

Public (1897) Department.

ORDINARY MS.

G.O., No. 774

DATED 19. 6. 97

W2
22/6

[Despatch Abstract.]

Creating as a temporary measure an extra
Head Asst-Sup. of Trichinopoly from the 5th
Jan'y to 24th March/97 and declining to treat
the question of Mr Roberts' tenure from 29-12-96
to 4-1-97 as an exception to the general rule.

1
m/6/97

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
C no	1549 of 97						

Revenue (1897) Department.

Police

CURRENT No.



1392

From Bannatyne Macleod Esquire
B.A. Barrister-at-Law,
ag collector of
Richinof

Order.

Def(a) on car No. 1119 of 97
Res

Dated 5th April 1897.

Received 7th 84 } 80
Do for Reg 84
Registered 84

Enclosures 3

Spare copies

SUBJECT.

Submitting for orders letter
from S.G. Roberts Esq. as head
Assistant Collector, Musiri,
requesting to obtain the
Sanction of the Government
to enable him to draw the
allowance as head
asst collector until he was
relieved. i.e. from 5th July
to 24th March 97.

BACK PAPERS.

G.O.	No.	Department.	Date.
for	50	Pub	19-1-97
	757		18-2-96
	5021		10-2-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

this reference may be
ordered to be over pending
the receipt of an objection
statement by the collector

26/3/97

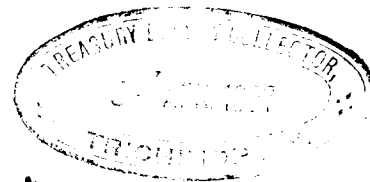
1119757
(Treasurer) 208
208
208

Is any
objection statement
is received,
the Treasury Deputy Collector
is requested to report
the fact to the undersigned
to enable him to take
necessary steps, if any,
in the matter.

Collector

29/3/97

In extract from the objection
statement of the account for
the delay in submitting the
Treasury statement only to effect
the necessary steps in the objection
statement.



Nale

This may be submitted
to Govt for orders if the
collector considers necessary
the enquiry made in the
Treasury shows that
no objection statement
has been received in that
office. Mr. Roberts
appears to have got this
objection statement direct
from the Accountant
General and he should
have submitted to him
an explanation called
for by him. It might
be that the Accountant
General has been pointing
out to Govt the
financial error in
having retained Mr.
Roberts as Head Assistant
Collector. That

Nil for orders

The letter of Mr Roberts may be forwarded to Govt. if necessary, with any remarks the Collector wishes to make. Copy of objection statement is herein enclosed.

3.11.97 Forward for orders
Mm

189
RECEIVED
1/11/97

Details of retrenchment

No 11 m) Fixed tentage drawn as Hd asst Collr Trichinopoly from 29th December 96 to 4th January 1897 at Rs 35 per mensem

Rs 7-14-5
admitted at Rs 11-1-9 per do 2-8-2
Rs 5-6-3

Under Madras H.O. 506 Public Dept 10 July 94

Mr. S. G. Roberts was considered as Hd asst collr in a privilege leave arrangement during the above period and he is therefore entitled to draw the tentage of his substantive appointment Rs 5-6-3 should be recovered.

(b) Acting allowance drawn as Hd asst collr Trichinopoly at Rs 255-8-11 per mensem from 5th to 31st January 1897 - Rs 222-9-3

Fixed tentage drawn from 5th to 31st January 1897 at Rs 35 per mensem } 30-7-9
Admitted at Rs 11-1-9 per mensem } 9-10-11
20-12-10

Exchange compensation allowance drawn on Rs 222-9-3 } 24-4-6

Total 267-10-7

Less annuity fund Rs 9-14-0
257-12-7

Less Income tax 6-2-9
251-9-10

No G.A. 425

Gazette & Audit Department
Objection statement for February
Accountant General's office
dated 18.3.97

The Collector of Trichinopoly

The voucher noted below is objected to for want of No 11 (vide margin) and Rs 273-10 must be recovered from next bill
Drawer of the bill Mr. S. G. Roberts
Nature of charge - Salary Bill
Amount of Voucher - Rs 648-7-4
No. and date of Voucher 253 of 3.2.97
Copy forwarded for information to S. G. Roberts Esqr Agt & Collector Trichinopoly, Trichinopoly who is requested to return this memo with his explanation on the reverse if he has a 5 to offer

(Sd) S. S. R. R. R.

asst acctt General
23.3.97

As Mr. Rice took charge of the Senior Assistantship on the afternoon of the 4th January 1897 Mr. Roberts should be considered to have ceased to act as Hd asst Collr Trichinopoly from 5th January 1897

de Madras Govt Order No 50 Public Dept
 dated 19th January 1897 Rs 267-10-7 less
 annuity fund and Income tax should be
 recovered.

(True Copy)

S. G. Roberts
 Asst Collector

23.2.97

Objection statement showing the audit and examination of the Treasury account of Trichinopoly
 district for February 1897. (To be retained with reply in the last column)

Item No.	No. and date of voucher or date of receipt.	Nature of receipt or payment.	AMOUNT PLACED UNDER		Nature of error or objection Order of the Accountant General thereon.
			Items awaiting clearance.	Service payments for recovery.	
66.	February 97. 253.	Salary bill of Mr. Roberts as Head Assistant Collector. Fixed Tentage drawn as Asst. Collr. Trichy from 29 th December 96 to 4 th January 97 at Rs 35 per m. Rs 7-14-5. Admitted at Rs 11-1-9 per m. Rs 2-8-2 5-6-3.		563	Under Madras G.O. No 4 Pub dated 10 th July 94 Mr. Roberts was considered as Asst. Collector in a parting leave arrangement during the above period and he is therefore entitled to draw the tentage of the Substantive Asst. Rs 5-6-3 should be recovered. As Mr. Rice took charge of the Senior Assistantship Ganjam in the afternoon of the 4 th January 97 Mr. Roberts should have been considered to have ceased to act as Asst. Collector Trichy, from 5 th January 97. Under G.O. No 1358 dated 19-1-97. Rs 267-10-7 less annuity and I. Tax. should be recovered (4). Recovered Rs 267-10-7
67.		Acting allowance drawn as Asst. Collr. at Rs 255-8-11 per m. from 5 th to 31 January 97 Rs 222-9-3. Fixed Tentage drawn from 5 th to 31 January 97 at Rs 35 per m. Rs 30-7-9 Admitted at 11-1-9. 9-10-11 Exchanging Comptroller Rs 20-12-10 Salar allowance drawn at 222-9-3. Rs 24-4-6 Less annuity Rs 9-14-11 Rs 267-10-7 Less Income Tax 6-2-9		267/107	

Revenue DEPARTMENT. The Head Assistant COLLECTOR'S OFFICE,
 No. Camp, Mysini
 23rd March 1897.
 FROM S. G. Roberts Esqre. I.C.S.
 THE Assistant COLLECTOR OF Trichinopoly
 To THE Collector of Trichinopoly

SIR,

The Accountant General, has in his Objection Statement No. 47 of 18th March 1897 ordered that Rs 5-6-3 being the difference between the fixed tentage for the Head Assistant Collector at Rs 35 per mensem and the tentage as Assistant Collector at Rs 11-1-9 for the period from 29th Decr 96 to 4th January 1897, and Rs 251-9-10 being the acting allowance drawn by me as Head Assistant Collector from 5th to 31st January should be recovered from me under G.O. No. 50 Public 19.1.97 as Mr. Rice took charge of the Senior Assistantship Ganjam in the afternoon of the 4th January 1897.

2. The Accountant General seems to think that I should be considered to have ceased to act as Head Assistant Collector Trichinopoly from 5th January 1897.

3. In December 1895, I was appointed to act as Head Assistant Collector vice Mr. J. H. Summing on leave and will continue to act as such till I am relieved. In May 1896, I was ordered to deduct a sum of Rs 222-7-8 on the ground that my arrangement came in a prior leave vacancy. Now again, while I continue to act in one and the same appointment I am asked to pay back the money already drawn on account of the appointment I have been holding. I think I am right in saying that I am as Head Asst Collector entitled to draw all the allowances due as such until I am relieved. I had no intimation whatever that Mr. Price's appointment affected me nor that I was expected to work without allowances as Head Assistant as I should have at once prayed to be relieved. Further in no case can the amount drawn between 29 Decr 1896 and 5 January 1897 be returnable as the order is not retrospective. The office of Principal Assistant Ganjam was then non-existent and only revived by Government order of 19 January 97.

4. I have therefore the honor to submit herewith a copy of the objection Memo and request that you will be pleased to obtain the sanction of Government & enable me to draw acting allowance as an Head Asst Collector until I am relieved here. I hardly think I can come twice with reference to the same appointment under the operation of Government order No. 504 especially as Mr. Summing may never go to Ganjam. In if the rules

(2) (1)
rule is applicable twice it might be applicable on any number of times and by a paper transfer of the office on leave in England the office, acting in India, would be permanently kept out of all acting allowances. I venture to think that this has never been the intention of Government. I have the honor to request that the matter may be favourably represented.

I have the honor to be
Sir,

Yr most obedt servant
S. S. White
Head Asst Collector
23.3.97

Memorandum No. 119
Re (8)

From S. G. Roberts Esquire
Asst. Secy to Collr
Muziris

1392 Pub

Refd on cur. no. 1119/97
Dated 5-4-97
Despd 5-4-97

Forwarded

to the Secy to Government, Rev. Depart-
ment, for orders.

Dated 23rd }
Opd 23rd } March 1897
24th
MM
No

Enclosures

5-4-97

ag. collector.
5-4-97

Subject

Requesting to obtain the
sanction of the Govt to enable
him to draw acting allowance
as asst. Secy to Collr, ^{Muziris} until he is
relinquished ~~there~~

CU
25-31-

Public (1897) Department.

CURRENT No. 1426

From

The Accountant General
to the Govt of Madras

CHIEF SECRETARY
No. 1426 APR. 1897
GOVERNMENT OF MADRAS

Dated 8 April 97

Received 9

Registered 60 } 4-97

Enclosures

Spare copies

SUBJECT.

Requesting to be informed from what date
the Govt order transferring the post of
Head Assistant Collector and magis-
trate of the District Trichinopoly should take
effect and what pay and allowances
should be passed to Mr Roberts up to
24th March 97

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

General Audit DEPARTMENT.

1426 P. 6
FORT ST. GEORGE,
Accountant-General's Office,
8th April 1897.

No. 1136

From

M. H. Michael Esqre,

Offy. ACCOUNTANT-GENERAL TO THE

To

GOVERNMENT OF MADRAS,

THE *Chief Secretary to Government,*
Public Department.

SIR,

With reference to the proceedings of
Government No 50 Public Department dated
the 19 of January '97 transferring the post of
Head Assistant Collector and Magistrate of the
District Trichinopoly to the Provincial Civil
Service in the place of Senior Assistant to the
Collector, District Magistrate and Agent to the
Governor, Ganjam, I have the honour to state
that Mr. P. S. P. Rice took charge of the Senior
Assistant Collector's Office, Ganjam on the after-
noon of 4 January '97 and has drawn the salary
and allowances of that appointment from 5
January '97. Mr. S. G. Roberts, Acting Head Assis-
tant Collector Trichinopoly made over charge on
the afternoon of 24 March '97 and ^{draw} the salary

and allowances of that appointment from 5th January '97 to 24 March '97. As the appointment of Head Assistant Collector Trichinopoly was transferred to the Provincial Civil Service, I have treated Mr. Roberts as an Assistant Collector from 5th January '97 and admitted the pay and allowance of an Assistant Collector from that date, but he submits that he had no intimation that Mr. Rice's appointment affected him nor that he was expected to work as Head Assistant Collector without allowances.

In these circumstances I request that I may be informed from what date the order in question should take effect and how Mr. Roberts should be treated upto 24 March '97.

I have the honor to be,
Your most obed^t servant,
Whistler
Offg. Accountant General.

NR 8/4

CS
CRO's 1392 + 1426.

Reference, No. 898 of 23.4.97

The Accountant

General is requested to be as good as to state whether the delay in Mr. Roberts handing over charge of the Head Assistant division to a Provincial Service officer was due to the chain of transfers amongst Deputy Collectors - If such is the case Mr. Roberts appears to be entitled to the allowances of an acting Head Asstt until the 24th March 1897.

Ans
12.4.97

LD
22/4/97.

Asstt Genl - (with papers in original & serial)

Rh 6/20/97

Public (1897) Department.

CURRENT No. 1764



From The Asst General
Madras.

Order

No. 1442

Dated 8th May 1897

Received 9
Registered 10 } 5-97

Enclosures — Pub. & Nos. 13 & 2nd ^{Carried on}
Spare copies and 14 & 6.

SUBJECT.

Explaining how the
delay in Mr Roberts'
handing over charge of
the Head Assistant's
Division within a fortnight
a Provincial Service
officer arose

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT No. 1764

FORT ST. GEORGE,

Accountant-General's Office,

8th May 1897.

No. 1442

Garretted audit DEPARTMENT.

From

W. H. Michael Esquire,

Offg. ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Chief Secretary to Government,

Public Department.

SIR,

* The enclosures are
herewith returned.

With reference to your Memorandum No. 898,
Public Department, dated the 23 of April 1897,
I have the honour to state that the delay in
Mr Roberts' handing over charge of the Head
assistants' Division, Trichinopoly, to a Provincial
Service officer arose as follows:—

In Madras Government order No. 50, Public, dat
19 January 1897, the post of Head Assistant
Trichinopoly was transferred to the Provincial C
Service in the place of the Senior Assistantship
Ganjam. Under this order Mr J. A. Cumming
Head

Head Assistant Collector Trichinopoly (on furlough)
was transferred to the Senior Assistantship Ganjam
and during his absence Mr P. S. P. Rice was
appointed to act as Senior Assistant and he
took charge on the 5 January 1897. The arrangement
to relieve Mr Roberts who was acting as Head
Assistant Trichinopoly vice Mr Cumming was
not made until the 2 March 1897 when Mr Ky
P. Duraiswami Aiyangar Avargal Dy. Collector
of South Canara was posted to Trichinopoly.
(Vide Fort Saint George Gazette dated 2 March 1897
Part I page 261 Revenue Department No 90).
This officer made over charge of his duties at
South Canara on the 17 March 1897 and availed
himself of his privilege leave for 2 months and
15 days and Mr Ky S. Narayanaswami Aiyar
Avargal was on the 16 March 1897 appointed
to act as Dy. Collector General duties, Trichinopoly
vice Mr Ky P. Duraiswami Aiyangar Avargal
(Vide Fort Saint George Gazette dated 16 March
1897 Part I page 313 Revenue Department No 118).

He relieved Mr Roberts only on the afternoon of
24 March 1897. Hence Mr Roberts was in charge
of the Head Assistant's Division, Trichinopoly,
up to 24 March 1897.

Even if the delay be viewed as due to the
transfers amongst Deputy Collectors Mr Roberts
would not be entitled to the salary of Head
Assistant Collector, Trichinopoly, from the date
on which Government revived the post of
Senior Assistant Collector Ganjam and Mr Rice
took charge thereof. As from that date the post
of Head Assistant Collector Trichinopoly became
a Provincial Civil Service appointment in the
place of the Senior Assistantship Ganjam.

I have the honour to be,
Sir,
your most obedt. servt.,
Whitchell
Offg. Accountant General



Failing this above, the ag.
is desired to ^{request} ~~request~~ ^{kindly state} whether there
is any objection to Mr. Roberts
~~being considered~~ or a Deputy Chf.,
third grade, being considered as
holding a temporary appt. on the
pay salary of a Head Ant or on
\$500 p^r mth, respectively, from
the 5th January to 24th March
1897.

The A.C. is also requested to
 still whether Mr. Baker ^{and allowance}
 granted the salary of an A.C.

Read Defall c. 6

Colr.
Asst for the above period under
the power conferred on local Govt
in § 270A of the C. A Code

And

17/5/97

h2

17/5/97

20.

The Accountant General B. Madras

Public (1897) Department.

CURRENT No. 2123



From The Asst General
Madras

Order

No. 1734

Dated 5th June 1897

Received 7
Registered 9 } 6-97

Enclosures —

Spare copies —

SUBJECT.

Stating that if the transfer
of the Head Assistantship
Trichinopoly to the Provincial
Civil Service be given effect
from 25th March 1897, then
the Senior Assistantship
Ganjam should be con-
sidered to have been
revived ^{only} from 25th March 1897.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT No. 2123

General Audit DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,

5th June 1897.

No. 1734

From

F. C. Harrison Esqr.
Off: ACCOUNTANT-GENERAL TO THE

To

GOVERNMENT OF MADRAS,
THE Chief Secretary to Government,
Public Department

SIR,

With reference to your Memorandum
No 1073 Public Department dated the 19 of May
1897, I have the honour to state that, if the
transfer of the Head Assistantship Trichi
nopoly to the Provincial Civil Service be
given effect from 25th March 1897, then the
Senior Assistantship Jariyam should be
considered to have been revived from that
date only and not from 5th January 1897
and Mr Rice could not be allowed the
salary and allowances of Senior Assistant
Collector Jariyam from 5th January to 24th March 1897.

The arrangement will not in any way affect the Deputy Collector list. Under Madras Government Order No 751 Public dated 18 July 1896 the Senior Assistantship was transferred to the Provincial Civil Service and one appointment was added to the 3rd Grade Deputy Collector with effect from 29 June '96. The appointment thus created was filled up by promoting Deputy Collectors from the lower grades and the officers continue to draw the pay of the grades from 29 June 1896. If the appointment thus transferred to the Provincial Civil Service be transferred temporarily to the Indian Civil Service from 5 January to 24 March 1897, this will require the sanction of the Government of India.

As regards paragraph 2 of the memorandum under reference the answer is that Government have power to create a temporary appointment on the salary and allowances of a Head Assistant Collector under Article 95(b) Civil Service Regulations.

As regards paragraph 3. I would observe that Article 278 A of the Civil Account Code does not apply as the total amount payable exceeds

Rs 1000.

The best course is apparently either to deprive the most junior of the Head Assistants of his appointment for the above period or to create an extra temporary Head Assistantship of Trichinopoly for the above period.

I have the honor to be,
Sir,
Your most obed^t servant,
Wm. Hall
for Off^r Accountant General.

JH

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE

No.

Dated

Received

No.

Subject.

[G.]
500—35-11-96.

H. E. THE GOVERNOR.

~~THE HON'BLE MR. BLISS, C.I.E.~~

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

*N.B. He is busy with
Ternary papers**And
T.A. 1897*

FOR ORDERS.

A

In G.O. No 50 Public D
19th Jan'y 1897, the post of Mad
Assistant, ^{Collyer} Trichinopoly was
transferred to the Provincial
Civil Service in the place of
the Senior Assistantship, Gao
under this order Mr J. A. Cunn
(on furlough) was transferred
to the Senior Assistantship
Ganjam and during his absence
Mr P. S. P. Rice, ^{who} was appointed
act for him, ~~and he took~~ ^{of the Dept}
on the 5th January 1897. ^{who was acting as H^d Asst. Trich}
Robert's ^{was} ~~was~~ ^{relieved} however, ~~was~~
relieved by a Deputy Collyer
at Mysore until the aft.
of 24 March 1897.

The Accountant
General

Mr Roberts
is entitled to the pay of an
Assistant Collector, ^{city} as on the
former date the Govt. revived
the post of Senior Asstt. Collector
Tanjore and Mr. Rice took
charge thereof and the
Head Assistantship of Trichinopoly
became a Provincial ^{service} appoint-
ment.

D The delay in relieving Mr.
I Roberts at Musiri was due to
the fact that the transfer of
Dy. Collector to Musiri
as not gazetted until the
10 March 1897 and Mr.
Roberts was not relieved
until the 24th March.

It appears that the
action of ~~the~~ Accountant-
General is technically correct.

Mr. Roberts also complains

he had to refund of the
excess of tentage allowed

Cor.-b Head Assistant and to an
Assistant Collector, which
he.

1 R. 5-6-3

he had drawn from the
29th Decr 1896 to ~~the 24th~~ July 1897
as during this period he
was considered to be in a
privilege leave arrangement
under go. no 504 sub 8, 10
July 1894. This, it is
submitted cannot be remedied
as it is impossible for the
Accountant General's Office
to foresee who will
under the operation of this
go. for some time after the
~~allowances are drawn~~
after several references the
Accountant General

advises that the best course
of compensating Mr. Roberts
from the 5th July to the 24th
March 1897 is to ^{either} deprive
most junior of the Head Asstt.
of his appt. for the above period
or to create an extra temporary
Head Assistantship of Trichinopoly
under Art. 95 (b) of the C.S.

It is submitted that
the latter course may be
adopted. The following order
is submitted for approval.

order: W. 774 of 19th June 1897
The second of the

advised by the Accountant General
in the last para of his letter
no 1734 & 5th June 1897, will be
adopted and an ^{extra} Head Assistantship
of Trichinopoly will be
created ^{as a temporary arrangement} from the 5th Jan'y to
the 24th March 1897.

2. The Government as regards the question of
Mr. Roberts' ^{linkage} from 29th Decr
1896 to 4th January 1897 ^{it is observed that} (the Acc. Genl.)
has apparently applied the ruling in G.O.

No. 504 Public of 10th July 1894.

The Govt. ^{departs from the} is unable to grant relief

^{and} ~~continue~~ ^{exception} treat Mr. Roberts' case as an exception to
the general ruling

18.6.97

Accountant Genl. (1392-2, 1426, 1764
+ 2123 R)

Collector, Trichinopoly (1392-Q, 1426+1764-Q
2123 = last para A)

J. Roberts Esq. 208 (Q of 1392, 1426 + 1764 + A & B)
last para 2123

When given for copying 22/6
When copied 24/6 1897
When examined 24/6
When signed

READ AGAIN G.O. No.
189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

A A A A A A A

N.B. -

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only