

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	2653	<u>Press</u> ~~Mis.~~
	167.168	
Dated	8-11-	1867.

Not to be folded or roughly handled

71

*Proceedings of the Madras Government, Revenue Department,
8th November 1867.*

No. 167. Read the following Proceedings of the Board of Revenue, dated 1st November 1867, No. 7,123.

Read the following letter from the Collector of North Arcot, to the Secretary to the Board of Revenue, dated Chittoor, 28th September 1867, No. 278:—

In forwarding transcript of the correspondence noted in the margin, I have the honor to request that the Board will be pleased to support Mr. Comyn's claim for refund of the portion of deputation allowance drawn by him, which has been retrenched by the Accountant General under the first of the two objections made in support of such retrenchment.

From Acting Sub-Collector to Collector, dated 7th September 1867, No. 390.
From Collector to Accountant General, dated 10th September 1867, No. 49.
From Accountant General to Collector, dated 26th September 1867, No. 3,505.

From the Acting Sub-Collector of North Arcot, to the Collector of North Arcot, dated Vellore, 7th September 1867, No. 390.

1. When I was recently in charge of this district for a month during your absence on privilege leave, I drew deputation allowance at Rupees 550 per month, as authorized by the Civil Auditor's Manual, Chapter II., paragraph 72, Note B, and paragraphs 82 and 87. These paragraphs are copied in the margin for easier reference.
 2. But in the statement shewing the result of the examination of the Treasury accounts of this district for July last, of which a copy is enclosed, the Accountant General has retrenched a portion of my deputation allowance from the 18th to 30th June, namely, Rupees 137-3-7, at the above rate, on the ground, first, that there is no order of Government appointing me to the charge of the Collectorate; and (secondly) that when such an order has been issued, I could only draw deputation allowance as Acting Sub-Collector at Rupees 433-5-4, because deputation allowance cannot be given to me both as Acting Sub-Collector and Acting Collector.
- B. When holding an office of inferior emolument, and officiating in an office of superior emolument, he draws one-fifth of the monthly salary of the appointment officiated in in all cases in which the salary of such appointment does not exceed Company's Rupees 2,000, and one-tenth of the portion in excess thereof.
82. A Civil Servant officiating in more than one appointment, is entitled to deputation allowance regulated by the aggregate amount of the salaries of the offices (Section 25).
87. So far as the claim to deputation allowance is concerned, no distinction is made between an Officer designated as officiating in an appointment not his own, and an Officer in charge only of such an appointment.

18th to 30th June, namely, Rupees 137-3-7, at the above rate, on the ground, first, that there is no order of Government appointing me to the charge of the Collectorate; and (secondly) that when such an order has been issued, I could only draw deputation allowance as Acting Sub-Collector at Rupees 433-5-4, because deputation allowance cannot be given to me both as Acting Sub-Collector and Acting Collector.

3. These objections do not appear to me to be valid. I think my being placed in charge of the district during your absence was a temporary arrangement, which, by the spirit of the Board's Standing Circular, 12th February 1863, (Dalyell's edition, page 386,) you are authorized to make, and which confirmed by the Board entitles an Officer to deputation allowance. Should it, however, be necessary to obtain the recognition by Government that I was to all intents and purposes in charge of the Collectorate during your absence, and therefore entitled under the rules to deputation allowance, I request that you will be good enough to apply to Government, in order that an order may be issued having retrospective effect to enable me to retain the allowance I have drawn.

4. With regard to the second objection, it does not seem to be justified by the rules above quoted; for, under Rule 82, a Civil Servant officiating in *more than one appointment* is entitled to deputation allowance regulated by the *aggregate amount of the salaries of the offices*, in the manner fixed in Clause 6 of Rule 72 (Section 25). This was exactly my case. I was in charge of both offices, did the work of both, and drew deputation allowance at the rate of Rupees 550 in the manner specified in Clause 6 of Rule 72. As I consider myself entitled to this allowance, my position being fortified by the rules, I request that you will be good enough to represent the matter to the proper authorities, in order that the retrenchment made by the Accountant General may be withdrawn.

*Proceedings of the Madras Government, Revenue Department,
8th November 1867.*

From the Collector of North Arcot, to the Accountant General, Madras, dated Chittoor, 10th September 1867, No. 49.

In forwarding the accompanying letter from the Acting Sub-Collector, dated the 7th instant, No. 390, I have the honor to request that Mr. Comyn's claim for refund of the retrenched portion of deputation allowance drawn by him may be re-considered with reference to the ground on which it is now made.

From the Acting Accountant General, to the Collector of North Arcot, dated Fort St. George, 26th September 1867, No. 3,505.

1. With reference to the reasons adduced by Mr. Comyn in his letter received with your's of 9th instant, No. 49, I have the honor to observe that the first objection would be removed by Government recognizing the arrangement made by the Collector, whereby Mr. Comyn obtained charge of the district.

2. As regards the second objection, namely, that deputation allowance cannot be given upon the aggregate of the salaries of the Collector and Sub-Collector, I would observe that though the wording of the deputation rule, quoted by Mr. Comyn, would apparently justify the claim, yet, the Government having ruled in a similar case which occurred several years ago, when another Officer like Mr. Comyn was put in charge of a district where he was appointed Acting Sub-Collector, that deputation allowance upon the Collector's pay only could be given, and their proceedings having been confirmed by the Home Government, there is no reason that Mr. Comyn could be treated differently.

Submitted for the orders of Government.

No. 168. ORDER THEREON, 8th November 1867, No. 2,653.

Miscellaneous.

The Government recognize Mr. Comyn's assumption of the charge of the district during the Collector's absence so

as to entitle him to deputation allowance under the rules.

(True Extract.)

(Signed) W. HUDLESTON,

Secretary to Government.

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

Exd. S. T. Augustin.

been confirmed by the Home Government, there is no reason that Mr. Comyn could be treated differently.

(True Copy.)

(Signed) J. D. ROBINSON,
Collector.

Submitted for the orders of Government.
(True Copies and Extract.)

W. H. H. H.

2553 Secretary.

To the Secretary to Government, Revenue Department.

Copy to the Collector of North Arcot.

Exd. T. Cartledge.

Submitting for orders of Government letter from Collector of North Arcot requesting that Accountant General may be authorized to pass deputation allowance due to Acting Sub-Collector when he was in charge of District.

No. 7,123.

Dated 1st November 1867.

PROCEEDINGS OF THE BOARD OF REVENUE.

No. 3022.

1867.

Department

For the Collector of North Arcot

Comyn's assumption of the charge of the district during the Collector's absence so as to entitle him to deputation allowance under the rules.

For the Collector of North Arcot

2553-8/Nov

With order

2553-168