M.R.O. 14—10,000—21-4-22

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1666 — Press / Mis.

365-367

Dated 20 — 9 — 1860.

Not to be folded or roughly handled

Read the following letters :—

No. 365. From W. BALMAIN, Esq., Officiating Civil Auditor, to J. D. BOURDILLON, Esq., Secretary to Government, Revenue Department, dated Madras, 1st September 1860, No. 968 :—

SIR,

1. As requested by the Board of Revenue, I have the honor to forward the enclosed letter from Mr. Dalyell, asking to be allowed to draw the salary of his appointment as Principal Assistant to the Agent at Vizagapatam during the time occupied in proceeding from South Arcot to join at Vizagapatam.

2. Mr. Dalyell submits his application as a special case on the ground that he has drawn the lower salary for two periods of joining, viz., 1st, for the five weeks that Mr. Glass remained in charge of the Court of Chicacole; and 2ndly, for the period of his really proceeding to join at the present time.

3. The Proceedings of Government, however, No. 311 of June 27th, ignore Mr. Dalyell's right to any extra salary for the period during which Mr. Glass continued to act and only allowed his appointment to count from the date on which the vacancy (in consequence of which the appointment was made) really occurred. I am of opinion, therefore, that the claim founded on Mr. Dalyell's supposed right to the appointment before Mr. Glass' quitting is untenable.

Proceedings of the Board of Revenue, dated 30th August 1860, No. 3,956.

Read the following letter from R. A. DALYELL, Esq., Principal Assistant to the Governor's Agent at Vizagapatam, to J. D. SIM, Esq., Secretary to the Board of Revenue, Fort Saint George, dated Madras, August 1860 :—

SIR,

1. I have the honor to request that the Board will be pleased to forward, and to recommend to the favorable consideration of Government, my application to be permitted to draw the full salary of my appointment during the period passed in joining it.

2. I am aware that by the existing rule, I am only entitled to draw the salary of my former appointment during this period, and such a rule in ordinary cases is perfectly just, for usually when an Officer is detained to act in an appointment after having been Gazetted to a superior one, he at once commences to draw the higher salary, and would, therefore, be in a better position than had he proceeded to join his new appointment, this is obviated by his falling back upon the salary of his old appointment for the period passed on the journey, whenever it may take place.

3. In my case, however, as will be observed from the enclosed Orders of Government* under date June 27th, I remained upwards of five weeks on the lower rate of salary, as Mr. Glass was directed to remain in charge of the Court at Chicacole till relieved by Mr. Knox, and that Officer occupied that time in joining his appointment.

* *To be returned.*

4. I trust, therefore, that an exception to the rule may be made in my favor, as otherwise I shall have drawn the lower salary for two periods of joining, viz., Mr. Knox's in May last, and my own in the present month, and I shall thus be a considerable loser by having remained in South Arcot, though it was intimated to me that I should not suffer by doing so, and I did so, not by my own desire, but solely for the convenience of the Public Service.

5. I may mention that though in accordance with Section 20 of the rules for joining stations, I am entitled to three months for this purpose, I intend proceeding to Vizagapatam in the Ship "Scinde" the first opportunity which has occurred since my arrival here, in which I could obtain accommodation.

Submitted for the consideration and orders of Government, through the Civil Auditor.

(A true Extract and Copy.)

(Signed) J. D. SIM, *Secretary.*

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Proceedings of the Madras Government, Revenue Department,
20th September 1860.

No. 366. From W. BALMAIN, Esq., Officiating Civil Auditor, to J. D. BOURDILLON, Esq., Secretary to Government, dated Madras, 12th September 1860, No. 1,019:—

SIR,

In continuation of my letter No. 968 of September 1st, I have the honor to report that from a personal Statement of Mr. Dalyell's, I understand his case to be as follows: that had he been permitted to leave South Arcot at once, on the receipt of the intimation of his new appointment, he would at once have started, and the period during which, in consequence of Mr. Glass' continuing to act, he has not obtained the increased salary, would have been spent in joining, and from the date of his joining, at Mr. Glass' departure, he would have drawn the full salary of the new appointment. His having been detained at South Arcot prevented his making use of the five weeks, previous to Mr. Glass' making over charge, as a time for joining, and he has consequently had to draw a reduced salary for the period now spent in proceeding to join. His having been detained at South Arcot has in this view of the case certainly caused to him a loss of salary, viz., the difference between his old and his new salary for the time now spent in joining.

No. 367. ORDER THEREON, 20th September 1860, No. 1,666.

Under the circumstances, as explained in the later of these two letters, the Governor in Council is of opinion that Mr. Dalyell has fair ground for his application; and they resolve accordingly to authorize the Civil Auditor to pass to him the allowance of his present appointment for the time occupied in travelling to join his District.

(Signed) J. D. BOURDILLON,
Secretary to Government.

R. D.

No. 1666

Proceedings of the Madras Government
Under date the 20th September 1860

Read the following letters from the Officiating Civil Auditor.

Forwards copy of Mr Dalyell's letter on the subject of his claim to the salary of Principal Asst. to the agent at Vizagapatam during the time occupied in proceeding from South Arcot to join his appointment at Vizagapatam.

(Here enter 1st September No. 968)

Brings to notice the cause of detention at South Arcot of Mr Dalyell & states that it has caused to him a loss of his salary.

(Here enter 12th Septr 1860 No. 1019)

Under the circumstances as explained in the later of these two letters, the Governor in Council is of opinion that Mr Dalyell has fair ground for his application; and they resolve accordingly to authorize the Civil Auditor to pass to him the allowance of

of his present appointment
for the time occupied in
travelling to join his District.

R. from the Ag civil.
Audr of 1 Sept 60 Chs 1867

12 Copies
1 Board of Revenue Pifs 21
3 Civil Auditor N