3

To
(Office)

From
(Office)

Words.

Day.

Hour.

Minute.

Official
Instructions.

To
(Person)

From
(Person)

32 Word Form.

Read. from

LN.

Sent to

LN.

At

Hrs.

Mts. by

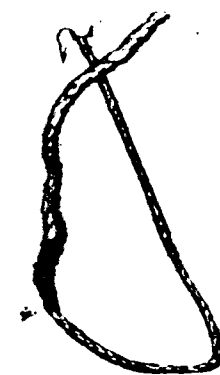
At

Hrs.

Mts. by

ATACAMUND 7-9-96

Telegraph Master.



Sealed Private Order
1000 10/9

Saidapur
G. S. Forbes Esq. J.C.S.
Collector Chingleput
Lease granted Muddoch
act as gazetted
(Sd) by S. A. J. C. S.

When given for copying _____
When copied _____
When examined _____
When signed _____

189.

READ AGAIN G.O., No.
189 ,

DATED

CURRENT No.

ENCLOSURES TO O. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

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- A = Copy in full.
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- Q = Copy heading only