

Public (1898) Department.

ORDINARY MS.

G.O., No. 833

Dated 30-6-98.

INDEXED.

[Despatch Abstract.]

Coming to the A.G. and
to the A.G. end of the foot of India forw g.
Copy of a despatch from the Secy of State for
India regarding the funeral pay of Surgen-
Capt C. L. Williams.

BACK PAPERS.

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

FURTHER PAPERS.

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

*Cms
3601/98 (S.G.)
for memo.*

[Pub.
29
1-9-20-7-96.]

Public (1898) Department.

CURRENT No.

*Read again G.O. No. 331 Pub. 2. 23. 2. 98 } (a)
" " L.G.'s order. No. 452 1. 7. 2. 98 }*

From

The Govt. of India

Order No. 833 of 30 June '98

*Communicated to the L.G.
and to the A.G. for information*

No. 2001-P.

MX

14/5/98

Dated 3 May '98

Received 9. " "

Registered 10. " "

Enclosures 5

Spare copies.

*To the S.G. } (a) of para 2 of the
A.G. } S.G.'s despatch, and of
para 1 & 2 (excluding last sentence
of para 2) of Lord Curzon's despatch*

SUBJECT.

*Forwarding Despatch from the
Govt of India for India No. 64
Financial dated 31 March '98
regarding Surg^{Cap} L. L. Williams'
& leave allowances.*

These are para 4 of the S.G.'s despatch.

Submitted with the procedure

adopted by this Govt was the

referred, if not the correct one.

A letter was received addressed (flag)

to the Under Secy of State, Govt. of India

and by the S.G. to forward it.

It is to be noted that the

had to alter the address
or to forward the letter to
any person other than the
addressee

If the application was
as much should have been
sent with a despatch from
the Secy. to the Secy. of State,
it would seem that the
reply should have come
in the form of a despatch
from the Secy. of State to the
Govt. - and not to the Secy.
of India

At
14/5/78

I don't understand the
Govt's objection. Look
up precedent.

At 76.5.78

BACK PAPERS.

G.O.	No.	Department.	Date.
	321-2	Pub.	24-2-98 R.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

55 Parliament Street,
London, Secy.
21st January 1898.

The Under Secretary of State,
India Office, Secy.

Sir,

We have the honour to inform
you that we have heard from Surgeon
Captain C. L. Williams that owing to
a misapprehension he instructed us to
draw his pay up to the 15th September
only on returning to India. On
arrival in that country he applied
to the Accountant General, Madras, and
was informed that instead of drawing
pay at the furlough rate of £. 500
per annum converted at the Govern-
ment rate of exchange he was only
entitled to Rs. 416 $\frac{2}{3}$ and he has
instructed us to apply to you to issue

the amount in this country and as
Surgeon Captain C. H. Williams would
be a loser to a very considerable extent
only by his ignorance of the regulations
we trust that his request may be
granted. We may add that Surgeon
Captain Williams instructions to us were
very clear and definite.

We have, &c.,
Sd. Grindley & Co.

India Office,
31st January 1898.

Gentlemen,

I am directed to acknow-
ledge the receipt of your letter
of the 21st instant, and to
acquaint you that any application
which Surgeon Captain C. H. Williams
may desire to make on the
subject therein referred to, should
be submitted by him through
the Government of India.

I am to add that similar
applications have frequently been
refused.

I am, &c.,
Sd. A. Godley,

Messrs. Grindley & Co.,
55 Parliament Street, S.W.

No. ³⁰³⁶
D.S.K. 7 of 1897.

Office of the District Medical
and Sanitary Officer,
Kistna Masulipatam,
Dated 22nd January 1898.

From - Surgeon Captain C.L. Williams, M.D.,
Ag. District Medical & Sanitary Officer,
Kistna Masulipatam,
To - The Secretary to the Surgeon General
with the Govt. of Madras.

Sir,
I have the honour to forward
herewith the correspondence relating to
my leave allowances and request you will
be good enough to forward the letter
to the Under Secretary of State for
India, London, through the Madras
Government.

I have, &c.,
Sd/- C.L. Williams, M.D.,
22/1/98 Surg. Capt.
Ag. Dist. Medl. & Sanitary Officer,
Kistna.

No.

Certified that Surgeon Captain
C.L. Williams, M.D., Acting District
Medical and Sanitary Officer Kistna
has not drawn pay for the period
from 13th September to 13th November
1897, in this District.

Kistna District,

Collectors office,

Masulipatam,

Dated 21-1-98.

Counter signed.

Fort St. George

Accountant General's Office,

January 1898.

Treasury Officer,
Kistna.

Sd/- H.G. Tomkins
Asst. Accountant General

No. 3036/Dsk 98.
22-1-98.

From - Surgeon Captain C. H. Williams, M.D.,
Ag. Dist. Medical and Sanitary Officer,
Kistna District, Masulipatam.
To - The Under Secy. of State for India,
London.

Sir,

I have the honour to state that I landed in this Country on the 14th November last being a Sunday and reported myself on the 15th November the day my leave expired. I brought with me a last pay certificate, stating that I had received pay up to September 15th. I now have the honour to request that as I am entitled to my furlough pay in sterling under C.S. Leave Rules, the arrears of my furlough pay may be paid to my agents in England in Sterling and my last pay certificate altered to November 14 or 15 as the case may be. My Agent

Army to which attached } Civil Deptt.
 or Government under } Madras.
 which employed.

in this case, will be Messrs. Grindlay & Co,
 55 Parliament Street, E.C. whom I have
 authorized to receive the money for me. My
 pay from September 15, 1897, was at the
 rate of £500 per annum to November 9th
 1897, and £250 thereafter. From my
 furlough pay so due, the contributions
 to the Indian Service Family Pension Fund ^{to be deducted},
 and adjustment made due to the fact
 that my furlough began November 9, 1895
 and not November 12.

I have, &c.,
 Sd/- C. L. Williams, M.D.,
 Surg. Capt., I.M.S.
 Ag. Dist. Medl. and Surg. Officer,
 Krishna District.

(True Copy)

W. Baseline

Registrar,
 Fin. & Com. Deptt.

Encl. 2nd & 3rd
 24.9.1898

Certified that Surgeon Captain C. L.
 Williams (Civil Surgeon Cochin) of the
 I.M.S. has received pay on furlough
 according to the Regulations, as under,
 both dates inclusive:-

From	To	Rate	Remarks
Furlough pay 12 th November 1895	14 th March 1897	at £250 ^{per annum}	In Financial Despatch to India dated 18 th February 1875, No. 84, para. 2, it is directed "that all sums noted for recovery on pay certificates sent from this country be treated as final receipts in India, and that the recovery with the date thereof, be immediately advised to the Secretary of State."
Furlough pay 15 th March 1897	15 th September 1897	at £500 ^{per annum}	

Sd/- A. Carter,
 for Accountant General.

India Office,
 28th September 1897.

Fort St. George,
Accountant General's Office,
29th January 1898.

Forwarded to the Surgeon General
for disposal with the Treasury Officers'
Certificate duly countersigned.

Surgeon Captain Williams when he
proceeded on furlough to Europe in 1895,
reported that he would embark from
Bombay on the 12th November 1895 and
the India Office paid him furlough
pay from 12th November 1895 to 14th
March 1897 at £250 per annum and
from 15th March 1897 to 15th September
1897, at £500 per annum. As he
actually embarked for Europe on the
9th November 1895, he became entitled
to furlough pay from 9th November 1895
to 11th March 1897 at £250 per annum
and from 12th March to 8th November
1897 at £500 per annum and from
9th

INDIA OFFICE,
LONDON, 31st MARCH 1898.

FINANCIAL,

No. 64.

TO HIS EXCELLENCY THE RIGHT HONOURABLE THE GOVERNOR
GENERAL OF INDIA IN COUNCIL.

My Lord,

I forward a copy of a correspondence with Messrs.

Letter from Messrs. Grindlay and Company, 21st January 1898.) Grindlay and Company, relative to an
application by Surgeon Captain C.L. Williams
that his account may be re-opened, and the
balance of his furlough pay issued in this

country; and also a copy of a letter from that officer on the
Letter from Dr. Williams to) the subject, which has been received at
Surgeon General, Madras,)
dated 22nd January 1898, and) this Office with a letter, in the Public
enclosures.)
Department, from the Chief Secretary to the

Government of Madras, dated February 23rd No.332.

2. Dr. Williams' case is similar to that of Mr. J. Frizella, the decision on which was conveyed to your Government in Lord Cross's Despatch of the 2nd of February 1888, No.35, and I see no reason to modify that decision in the present instance.

3. Surgeon Captain Williams should be informed accordingly.

4. I have to observe that this application should not have been transmitted with a Secretary's Letter.

I have, &c.,

(Signed.) George Hamilton,

9th to 13th November 1897 to subsistence allowance at Rs. 250 per mensem less the subsidiary leave allowance drawn by him in India from 9th to 11th November 1895 at Rs. 625 per mensem.

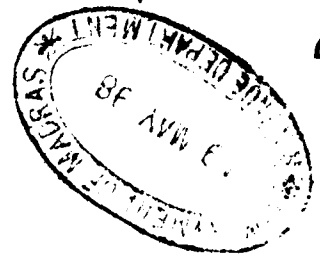
ssj. H. E. Tomkies,
Asstt. Accountant General.

To

The Surgeon General with the
Govt. of Madras

Financial
No. 35.

India Office,
London, 2nd February 1888.



My Lord,

I forward a copy of a letter from Mr. J. Frizelle, of the Bengal Civil Service, requesting that he may be permitted to draw his furlough pay for the period from the 1st of July to the 15th of October last, in this country at the rate of £1000 per annum, instead of receiving it in India at the rate of Rs. 833 - 5 - 4 per mensem.

2. Although the loss to Mr. Frizelle is no doubt heavy, the inconvenience of relaxing the rule not to reopen an account which has been closed on the officers return to India is so considerable that I regret that I am unable to accede to his application. Mr. Frizelle should be informed accordingly, and his attention

attention drawn to the fact that, as he had returned to duty in India, his application should have been submitted to me through your Government.

3. The last pay certificate furnished to Mr. Frizelle and enclosed in his letter is returned; and I request that I may be informed whether Mr. Frizelle is in receipt of pay in India, and, if so, of the circumstances under which it has been issued to him in the absence of the last pay Certificate.

I have, &c.,
Sd/- Cross.

His Excellency the Right Honble,

The Governor General of India in Council.

(True copy)

A. Deschamps.

• Registrar.

Finance and Commerce Dept
Sd/-

Encl. 1. 5 to Secy
C. 7. 2. 18. 98

No. 2001-P.

GOVERNMENT OF INDIA.

FINANCE AND COMMERCE DEPARTMENT.

Simla, the 3rd May 1898.

Read:-

Despatch from Her Majesty's Secretary of State for India, No. 64 Financial, dated 21st March 1898 and enclosures.

Ordered that a copy of the above despatch and of its enclosures, together with a copy of the despatch of 2nd February 1888, referred to in paragraph 2, be forwarded to the Government of Madras for information and the issue of such further orders as may be necessary.

J. B. Munshi

Under Secretary to the Govt. of India.

NOTE FOR THE *CS*

in re: ref⁴ to the note below
please see the G.O. as
not Public. flag D
2/10/20

there are four communications
which maybe sent to the
undersecret instead of to
the Sec of State are
mentioned. The present
communication is not of
course one of them, but
the fact that it was
addressed to the undersec
& that the fact was merely
asked to forward it seemed
clearly to alter the circumstances.

AK
25/6/25

We were technically wrong.
Does CA. know of any precedent.
At 26.5.98

Public. C. No. 1618

S. 9/2

See the order placed D

- (1) Last Pay certificates are subd to the US of State. What are the orders?
- (2) Are there any other classes of papers subd. to the US of State?

Chas
31.5.94

CA

- (1) Last Pay Certificates are forwarded to the India office under Art 983 of the L.S. Regs. - vide also G.O. No. 22 Fmle, d. 16 January 1869, & 258 Fmle, d. 8 June 1869. - but the practice of addressing the U.S. of State seems to have started in 1869. No authority can be traced for the practice.
- (2) Yes, there are other classes of papers submitted to the U.S. of State. Please see note put up... There has been great trouble in attempting to trace authorities in some cases. Hence the delay. - J.H.V.
21/6/94

G.O. No. 292 Fmle d.
21/6/69.

NOTE

With reference to para 4 of the Secretary of State's despatch, No. 64, d/ 31st March 1898, ^{in which it is stated} ~~stating~~ that Surgeon Captain William's application should not have been transmitted with Secretary's letter, a search has been made for other classes of papers which have been similarly forwarded with a Secretary's letter to the Under Secretary of State.

2. In its letter No. 23, dated 24th March 1880, the Govt. of India submitted a proposal to the Secretary of State that all formal communications such as,-

Postal copies of telegrams,

Advices of the despatch of annual reports,

Departmental indents for stores,

List of casualties among Un-covenanted European servants of Govt.,

which were then sent home in letters signed by all the members of Govt. to

the address of the Secretary of State ~~should in future be sent in letters from the~~ for India or to the departmental ~~for~~

Secretaries concerned in the India Office. While the Govt. of India's proposal included all formal communications, the specified being given as examples, the Secretary of State interpreted the proposal to be confined to the formal communications of the ~~classes~~ specified and sanctioned specifically the procedure recommended

L.O. No 1264 Pkhs;
d/ 23rd August 80.

Secretaries in the depts
concerned addressed
letters to the Under Secretary
of State

recommended in those cases. It has been found that in two other cases only, viz, (1) Returns of Probates and Letters of Administration and (2) List of Retired ~~civilians~~ drawing pensions in India, there is distinct authority for addressing the Under Secretary of State, the former at the instance of the Govt. of India - vide para 3 of Letter in G.O. 2040 Judl. d/ 3rd August 85 - and the latter in accordance with the ~~instructions~~ instructions printed at the heads of the Finl. Secretary's letter d/7th Novr. 79, prescribing the return.

3. In the cases marginally noted the previous procedure of addressing the Secretary of State was altered to Under Secretary of State by this office apparently under the impression that the Secy. of State's sanction covered the wider proposal of the Govt. of India and included all such formal communications. Please see pencil notes in G.O. No.1956 A, d/ 13th Oct. 80 and G.O. 1995 Finl. d/ 20th Oct. 80 & correction in G.O. 304-306 Edl. d/ 21st Sept. 81, Mis.

4. In some cases the practice is of ancient date. "Proceedings volumes" began to be forwarded with covering letters addressed to the Under Secy. of State from 1858 and "Last Pay Certificates" from 1869. "Confidential reports on Native News-papers" have been forwarded to the Under Secy. of State ~~under~~ under the orders of this Govt. contained in para 1 of G.O. No.244 Pub, d/ 23-2-72.

1. Return of absentee allowances payable in England,
2. Returns of pensions payable ~~in~~ in England.
3. Quarterly Catalogues of books registered.

G.O.No.1374 Public, d/8-11-58.
G.O.No.292 Finl. d/21-6-69

5. It will thus be seen that while in a few cases there are distinct orders for addressing the India Office through the Under Secy. of State by a Secretary's letter, there are others again for which no authority can be traced. The practice in the latter case however is of long-standing and has so far been tolerated by the Secretary of State.

*This is not the
penn
Cmt*

10/1/98

W.B.

Please see above. I think this exception to the S of S rule justify the course followed in Surgeon Captain Williams' case. The matter appears to be one on which India might be asked to issue more definite instructions

*Cmt
28/6/98*

C.S.

Please see the ltr. C.S.'s query below. Orders are requested as to whether India should be asked for more definite instructions, or whether the matter may drop.

*AK.
1/7/85*

*See Mr.
27/2/85*

I think the matter may drop - 1/2/7/88

in given for copying _____
 in copied _____
 in examined _____
 in signed _____

189

IN ANSWER G.O., No. _____, DATED
 189 _____

PRESENT No.

REFERENCES TO G. No

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAYING NOT FILLED UP, BRING MEANT FOR DESPATCH
 IN ORIGINAL.

N.B.—

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

42190