M.R.O. 14—5,450—22-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 380 Press ~~Mis.~~

188. 189

Dated 15-2-1867.

Not to be folded or roughly handled

No. 188. Read the following letter from the Accountant General, to the Secretary to Government, Revenue Department, dated Fort Saint George, 17th January 1867, No. 354:—

1. With reference to Government Order, No. 2,703, dated 8th October last, I have the honor to observe that Mr. Banbury is correct in stating that when he acted for Mr. Reade as Collector of South Arcot, from 7th August to 27th October 1865, and drew the fixed tent allowance, which has been retrenched under Government Order, No. 1,090 of 7th May last, the Madras ruling awarding that allowance to both the permanent and acting officer was in force, inasmuch as Government Order, No. 1,818, dated 13th September 1861, does admit of two officers drawing the allowance for the same time, for while it secures the fixed tentage to an officer absent on privilege leave, it also grants that allowance to the acting officer if his appointment to act is made by Government.

2. In acting upon the Order last quoted, the Audit Department has, on several occasions, admitted fixed tentage to officers, both when absent on privilege leave and when on other duty, as well as to their substitutes, and it does not appear that the Order of the Government of India, No. 1,139, dated 6th July 1864, is opposed to this practice. According to that Order, an officer absent on privilege leave is entitled to his fixed tentage, which is viewed as a contract allowance, provided he "keeps up his tents during his absence, and placed them, *if required*, at the service of the officer deputed to act for him," implying, as it appears to me, that the acting officer has the option of either using them or bringing his own; and if he does bring his own tents, it is not clear upon what grounds he could be refused the fixed tent allowance, while at the same time the absentee, if he have fulfilled the conditions laid down, has an undoubted right to the allowance.

3. Under these circumstances, I beg to suggest that the Order of 7th May last, may be modified, and Mr. Banbury and other officers similarly situated, permitted to retain the tentage which they may have drawn prior to that date.

4. And as Mr. Banbury's case is an instance of what may occur again, and in fact does frequently occur, I would further suggest that Government will be pleased to take the whole subject into consideration, with the view of either cancelling the rule which declares that two officers shall not receive fixed tentage in the same appointment for the same period, or for the issue of such further orders as will enable this department authoritatively to enforce that restriction without its decisions being called in question, as under the present state of the rules on the subject, is now frequently done.

No. 189. ORDER THEREON, 15th February 1867, No. 380.

Miscellaneous.

1. Under the circumstances stated by the Accountant General, the Government will not require him to retrench any officers on account of fixed tentage drawn in accordance with the practice in force under the G. O. of 13th September 1861.

2. It appears to Government that it will meet the requirements of the case if the rule precluding payment of fixed tentage to two officers for the same time and on account of the same office, be modified so as to except the case of absence of an

officer on privilege leave and the deputation of another by Government to act for him, in which case the Government will permit both officers to draw the fixed tentage of the grade, provided they satisfy the other requirement of the rules by maintaining the prescribed tent equipage available for use on the spot.

(True Extract.)

(Signed) W. HUDLESTON,
Secretary to Government.

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

Erd. S. T. Augustin.

W.-380.

Under the circumstances stated by the Accountant Genl. Govt. think it unnecessary to require him to withhold any Officer's fixed Tentage drawn in accordance with the practice in force under the G.O. of 13. Sept. 61.

It appears to Govt. that it will meet the requirements of the case if the rule precluding payment of fixed tentage to two Officers for the same time & on account of the same Bde. be modified at least except the case of absence on Privilege leave of the deputation of another by Govt. Each Govt. claim - in which case the Govt.

N.

Rev: 1867 Department
Pro of Govt for Feby
No. 139.

From
The Accountant General

To The Secretary to Govt
Revenue Department

Dated 3 January 1867
Rec'd 7 -

No.

Subject

Stating that the ruling allowing Officers to receive fixed lentage in the same post for the same time was in force when Mr Bardsley acted for Mr Reade in South Arcot and recommending revision of the existing rules on the subject.

No 380. 15 Feby

Wdtcmdm

Pro: 13 September 1855 Nos 142-143
" 7 May 1856 " 140-142
" 25 July " 64 " 425-426
" 8 October 1866 " 165-166.

From Accountant General
10 June / 66 No 1488

Nos 188-189

With permit to the Officers & draw the fixed lentage of the grade provided they satisfy the other requirements of the rules & maintain the prescribed Establishment available for such duty on the Staff.

15th July 1867.

6 Copies to the Accountant General Despatched 16th
14 " " Board of Revenue

period, or for the issue of such further orders as will enable this Department authoritatively to enforce that restriction without its decisions being called in question, as under the present state of the rules on this subject, is now required.

I have the honor to be,
Sir,
Your most obedient servant,

T. Anthrobus

Accountant General C.