

(1) Number of pages 8

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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No. 1772
B.P. No. _____

Press
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Dated 22-5-1877 197

Not to be folded or roughly handled

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GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

22nd May 1877, No. 1,772.

Read the following paper :—

No. 400. Proceedings of the Board of Revenue, dated 26th July 1876,
No. 1,912.

Read the following letter from M. R. WELD, Esq., Acting Sub-Collector of
Tanjore, to H. S. THOMAS, Esq., Collector of Tanjore, dated Negapatam,
3rd June 1876, No. 414.

I HAVE the honor to forward an objection statement on my salary bill received
from the Deputy Accountant-General retrenching Rupees 124-5-6. There are two
items :—

First, my house-rent from 15th October to 14th November 1875, during which
time I acted as Sub-Collector and Mr. Forbes as Head Assistant, Rupees 35-8-5.
This is objected to because I did not leave my house at Mayaveram at the disposal
of the Assistant Collector at Negapatam, but that I paid house-rent for the Sub-
Collector's house at Negapatam and at Mayaveram. Surely I am not expected to pay for two houses, both at Nega-
patam and at Mayaveram. I may here mention that in that month I paid Rs. 85
house-rent,—Rupees 70 for the Sub-Collector's house at Negapatam and Rupees 15,
half of the Assistant Collector's house at Combaconum; this was in consequence
of an arrangement with Mr. Forbes; it seemed to me hard that he should pay for
two houses,—that at Combaconum and that at Mayaveram,—and so I paid half the
rent of his Combaconum house. As I paid house-rent for the Negapatam house,
I consider that I am entitled to my house-rent allowance; the retrenchment
appears doubly hard when it is observed that I also paid half the rent of another
house in that month. I do not think that the Deputy Accountant-General has the
slightest grounds for this retrenchment.

2. As to the second, Rs. 88-13-1, the Accountant-General has certainly some-
thing to go on here, as I once admitted that Mr. Cameron's tents were at my
disposal, and as Mr. Forbes did not accept the use of mine; but I submit that I
should not be bound by that admission, as I made it under a mistaken notion that
the tents, being at my disposal, did not depend on my accepting them are not.
I knew Mr. Cameron's tents lay in the verandah of the house, and that I could
take them if I wished; and near the end of the period in question I received a
letter from him, in which I remember that he said that, of course, I could use the
tents if I wanted them, or words to that effect; therefore when I was asked if Mr.
Cameron's tents were at my disposal, I replied that they were. But, now that I
learn that it all depends on acceptance of the use of the tents, I say that I never
accepted the use of the tents any more than Mr. Forbes accepted the use of mine.
Mr. Cameron was enjoying the leave while I was doing the work, and, if these
retrenchments must be made, they should be made in his bill as was done, I
understand, in yours for the previous month, during which you were on leave.
It is hard that I should be made a scapegoat of. My tents were to the front ready
for use, and were used by me once during the time; yet because of a mistaken
admission incautiously made I am to be fined Rupees 88.

3. I would further observe that I derived no pecuniary benefit from that acting appointment. The allowance exceeded that I drew as Acting Head Assistant Collector by Rupees 227, but then I lost Rupees 120 per mensem, permanent extra tentage, at Rupees 4 per diem, which I used to draw at Mayaveram. I paid Rupees 85 instead of Rupees 45 house-rent, and the remaining Rupees 67 was more than swallowed up by the expense of moving and the extra cost of living at Negapatam.

4. It is, therefore, very hard that the only thing I should get by my acting appointment is a fine of Rupees 124-5-6.

5. I request that you will refer the matter for the orders of Government, asking them to direct the Deputy Accountant-General to withdraw the retrenchment.

No. 2,405.

SUBMITTED for the favorable consideration and orders of the Board of Revenue and Government.

CALIMERE POINT,
27th June 1876.

(Signed) H. S. THOMAS,
Collector.

ENCLOSURE No. 1.—Copy of Objection Statement.

SUBMITTED for the orders of Government.

leave, at October last, in consequence of the absence of Mr. Cameron on privilege of the Head Assistant. It appears that the Accountant-General, Mr. Forbes, of both house-rent and fixed tentage claimed by Mr. Weld for the period during which he acted for Mr. Cameron.

3. The section of the Leave Code under which the retrenchment is made is not quoted by the Accountant-General, but the Board presume that Section 24 (4) is the rule supposed to apply. It is observed that the heading of the chapter in which this section is found is "Privilege Leave of Absence," &c.; consequently that the rules contained in it apply to such leave only. As regards the question of house-rent, therefore, which was a matter between Mr. Weld and Mr. Forbes, neither of whom were on privilege leave, the provision referred to is inapplicable.

4. As to the fixed tentage, the ground assigned by the Deputy Accountant-General for rejecting Mr. Weld's claim is also wrong for the same reason, although a sufficient cause for the retrenchment might possibly have been found in Mr. Weld's transactions with Mr. Cameron. But, however this may be, the Board consider that Mr. Weld would have been justified in refusing to accept the offer of Mr. Cameron's tents, and that it was only ignorance or forgetfulness of the rule which prevented his doing so; for these reasons, therefore, they recommend that orders be issued to the Accountant-General to withdraw the retrenchment.

(A true Copy and Extract.)

(Signed) E. GIBSON,
Acting Sub-Secretary.

No. 401. ORDER THEREON, 22nd May 1877, No. 1,772.

Miscellaneous.

REFERRED to the Accountant-General for his remarks, with reference to G.O., 7th January 1876, No. 19. The Accountant-General's opinion is especially requested whether the provision in Clause

5, Section 34, Civil Leave Code, can be held to extend to all officers promoted in the arrangements consequent upon a superior officer's taking privilege leave, or only to that officer and his *locum tenens*.

(True Extract.)

(Signed) C. G. MASTER,
Offg. Secretary to Government.

To the Accountant-General,
the Board of Revenue.

Exd. F. R. Bantleman.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 26th July 1876.

Read the following letter from M. R. WELD, Esq., Acting Sub-Collector of Tanjore, to H. S. THOMAS, Esq., Collector of Tanjore, dated Negapatam, 3rd June 1876, No. 414:—

I HAVE the honor to forward an objection statement on my salary bill received from the Deputy Accountant-General retrenching Rupees 124-5-6. There are two items:—

1st.—My house-rent from 15th October to 14th November 1875, during which time I acted as Sub-Collector and Mr. Forbes as Head Assistant, Rupees 35-8-5. This is objected to because I did not leave my house at Mayaveram at the disposal of Mr. Forbes free of rent. I have explained that I paid house-rent for the Sub-Collector's house at Negapatam, but the Accountant-General says the retrenchment must stand. Surely I am not expected to pay for two houses, both at Negapatam and at Mayaveram. I may here mention that in that month I paid Rupees 85 house-rent—Rupees 70 for the Sub-Collector's house at Negapatam and Rupees 15, half of the Assistant Collector's house at Combaconum; this was in consequence of an arrangement with Mr. Forbes; it seemed to me hard that he should pay for two houses—that at Combaconum and that at Mayaveram—and so I paid half the rent of his Combaconum house. As I paid house-rent for the Negapatam house, I consider that I am entitled to my house-rent allowance; the retrenchment appears doubly hard when it is observed that I also paid half the rent of another house in that month.

2. I do not think that the Deputy Accountant-General has the slightest grounds for this retrenchment. As to the 2nd, Rupees 88-13-1, the Accountant-General has certainly sanctioned to go on here, as I once admitted that Mr. Cameron's tents were at my disposal and as Mr. Forbes did not accept the use of mine; but I submit that I should not be bound by that admission, as I made it under a mistaken notion that the tents, being at my disposal, did not depend on my accepting them or not. I knew Mr. Cameron's tents lay in the verandah of the house, and that I could take them if I wished; and near the end of the period in question I received a letter from him, in which I remember that he said that of course I could use the tents if I wanted them, or words to that effect; therefore when I was asked if Mr. Cameron's tents were at my disposal, I replied that they were. But, now that I learn that it all depends on acceptance of the use of the tents, I say that I never accepted the use of the tents any more than Mr. Forbes accepted the use of mine. Mr. Cameron was enjoying the leave while I was doing the work, and, if these retrenchments must be made, they should be made in his bill as was done, I understand, in yours for the previous month, during which you were on leave. It is hard that I should be made a scapegoat of. My tents were to the front ready for use, and were used by me once during the time; yet because of a mistaken admission incautiously made I am to be fined Rupees 88.

3. I would further observe that I derived no pecuniary benefit from that acting appointment. The allowance exceeded that I drew as Acting Head Assistant Collector by Rupees 227, but then I lost Rupees 120 per mensem, permanent extra tentage, at Rupees 4 per diem, which I used to draw at Mayaveram. I paid Rupees 85 instead of Rupees 45 house-rent, and the remaining Rupees 67 was more than swallowed up by the expense of moving and the extra cost of living at Negapatam.

Col. of (1877) 3140713.

REVENUE.

DEPUTY ACCOUNTANT-GENERAL,

Secy, Secy, Secy,

Dated May, 23rd.

Recd.

Encl.

G.O., 22nd May 1877, No. 1,772.

MAY.

Nos. 400-401.

Mr. M. R. Weld's Claim to House-rent and paid Tanjore. Referring to the Accountant-General for Tanjore, Proceedings of the Board of Revenue on — for the period he acted as Sub-Collector of Tanjore during Mr. Cameron's absence on privilege leave.

10.17 August 1877
No. 252-253.

18.11.14
28.10.15

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4. It is, therefore, very hard that the only thing I should get by my acting appointment is a fine of Rupees 124-5-6.

5. I request that you will refer the matter for the orders of Government, asking them to direct the Deputy Accountant-General to withdraw the retrenchment.

No. 2,405.

SUBMITTED for the favorable consideration and orders of the Board of Revenue and Government.

CALINERE POINT,
27th June 1876.

(Signed) H. S. THOMAS,
Collector.

ENCLOSURE No. 1—Copy of Objection Statement.

SUBMITTED for the orders of Government.

2. In October last, in consequence of the absence of Mr. Cameron on privilege leave, Mr. Weld took charge of the Sub-Collector's division, and Mr. Forbes of that of the Head Assistant. It appears that the Accountant-General has disallowed both house-rent and fixed tentage claimed by Mr. Weld for the period during which he acted for Mr. Cameron.

3. The section of the Leave Code under which the retrenchment is made is not quoted by the Accountant-General, but the Board presume that Section 24 (4) is the rule supposed to apply. It is observed that the heading of the chapter in which this section is found is "Privilege Leave of Absence," &c.; consequently that the rules contained in it apply to such leave only. As regards the question of house-rent, therefore, which was a matter between Mr. Weld and Mr. Forbes, neither of whom were on privilege leave, the provision referred to is inapplicable.

4. As to the fixed tentage, the ground assigned by the Deputy Accountant-General for rejecting Mr. Weld's claim is also wrong for the same reason, although a sufficient cause for the retrenchment might possibly have been found in Mr. Weld's transactions with Mr. Cameron. But, however this may be, the Board consider that Mr. Weld would have been justified in refusing to accept the offer of Mr. Cameron's tents, and that it was only ignorance or forgetfulness of the rule which prevented his doing so; for these reasons, therefore, they recommend that orders be issued to the Accountant-General to withdraw the retrenchment.

(A true Copy and Extract.)



Acting Sub-Secretary.

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

Copy to the Collector of Tanjore.
„ to the Accountant-General.

Exd. J. W. Fischer.

with reference to No. 75 passed 1876 No 19. The act passed of which is especially in view of the fact, whether the provision will be for 34 Cl. 1876, and the local board to be officers known to be the necessary expenses incurred when the officers' taking the leave, or not to the officer & his lower duties -

19.5.77

No. 10 of 1876 No. 19 of 1877
No. 10 of 1876 No. 19 of 1877

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Board of Revenue,
MADRAS.

PROCEEDINGS, 26th July 1876, No. 1912.

1876

1876

1876

JULY.
No. 1912.

House- rent and fixed tonnage—claimed by Mr. R. Weld for the period he acted as Sub-lector of Tanjore during Mr. Tannerton's absence on privilege leave.—Recomm. acting that ens be issued to Accountant-General to with-
w retouchment of - 1876 No. 19 of 1877

Refused
1876 No. 19 of 1877
1876 No. 19 of 1877