

(1) Number of Pages.....4
(2) Date of repair.....10.5.66
(3) Initials of the Referencer.....[Signature]

MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Rev DEPARTMENT

G.O. No.	108	Press
B.P. No.		Mis.
Dated	18.12.1873	196 .

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Proceedings of the Madras Government, Judicial Department,
10th December 1873.

No. 82. Read the following letter from F. C. CARR, Esq., District Judge of Tinnevely, to the Honourable W. HUDLESTON, Chief Secretary to Government, Fort St. George, dated Tinnevely, 25th November 1873, No. 755:—

I have the honour to lay before Government the matter of the pay of the present acting Additional District Munsif, N. Sawminadha Iyer.

2. In the *Fort St. George Gazette* of the 17th June last, on page 1030, was published this Notification:—Revenue Department, “H. Subbarayer, District Munsif of Striviguntam, Tinnevely District, to officiate temporarily as an Additional Deputy Collector and Magistrate for general duties in the Malabar District.”

3. In the *Gazette* for the 8th July, page 1129, the High Court thus supplied the vacancy caused by Subbarayer's transfer to the Revenue Department:—“V. Strinivasa Charlu, Additional District Munsif of Tinnevely, to act as District Munsif of Striviguntam during the employment of H. Subbarayer on other duty, or until further orders.

“N. Sawminadha Iyer, Government Pleader and Public Prosecutor in the District and Session Court of Tinnevely, to act as Additional District Munsif of Tinnevely.

“High Court of Judicature, Madras, 1st July 1873.”

4. N. Sawminadha Iyer was recommended by me for the next District Munsif's Court as I had a high opinion of his character and abilities. He was one of the leaders of our local bar, and, I believe, was in the receipt of a large income, which, although I am unable to specify its amount even approximately, must have been very much in excess of the salary of any of the District Munsifs. He, therefore, was naturally not eager for a Munsif's place, indeed I may say he never asked me for it; but I, on the contrary, sent for him and asked him whether he would like his name to be sent up. After some days' consultation with his friends he agreed, and on his appointment, as above detailed, he gave up his practice here and joined that appointment.

5. Under these circumstances, the Government will not be surprised to hear that when he discovered that the only pay passed to him by the Deputy Collector under the orders of the Accountant-General was half-pay, *i.e.*, Rupees 100 a-month, both he and I were naturally very annoyed.

6. I, of course, supposed that, before the Government created the appointment of Additional Deputy Collector and Magistrate, funds would have been provided for the appointment in the Revenue Department. H. Subbarayer has written to me to say that he still draws his District Munsif's pay, Rupees 200 a-month, and only a deputation allowance of Rupees 50 on the revenue side.

7. Strinivasa Charlu's pay is unaffected, as Additional District Munsif he drew Rupees 200 a-month, and he gets the same now as Acting District Munsif of Striviguntam. This revenue appointment is, therefore, a loss to the Judicial Establishment of this district by Rupees 100 a-month, and it cripples the efficiency of an already underhanded and under-paid establishment.

8. In the responsible position of District Munsif, it is imperative upon us to place the best men we can get; and without adequate pay we simply cannot get the

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best men. I have endeavoured without effect to alter this state of things through the Financial Department, but am only referred to the provisions of Chapter II., Section 36, of the Acting Allowance Code.

9. I, therefore, request that you will obtain the sanction of Government to the pay of Special Revenue Deputy Collector being met from the Revenue Department, and then Sawminadha Iyer will be entitled to draw his full salary of Rupees 200 as Acting Additional Munsif.

10. The Order of Government will, of course, have effect from the date of appointment, so that Sawminadha Iyer may be refunded those sums which had to be "deducted." As Government Pleader, there is an allowance of Rupees 21 a-month, the whole of which is paid to the Acting Agent.

11. I append copies of a letter from the Accountant-General to the Collector, dated the 25th August last, of the Deputy Collector's letter to this Court of the 2nd September last, and of Subbarayer's letter to this Court, dated the 28th August, which show in what manner the salaries are paid.

From R. W. LODWICK, Esq., in charge of the Accountant-General's Office, to the Collector of Tinnevelly, dated Fort St. George, 25th August 1873, No. 4646.

Audit Department.

Vide your Treasury Deputy's letter, No. 2374, dated 20th instant.

The undersigned has the honour to state that you are right in allowing only Rupees 100 to Saminadha Iyer, Acting Additional District Munsif. The acting allowances referred to by you should be debited to Law and Justice.

From S. R. LOCKE, Esq., Deputy Collector in charge of Treasury, Tinnevelly, to F. C. CARR, Esq., District Judge of Tinnevelly, dated Tinnevelly, 2nd September 1873, No. 2505.

I have the honour to request you will be good enough to include hereafter the salary of Saminadha Iyer, the Acting Additional Munsif at Striviliputtur, in the Acting Allowance Bill Form, instead of in the Pay-abstract of the permanent establishment; and, in order to facilitate audit, that you will kindly insert a remark therein to the effect that the half-pay of Rupees 100 includes his substantive pay of Rupees 21.

From H. SUBBARAYER, Officiating Additional Deputy Collector and Magistrate of Malabar, to F. C. CARR, Esq., District Judge of Tinnevelly, dated Calicut, 28th August 1873, No. 12.

With reference to your official memorandum, dated 21st instant, No. 497, I beg to inform you that I draw the full pay of my substantive appointment as District Munsif, plus a deputation allowance of twenty per cent. on the pay of a Deputy Collector of the fourth class, under Section 19b of the Acting Allowance Code.

No. 83. ORDER THEREON, 10th December 1873, No. 1969.

The Accountant-General will pass full pay to N. Sawminadha Iyer while doing duty as Additional District Munsif in Tinnevelly, the full charge involved in H. Subbarayer's employment as an Additional Deputy Collector being an

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additional charge in the Revenue Department, for which the confirmation of the Government of India will be obtained.

(True Extract.)

[Signature]
Chief Secretary.

To the District Judge of Tinnevelly.

.. Revenue Department.

.. Accountant-General.

Exd. J. Wright.

[Handwritten signature]

Rev: 1873: 200
N. 4019

Govt. of 1873
JUDICIAL.

To

THE DISTRICT JUDGE OF TINNEVELLY
Co., do., do.

Dated December, 10th.

Recd - 1. 17th

Per.

G.O. 10th December 1873, No. 1969.

DECEMBER.
Nos. 82-83.

Transely Magistacy.—The Accountant-
General directed to pass full payment to N. S. S. S. S.
Iyer while doing duty as Additional District Mag.
in Tinnevely, and informed that the full ch.
involved in H. Subbarayer's employment as
Additional Deputy Collector is an additional ch.
in the Revenue Department, for which the confir-
mation of the Government of India will be obtained.

*Communicated to
the Board of Revenue*

1873: 200

Rev: 1873: 200
N. 4019