M.R.O. 14—18,000—27-6-24

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1452 Press ~~Mis.~~

575-576

Dated 28-6-1865.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
28th June 1865.

No. 575. Read the following Proceedings of the Madras Government in the Military Department:—

Stating that, under the circumstances mentioned within, there will be no objection to the admission of Lieutenant Cloeté, 1st Assistant Superintendent Revenue Survey, to the Staff Corps, from 18th February 1865, should that Officer desire it.

(Here enter 21st June 1865, No. 2,320.)

No. 576. ORDER THEREON, 28th June 1865, No. 1,452.

Miscellaneous.

Communicated accordingly to the Officiating Superintendent of Revenue Survey for Captain Cloeté's information.

(True Extract.)

(Signed) J. GROSE,
Acting Under Secretary to Government.

To the Officiating Superintendent of Revenue Survey,
With Proceedings Military Department, No. 2,320.

Ext. S. F. Augustin.

MILITARY DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers :—

From the Acting Superintendent Revenue Survey, Chepauk, 3rd May 1865, No. $\frac{436}{22}$; to the Secretary to Government, Revenue Department.

In forwarding Lieutenant Clocté's letter, requesting that the decision regarding the date of his admission to the Staff Corps might be re-considered, and that he might be permitted to count service from the 24th June 1861, I have the honor to represent that he was led to believe, by a letter from the Deputy Adjutant General of the Army, that no date had been fixed for submission of applications from Officers already qualified for admission.

Dated 27th April 1865, *No.* $\frac{94}{86}$

12th September 1864, *No.* 626.

2. He was under the impression that paragraph 2 of the G. O. G. G., No. 531 of 1864, applied to Officers who had not passed the required test.

3. No copy of Proceedings of Madras Government No. 4648 of 28th December, mentioned in Order, No. 1365 of 8th April 1865, has been received in this Office.

4. I trust that Lieutenant Clocté may be exonerated from wilful neglect of the Order referred to.

5. Lieutenant Clocté was transferred to the Revenue Survey in 1863, and has since that time passed as Interpreter in Tamil. He was at the time of his transfer, acting as Superintendent of Police. As to his efficiency in the Police, the Inspector General will, I have no doubt, give willing testimony.

Dated 22nd June 1853.

6. On a question being raised by the Civil Paymaster, whether Lieutenant Clocté was entitled to privilege leave, the Government were pleased to rule that his Staff service from the date of entering the Police was continuous. I respectfully urge, therefore, that the application of this Officer, of whom the Superintendent of Survey, Lieutenant Colonel Priestly, had the highest opinion, may be re-considered.

G. O. 8th September 1864, *No.* 1636.

From Lieutenant J. G. Clocté, 31st Regiment Light Infantry, 1st Assistant Superintendent Revenue Survey, in charge of No. 1 Party, Salem, 27th April 1865, No. $\frac{94}{86}$; to the Acting Superintendent Revenue Survey, Madras.

I have the honor to acknowledge the receipt of Government Order No. 1365, dated 8th April 1865, passed on my application for admission to Staff Corps.

I beg respectfully to request that the matter may again be placed before Government, who will, I am convinced, in consideration of the following circumstances, view it differently. The mere fact that the Order above quoted deprives me of 3½ years' Staff service, will, I trust, be sufficient excuse for my apparent importunity.

2. Paragraph 2 of G. O. G. G., dated 27th June 1864, says "all Officers now in permanent "Staff employment, of a description that qualifies for the Staff Corps, will be admitted thereto from "the date of their having obtained such permanent appointment, subsequent to the 18th February "1861; provided they have passed, or do pass within six months from this date, the tests hitherto "in force, or that are now to be laid down;" the remaining portion of this paragraph applies only to Officers appointed to Staff situations between the 19th February 1860 and 18th February 1861, and to those who had been in Staff employ for one year on the 18th February 1861; the part of the paragraph therefore quoted above, must be the part which is considered to debar me from entering the Staff Corps, from the date of my appointment to the Revenue Survey; but even in this no mention

is made of any fixed date before which applications had to be forwarded ; the only allusion to *time* in the paragraph at all being, that six months, from the date of the Order, would be allowed for unpassed Officers to pass.

3. The concluding portion of paragraph 1 of the Order, I have now received, states that the rule limiting the time for submission of applications to six months has also been explained by the Government of India, in the letter recorded in the Proceedings of the Madras Government, dated 28th December 1864, No. 4648 ; but I beg to represent that I have never had an opportunity of seeing this Order, and that it is not on record in this Office.

4. I would here mention that I have on two occasions, within the last six months, sought for information, regarding the time for submission of applications for admission to the Staff Corps, at the Adjutant General's Office, and each time received the same reply, once from the Assist Adjutant General, and on another occasion from the Deputy Assistant Adjutant General of the Army. I was told that supposing I was then entitled to join the Staff Corps, there was no date fixed before which my application had to be forwarded, in order to gain the advantage of admission from date of appointment.

I beg to attach an original letter from the Deputy Adjutant General of the Amry, dated 12th September 1864, in the concluding portion of which I am informed, that Government had not at that time notified to the Army any fixed date within which applications had to be submitted.

5. Under these circumstances, I beg earnestly to request that my admission to the Staff Corps may date, at any rate, from the 23rd June 1863, the date of my permanent appointment in the Revenue Survey.

6. My claim for admission from the date of my appointment to the Police, (24th June 1861,) was based on Government Order, No. 1636, dated 8th September 1864, which stated that I was "in fact *transferred* from one Civil Department to another," and I trusted that transfer from a Probationary appointment in one Civil Department to a confirmed appointment in another would be received in the same light as confirmation in the same appointment, in which one was probationary ; I have moreover in writing, the testimony of the Inspector General of Police, as to the nature of my services while under him.

From the Deputy Adjutant General, Head Quarters, Ootacamund, 12th September 1864, No. 626 ; to the First Assistant Superintendent Revenue Survey.

In reply to the inquiries made in your letter, dated 1st instant, No. 6, I have the honor to inform you—

1*st*.—That the Commander-in-Chief considers that you are eligible for admission to the Staff Corps, without passing any further test, on your submitting, with your application, the Certificates required by paragraphs 17 to 21 of the Secretary of State's Despath.

G. O. G., No. 276 of 1864.

2*nd*.—That your two years' service in the Police, counting as service in the Staff Corps, is a matter for the decision of Government.

3*rd*.—That Government has not yet notified to the Army, that there is any fixed date within which Officers situated like yourself, must submit their applications for admission to the Staff Corps.

ORDER, No. 2320, 21st June 1865.

The Governor in Council is unable to accept the reason assigned by Lieutenant Cloeté, for the delay in the submission of his application for admission to the Staff Corps.

2. Although neither the Government of India nor this Government, literally fixed in General Orders, a date within which applications were required to be sent in, paragraph 2 of G. O. G. G.,* 27th June 1864, No. 531, which is quoted in the margin, for ready reference, cannot but be construed as clearly indicating that where Officers who had not passed the tests, were allowed six months as the utmost limit, to give them the benefit of admission to the Staff Corps from date of permanent appointment to the Staff, it could not have been intended that Officers who had already passed, should be allowed a greater latitude of time for submitting their applications, in order to claim the same advantages.

"All Officers now in permanent Staff employment of a description that qualifies for the Staff Corps, will be admitted thereto from the date of their having obtained such permanent appointment, subsequent to the 18th February 1861, provided they have passed, or do pass, within six months from this date, the tests hitherto in force or that are now to be laid down. In the case of such Officers as may be now in Europe, the period of six months will reckon from date of their return to India."

* *Madras G. O. G., No. 276, dated 22nd July 1864.*

3. On a reference made by the Commander-in-Chief on this point, in the Adjutant General's letter of 17th November 1864, No. 564, this Government did not hesitate to observe,* that although no date had been fixed by the Government of India, it was nevertheless to be inferred from paragraph 2 of the G. O. G. G. already quoted, that applications from Officers who were eligible for admission under that paragraph, should be submitted within the time therein mentioned, *i. e.*, six months from the date of the Order.

* *Pro. of Govt., 30th Nov. 1864, No. 4273.*

4. The Government of India, to whom the view above expressed was communicated, allowed* the six months to be reckoned from the date of the receipt of the Order at the Stations where the applicants were serving,—adding that Officers who failed to apply for admission within the prescribed period, unless in Europe, could only be admitted from date of application.

* *Pro. of Govt., 28th Dec. 1864, No. 4648.*

5. Lieutenant Cloeté having applied on the 18th February 1865, there will be no objection to his admission to the Staff Corps from that date, should that Officer desire it.

(True Extract.)

Secretary to Government.

To the Revenue Department, (with 2 enclosures) for communication to the Superintendent Revenue Survey.

" Adjutant General.
" Controller of Military Accounts.

Ed. J. E. Cashart.

Rec'd 1865 Dept of Govt
of Fort St. Geo.
1683.

Proceedings of the
Madras Govt in the
Military Depart.

Dated 21st June
Recd 22nd 1865.
No. 2320.

Stating that, under the circumstances mentioned within, there will be no objection to the admission of Lt Cloete 1st Asstt Surveyor, Revenue Survey, to the Staff Corps from 18th Feby 1865, should that officer desire it.

No 875 876.

No. 1152. 28th June.

With an order

No. 1452.

(1) Communicated accordingly to the Offg. Supdt of Revenue Survey for Captain Cloete's information.

28th June 1865.

To Lt Col Hyderabad Revenue Survey and Boundary Dept No. 2320 dated 21st June.

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No. 51