

(1) Number of pages 18 sheets

(2) Date of repair 2-3-86

(3) Initials of the Referencer B. J. R.

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Rev DEPARTMENT

G.O. No.	2963	Rev	Press.
B.P. No.			Mis.
Dated	15-12-1878		197

Not to be folded or roughly handled

Archives I-5,806-24-2-78.

2963
Rev. Sept.

N^o 2963

Proceedings of the Madras Government.
Under date the 5 December 1878.

Read the following
papers:-

Proc. of the Court of
Wards dated 15th June 1878. Miss
N^o 5939.

Letter from the Accountant
General dated 21st Sept^r
1878. N^o 200 N.

Letter from the Accountant
General dated 21st October 1878
N^o 6067.

The Government do
not consider that N. Ven.
Katachellamiah's service as
Probationary Record Keeper
in the Civil Court can be
admitted.

admitted so as to allow of
his paying the usual con-
tribution for the period du-
ring which he was in the
employment of the Court
of Wards.

1. To the Court of Wards & Orphans
1. The Accountant General &c.

Ed. M.

Revenue Department 74/123

Proceedings of the Madras Government. Under date the.

Read the following
papers:-
Proc. of the Court of Wards
dated 15 June 1878, No. 5939.
Letter from the Account-
ant General dated 24 Sep/78

No. 2003.
Letter from the Account-
ant General dated 31 Oct. 1878
No. 6064.

Circular:-
I confess I don't see any-
thing peculiar in the matter
but our better & decide
as set out in the Acct. of
19/11 MM

1. The
D. J. M. was appointed
probationary second judge
in the Civil Court, Bangalore
on the 21 Oct 64 & he remained
in the post on probation until
the 6. July 75 when he
entered an estate & established
himself. He then was appointed
to contribute towards his
pension but the authorities
refused to allow him to do so
as he had not been
in permanent service
employment. This was

peculiar
The case is funding
and it is to be regretted
that the question now
submitted was not
reported for orders in
Sept 1874 when the Account
Dept.

John

2963³
among the judge and have
imprisoned the man.

To be kept with me 90
5 Cms 78 1/2 2963

RC 23^d. Nov 58 A-25/11/58.

18. Geo 38 R 21/10/58. RC-21 Geo 38. R 23/10/58

Revenue 1878 Depo
Case of the
Catalchallam
N^o 2963 V
Proceedings of the
Madras Government
Dated 5 Decr 1878. -

Mr G. S. Crampton No 24/5

DEPARTMENT.

No. 200A.

Fort Saint George,
Accountant General's Office,
24th September 1870.

FROM THE ACCOUNTANT GENERAL
TO THE GOVERNMENT OF MADRAS.

To The

Secretary of Government
Revenue Department.

SIR,

Obtained

In reply to your endorsement no 2609 dated the 18th June last, on proceedings of the Court of Wards no 5939 dated the 15th idem, I have the honor to state that the recommendation of the Collector that Venkatchalamayya's Probationary Service from the 21 (wrongly stated as 4th) of October 1869 to 5th May 1870 as Criminal Record Keeper on the Establishment of the District Court Berhampore should be treated as service qualifying for Pension in view to the subsequent service under the Court of Wards being considered qualifying on payment of prescribed contribution, cannot be complied with.

2 It appears from the statement of service obtained from the Collector of Ganjam, and forwarded herewith (power of return when no longer required requested) that Venkatchalamayya did not hold any permanent appointment under Government when he was transferred to service under the Court of Wards.

Yrs

His original substantive appointment was
one under the Court of Wards, and there is
no order under which this service can qualify,
so that the marginally quoted extract
he served government up to the
14th October 1869 in various ap-
pointments —

Mr. Lennan
letter does not
convey quite a
correct impression.

On the 21st October 1869, he was appointed
Probationary Criminal Record Keeper in
the Sessions Court but he was never con-
firmed in this appointment; on the contrary,
on his return from the Estate Service he did
not revert to it; but joined an acting ap-
pointment on a different Establishment
on the same pay. All this time, and in fact
up to the 20th of January 1876, other men
held the post in the Court as Probationers,
except indeed when the appointment was
fully vacant from 3rd January to 1st August
1872, and Venkataschellamiah's name was
not shown against it as on deputation as
it should have been had he retained a lien
on it. From the 6th of May '71 he was either on
Estate Service or in acting posts until 11th
May 1873 when he was permanently appoin-
ted as Civil & Gumastah on the Establish-

ment

ment of the Principal Assistant Agent's
Court Ganjam.

3. It does not appear to me that the mere fact
of his having held temporarily a probationary appoint-
ment from the 21st October '69 to the 5th May '71 (his
lien on which he altogether relinquished when he
left the appointment) though undoubtedly suffi-
cient, under rule 3 Section 19 of the Code, to
qualify for pension if the preceding and
succeeding service duly qualified, gave him
a status as a Government servant entitling
him to contribute for pension under Chap. VII
of the Pension Code. But even if the Government of
India sanctioned such an arrangement then
would still be the period of his subsequent
acting service to be got over.

4. The Government will observe that the pro-
ceedings of the Board of Revenue No 2940 d: 15th
of July 1871 were passed under the erroneous im-
pression that the man was a Government servant.

5. I do not consider that Venkataschellamiah
can be allowed to count for retiring allowance
any portion of his service prior to 11th May 1873
the date on which he became a permanent servant
on a permanent Government establishment
as above explained.

6. The Proceedings of the Court of Wards
and accompaniments are returned here-
with.

S.

I have the honor to be
Your Obedient Servant

Le Prologue

Assistant General

Received 1898 DEPARTMENT,
ACCT. GENL'S OFFICE, MADRAS.
No. 2004
104248
To
The Secretary to Government
Revenue Department
Chennai
Dated 24 April 1901
Recd. 25 No. of answer
Asst. Secy. 2965, 5 Dec. 1901
Subject
Notes that in bank of
Chennai the service
of 11 May 1901 the
duty of his permanent
off. is cannot be allowed
to count for retiring
allowance
W. H. Miller

History of the Service Showing Breaks of Sandagiri Venkata Chalmaya Puntulu H^d Clerk
Principal Assistant Collector's office Gungam District

Establishment Appointment Pay Acting Date of Date of Period Periods Remarks How verified
allowance beginning end reckoned as reckoned as service service
Rs Rs Rs 7 M 3 7 M 3

Duala Kinnari Estate
D. P. W. Establishment
attached to the H^d Clerk
Collector's office
Clerk - 15 - - - 25th Oct/91 11th Sept/92 - - - 1 10 18

Tahsildars Estate
Chicacole - Ag Clerk. - - - 7-8-12th Sept/91 11th July/92 - - - 10 -

P. A. Collis Office Ag 3rd Clerk - - - 10 - - - 21st July/92 30th Sept/92 - - - 2 10

Tahsildars Office Chicacole - 15 - - - 1st Oct/92 14th Oct/92 - - - 14

Civil Court Estt. Probationary
Bahampore - Criminal Record 30 - - - 21st Oct/92 5th May/93 1 6 15

Duala Kinnari Estate
D. P. W. Establishment
attached to the H^d Clerk
Collector's office
H^d Gumastra 40 - - - 6th May/93 29th Oct/93 - - - 5 24

P. A. Collis Office Ag. Civil H^d
Chicacole Gumastra 30 - - - 30 Oct/93 30th Nov/93 - - - 12

Duala Kinnari Estate
D. P. W. Establishment
attached to the P. A. Collis
office
H^d Gumastra 40 - - - 1st Dec/93 31st Jan/94 - - - 2

Do - - - 25 - - - 1st Feb/94 5th July/94 - - - 5 8 Pay reduced vide
Court of Appeal No. 379
of 16 January 1922

P. A. Collis Office Ag. Civil H^d
Gumastra 25 - - - 9th July/94 4th Dec/94 - - - 4 26

P. A. Collis Office Ag. H^d Clerk 25 - - - 10 - - - 5th Dec/94 10th May/95 - - - 5 6

P. A. Collis Office Ag. H^d Clerk 30 - - - 10 - - - 11th May/95 24th Oct/95 - - - 5 14

P. A. Collis Office Ag. H^d Clerk 30 - - - 10 - - - 25 Oct/95 5th Jan/96 - - - 2 12

Do - - - 30 - - - 1st Feb/96 31st Jan/96 - - - 1

Do - - - 30 - - - 1st Feb/96 31st Jan/96 - - - 1

Do - - - 30 - - - 1st Feb/96 31st Jan/96 - - - 1

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W. H. Miller
Collector Gungam

Treasury Audit
DEPARTMENT.

No. 228n

Fort Saint George,
Accountant General's Office,
28th September 1878.

FROM THE ACCOUNTANT GENERAL
TO THE GOVERNMENT OF MADRAS,

TO THE District and Sessions Judge
Goujourn
Berhampore

SIR,

I have the honor to request you
will be so good as to state, for the informa-
tion of the Government, the circumstances
under which Nandagiri Venkata Chelamaya
Kudipati was retained as Criminal Record
Keeper on probation for the long period from
the 20th of October 1869 to the 5th of May 1871 without
being confirmed in that appointment.

2. It would be well also I think
to explain, though this information has not
been specially called for by the Government,
the circumstances under which the appoint-
ment above referred to was not permanent
but filled up till the 20th of January 1876.

I have &c
(Signed) L. G. Probyan
Accountant General

Cmpd CP

Record

Encl No 278/78

Encl 5th Dec 78

N^o 1154

Ganjam District & Session Court
16th October 1878

From

J. R. Daniel Esquire

District and Session Judge
of Ganjam

To The Accountant General

Madras.

Sir

In reply to your letter 28th
September 1878 N^o 228 N, I have the honor to
state for the information of Government that
Nandagiri Venkata Chelamaya was appointed
by the late District Judge as probationer
for three months on October 2^d 1869.

The appointment was not con-
firmed at that time apparently because the
Judge was not satisfied with him: there is no
definite order regarding the extension of the
period of probation but he remained until
April 29th 1871 when he reverted to his pre-
vious appointment of Clerk in the Prin-
cipal Assistant Collector's Office. It seems
that the Judge then considered that he would
not qualify himself for the Office of Criminal
Record Keeper.

In reply to the 2^d para of
your letter it appears that many proba-
tioners were subsequently appointed but the
Judge not being satisfied with them did
not confirm them and the appointment was
permanently

permanently filled up by his successor in
January 1876

2962
I have &c
(Signed) J. R. Daniel
District and Session Judge

/ True Copy /

H. G. G. G.

Asst. to the Secy. Genl.

Audit DEPARTMENT.

No. 6067

Fort Saint George,
Accountant General's Office,
31st Oct. 1878.

FROM THE ACCOUNTANT GENERAL
TO THE GOVERNMENT OF MADRAS,

TO THE *Secretary to Government*
Revenue Department

SIR,

With reference to your Memo No. 195 dated the 27th Ultimo requesting me to ascertain from the Civil Court at Berhampore the circumstances under which Nandagni Vincalachumia was retained as Criminal Record Keeper in probation for the long period of 1 year 6 months and 15 days, and to enquire whether that individual was employed in a full vacancy reserved for him pending probation, I have the honor to forward herewith copy of my reference to the District Judge of Ganjam and of his reply thereto and to state with reference to the latter that it does not in any way alter the views expressed in my letter No. 200 & of the 27th Ultimo.

The Enclosures to your Memo under

DEPARTMENT,

ACCT. GENL'S OFFICE, MADRAS.

No.

FROM

THE ACCOUNTANT GENERAL, MADRAS,

TO

Dated

Recd

Ans'd.

No. of answer.

Subject.

Recd's - Decem 1st 1878

Dec 1st 1878

Record

Reply are returned herewith

I have the honor to be

Sir

Your most Obedt Servant

L. Moly

Accountant General

compd CP

2969
13

No. 2,948.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 15th July 1871.

Read the following letter from F. C. CARR, Esq., Acting Collector of Ganjam, to the Acting Secretary to the Board of Revenue, dated Chatterpore, 19th June 1871, No. 747:—

I HAVE the honour to request that you will be good enough to obtain the orders of the Board as to whether the words "officers of the Uncovenanted Service detached under the authority of Government for employment under the Court of Wards," occurring in the Resolution of the Governor-General of India in Council, dated the 9th November 1870, No. 2,969, do not include the Government servants who may be detached by the Local officers for service under Court of Wards.

2. One Nandagiri Vencatachellam, an income-tax Clerk who acted for more than year as Criminal Record-keeper of the Civil and Session Court of Berhampore on probation has now been appointed Acting Pura Kimey Public Works Clerk in the Principal Assistant Collector's Huzoor Cutcherry on Rupees 40 pay. This man offers to pay 6 per cent. of his salary to Government with a view of being allowed to count the service in his present post towards pension.

3. If the word "Government" does not in this instance include the Local officer who makes the appointment, it will be necessary to obtain the sanction of the Government to every appointment under the Court of Wards in order to admit of its counting for pension. This would seem unnecessary, as the "Government" which gives the corresponding appointment in our own talooks is the Local authority: it would therefore appear that N. Vencatachellam's request may be granted.

THE Collector in his capacity of Agent to the Court of Wards makes those appointments which he is competent to make, either with or without reference to the Court, who act on behalf of Government, and appointments so made by the Collector are appointments made under the authority of Government.

(A true Copy and Extract.)

(Signed) F. BRANDT,
Acting Sub-Secretary.

(True Copy.)

(Signed) J. T. MAYNE,
First Assistant.

To the Acting Collector of Ganjam.
Copy to all other Collectors.

For the Collector

1871
Revenue Department

ACCT. GENL.'S OFFICE, MADRAS.

No. 6667

FROM

THE ACCOUNTANT GENERAL, MADRAS.

To the Acting Collector of Ganjam.

Revenue Department

D.D. 2969-7 Dec 1870

Dated 31 Oct 1871

Recd. 2 Oct 71 No. of answer.

Ans.

Subject,

Inc.

Enclosed for the office
reference to the Collector of
Ganjam & for his reply thereto
regarding the income-tax
which Nandagiri Vencatachellam
wishes to pay towards a pension
which he claims on his service
as a Clerk in the
Revenue Department.

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Mis No 5939. Revenue Dept.
Proceedings of the Court of Wards
Dated 15th June 1878.

Read the following;
No. 1221

From, G. D. Leman Esquire
Collector of Ganjam

To, The Secretary to the
Court of Wards.
Madras.

Dated, Chatterpore 6th May 1878.

Sir,

I have the honor to bring to
notice of the Court the case of Mandapin
Venkatachellamiah now Head Clerk
in the Principal Assistant Collector's
Office.

2. He served Government up to
the 4th October 1869 in various ap-
pointments; from 5th October 1869
to 5th May 1871, a period of 19 months,
he was probationary Criminal
Records

1871.
Board of Revenue,
MADRAS.

PROCEEDINGS, 15TH JULY 1871, No. 2,948.

Encl

Received

No. 2009/78.

JULY.
No. 2,948.

Unemployed Servants—detached by local
officers for employment under Court of Wards
to be considered as having been detached under
authority of Government.

Record keeper in the Sessions Court.

3. Between 6th May 1871 and 29th October 1871 he was Head Gymnastah in the Parlakhimdy Estate Public Works Department.

4. Between 30th October 1871 and 30th November 1871 he was acting Civil Head Gymnastah in the Principal Assistant Collector's Office and since that he has remained in Government service.

5. The Accountant General refuses to recognize his service of 19th months because he was a probationer, and refuses to receive his pensionary contribution for the first appointment in Kennedy because he was not in any substantive appointment at

* Letter to Accountant General
15th August 1871 No 1493—

His reply no 3420 of 20th August 1871

Letter to D^g no 1676 dated 23rd Sept 1871

at the time he was taken on by the Estate. Vide marginally noted correspondence copies enclosed.

6. It will be a very serious matter to the Clerk if the 19 months is not to count and it seems unreasonable that any one should be kept on probation for so long a time.

7. His case was brought to the Board's notice in June 1871 and they declared that servants detached for appointment in the Estate service by Local Officers were to be considered as having been so transferred under auth.

This has now been overruled by H. O. 3725 of 15th July 1871. No 1589. D. Proceedings No 2948 of 15th July 1871.

* Copy not available.

8. Further, clause 3 of Section 7, Chapter V of Civil Pension Code Second Edition printed in 1873 seems to me to show that the service of this individual during the long time he was a probationer, can be taken for pension or substantive service.

9. I request the Court to take steps to have the Accountant General's ruling in the matter of the probationary service overruled, also that the permission of Government be now obtained for his temporary transfer to the Postoffice service on the two occasions quoted.

I have
Sd. G. D. Linnan
Collector.

Submitted

Submitted for the favorable consideration of Govt.

(True Copy & Extract)

J. Munnick
By Sub Secretary.

To
The Secretary to Government
Rev. Dept. with Copy of enclosure
and Copy of Board's Pr. dated
15th July 1891. No 2948.

J. Munnick

260
Copy of letter from the Dy Collector
of Ganjam to the Accountant Ge-
neral Fort St. George dated 15th
August 1871 No. 1493.

With reference to the an-
nouncing Proceedings of the Board
of Revenue dated 15th Ultimo No. 2942
(to be obligingly returned) I beg
that you will kindly point out
the head to which the deduction
is to be credited.

A sum of Rs 4-12-10 deduc-
ted from the Clerk's pay for June
and July last, I have directed to
be kept in deposit pending re-
ceipt of your orders.

I have &c
W. H. Lyons
Dy Collector

Copy of letter from the Offg
Accountant General, to the
Collector of Ganjam dated

Received & the
Revenue and Revenue
for accounts

Chincher
Deputy Dy Collector
Chincher
18 June 1878

Revenue 1878 Bk

No. 2609

Proceedings of the
Board of Revenue

Vol. 2963-5 Dy Collector

1878

Dated 15th June 1878

Head 17th No. 2. 17

No. 2. 17

Revenue and Revenue
the Clerk's pay for June
and July last, I have directed to
be kept in deposit pending re-
ceipt of your orders.
may be granted for his functions
transferred to the State Service in
the two occasions specified by
the Collector

Revenue

23^d August 1871 No 3420.

Vide your office letter No 1493 dated 15th August 1871 with enclosure herewith returned.

The undersigned has the honor to state that the percentage on salaries received from Members of the Uncoveranted Service transferred for employment under the Court of Wards should be credited to "Miscellaneous" under a distinct entry. You are requested to report whether N. Venkatachellamiah held any permanent employment under Government before he was appointed Income Tax Clerk, if not, no percentage on his salary should be received from him since his previous service is not eligible.

2503
eligible for pensions. Vide orders published in the Fort Saint George Gazette of 10th January 1871 Page 25.

1st Lt. Fitzgerald
for Offg. Asst. General

Copy of letter from the Deputy Collector of Ganjam to the Offg. Assistant General Fort Saint George, dated 23^d Sept 1871 No 1676.

In reply to your letter to the Collector No 3420 dated 23^d August last, I beg to report that N. Venkatachellamiah held no permanent employment under Government before he was appointed Income Tax Clerk. The percentage taken from him will be refunded to him.

Shave 1
1st Lt. R. H. Lyons
Dy. Collector
1st Lt. R. Sorniah Dora
Ag. Collector for
Collector, Ganjam.
True copy/
J. Munnick
Asst. Sub Secretary

Send me in
Burt's proceedings
dated 15th June 1890
No 5939 to the
Secretary to Govt M. D.

Per 2809/90.