No. 133. Read the following Proceedings of the Board of Revenue, dated 23rd September 1873, Miscellaneous No. 6,335:—

Read again Board's Proceedings, dated 28th August 1873, Miscellaneous No. 5,480.

Read also the following Memorandum from the Accountant-General, Madras, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Fort St. George, 29th August 1873, No. 4,801.

Vide your Proceedings, No. 5,480, dated 28th instant.

The undersigned has the honour to state that the Sheristadar and Tahsildar, being *members of the same establishment* and Sambasiva Aiyer having acted as Tahsildar *without being relieved of the duties of Sheristadar*, the decision of this office seems according to rule. If Government, however, should decide that the words "on the same establishment" do not apply in this case, there will be no objection to grant acting allowance to Sambasiva Aiyer. It is observed that Section 19(*b*) of the Acting Allowance Code is applicable only when the acting officer is relieved from the duties of his permanent appointment. The acting allowances of an officer performing the duties of two or more appointments are regulated by Sections 23 to 25.

(Signed) R. W. LODWICK,
In charge Accountant-General's Office.

This case will be submitted for the orders of Government.

2. The Tahsildar of Tritrapundi having died, the office was fully vacant, and the Taluq Sheristadar was put in charge. His temporary appointment was sanctioned by the Board.

3. The Accountant-General holds that he is precluded from drawing deputation allowance by Section 24(*b*), Acting Allowance Code, as the officer was on the same establishment, and he was not relieved of the duties of his own appointment.

4. The Board admit that this is sufficient to prevent him from claiming allowances calculated as in Section 23, which is all that Section 24(*b*) professes to do. But no claim for allowances calculated on the scale for plural appointments is made. All that is claimed is his deputation allowance as Acting Tahsildar under Section 19(*b*). He was acting as Tahsildar for six weeks, and the fact that he was without a Taluq Sheristadar, and consequently had heavier work is a curious reason for refusing him additional remuneration, which he would have got had a Taluq Sheristadar been appointed. The work and responsibility which devolved on him were too great to permit of the case being regarded as one for a mere charge allowance for current duties under Section 25(*b*).

Proceedings of the Madras Government, Revenue Department,
15th October 1873.

No. 134. ORDER THEREON, 15th October 1873, No. 1,114.

~~Miscellaneous~~

THE Governor in Council observes that the Sheristadar is clearly entitled to acting allowance under Section 19(*b*) of the Code, and the Accountant-General will be accordingly instructed to pass it. His interpretation of the Code is evidently incorrect.

(True Extract.)

(Signed) R. A. DALY~~ELL~~,
Acting Secretary to Government.

To the Board of Revenue.
,, the Accountant-General.

MISCELLANEOUS No. 5480 REVENUE DEPARTMENT.

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 28th August 1873.

Read the following

No. 3380.

From

The Deputy Accountant General
Madras

To

The Secretary to the Board of Revenue

Vide Board's Proceedings No. 4491 dated the 18th instant.

The undersigned has the honor to state that, as it is clear from the Honorable Mr Arbuthnott's letter embodied in the above proceedings that Sambasiva Aiyer had the charge of the taluq in addition to his own duties he is not under Section 24(6) of the acting allowance Code entitled to any acting allowance.

This Officer was not aware of the full circumstances of Sambasiva Aiyer's appointment when the Board's confirmation

of

of that appointment was asked for.

(Signed) R. W. Ludwick

Fort St. George
Accountant Genl Office
21st July 1873

Deputy Accountant General

The Board resolve to request the Accountant General to reconsider this decision.

Sambasiva Iyer as appears from the enclosure to Mr Arbuthnott's letter has been taluq Sheristadar since July 1867. He is therefore entitled to deputation allowance for the period during which he acted as tahsildar under Section 19 (b) of the Acting allowance Code. Section 23, which relates to extra allowances granted for plural appointments, and Section 24 which qualifies Section 23 have nothing whatever to

to do with the case.

(True Copy & Extract)

(Signed) H. Ea. Stokes

Ag Secretary

To,
The Accountant General

(True Copy)

H. Stokes

Ag Secretary

Locker

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 28th August 1873.
Despatched

Subject.

Requesting Acctt Genl. the re-enrolment of Sheristadar Sessions reg:r to deputation allowance to Sambasiva Aiyer for taking charge of the Sheristadari in Kanjeeveram.

MISCELLANEOUS No. 6335 REVENUE DEPARTMENT.

PROCEEDINGS OF THE BOARD OF REVENUE.

Dated 23d September —— 1873.

Read again Board's Proceedings dated 28th August 1873 Miscellaneous No. 5480. Read also the following

From No. 4801

The Accountant General, Madras

To The Secretary to the Board of Revenue.

Vide your Proceedings No. 5480 dated 28th Instant.

The undersigned has the honor to state that the Sheristadar and Tahsildar being Members of the same Establishment and Sambasiva Aiyer having acted as Tahsildar without being relieved of the duties of Sheristadar, the decision of this Office seems according to rule. If Government however should decide that the words on the same establishment do not apply in this case there will be no objection to grant acting allowance to Sambasiva Aiyer. It is observed that Section 19(b) of the acting allowance Code is applicable only when the acting Officer is relieved from the duties of his permanent appointment.

He

The acting allowances of an Officer performing the duties of two or more appointments are regulated by Sections 23 to 25.

Fort St. George
Accountant General's Office
29th August 1873.

(Signed) R. W. Lodwick
In charge Accountant General's Office.

This case will be submitted for the orders of Government.

2. The Tahsildar of Tritrapundi having died, the Office was fully vacant and the Taluk Sheristadar was put in charge. His temporary appointment was sanctioned by the Board.

3. The Accountant General holds that he is precluded from drawing deputation allowance by Section 24-b, Acting allowance Code, as the officer was on the same Establishment and he was not relieved of the duties of his own appointment.

4. The Board admit that this is insufficient

G.D.

insufficient to prevent him from claiming allowances calculated as in Section 23 which is all that Section 24-b professes to do. But no claim for allowances calculated on the scale for plural appointments is made. All that is claimed is his deputation allowance as acting Tahsildar under Section 19-b. He was acting as Tahsildar for six weeks, and the fact that he was without a taluk Sheristadar and consequently had heavier work is a curious reason for refusing him additional remuneration which he would have got had a taluk Sheristadar been appointed. The work and responsibility which devolved on him were too great to permit of the case being regarded as one for a mere charge allowance for current duties under Section 25-b.

(True Copy & Extract)

Asst Secretary

To,
The Secretary to Government R. D.
with Board's Proc: 28th Aug 73 Mis: No 5480

W. D. Swinton

Rec'd 1873 Oct 15

PROCEEDINGS OF THE BOARD
OF REVENUE.

Dated 23 October 1873
Despatched 23 " "

Subject.

Submitting for orders
of Govt. claim of Jamna
Koeiree Ghor, Tahsildar
of Mehsana for Rs. 633
on account of Salary
for the month of
October 1873.

Rec'd 15 Oct '73

Ans 21/10

15 Oct '73

Sir,

I have the honor to forward herewith a claim of Rs 633 on account of Salary for the month of October 1873 of Jamna Koeiree Ghor Tahsildar of Mehsana, and to request that you will be pleased to issue orders for the payment of the same.

I have the honor to be
Sir
Your most obedient
Servant
M. Mc Cole

To
The Secretary to Government
Revenue Department
Bombay

No 1114.

Vide No 3425 of 1873
from the Accountant:

Govt. of {1873} Madras.

REVENUE.

To

THE BOARD OF REVENUE.

&c., &c., &c.

Dated October 15th.

Recd. Encl.

G. O., 15th October 1873, No. 1,114.

OCTOBER.

Nos. 133-134.

Acting Allowance.—Observing that Samba[illegible]
siva Iyer, Taluq Sheristadar of Tritrapoondy, in
Tanjore District, is clearly entitled to —, for the
period he acted as Tahsildar, and instructing the
Accountant-General to pass it, as his interpretation
of the Code is evidently incorrect.