Public Works (190) Department.

RAILWAYS.

G.O., No. 524 R

DATED 13 . 6 ~~190~~ 1896 .

Includes 11 R dt 11 . 1 . 95
324 R dt 12 . 5 . 95

[Despatch Abstract.]

Exchange Compensation Allowance to Mr Le Mesurier, Assistant to the Agent, S. I. Ry. Addressing the Government of India on the grant of ——

Indexed

BACK PAPERS.

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

FURTHER PAPERS.

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

SERIAL 14
No. 33 C

No. 835

South Indian Railway Co., Ld.
AGENT'S OFFICE,
TRICHINOPOLY, 13th August 1894

From

The Agent,
SOUTH INDIAN RAILWAY.

To

The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

Sir,

I submit for the orders of Government the attached application from my Assistant, Mr. J. H. Le Mesurier for the grant of exchange compensation allowance.

The Examiner of Accounts is of opinion that the admissibility of the claim is doubtful, the claimant having been born in India and having resided in England for only four years. The Chief Auditor however considers the claim should be admitted, as the applicants domicile of origin (his father's at the time of applicants birth) being English, and he having been educated in England. I

Concur

BACK PAPERS.

Concur with the Chief Auditor.

4424

I have the honor to be,

Sir,

Your most obedient Servant

William S Betts

Agent

From
THE AGENT,
South Indian Railway,
Trichinopoly,

To
THE CONSULTING ENGINEER FOR
RAILWAYS,
Madras.

Dated } 189
Received }
No.
ENCLOSURE.

SERIAL
No. 37

FORM No. 21.

EXAMINER
Regr. No. 343
15 AUG. 94
Enclosures........
RAILWAY ACCOUNTS, MADRAS.

OFFICE OF THE CONSULTING ENGINEER FOR RAILWAYS,
Madras, 14th August 1894.

No. 2560

OFFICE NOTE.

Application from Mr. Le Mesurier assistant Agent for exchange compensation allowance.

Letter from the Agent, South Indian Railway, No. 835 dated 13th August 1894, forwarded to the Examiner of Railway Accounts, for favour of remarks.

JLd
for E.R.

Return to A with a request that Mr. Le Mesurier will answer Q No. 13 as amended by C.R. JLd

17/8

EXAMINER'S REPLY.

As this is a doubtful case of domicile, it should, as required in para 2 of G.O. No. 2040 of dated 23 June 1894 be submitted to the Govt. of India for orders, but before this is done it seems desirable to get a reply to question No. 13 as corrected by me in red ink.

A Grant
McC
17/8

No. 992 D

Government of Madras.

PUBLIC WORKS DEPARTMENT,

RAILWAY BRANCH.

To

THE SECY. TO THE GOVT. OF INDIA,
P. W. DEPARTMENT.

8th September 1894.

SIR,

I am directed to forward for the orders of the Government of India an application from Mr. J. H. LeMesurier Assistant to Agent S. I. Ry for the grant to him of exchange compensation allowance.—

Mr. LeMesurier was born in India & resided in England for four years during which time he had been educated there. At the time of his birth, his father's domicile of origin was England. His father took

emplo

BACK PAPERS

employment in the H.E.I. Company's service & under the ~~ruling given~~ decision arrived at in the case reported on pages 106 to 115 of the Indian Law Reports, Calcutta Series, Volume IV he would appear to have acquired an Indian domicile which he never changed.-

The Application form forwarded gives the information necessary to decide on his case.

7/9/94

ADGS
5.10.94

Needful with A.

All communications
should be addressed
to the Secretary.

No. 2971 G.

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.
GENERAL.

To

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Simla, the 27th September 1894.

Sir,

With reference to your letter No. 992 D., dated 8th instant, I am directed to state that in the opinion of the Government of India, Mr. T.H. Le Mesurier, Assistant to Agent, South Indian Railway, is not entitled to the exchange compensation allowance.

I have the honour to be,
Sir,
Your most obedient servant,

G.M.Walker

Under Secy. to the Govt. of India.

Documents accompanying:-
Nil.

A.S.

P. W. CURRENT No. 7515

Recd: 8-10-94

No. 160/C of 8th Octr 1894

Copy forwarded to the Agent S. I. Railway with reference to correspondence ending with his letter No. 854 of 20th August 1894.

No. 161/C of 8/10/94

Copy to C.R.

Fmu

E.R.

Mss: despd
6 C. Roud/10.

No. 1077

South Indian Railway Co., Ld.,
AGENT'S OFFICE,

TRICHINOPOLY, 26th October 1894

From

The AGENT,
SOUTH INDIAN RAILWAY,

To

The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

Sir,

Referring to your endorsement No. 160/C of the 8th instant on Government of India letter No. 2971.G, in the Public Works Department, dated 27th ultimo regarding my Assistant, Mr. T. H. LeMesurier's, application for the Exchange Compensation Allowance, I have the honor to request that I may be favoured (if you have no objection) with a copy of your letter No. 992. D. dated 8th ultimo, to the Government of India.

I have the honor to be,
Sir,
Your most obedient Servant
William A Betts
Agent

Forward copy asked for
Fmu 27/10

La

REGISTER
No. 5534
FILE
No.

From
THE AGENT,
South Indian Railway,
Trichinopoly.
To
THE CONSULTING ENGINEER FOR RAILWAYS,
Madras.
Dated }
Received } No. 189
ENCLOSURE.

FORM No. 4.

OFFICE OF THE CONSULTING ENGINEER FOR RAILWAYS,
Madras, 29th October 1894.

To

S. I. Ry
AGENT ~~AND MANAGER, M. R.~~

No. 3350 Reply No. , dated

Reminders.

Subject.

SIR,

In compliance with the request contained in your letter No. 1077 dated 26th October 1894, I have the honor to forward herewith copy of P. W. D. letter No. 992 D. of 8.9.94

AOGS
29.10.94

No. 11 R.

Government of Madras.

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

To

THE SECY. TO THE GOVT. OF INDIA,
P. W. DEPARTMENT.

11th January 1895

SIR,

With reference to your letter no: 2971 G. of 27th Septr 1894, I am directed to forward herewith, for favor of reply, the accompanying extract× from a letter received from the Agent S. I. Railway regarding exchange compensation allowance in the case of his Assistant Mr. T. H. Lemesurier.

× (in separate case)
Last 2 paras of letter from
A No 1235 of 21-12-94

DESPATCHED
12 JAN 95

CMcR. 10/1

(Fair Signed by R.)

25/1

All communications should be addressed to the Secretary.

No. 333 G.

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.
GENERAL.

To

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Calcutta, the 1st February 1895.

Sir,

In reply to your letter No 11 R., dated 11th January 1895, I am directed to state that in the opinion of the Government of India, Mr. LeMesurier's domicile is Indian and that he is therefore not entitled under the rules to Exchange Compensation Allowance.

I have the honour to be,
Sir,
Your most obedient servant,

G H D Walker

Under Secretary to the Govt. of India.

Documents accompanying:-
Nil.

14 A. L.M.

P. W. CURRENT No. 912

Recd: 8.2.95

P.W. Cur 912

No $\frac{481}{9.2.95}$

Copy forwarded to the Agent S. I. Ry & the Exr Ry Accts in contn of endt No $\frac{160}{0}$ dated 8 Oct 1894

E.R.

Case 182

Mr. T. H. Le Mesuriers

2028
14.4.95
papers

No. 343

South Indian Railway Co., Ld.
AGENT'S OFFICE,
TRICHINOPOLY, 13th April 1895.

From
THE AGENT,
SOUTH INDIAN RAILWAY,

D R

To
THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

Sir,

Referring to correspondence ending with your endorsement No. 481 of the 9th of February last concerning my Assistant, Mr. T. H. LeMesurier's, application for the Exchange Compensation Allowance, I have the honor to forward herewith extracts from my letter No. 403 of the 27th February, 1895, to the Managing Director of this Company, and from the latter's letter No. 149 of the 22nd ultimo, together with the letter from Mr. LeMesurier referred to in both, and shall be glad if, in view of the remarks by the Board of Directors the matter can be again placed before the Government of India for their special, and favourable, consideration.

I have the honor to be,
Sir,
Your most obedient Servant
William A Betts
Agent

3 Enclosures.

REGISTER No. 1655
FILE No.

From
The Agent,
South Indian Railway,
Trichinopoly,
To
The Consulting Engineer for Railways,
Madras.
Dated }
Received } 189 .
No.
Enclosure.

Form No. 10.

Railway Department.

Office of the Consulting Engineer for Railways,
Madras, 17 April 1895.

To
The Agent
S. I. Ry.

No. 1272 Reply No. 371, dated 22/4

Where are the details of Mr Le. Measurier's services – I cannot deal with the question without this information – I believe Mr Le M's father was in the E.I Coy's service & that therefore he had an Indian Domicile. If this is the case put up the orders on the subject.

ABGl
16/4/95

Sir,

With reference to your letter No. 343. of 13th instant, I have the honor to request that I may be favoured with a copy of Mr. Le Mesurier's record of service, together with a copy of his application for Exchange Compensation allowance received with your letter No 854 of 20 August 1894

ABGl
17/4/95

D2

I am writing to Chief Eng Office for a copy of the Indian Law Reports, Calcutta Series Vol. IV

No. 371

South Indian Railway Co., Ld.,
AGENT'S OFFICE,
TRICHINOPOLY, 22nd April 1895.

From
The Ag AGENT,
SOUTH INDIAN RAILWAY,

To
The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

JST 23/4

Regr 11 Q
filed in
[illegible]
23/4/95

5

Sir,

In compliance with the request contained in your letter No. 1272 dated the 17th instant, I have the honor to forward herewith two statements of my Assistant Mr. J. H. LeMesurier's service, one showing the record of his service with this Company, and the other a memorandum of service while in the temporary employ of Government.

I also send a copy of his application for the grant of Exchange Compensation Allowance.

I have the honor to be
Sir
Your most obedient Servant
David Logan
Ag. Agent

3 Enclosure

REGISTER
1796
FILE
No

Letter to Agt. 1367
24/4/95

Form No. 7

Madras, 24 April 1895

To

Agent, S. I. R.

No. 1367 Reply No. 388, dated 26/4/95

Reminders.

Sir,

With reference to your letter No. 371, dated 22nd April 1895, I have the honor to return the copy of Mr. Le Mesurier's application for Exchange Compensation Allowance with the request that question 11 be answered.-

CWW 23/4
for EVR

Subject.

CR
FBT 7/5

No. 388

South Indian Railway Co., Ld.
AGENT'S OFFICE,
TRICHINOPOLY, 26 April 1895.

From
THE ~~AGENT~~ Ag. AGENT,
SOUTH INDIAN RAILWAY,

Refer to India again FBT. 30/4

To
THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

Sir,

In Compliance with the request Contained in your letter No. 1367 of the 24th instant I have the honor to herewith return Mr. T. H. Le Mesurier's application for the Exchange Compensation Allowance with the required information filled in.

I have the honor to be,
Sir,
Your most Obedient Servant
David Logan
Ag. Agent.

1 Enclosure.

4.B. 1/5

REGISTER
No. 1879
FILE
No.

From
The Agent,
South Indian Railway,
Trichinopoly,
To
The Consulting Engineer for
Railways,
Madras.
Dated
Received } 189
No.
Enclosure.

B.

No. 324 R

Government of Madras.

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

To

The Secy. to the Govt. of India,
P. W. Department.

2nd May 1895.

Sir,

With reference to correspondence ending with your letter ~~Govt of India &~~ No. 338 G. dated 1st Feby 1895, I am directed to forward for the favorable reconsideration of the Govt of India the marginally* noted correspondence relating to the grant of exchange compensation allowance to Mr. T. H. Le Messurier, Assistant to the Agent S. I. Ry.

1/5

4/5

*

Extract from letter from the Managing Director to the Agent S. I. Ry d/ London 22d March 1895, No. 149.

Extract from letter from the Agent S. I. Ry to the Managing Director, ~~d/~~ London, d/ Trichinopoly 27 Feby 1895, No. 403.

Letter from Mr T. H. Le Messurier to the Agent S. I. Ry d/ 27 Feby 95.

Record of Mr Le Messurier's service in the S. I. Ry.

Memo of Mr Le Messurier's service while in the temporary employment of Govt.

~~Application from~~ Mr Le Messurier's appln. for exchange compensation allowance.

DESPATCHED
-3 MAY 95
26.6/5

1/5

B.

No 324 Rd 12-5-95

No. 424 South Indian Railway Co., Ld.
AGENT'S OFFICE.

TRICHINOPOLY, 21st May 1896.

From

THE AGENT,
SOUTH INDIAN RAILWAY,

To

THE Offg: CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

Sir,

With reference to the Correspondence ending with my letter No. 388 dated 26th November 1895 I have the honor to enquire when the orders of the Government of India may be expected regarding the application of my Assistant, Mr. T. H. Le Mesurier, for Exchange Compensation Allowance. In my letter No. 343 dated 13th April 1895 I applied at the instance of the Board of Directors for a favourable reconsideration of the orders passed by the Government of India in its letter No. 33 G. dated 1st February 1895 to the Joint Secretary to the Government of Madras P.W.D. Railway Branch, and although over a year has elapsed no decision has as yet been communicated to me. Mr. Le Mesurier has, I believe, been debarred from the privilege of Exchange Compensation Allowance on the grounds that his father was in the Honourable East India Company's service. I understand that it is the intention of the Government of India to modify the ruling on which this decision was based, as it has been recognized to bear unfairly on Officers whose domicile is, but for a legal technicality, distinctly European.

In

the rules for Exchange Compen.

S. No. 2183
Recd. 23/5/96

In referring Mr. Le Mesurier's case, if this has not already been done, I hope you will see your way to support the application.

I have the honor to be,
Sir,
Your most obedient Servant,
A.D.G. Shelley
Captain R.E.
Agent

CMS 23/5

SKL

Say India was again referred to on 2nd May '95
[illegible] 29/5

Office
When is the reply the compensation desired to India proposed? [illegible]

SR
yes [illegible] 29/5

From
The Agent,
South Indian Railway,
Trichinopoly.
To
The Consulting Engineer for
Railways,
Madras.
Dated 189
Received
No.
Enclosure.

875

Form No. 10.

Office of the Consulting Engineer for Railways,
Madras, 1st June 1896.

Railway Department.

To
A.

No. 1665 Reply No. , dated

Reminders.

Sir,

Adverting to your letter no 424 d 21.5.96 I have the honor to state that the question regarding the grant of exchange compensation allowance to Mr T.H. Le Mesurier was ~~on receipt of your letter no 388 of the 26.4.95 again~~ referred to the Govt. of India on the 2nd May 1895 ~~whose~~ orders however have not yet been received.

[illegible] 1/6

Despatched on 1-6-96

F.D.R. 29/5

A

Grant of Exchange Compensation allowance to Mr. Le Mesurier Asst. to Agent S.I.R.

H.E. The Governor

Draft letter appd.

RAH

10.6.96

An application for this allowance was made to the Govt. of India in 1894, but was refused.

On a further representation from the Agent S.I.R. another application was made in 1895, and refused on the grounds that Mr. Le Mesurier's domicile was Indian.

At the request of the Agent supported by his Board of Directors another third application was made in May 1895 to which no reply has been received.

As pointed out by the Agent the application has probably been refused on the technical plea that Mr. Le Mesurier acquired an Indian domicile by virtue of his father's having been in the Service of the Hon. East India Co.

It is believed that the Govt. of India are now reconsidering the rules for Exchange Compen-

12190

sation or a year having been elapsed since our last ~~reminder~~ letter, a draft reminder is put up for approval. It has not been thought necessary to recapitulate the facts of the case since the Govt. of India is already fully informed of them

FWF
9/6

R. Form No. 12.

No. 524 R

B/

Government of Madras.

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

To
The Secy. to the Govt. of India,
P. W. Department,
Simla

Ooty, the 13th June 1896.

Sir,

I am directed to invite attention to correspondence ending with my letter No. 324 R d. 2/5/95 ~~and~~ ~~to~~ relating to the grant of Exchange Compensation Allowance to Mr. T. H. Le Mesurier Assist. to the Agent S.I.R. and to enquire when a reply may be expected

FWF
9/6/96

JSH
10.6.96

Documents accompanying:-
Nil.

Despatched on 13.6.96

Grant of Exchange
Compensation allowance
to Mr. Le Mesurier, asst.
Agent, S. I. Ry.
Bf No. 524. R dated 13.6.96

17/6

w/17/6

1E
9.6.96 R11/6

All communications should be addressed to the Secretary.

No. 1609 G.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

GENERAL.

To

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Simla, the 26th June 1896

Sir,

With reference to your letter No. 524 R., dated 13th June 1896, in connection with the claim of Mr. T.H. LeMesurier, Assistant to the Agent, South Indian Railway, for Exchange Compensation Allowance, I am directed to state that the Government of India are not yet in a position to pass orders on the case.

I have the honour to be,
Sir,
Your most obedient servant,

G h Walker

Under Secy. to the Govt. of India.

Documents accompanying :-
Nil.

EJ

S.C.B.

P.W. CURRENT No. 6016

Recd: 4.7.96

PWC No. 6016

No 2053 / 6.7.96

Copy forwarded to A. with reference to correspondence ending with his no. 1424 dt 21.5.96 this office no 1665 dt 1.6.96

CMM 6/7

for S.K.

Despatched on 6-7-96