

Registration Department.

Madras, 22 March 1898.

Dear Sir,

The Accountant General has retrenched the acting allowances for the first thirty days of the men who have been acting in the vacancy caused by the deputation of M. Mahomed Hissam Sahib in the Chief Secretariat, on the ground that the latter has been appointed on a privilege leave vacancy since the 3<sup>d</sup> February 1898. I have had no intimation of this change of appointment and it

Public (1898) Department.

ORDINARY MS.

G.O., No. 1070

Dated 23-8-98

[Despatch Abstract.]

Communicating to the I. G. of Reg<sup>ts</sup> letter from  
the Accountant-General withdrawing his  
objection to a certain set of allowances  
of clerks in the office of the I. G. of Reg<sup>ts</sup>  
consequent on the deputation of  
the same to the Chief Secretariat

it is rather hard that six  
of my clerks who have been  
drawing sub pro-tem pay  
since May 1896 should now  
be deprived of their allowances  
owing to ~~the~~ Mahomed Hussain  
Sahib having been put into  
a privilege leave vacancy.  
I therefore request you will  
kindly let me know whether  
there is any early prospect of  
Mahomed Hussain Sahib being  
permanently

permanently provided for  
in the Government office  
and if not, whether he  
cannot at least be put  
to act in a vacancy which  
would enable my clerks to  
draw full allowances.

Yours faithfully  
M. J. A. A. A. A. A.

A. R. Knapp Esq. J. C. S.  
Under Secretary  
Jud. Dept.  
Chief Sect.

CA

Can you tell me anything  
about this?

AK

23/2/8

Registration Department.

Madras, 5 April 1898.

Copy of Telegram obtained from  
the Registration Office with  
Sir, to the U.S. G.O. 574/98.

As requested by you,  
I beg to append below a copy  
of the telegram regarding my  
deputation to the Govt. office.

Copy

" Much obliged if you could  
" send me Muhammad Hussain  
" again for six months vacancy  
" to act on 80 or 90 x please  
" wire and, if you can comply,  
" direct him rejoin Chief  
" Secretariat early as possible

The

NOTE FOR THE

Shahmadd Hurdin  
was not an acting assy.  
went on Rs. 80 up  
to 30 Dec. '97, when  
he was put into a  
sub pro tem vacancy.  
He continued in this  
only up to the 3<sup>rd</sup>  
February '98 when he  
was given an increase  
of Rs. 50 & put into  
an ~~acting~~ arrangement  
again. In this ar-  
rangement in the arrange-  
ment dated the re-  
turn of Mr. Clarke  
who whose term  
expires on the 3<sup>rd</sup> inst.  
~~provisional~~  
Under the last arrange-  
ment is in a ~~primary~~  
vacancy, the  
Act. Genl. has objected  
to a ~~provisional~~ <sup>for the first 30 days</sup> being  
granted to the clerk  
in the office of the  
J. G. of Registration of

Under the office the ~~provisional~~

were acting in the ar-  
rangements made to  
pick up Muhammad  
Husain's appointment.  
The following draft  
d/o is submitted

Dear Sir

Your d/o of the 22<sup>nd</sup>  
is received.

Clerk Muhammad  
Husain was drawing  
Rs. 80/- up to the 3<sup>rd</sup>  
February when he was  
promoted to Rs. 85/-  
& put into an arrange-  
ment caused by the  
grant of privilege leave  
of one of the clerks here.

It is regretted that  
it is not possible to provide  
for Muhammad Husain  
in any other arrangement.

He will rejoin your  
office on the 3<sup>rd</sup> inst.

But it will be seen that he was  
a gainer by the arrangement.

Yr. Obedt. Servant  
Mr. P. Raja-  
ratnam Mudali  
Daman Bhabha

11/4/22

Dear Sir.

7<sup>th</sup> April 1898

I must apologise for  
the delay in answering your  
d/o of 22/3/22. As the  
clerk has ~~been~~ rejoined your  
office here is nothing ~~more~~  
to be done. I say point  
at however this is the  
clerk remained in this office  
for seven instead of six  
months is originally intended  
your establishment cannot  
explain if for one month  
may not the <sup>extra</sup> allowance and  
his share ~~of~~ gave him.

As for the position of the  
Mr. A. J. is right in making  
the retrenchment ~~to~~  
~~as~~ I understand that there  
is some ~~diff~~ doubt on this  
matter would suggest that  
if you ~~are~~ <sup>to</sup> ~~maintain~~ the  
position it might be most  
convenient to address the  
C.S. officially regarding the  
reduction of the allowance of  
the clerk.

If the H.G. would like  
don't then be called for.

AK  
5/4/18

Int. G. of Regt. Des. 20  
7/4/18

# Judicial (1898) Department.

With the 1898, Justice  
of 9 11 2 3 4 5 6 7 8 9 10 11 12  
in the H.G. 8 letter  
Rec  
14/5

CURRENT No.

Ch.

M To submit a full note of  
the circumstances of the case.

BC

Order

From

The Inspector-General of  
Registration,  
Madras.

T No. 7

Dated 21 April 1898

Received 11 May

Registered 12.

Enclosures (one).

Spare copies.

## SUBJECT.

Requesting sanction for the  
payment of acting allowances  
amounting to Rs. 29.13.3, disallowed  
by the Accountant-General,  
to the clerks of this office acting  
in the arrangement consequent  
on the deputation of Muhammad  
Hussain to the Chief Secretary.

# BACK PAPERS.

| G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|
|      |     |             |       |
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# FURTHER PAPERS.

| G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|
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## REGISTRATION DEPARTMENT.

No. 7

From



The Honourable P. Rajaratna Mudaliyar,

Deewan Lahadur,

Inspector-General of Registration,

Madras,

21/4/98

To

The Honourable A. W. Arundel, I.C.S.,

Chief Secretary to Government,

Cotacamund,

through

The Accountant-General,

Fort St. George.

21st April 1898.

Katpasi

Sir,

M. Muhammad Hussain, a clerk of my office, was deputed to the Chief Secretariat for about one month from the 5th August to the 2nd September 1897. His services were subsequently lent from the 8th September for a further period of six months with reference to your telegram of the 6th. idem. At the end of this period, he appears to have been kept on in a different arrangement, of which no intimation had been sent to me, and he rejoined my office on the 4th. Instant.

2. The Accountant-General has disallowed the acting allowances payable to the clerks in this office during Muhammad Hussain's deputation from 3rd. to 28th. February 1898 on the ground that no acting allowance was admissi-

Vide his Objection Memo, No. P.A.D./451, dated 19th. March 1898. (Enclosed)

ble for the first thirty days under Article 120 of the Civil Service Regulations. The sum retrenched by the Accountant-General for the above period and that stopped by me for the first four days of March amounted to Rs. 29-15-3. I understand that Muhammad Hussain was appointed to act during the second month of the privilege leave arrangement and that acting allowance was assessed to him from 3rd. February 1898. If so, it is not clear why

why the Accountant-General should object to the grant of acting allowances to the clerks in this office for the same period. Muhammad Hussain is permanently attached to this office, and if he could draw acting allowance for the period in question in a privilege leave arrangement in the Chief Secretariat on the ground that another man had acted before him for the first thirty days in the same leave arrangement, it is difficult to see why the clerks of this office acting during the deputation of Muhammad Hussain should be denied any acting allowances.

3. The case is one of great hardship, as the clerks who have been deprived of their allowances by the Accountant-General's ruling had been drawing sub pro tem allowances since May 1896, when the travelling clerk's post on Rs.80 fell vacant in this office. The deputation of Muhammad Hussain to the Chief Secretariat should not entail any loss on these clerks, and I have therefore the honour to request that, even if the Accountant-General's view is accepted, Government will be pleased to sanction, as a special case, the payment of acting allowances amounting to Rs.29-13-3 disallowed by the Accountant-General.

I have the honour to be,

Sir,

Your most obedient servant,

*M. J. J. J.*

Inspr. Genl. of Regn.

48

109

Government of India

No 1804

CHIEF SECRETARY  
GOVERNMENT OF MADRAS  
11. MAY. 1898

Fort Saint George  
Accountant Genl. Office  
10<sup>th</sup> May 1898.

Forwarded.

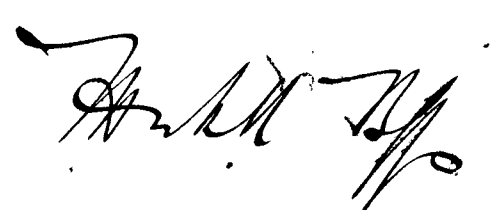
2. Mr. Muhammad Hussain was drawing sub pro tem allowance till 2<sup>nd</sup> February 1898 in the arrangement of a vacant post in the Chief Secretariat which was then substantively filled up by the appointment of another person and Mr. Muhammad Hussain was appointed to act for Mr. F. A. D' Cruz in Mr. C. Clarke's privilege leave arrangement from the 3<sup>rd</sup> February 1898. At the time of this appointment thirty days of Mr. Clarke's privilege leave had expired but as Muhammad Hussain succeeded S. Thirumalai Iyengar who was acting for Mr. F. A. D' Cruz during the first 30 days of the privilege leave, he was allowed acting allowance under Article 121 (ii) Civil Service Regulations.

3. The case of the men of the Registration Department who acted in the arrangement of Muhammad Hussain is however different. These men were entitled to acting allowance so long as Muhammad Hussain continued on deputation but that having ceased, Muhammad Hussain would have reverted to his substantive appointment had it not been for his fresh appointment in the Privilege Leave arrangement. Under the ruling contained in the Government of India Resolution No. 2102 D dated 6. May 1895 Finance and Commerce Department the test to be applied is "If the other officer had not proceeded on Privilege Leave

Leave, would the acting officer have acted. In this case the clerk in the <sup>office</sup> Registration of the Inspector General of <sup>Registration</sup> would not have and therefore should be act acting allowance the first 30 days.

Article 121 ii by which Muhammad Hussain obtains his Acting Allowance does not apparently apply in the case of these men as their appointments are in the same ~~as~~ <sup>the</sup> same acting appointments as those of the men who had acted the first 30 days in the Secretariat. They must therefore be considered as having been newly promoted and must lose acting allowance for 30 days under article 120.

4. As regards the Inspector General's request in the last sentence of his letter, it is observed that there is no provision in the Civil Service Regulations under which the allowances can be specially

~~discretionary~~  
  
Accountant General.

The Chief Secretary to Government,  
Judicial Department

Correspondence  
~~Treasury Account~~ DEPARTMENT.

No. A. B. V.

Fort St. George,  
Accountant-General's Office,  
26<sup>th</sup> May 1898.

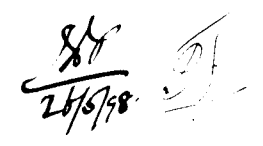
Enclosure. <sup>A True Copy of the resolution of the Govt. of India No. 2102-P dated 6 May 1895 Finance and Commerce Department</sup>

FROM THE ACCOUNTANT-GENERAL  
TO THE GOVERNMENT OF MADRAS,

TO THE Assistant Secretary to Government,  
Public Department, Madras, with  
reference to his memorandum No.  
C. 1634/98 dated 19 May 1898.

(By Order)

  
Chief  
General Superintendent.

A.B.V.   
26/5/98

Government of India  
Finance and Commerce Department.

No. 6411-P. Dated 20 February 1895.

From - H. S. Groves, Esq., Comptroller Central Provinces  
To - The Secretary to the Government of India, Finance  
and Commerce Department.

I have the honour to request that I may be favoured with the orders of Government as to the exact meaning to be attached to the expression "in consequence of the absence of an officer on privilege leave" in article 120 of the Civil Service Regulations.

2. The rule is applicable in two classes of cases: one in which an officer without an acting appointment is appointed to act for an officer on privilege leave; the other in which an officer (A) who is already acting in a furlough vacancy for (B) is appointed to act for an officer (of higher status) who is proceeding on privilege leave (C) and another officer (D) is brought in to act in the furlough vacancy (for B). The former class of cases can give rise to no difficulty, but in the latter class of cases it is not clear whether D, who succeeds A in acting for B, is to be considered as doing so "in consequence of C's absence on privilege leave" within the meaning of article 120, and therefore deprived of acting allowance for the first 30 days of such acting appointment, or whether he is to be treated simply as acting for B. on furlough and granted full acting allowance. The practice of the office has hitherto been to deprive (D) of acting allowance in such cases, but several representations have recently been made against such an interpretation.

-pretation of the rule, and I am myself doubtful whether  
the decision of the office has been correct as the matter.

On referring the question to the decision of the  
Joint that this practice is not uniform in such  
cases, and I have therefore thought it well to submit  
the question to Government for orders.

The case which has been referred to the  
Joint is the following:—

Mr. Talor, Assistant Commissioner, 4th Class, and  
Joint District Commissioner, 2nd Class, was  
recently appointed to act as Deputy Commissioner,  
District, under the District Officer on privilege leave,  
and Mr. Talor, Assistant Commissioner, 4th Class,  
was appointed to act as District  
Commissioner, 2nd Class, in his place (by a  
furlough vacancy) the question for decision is  
whether Mr. Talor, Assistant Commissioner, 4th Class,  
for the first 30 days of his acting appointment  
will be entitled to the privilege leave allowance.

26th May 1895  
The Joint District Commissioner, 2nd Class,  
is of opinion that Mr. Talor, Assistant Commissioner, 4th Class,  
will be entitled to the privilege leave allowance for the first 30 days of his acting appointment.

No. 2102-P.

Government of India  
Finance and Commerce Department  
Leave and leave allowances

To  
The Comptroller, Central Provinces  
Simla the 6th May 1895

Sir,  
I am directed to acknowledge the receipt of  
your letter No. 6411-P, dated the 20th February 1895,  
in which you ask to be favoured with the Orders  
of Government as to the exact meaning to be attached  
to the expression "in consequence of the absence of  
an officer on privilege leave" in article 120 of the Civil  
Service Regulations.

2. You state that you are somewhat doubtful  
as to the correct interpretation of the rule, and  
illustrate the difficulty you experience by instancing  
the following two cases:—

(1) The general case. An officer (A) who is already  
acting in a furlough vacancy (for B) is appointed  
to act for an officer (of higher status) who is pro-  
ceeding on privilege leave (C) and another officer  
(D) is brought in to act in the furlough vacancy (for B).  
It is, you state, the practice of your office to deprive  
D of acting allowance during the first 30 days of  
his acting appointment.

(ii) A special case which has immediately given  
rise to the present reference. Mr. Talor, Assistant  
Commissioner, 4th Class and Joint District

Commissioner, 2<sup>d</sup> class (in a furlough vacancy) was recently appointed to act as Deputy Commissioner and Mr. Cooke proceeding on privilege leave, and Mr. Brigstocke, Assistant Commissioner, 4<sup>th</sup> class, was consequently appointed to act as Assistant Commissioner, 2<sup>d</sup> class in his place. The question for decision is, should Mr. Brigstocke lose acting allowance for the period 30 days of Mr. Cooke's privilege leave?

In reply, I am to say that the practice prevailing in your office is correct. Whether an officer is acting in a higher appointment in consequence of the absence of another officer on privilege leave depends on the question of the other officer's leave not proceeding on privilege leave, would the acting officer have acted? Applying this test to the two cases stated, the decision will be:

(1) If C had not proceeded on privilege leave, A would not have acted in, and cannot draw the acting allowance for, C's appointment and (2) B would not have acted in B's appointment, and cannot therefore draw acting allowance for B's appointment. (A) is correct and (B) is incorrect.

(1) If Mr. Cooke had not gone on privilege leave, Mr. Brigstocke would not have acted as Deputy Commissioner and cannot draw acting allowance for his appointment and (2) Mr. Brigstocke would not have acted as Assistant Commissioner, 2<sup>d</sup> class, and cannot draw acting allowance for his appointment. (1) is correct and (2) is incorrect.

I have the honor to be, Sir, your obedient servant,  
 R. Nathan  
 Under Secretary to the Govt of India

Copy, with copy of the letter to which it is a reply forwarded to the Comptroller, and Auditor General and to all Accountants General and Comptrollers for information.

By order  
 Sd/- R. Nathan  
 Offg. Under Secy. to the Govt of India.

True Copy  
 Fort St. George  
 Secy. General's office  
 26<sup>th</sup> May 1898  
 J. S. Brown  
 Chief Superintendent

C.No.1634

Submitted in accordance  
with C.S. verbal instructions

Memorandum No. 1637 dated 4<sup>th</sup> August 1898.

I called to further  
papers from Madras  
to see if they have any light  
X on the matter but they do not.

Cmt  
3.8.98

With reference to his endorse-  
ment No.1804, d/10th May 1898, on letter  
from the I.G. of Registration T.No.7, d/  
21st April 1898, the Accountant Genl.  
~~will be~~ informed that the following ap-  
pointments were held by Muhammad Fusain  
in the Chief Sectt:--

|                                                                                                                                                 |                    | Rs.     |
|-------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|---------|
| In the arrangement consequent on <del>grant of leave</del><br><del>private affairs leave</del> to M.R.Ry.)<br>A.H.Chinnastami Mudaliyar ----- ) | 8-9-97 to 10-12-97 | 50 + 30 |
| Sub pro tem arrangements consequent<br>on the retirement of Mr. Coombes --- )                                                                   | 11-12-97 to 2-2-98 | 50 + 30 |
| Mr. Clarke's privilege leave arrange-<br>ment ----- )                                                                                           | 3-2-98 to 2-3-98   | 50 + 35 |
| Mr. Doutre's arrangement (sub pro tem) ----- )                                                                                                  | 3-3-98 to 2-4-98   | 50 + 30 |

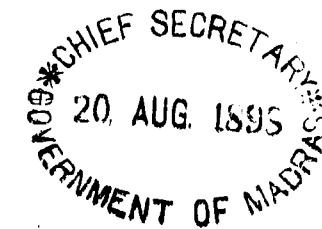
It will be seen that Muhammad Fusain was  
not brought into ~~the~~ <sup>Mr. Clarke's</sup> arrangement in con-  
sequence of the grant of privilege leave  
to Mr. Clarke until after the expiry of  
the first 30 days of Mr. Clarke's privilege  
leave and that the provision of article  
120 as regards the disallowance of acting  
allowances for the first 30 days of the  
acting appointments vice Mr. Clarke had  
already been satisfied. It therefore ap-  
pears to be incorrect to inflict this dis-  
allowance for a second time on the clerks  
of the office of I.G. of Registration.

2. The Acct. Genl. ~~will~~ <sup>is</sup> also be  
informed that the services of Muhammad  
Fusain were placed at the disposal of

the

# Public (1898) Department.

CURRENT No.



*form*

From

*The Accountant General  
to the Govt of Madras*

Order

No. 4019

Dated *19* - August *98*

Received }  
Registered } *20*

Enclosures -

Spare copies -

SUBJECT.

*Stating that clerks of the  
Registration Dept. come under  
proviso 1. of Art 120 C.S.R. & thereby  
with drawing certain objection*

*124-  
540 DM*

Presidency Audit DEPARTMENT.

FORT ST. GEORGE,

Accountant-General's Office,

19<sup>th</sup> August 1898.

No. 4019

From

J. Hesketh Biggs Esq.,

ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Chief Secretary to Government,  
Public Department.

Sir,

XIX

With reference to your Memo No. 1637 dated the 4<sup>th</sup> Instant, I have the honour to state that, in the circumstances explained by Government in para 2 of the above Memo, the Clerks of the Registration Department come under Article proviso 1 to Article 120 of the Civil Service Regulations and I am prepared to withdraw my objection.

I have the honour to be,  
Sir,  
Your Most Obedient Servant,

W. H. B.  
Accountant-General.

20  
1898



vacancy from the 1<sup>st</sup> December 1897 to  
the 2<sup>nd</sup> February 1898 and put in  
Mr. Clarke's privilege leave arrangements  
from the 3<sup>rd</sup> February '98. Mr. Clarke's  
privilege leave commenced on the  
2<sup>nd</sup> January 1898, as put forward  
Husain Wazir, that arrangement  
only being the 1<sup>st</sup> month of the leave  
he was entitled to acting allowances  
under Article 12 of the C. S. Rules.  
But for the same period the Mr.  
who called for him in the Legislative  
Council are replaced acting allowances  
by the Mr. who received the ruling  
laid down in the last of India  
a resolution of the Council of India  
in 1895 & 1896 with an  
objection raised by the Mr. who  
has been to the present application  
from the Mr. of the Legislative  
Council laid down in the ruling  
referred to above in the other Mr.  
who had not proceeded on privilege leave  
would the Acting Mr. have acted?  
The Mr. who submitted that the Mr. who  
did not apply to the present case  
and the Mr. who objected to the present  
of acting allowances, based on the  
last

test inasmuch as, under article 126  
of the C. S. Reg<sup>ns</sup>, no acting allowances  
for the first 30 days were given to  
officers in this office ~~who~~ who acted  
in higher appointments in consequence  
of Mr. Clarke's absence on privilege leave  
and it does not seem to be fair  
nor can it be the intention of the  
Govt of India to deprive again under  
the same article (126) other officers  
acting in the same privilege leave  
arrangement of their ~~act~~ acting  
allowances for another 30 days.

It is therefore submitted that the  
amount of acting allowances disallowed  
by the Acct Govt may on special  
case be sanctioned by the Local Govt.

27  
10/12

Arrangements in the establishment of the Chief Secretaries  
during the absence of Messrs. Salles' departure from the office  
of the Director General of Registration.

8. 9. 97 to 10 - 12. 97  
2 a Oling 180 + 40  
M. + K. + ... 180 + 40

11-12-97 to 2-2-98

2 a Oling 180 + 40

S. Dinnala Aiyangar 130 + 20

M. + Chennia 180 + 40

K. Subbadas 180 + 40

Phanayabbar 70 + 5

Pandharabhar 60 + 10

Chennia 50 + 10

K. Subbadas 60 + 10

V. V. Narayana 20 + 5

M. + Chennia 180 + 40

S. Dinnala 0 + 30

3. 2. 98 to 2. 3. 98

S. Dinnala Aiyangar 130 + 40

K. Subbadas 180 + 40

R. V. Narayana 50 + 10

G. Subbadas 40 + 10

S. Narayana 30 + 5

K. Subbadas 30 + 5

K. Subbadas 30 + 5

3. 3. 98 to 7. 3. 98

3. 1. 98 to 2. 2. 98  
2 a Oling 180 + 40  
M. + K. + ... 180 + 40

M. + Chennia 180 + 40

K. Subbadas 180 + 40

Phanayabbar 70 + 5

Pandharabhar 60 + 10

Chennia 50 + 10

K. Subbadas 60 + 10

V. V. Narayana 20 + 5

M. + Chennia 180 + 40

S. Dinnala 0 + 30

3. 2. 98 to 2. 3. 98

2 a Oling 175 + 50

M. + Chennia 180 + 40

3. 3. 98 to 7. 3. 98

2 a Oling 175 + 50

S. Dinnala Aiyangar 130 + 20

J. J. Narayana 90 + 20

K. Subbadas 75 + 10

K. Phanayabbar 70 + 5

M. Narayana 60 + 10

K. V. Narayana 50 + 10

K. Subbadas 30 + 5

11-12-97 to 2. 2. 98  
S. Dinnala chetti 80 + 10  
M. + K. + ... 180 + 40

S. Dinnala chetti 80 + 10

M. + Chennia 180 + 40

K. Subbadas 180 + 40

Phanayabbar 70 + 5

Pandharabhar 60 + 10

Chennia 50 + 10

K. Subbadas 60 + 10

V. V. Narayana 20 + 5

M. + Chennia 180 + 40

S. Dinnala 0 + 30

3. 2. 98 to 2. 3. 98

2 a Oling 175 + 50

M. + Chennia 180 + 40

3. 3. 98 to 7. 3. 98

2 a Oling 175 + 50

S. Dinnala Aiyangar 130 + 20

J. J. Narayana 90 + 20

K. Subbadas 75 + 10

K. Phanayabbar 70 + 5

M. Narayana 60 + 10

K. V. Narayana 50 + 10

3. 3. 98 to 7. 3. 98  
S. Dinnala chetti 80 + 10  
M. + K. + ... 180 + 40

S. Dinnala chetti 80 + 10

M. + Chennia 180 + 40

K. Subbadas 180 + 40

Phanayabbar 70 + 5

Pandharabhar 60 + 10

Chennia 50 + 10

K. Subbadas 60 + 10

V. V. Narayana 20 + 5

M. + Chennia 180 + 40

S. Dinnala 0 + 30

3. 2. 98 to 2. 3. 98

2 a Oling 175 + 50

M. + Chennia 180 + 40

3. 3. 98 to 7. 3. 98

2 a Oling 175 + 50

S. Dinnala Aiyangar 130 + 20

J. J. Narayana 90 + 20

K. Subbadas 75 + 10

K. Phanayabbar 70 + 5

M. Narayana 60 + 10

K. V. Narayana 50 + 10

|                        |          |                               |                   |
|------------------------|----------|-------------------------------|-------------------|
| A. N. Thorpe           | 110 + 28 | a J Kematipachan              | 25 + 5            |
| 1. Vankatakushidus     | 65 + 22  | K. Devamayan                  | 30 + 5            |
| 1. Panchapakesa aiyar  | 60 + 5   | M. Mummuraway n?              | 30 + 0            |
| Red Vaidasamaya aiyar  | 50 + 15  | 8. 3. 98 to 2. 4-98           |                   |
| E. Thuljaramaya        | 65 + 5   | 2. a. Olney                   | 175 + 5           |
| D. Vengalānangay       | 48 + 5   | C a. Vellamison               | 140 + 35          |
| Dr V. Viasaphara aiyar | 35 + 5   | K. Nayachari                  | 120 + 20          |
| R. K. Kunkini Menn     | 30 + 5   | J. J. Kanakasundaram Pular    | 90 + 24           |
| S. Seshiya.            | 0 + 30   | Madhaya Chellam               | 75 + 15           |
|                        |          | K. Phanyabberya               | 70 + 5            |
|                        |          | <del>K. Vankatakushidus</del> | <del>65 + 5</del> |
|                        |          | Dr. K. V. ayanan              | 60 + 5            |
|                        |          | C. R. Vayalaphavachan         | 55 + 5            |
|                        |          | Red Vaidasamaya aiyar         | 50 + 5            |
|                        |          | E. Thuljaramaya               | 45 + 5            |
|                        |          | C. Vankatambay                | 40 + 5            |
|                        |          | J. J. Kunkinan                | 35 + 5            |
|                        |          | R. Chakrabandhu               | 30 + 5            |
|                        |          | S. Seshiya                    | 0 + 30            |

History of the services of the  
 Anthonie Messier Labbe in the  
 Chief Secularist.

③  
 In an arrangement consequent  
 on the private affairs leave to  
 work a in circumstances  
 and other arrangements consequent  
 on the retirement of Mr. Coombs  
 Mr. Clarke's private leave  
 arrangement  
 Mr. Doulton's arrangement.  
 (Mr. Proctor)

|            |   |             |         |
|------------|---|-------------|---------|
| 8. 9. 97   | 6 | 10. 12. 97. | 50. 20. |
| 11. 12. 97 | 6 | 2. 2. 98.   | 50. 20. |
| 3. 2. 98   | 6 | 2. 3. 98.   | 50. 20. |
| 3. 3. 98   | 6 | 2. 4. 98.   | 50. 20. |

Reverts this office on 2. 6. 98.

ariat Establishment during Mr. Mahomed Hussain Sahib's  
Deputy General of Registration.

Vacant Place on Rs 110 in the ana-  
ment consequent on the retirement  
of Coomles on 11-12-97. to the office of the Board of Revenue  
from 1-3-94. Pay Rs 200

ariat Establishment during Mr. Mahomed Hussain Sanik  
Deputy General of Registration.

Vacant place on Roll in the an-  
ment consequent on the retirement  
of Coombes on 11-12-97.

C. H. Daulton on deputation  
to the office of the Board of Revenue  
from 1-3-94. Pay Rs 200

Statement showing the arrangements in the Chief Secy's  
deputation from the office of the

a. Mr. Chinnaswamy mudalyar  
on leave on private affairs for  
6 months from 8.9.97 to 7.3.98.  
Pay Rs 225 + her. all 25

C. Chacko on privilege leave  
for 3 months from 8.1.98 to  
2.6.98. Pay. Rs 250.

C. No. 1634.

SUBJECT.

the relinquishment of acting al-  
lowances to men in the office  
of the Inspector General of Residua-  
tion during a part of the period  
of Mr. Hussain Sahib's deputa-  
tion.

FOR ORDERS.

Article 120, C. S. R. lays down  
that no acting allowance  
is given to an officer acting  
in a higher appointment or  
grade in consequence of the  
absence of another officer on  
privilege leave for the first  
30 days of such acting appoint-  
ment x x x x x x x  
and article 121 (1) that if one  
officer succeeds another in the  
same acting appointment, the  
rule applies, not to the first 30  
days of each officer's tenure,  
but only to the first thirty days  
of the combined periods of their  
tenure of the appointment.

2. The Comptroller, Central  
Provinces, felt some doubt as

the exact significance of the expression underlined above, and addressed the Govt of India; the case that led to the reference being made was as follows.

Mr J. an asst. Commissioner, 4<sup>th</sup> class was made acting assistant Commissioner 2<sup>nd</sup> class in a full length arrangement.

Mr C. Deputy Commissioner, went on privilege leave and Mr J. was made to act for Mr C.

Mr B. an assistant Commissioner ~~of the~~ class was consequently appointed to act as assistant Commissioner 2<sup>nd</sup> class vice Mr J. in a full length arrangement. The question ~~was~~ to be decided ~~was~~ whether Mr B. should lose acting allowance for the first 30 days of Mr C's privilege leave even though Mr B. was in a full length vacancy.

The Comptroller represented that the practice in his office was to disallow allowances for the first 30 days to officers in the position of B, but that there

Letter No 6411 P  
20.2.95.

B

Letter No 2102 P  
6.5.95.

there were complaints against his interpretation of article 12a and that the practice in the General Account of India appeared not to be in form.

3. The Govt. of India <sup>approved</sup> the Comptroller's interpretation and stated, that "whether an officer is acting in a higher appointment in consequence of the absence of another officer on privilege leave depends on the answer to the question 'if the other officer had not been on privilege leave, would the acting officer have acted?'. " Applying this test of Mr C. had not gone on privilege leave, Mr J. would not have acted as Dy. Commr. and could not draw acting allowance as Dy. Commr. and Mr B. would not have acted as Asst. Commr. 2<sup>nd</sup> class and could not draw acting allowance as asst. Commr. 2<sup>nd</sup> class.

3, 1.28

Letter no T. T C. no 1636 X  
21-4-98.

Inc.

men,

1) That Mr. Buchanan's deputation should not entail any loss to his office men who were at receipt of allowances for such a long time.

The 2<sup>d</sup>. ~~and~~ requested that even if the Assistant General's view <sup>will</sup> should be correct Govt. to have the allowances as a special case.

6. In forwarding the letter of the Inspector General, the Assistant General states that there is no rule in the C.S.R. under which the Govt. can pass the allowances as a special case as requested by the Inspector General and explains his position there. The men in the office of the Inspector General "were entitled to acting allowance so long as Mr. Buchanan continued in deputation but that having ceased, Mr. Buchanan would have reverted to his substantive appointment had it not been for his fresh appointment in

No 1804 F  
10.5.98.

A.

in the privilege leave arrangement. Under the ruling contained in the Joint India Resn. No 2102 P dated 6<sup>th</sup> May 1895. Finance and Comptroller Dept, the text applicable is "If the officer had not proceeded on privilege leave would the acting officer have acted. In this case the clerk in the office of the Inspector General of Regn. would not have acted and therefore should be entitled to acting allowance the least 30 days."

7. It is submitted that the A.G.'s view that Mr. Buchanan would have reverted to his office but for the privilege leave arrangement is not correct, as he would still have continued to remain in the office under the arrangement with the J. G. under which ~~only~~ <sup>the</sup> men in the office of the J. G. were acting. A statement showing the general arrangement

ments in the Chief Secretariat  
during the deputation of  
and Durain is put up. It will  
be seen from this that he could  
have been provided with a  
hearth in any one of them,  
that he was shifted from one  
to another was due to other  
causes.

The Act General may be  
informed accordingly and  
requested to withdraw his  
retirement, but should  
he still adhere to his view,  
he may be asked to submit  
a statement of his views of  
the case to enable the Govt.  
to transmit it to the Govt.  
of India and obtain its  
orders.

A draft O. No. is submitted

26  
Muhammad Husaini has  
shifted from one arrangement to  
another partly to benefit him  
in the matter of allowances  
and partly to make the  
arrangements fit in conveniently.

There was no intention of  
letting him return to the S. G.  
Office before the expiration of  
the 6 months for which his services  
were borrowed from the S. G. Office.  
As a matter of fact, he was kept  
for seven months (all but a day or  
two). On this score - viz that what  
they lost in February they must  
have gained in the extra month of  
Muhammad Husaini's deputation  
to the Secretariat, the S. G. clerks  
have no cause for complaint, but  
it is submitted that the A. G. has  
applied the rules incorrectly -

Please see draft attached

Curb  
20.7.98

Papers to be read in Proceedings:—

Again G.O., dated

189 , No.

Again G.O., dated

189 , No.

Current No. 16 24 of 189 8, dated 21.2.98, from the D. G. of Dept.

" " " 189 , " " "

" " " 189 , " " "

vide  
Memo 1637  
8/4-8-98

~~Order~~

Order

F

X

With reference to the order  
no was made the 1st May 1898,  
on letter from the D. G. of Dept.  
no 7.7. dated the 21st April 1898.  
The Chief General will be informed  
that the ~~services~~ of the ~~former~~  
of ~~which~~ quoted by him does  
not appear to apply to the case  
of the men in the office of the  
D. G. who were benefited by the  
deputation of Mr. Bussan  
to the Chief Secretariat, as  
the ~~former's~~ <sup>the latter's</sup> services were  
placed at the disposal of Govt.  
from 8/2/97  
In a period of 6 months, by  
a special arrangement made  
with the  
and that the clerks  
by the ~~former~~ in the office  
of the D. G. ~~acting~~ <sup>who acted</sup> solely under

The services of Muhammad  
Husain were placed at the  
disposal of the Chief Secretariat

this arrangement showed  
in any way temporary alterations made  
not to be affected by any change

in the establishment matters

of the Chief Secretariat. ~~eg full pay leave, etc.~~

In no case would ~~not~~ in any case

not have reverted to the J. G.

office, as supposed by the A. G.

~~on the extension of his leave.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

~~leave of absence, etc.~~

2. Such being the facts of the

case, the A. G. General <sup>well</sup>

he requested to withdraw his

relinquishment of the acting

allowances of the <sup>clerk</sup> in

the J. G. office, ~~but in case~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

~~of absence, etc.~~

FROM ORDERS.

had it not been for the  
fresh appt. in Mr. Clarke's  
privilege leave arrangement.

C. S. He was brought into this  
arrangement as a clerk on  
deputation in the Chief  
Secretariat who for the time  
being formed one of the  
belonged to the establishment  
of the Chief Secretariat & was  
specially brought in a sub.  
His leave arrangement from up  
to the 31st December in order to  
escape the thirty days rule. He  
was further moved into a sub per  
vacancy on the 8th March

To die and fl. Ca 23/10/98  
copy to the J. G. Reg. 23/10/98

Ch  
M Put up the office memo re  
Muhammad Hussain's appointments.

(2) Was he app? to act vice Mr. Clarke  
from 30 January. What do the

(3) Leave Statements show. Put them  
up of log

Chud  
23.7.98

(1) ~~of absence, etc.~~  
no 15 of 1898  
42 .. } are put  
up.

Other papers in connection with  
Mr. Hussain are in the only office  
put up with the D. O. from the  
J. G.

(2) He was brought in in the ar-  
rangement consequent on  
Private affairs leave to assist  
Mr. A. Chienawany bud. The  
different arrangements in which  
he was shifted are shown in  
statement flagged D

(3) Leave statements are here  
with rules.

Chud  
27.7.98. 27/7/98.

Papers to be read in Proceedings:—

Again G.O., dated

189 , No.

Again G.O., dated

189 , No.

Current No. 1634

of 1898, dated 21<sup>st</sup> April, from

Memo. 1637

„ 1898, „ 4<sup>th</sup> Augt, „

Current. 2626

„ 1898, „ 19<sup>th</sup> Augt., „

Illegible handwritten notes and stamps in the right margin, including "Illegible" and "Illegible".

ORDER. No. 1070, 23<sup>rd</sup> August 1898  
His

Communicated to the Insp.  
Genl of Registration.

Handwritten signature and date: 22.8.98

Handwritten signature

To  
The Illegible } with notes placed C  
a Decr Genl } as per instr at the top of the order

for copying  
 ed.  
 examined  
 ed. } 189 .

O., No. , DATED  
 189 ,

No.

ENCLOSURES TO O. No

ORDER OF GOVERNMENT .. .. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—

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