Revenue (189 7) Department.

MISCELLANEOUS SERIES.

G.O., No. 2470

DATED 14th May

[Despatch Abstract.]

Declining to indemnify on behalf of S. Ramachandra Pillai late a peon of the Krishnagiri Circle, Salem Dt.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
CRO 1708/98.							

Revenue (1897) Department.

CURRENT, No. 3872

DR 14/5

The Hon'ble Mr Bliss C.I.E.

Secy

Instr of to-day's recd 10/5/97

GOVERNMENT OF MADRAS * REVENUE * 8 MAY 97

From the Secretary to the Commissioner of Salt, Abkari and Separate Revenue Madras.

For Orders.

Jnis No. 1758

Dated 1st May 1897

Received 8.5.97

Registered 10.5.97

Enclosures 3.

Spare copies

SUBJECT.

Submitting to Government with remarks the appeal petition of Peon S. Ramachandra Pillai of the Krishnagiri Circle

The facts of the case are briefly stated in the Dy: Comr's letter. The Assistant Comr reduced the petr from the post of 2nd grade Jamadar in the Salt Department to that of a first grade Duffadar. The Deputy Comr, on appeal, confirmed the Asstt Comr's order. On second appeal, however, the Board of Revenue enhanced the punishment by reducing the petr still further to a first grade peon's place. The Board justifies its action by saying that the petr's defaulter book showed that he had on several occasions been punished for vexatiously abusing his powers, and that he was

R? 1/10.5

was unfit to hold the charge of a party.

The defaulters sheet and other Records connected with the case have not been sent up by the Board.

Submit that there is no need to go into the merits of this case. Para 5 of the Dy Commrs letter (Key B) shows clearly, I submit that the Board is right in holding that the man is not fit to have charge of a party. Granting this his reduction to the first grade of peons is unavoidable

Mk 13/5

Ille 13/5/97

H. 14/5/97.

G.O. Mis No. 2470 of 14th May '97

The Govt see no reason to interfere on petitioners behalf.

Ille 13/5/97

H 14/5/97

To the Petr
To the Board (S.R.) with Enclosures.

Mk. 19.5.97

BACK PAPERS.

G.O.	No.	Department.	Date.
C No 3320	97	10 803 R	26 4 97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No 572. Dated 3rd February 1897

From C. G. Todhunter Esquire I. C. S
Sclt. Abkari and Separate Revenue
Actg Deputy Commissioner, Central Division

To
The Secretary to the Commissioner of
Salt, abkari and Separate Revenue
Madras.

Sir,

I have the honor to submit herewith a petition from 1st Grade Duffadar Ramachandra Pillai of the Krishnagiri Circle, appealing to the Board against Mr Fowler's order Confirming the order of reduction passed upon him by the Assistant Commissioner Anect Sub Division for unnecessary interference and vexatious arrest of the accused in C. R No 516 of 95 and to state the Circumstances of the Case as follows:-

2. The petitioner at the head of a party arrested the accused in C.R No 516 of

of 1895 under the plea that he had transported arrack in a less quantity than was entered in his permit. On Subsequent engeiry of the Case by the Inspector, it transpired that the arrack was transported under a valid permit, and that the deficiency alleged by the petty officers was due to the Careless manner in which he measured the liquor at the Police Station, which fact was attested by the Police Constable at the Station at the time. The petty officers action in Seizing the liquor transported under a valid permit and masking the Same in measuring it with a view to justify his action as well as in arresting the accused being an unwarranted and illegal he was handed up for punishment.

3. The Inspector recommended a temporary reduction for 3 months to a 1st Grade Duffadarship but the Assistant Commissioner, taking a more Serious view of the Case ordered his permanent reduction.

4. The petty officer appealed to Mr. Fowler, who confirmed the order with the remark that his Service book and Defaulter Sheet showed that he was a man of general bad character.

5. The petitioner has Counted a Service of 12 years in the Department and is aged about 37. He has been Suspended once and reduced once previous to the present punishment. The entries in his defaulter Sheet are numerous and more than one of them relate to illegal Seizures and vexatious arrests.

6. The Statements in the appeal petition contain a vague allegation that the petitioner's action was bona fide and the charge false, but are chiefly directed to showing that

that the punishment is too severe. They do not appear to establish either point.

7. The Service book, defaulter's sheet and the records connected with the Case are enclosed for the Board's reference.

I have etc

(Signed) T. G. Emerard

For acting Deputy Commissioner.

(True Copy)

Assistant Secretary

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3872

PETITION

REVENUE DEPT

To

His Excellency The Right Honourable
THE GOVERNOR IN COUNCIL,
FORT ST. GEORGE.

The humble petition of S. RAMACHANDRA PILLAY, *Petty officer of Salt and Abkari Revenue, Mathur Party, Krishnagiri Circle, now on leave at Kaveripatnam, Krishnagiri Taluk, Salem District.*

MOST RESPECTFULLY SHEWETH THAT:—

This is an appeal on the Proceedings of the Board of Revenue, Separate Revenue Department, Miscellaneous, No. 715, dated 12th February 1897, reducing the petitioner from 2nd grade Jemadar to 1st grade peon.

2. The petitioner most respectfully begs to state that he has put in a service of about 15 years in the Department and that by hard work and good detection of cases he secured gradual promotion from a Salt peon on Rs. 6 to the 2nd grade Jemadar on Rs. 12. His services in the Petty Officer's grade was nearly 8 years, and during the whole period of service he had given every satisfaction to his superiors.

3. The circumstances that led to the above punishment will be briefly stated thus:—While the petitioner was in charge of Bagalur Party in 1895, he had information that one Dasappa Naidu, Depôt agent, was fraudulently issuing arrack to shopkeepers in smaller quantities than that mentioned in the permits covering such transports and making incorrect entries in the permits. He had this information on the 15th November 1895. He, being afraid that the case might be hushed up, by the Depôt agent, (who is an influential man of the place), before this information was given to the Sub-Inspector of the Range, arrested the accused (in Crime Register No. 516 of 1895) and reported it to his Inspector. The defence set up was that the deficit was due to the spilling of arrack when the arrack was being measured in the Station House. But there was no such thing. The witnesses were the Station House officer and the Depôt agent's men who were all won over by the said Depôt agent. The peons who were with the petitioner when the arrest and measurement of arrack had taken place had all deposed that no arrack was spilt in measurement. The deficit quantity of arrack when measured was a gallon and a half. The petitioner respectfully submits that it is impossible to believe that such a large quantity could have been spilt in measurement. The Inspector to the petitioner's misfortune believed the evidence for defence and formed an opinion that the arrest was illegal; but however he recommended a temporary reduction of one grade for 3 months, in addition to pay the cost of arrack

alleged to be spilt. Mr. St. John, the then Assistant Commissioner, was of opinion, that the payment of the value of arrack alone will be sufficient. The petitioner according to above orders paid the cost. But unfortunately to the petitioner the present Assistant Commissioner mooted the matter again, after a lapse of about 3 months and passed an order reducing petitioner permanently from the 2nd grade Jemadar to 1st grade Duffadar. Thus the petitioner was subjected to two punishments at the same time.

4. On the above order the petitioner preferred an appeal to the Deputy Commissioner who declined to interfere with the orders passed by the Assistant Commissioner.

5. Thereupon, the petitioner preferred an appeal to the Board of Revenue. The Board unfortunately for the petitioner reduced him from the 1st grade Duffadar (on Rs. 10) to the 1st grade peon (on Rs. 8) on the ground that there are several entries against him in the Defaulter [Sheet. The petitioner most respectfully begs to point out that he was reduced three grades in addition to pay a fine (cost of arrack). Virtually he was thus given four punishments for one and the same trivial offence alleged to have been committed.

6. The order of the Board inflicting on him double punishment when he was appealing against the double punishment inflicted on him by the Assistant Commissioner, is, the petitioner respectfully submits, unjust and unfair, in as much as the Board has not gone into the merits of the case in forming its resolutions, basing its reasons on the several entries in the Defaulter book against his name. The entries in the Defaulter book are not of so serious a nature, but were all wiped off by his subsequent good conduct long before the Board passed orders in his case; and as such, they should not have been taken into account at all when his appeal petition was reviewed by the Board. If the entries in the Defaulter book in conjunction with the present alleged offence were a sufficient reason to meet out such a serious punishment as reduction from the 2nd grade Jemadar to the 1st grade peon, the Assistant Commissioner in the first instance would have mooted the matter; and the absence of such a thing clearly shows that such a punishment was never comtemplated by his immediate superiors who knew more of his conduct and work.

7. The petitioner respectfully begs to add that he has a large family solely depending on his pay.

8. In conclusion, the petitioner prays that his Excellency may be pleased to go through his pitiable case and protect him and his large family by cancelling the order of the Board inflicting on him four-fold punishment and restoring him to his former grade of 2nd grade Jemadar.

9. For this act of charity the petitioner shall ever pray.

Your Excellency's
most obedient and humble servant,

17-2-97

Board's Proceedings Ris. No 715 dated 12-2-97. is herewith submitted.

SALE

554

PET. REDS

BOARD OF REVENUE
18 APR 97
MADRAS

Sir

Sd/
27-4-97

Sd/
27-4-97

3872

REVENUE BOARD OFFICE
MADRAS.

Proceedings of the Board of Revenue

(Separate Revenue.)

Dated 1st May 1897.

Mem No. 1758.

Read petition from S. Ramachandra Pillay, petty officer, Krishnagiri circle now on leave, dated 17th April 1897.

Resolution

Submitted to Government

2. A Copy of the Deputy Commissioner's letter No 572 dated 3rd February 1897 in which the petitioner's Case was reported on is enclosed. On a perusal of all the papers in the Case, and particularly in view of petitioner's defaulter sheet showing that he had on several occasions been punished for vexatiously abusing his powers — the Board Considered that he was unfit to hold the charge of a party and reduced him

To

to a 1st Grade peon
(True Extract).

Communicated
Assistant Secretary
To the Secretary to Government, Revenue
Department.

(with petition)

When given for copying ____
When copied ____
When examined ____
When signed ____
} 189

READ AGAIN G.O., No. 189 , DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	..	..	..	A	A	A	A	A	A	A
LETTER OF GOVERNMENT.										
1 STATEMENT WITH DITTO.										
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.										

N.B.—
A = Copy in full.
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Q = Copy heading only