M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1898	Press Mis.
28-29	
Dated 2 nd July	19 1869

Not to be folded or roughly handled

No. 28. Read the following Proceedings of the Board of Revenue, dated 12th June 1869, No. 4,228:—

Read the following letter from the Collector of South Arcot, to the Acting Secretary to Government, Revenue Department, Fort Saint George, dated Punrooty, 16th April 1869, No. 21.

CONSEQUENT on the sudden removal of Mr. Lister to Ganjam in the *Fort Saint George Gazette* of the 2nd March last, I placed Mr. Gribble, my Senior Assistant, in charge of the Office, and he so held charge from the 9th up to the 31st of March when Mr. Lister returned, his appointment to Ganjam having been cancelled.

2. By the cancelment of Mr. Lister's appointment to Ganjam, he becomes entitled, I presume, to the pay of his acting appointment as my Head Assistant, as though he had never left his post, since he would of course not be permitted to be a loser by an act of Government intended for his benefit; and I have already applied, under date the 2nd instant, No. 16, for authority to disburse to Mr. Lister the full pay and travelling allowances as demanded by him, and to which I conceive he is rightfully entitled.

3. Meanwhile, under the Order of Government of the 15th January 1867, No. 127, conveyed in a Circular Order of the Revenue Board, No. IV. of that year, Mr. Gribble has drawn the acting allowances to which he became entitled under that Order, by reason of my nominating him to be in charge of the Head Assistant's Office, and the question has arisen whether the acting salary can be disbursed to him.

4. It is true Mr. Gribble has done the work, but under the peculiar circumstances, it appears to me that he cannot draw the salary, as it is strictly due to Mr. Lister, and this would invole a treble payment of the same salary; and my opinion is, that Mr. Gribble must forego his claims which could only be conditional on the pay of the post being available. And my local order placing him in charge cannot have the same force as an Order of Government, and cannot carry with it the same obligations; and when applied to, to recommend the charge as an additional debit to the State, in order to enable Mr. Gribble to retain the pay which he had already drawn, I decided that Mr. Gribble was not entitled to the pay, and must refund what he had drawn; and from this decision he now appeals, and requests a reference to Government, as the only competent authority to determine the question. I enclose copy of his letter,* and solicit the instructions of Government for my guidance.

* Dated 12th April 1869, No. 192.

ENCLOSURE No. 1.

From J. D. B. GRIBBLE, Esq., Assistant-Collector, to the Collector of South Arcot, dated Cuddalore, 12th April 1869, No. 192.

THE Deputy Collector informs me that you have declined to forward my letter, or to apply for sanction for the deputation allowances for the time that I was in charge of the Head Assistant's Office. I was put in charge by your order in the *Gazette*, and under the rules issued by Government, † I consider that I am entitled to the allowances, and can, therefore, only be relieved by

† G. O. 15th January 1867.

an order of Government. I beg that you will be good enough to obtain the decision of Government on the subject who, I think, is the only competent authority to decide.

REFERRED to the Board of Revenue, through whom this letter should have been submitted.

FORT SAINT GEORGE,
20th April 1869.

(Signed) R. A. DALYELL,
Acting Secretary to Government.

THE Board see no reason why the peculiar circumstances attending Mr. Lister's leaving and returning to South Arcot should affect Mr. Gribble's claim to deputation allowance for the period during which he acted as Head Assistant-Collector.

2. The temporary arrangement should have been reported to them for sanction, under Standing Order, No. 386. The Board now sanction it retrospectively.

3. These Proceedings will be submitted to Government.

No. 29. ORDER THEREON, 2nd July 1869, No. 1,898.

Miscellaneous.

ORDERED to be recorded.

(True Extract.)

(Signed) H. WELLESLEY,
Acting Under-Secretary to Government.

To the Board of Revenue.

Exd. F. R. Bantleman.

Rev. 1869. Octr.

Board of Revenue,

MADRAS.

No. 2027.

PROCEEDINGS, 12TH JUNE 1869, No. 4,228.

Sept 17th June 1869 Encl.

Received 18th

JUNE.

No. 4,228.

Charge of Head Assistant Collector's Division—in South Arcot District,—Appointment sanctioned, of Assistant Collector, Mr. Gribble, to, from 9th to 31st March 1869, owing to appointment of Mr. Lister to Ganjam which was subsequently cancelled.—Collector informed that former is entitled to deputation allowance for that period.—Board's Proceedings submitted to Government.

22 July 69.

Govt. of 1869 Madras.

REVENUE.

To

THE BOARD OF REVENUE.

Dt. 22d July. 2nd

Recd.

G. O. 2nd July 1869 To 12th

JUNE.

Nos. 28-29.

Mr. Gribble's claim to deputation allowance.—Board's Proceedings sanctioning its payment retrospectively, recorded