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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No.
B.P. No.

1188

Press
Mis.

Dated

22.3.1877 197

Not to be folded or roughly handled

118/5

*Proceedings of the Madras Government, Revenue Department,
22nd March 1877.*

No. 720. Read the following Proceeding of the Board of Revenue, dated 1st March 1877, No. 234:—

Read the following letter from WOGAN, Esq., Collector of Malabar, to H. E. STOKES, Esq., Secretary to the Board of Revenue, dated Vythery, 7th February 1877, No. 23:—

I HAVE the honor to forward, for the favorable consideration of the Board, a petition, dated 29th December 1876, from M. Krishna Nayar, Head Gunastah of the Wynaad Taluq, praying that he may be allowed to count for service the time during which he was kept out of employment, and also that he may be granted an allowance for such period.

2. The particulars of his case are as follow:—He was believed to have been suffering from leprosy, and the Deputy Collector of Wynaad, therefore, directed his removal from office from 1st October 1874. On his preferring an appeal to the Board of Revenue, they were of opinion that he should be pensioned (*vide* Board's Proceedings, dated 30th January 1875, Miscellaneous No. 5,874), a view in which the Government then appear to have coincided.

3. Petitioner seems to have moved the Government a second time, when it was found that his summary removal from service was a harsh proceeding, and he was therefore restored to his office, but not permitted to rejoin until after the expiration of six months (for which he was granted leave) if he could, towards the close of that time, obtain a certificate similar to the one already issued by the Zillah Surgeon stating that the disease, as manifested in him, is not real leprosy. *Vide* G.O., dated 3rd April 1876, No. 464.

Such a certificate petitioner obtained early in September last. He was therefore reinstated in his appointment on 3rd October 1876, *i.e.*, as soon as his six months' leave had run out.

ENCLOSURE No. 1—Petition.

SUBMITTED for the orders of Government.

2. The petitioner was out of employment from the 1st October 1874 to 3rd October 1876, and he now requests that his period 18 months and 2 days may be allowed to count as service under Government and the remaining 6 months may be regarded as sick leave. He also requests that an allowance may be granted to him for the period of his absence from duty. Under Section 48A of the Pension Code the Government of India may concede a break in the continuity of service not exceeding 12 months, but in this case the break exceeds that limit; if regarded as sick leave, it will not count towards pension. The case is an exceptional one, and, as the break is not due to any fault on the part of petitioner, he is entitled to consideration. It would appear that a special reference to the Government of India is necessary in regard to the break, as regards an allowance during the period in question half pay might be granted.

(A true Copy and Extract.)

(Signed) C. A. GALTON,
Sub-Secretary.

25

Proceedings of the Madras Government, Revenue Department,
22nd March 1877.

No. 721.

ORDER THEREON, 2

h 1877, No. 1,188.

Miscellaneous.

* His removal from the public service neither "on account of misconduct" nor "inefficiency."

2. No special reference to the

3. The petitioner will draw from the 1st October 1874 to the 5th April 1877

† G.O., 1st May 1868, No. 1,194.
" 16th " 1874, " 856,
" 16th Aug. 1870, " 1,272.

date of his restoration to his joining of the office.

4. The amount will be met from

Revenue.

(T. act.)

D. F. CARMICHAEL,
Offg. Chief Secretary.

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

Exd. A. F. Goodall.

No. 934.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 1st March 1877.
Read the following letter from W. LOGAN, Esq., Collector of Malabar, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Vythery, 7th February 1877, No. 23:—

I HAVE the honor to forward, for the favorable consideration of the Board, copy of a petition, dated 29th December last, from M. Krishna Nayar, Head Gumastah of the Wynaad Taluq, praying that he may be allowed to count for service the time during which he was kept out of employment, and also that he may be granted an allowance for such period.

2. The particulars of his case are briefly as follow:—He was believed to have been suffering from leprosy, and the Deputy Collector of Wynaad, therefore, directed his removal from office from 1st October 1874. On his preferring an appeal to the Board of Revenue, they were of opinion that he should be pensioned (*vide* Board's Proceedings, dated 30th June 1875, Miscellaneous No. 5,874), a view in which the Government then appear to have coincided.

3. Petitioner seems to have moved the Government a second time, when it was found that his summary removal from the service was a harsh proceeding, and he was therefore restored to his office, but not permitted to rejoin until after the expiration of six months (for which period he was granted leave) if he could, towards the close of that time, obtain a certificate similar to the one already issued by the Zillah Surgeon stating that the disease, as manifested in him, is not real leprosy. *Vide* G.O., dated 3rd April 1876, No. 464.

Such a certificate petitioner obtained early in September last. He was reinstated in his appointment on 3rd October 1876, i.e., as soon as his six months' leave had run out.

ENCLOSURE No. 1—Petition.

SUBMITTED for the orders of Government.

2. The petitioner was out of employment from the 1st October 1874 to 3rd October 1876, and he now requests that of his period 18 months and 2 days may be allowed to count as service under Government and the remaining 6 months may be regarded as sick leave. He also requests that an allowance may be granted to him for the period of his absence from duty. Under Section 48A of the Pension Code the Government of India may condone a break in the continuity of service not exceeding 12 months, but in this case he break exceeds that limit; if regarded as sick leave, it will not count towards pension. The case is an exceptional one, and, as the break is not due to any fault on the part of petitioner, he is entitled to consideration. It would appear that a special reference to the Government of India is necessary in regard to the break; as regards an allowance during the period in question half pay might be granted.

(A true Copy and Extract.)

Sub-Secretary.

To the Secretary to Government, Revenue Department,
with one enclosure to be returned.

Copy to the Collector of Malabar.

Exd. T. D. Ryan.

Govt. of 1877
REVENUE.

THE BOARD OF REVENUE,

cc, cc, do.

Dated March, 22nd.

Recd.

G.O. 22nd March 1877, No. 1,188.

M. Krishna Nayar, Head Gumastah of Wynaad Taluq, Malabar District.—Authorizing petitioner — to draw for the period he was out of employ an allowance equal to one-third the pay of the post he was compelled to relinquish; bearing thence will draw a moiety of salary of his office from date of restoration to his joining his office.

had he then wanted to

No 1188 of 2-3-77.

188/v

Proceedings 1st March 77 Madras

Order

1. The Petition of the Prisoner Code
parted of the 18th is clearly
inapplicable to the present
case - He was compelled
to retire on insufficient
grounds, - the order was
unadvisedly approved of
Sol.

2. No special reference to the
Sol. of the order was called
for at present -

3. The Petitioner will draw
for the period he was
out of employ, viz. for
the 1st Oct 1874 to the 3rd Oct
1876, an allowance
equal to one third the
pay of the post he was
compelled to relinquish.
The equivalent of the Prisoner
he would have drawn
had he then consented to

* His removal from the Public
Service was on the ground
of his conduct or for inefficiency

11/3

9/3

1868 - 1,154
16th Aug 1874 - 26678
16th Aug 1872 - 1,272

1877. 188/v

Board of Revenue,
MADRAS.

PROCEEDINGS, 1st March 1877, No. 934.

(Dated 5th March 1877)

Encl. 1

Received by

MARCH.
No. 934.

Petition from V. Krishna Nayar, Head
Gumastah of Mysore Taluk, Malabar District,
praying that he may be allowed to count for
service the time during which he was kept out
of employment, and that he may be granted an
allowance for such period. - Submitting to Gov-
ernment, with Board's views, letter from Col-
lector forwarding -

1877. 188/v

to accept pension -
From the date of his
resignation & restoration
to his former office
he will draw a
salary of the salary of
the office -
The amount will be
paid for savings -
Respect -

18.3.77

To the Hon. Secy of Revenue 29-3-77 with encs.
6 in Accts. Sent

B3 Recording

1st March 77-934

Petition from M. Krish. in
Nayar, Head Gymastah,
Mynad Taluk. He is allowed
to count for service the time
he was kept out of employment.

Bro
Sis

720-21

14/3/77-22/3/77-