

12/12/12

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17-12-99.

Revenue (1899) Department.

MISCELLANEOUS SERIES.

G.O., No. 2009

DATED

5th June '99

[Despatch Abstract.]

Sanctioning the grant of the ^{mynd} local allowance to Ranger Rama Rao
for the period he held charge of the St. Forest office, N. Malabar.

BACK PAPERS.

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

FURTHER PAPERS.

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

Revenue (1899) Department.

CURRENT No. 2756.



From

The Board of Revenue

(Land Revenue.)

Order No. 2009 of 5th June '99

The grant of the local allowance to the Ranger for the period he was in charge of the District Forest Office, ^{as a special case} is sanctioned, as recommended by the Board of Revenue.

(From order.)

FOREST No. 128 Ref.

Dated 20th April 1899.

Received 24th do -

Registered 25th do -

Enclosures

Spare copies.

SUBJECT.

Requesting the sanction of Government for the grant of local allowance to Ranger Rama Rao for the period he held charge of the D. Forest office, North Malabar.

3.6.99.

110/254

ан(с)т.

Land Revenue, Madras
Dated 20th April 1899.

G.O.	No.	Department.	Date.
D.O. Cas 74 (Lost)			
abstract of B.P. 2	165	lines	18.3.98
P.O. 1154	lines		8.3.98
953	P		13.11.97

FURTHER PAPERS.

[illegible]

Rudolf Semper of Mt. Grass Mgr., ag. Conservator of Forest,
Southern Calif. dated 23rd February 1899, No. 2101 of 1898
for doing with remarks for favour of order North
Calif. District Forest Officer's endorsement on letter
^{from} ~~of~~ Regur Padric Range Officer requesting to allow
him some remuneration for having been in charge
of the District.

And Reference to the Accountant General. First
no 91, dated 15th March 1899.

Also the following Radorsement thereon of the Accounts
-ant General, dated 29th March 1857, No 1208.

There is no account objection to Mr R. A.
R. R. ma Rao being recommended to Government
for the grant of the Local allowance attached to the
office of District Forest Officer, North Malabar,
during the period he was in charge of the
District Forest Office, North Malabar under article
181 of the Civil Service Regulations, in which case
Mr Fireman will not be entitled to draw the
allowance during the period of his privilege leave,
Vide article 300, Civil Service Regulations.

There is no rule under which the allowance can be distributed between these two officers as it is a fixed allowance payable wholly to the District Forest Officer, North Malabar, stationed in the Wynad, vide G.O. no 953 Rev. dated 13th November 1897 and article 64 of the Civil Account Code.

was also endorsement of the ag. Secy.
 Southern Circle, dated 31st March 1899, No. 2101 of 1898 of
 forwarding extract of letter from the District Forest
 Officer, North Malabar giving further information
 about the allowance drawn by Ranger A.R. Rama
 Rao while in charge of the District.

Reference Forest No 128, dated 20th April 1897.

During Mr. Fireman's absence on 3 months' privilege leave last year, Ranger Rama Rao was, with the approval of Government, placed in charge of the District Forest Office, North Malabar. He now claims the Wjquad allowance of Rs. 100 per mensem granted to the District Forest Officer under G.O. No. 953 Rev. Dated 13-11-1897 for the period he was in charge of the District Forest Office. The allowance in question was already drawn by Mr. Fireman during the period of his leave under article 300, Civil Service Regulations; but the Board considers that Ranger Rama Rao has a superior claim to it. From its very nature, a local allowance is one that should be drawn by the officer residing in the locality on account of which it is given. When therefore during the absence of the permanent incumbent on leave an officer is present in the locality and in charge of the appointment to which the allowance is attached, the Board thinks that the latter should draw it in preference to the former officer. It accordingly requests that Government will be pleased to sanction the grant of the allowance to

G.O. 1154 of 8.3.98
 * The order was communicated to the Board semi-officially. The D.O. is not available in the office - it is apparently a D.O. from the Private Secretary sent direct to the Board. Please see reference to this D.O. in para 3 of Mr. Davidson's D.O. No. 43 of 11.5.98 (E). Please see Revenue Abstract of B.P. 165 of 18.3.98 (perhaps)

to Ranger Rao. As for the period he was in charge of the District Forest Office under article 181 of the Civil Service Regulations. The Accountant General who was consulted states that there is no account objection to the allowance being granted to Ranger Rama Rao under the article above referred. If the grant of the allowance to Rama Rao is sanctioned by Government, Mr. Fireman will be directed to refund the amount drawn by him during the period the former officer held charge of the District Forest Office.

Lonel Dhocto
 Ag. Secretary

To
 The Secretary to Govt. R.D.

Boards' Refce (Forest) No. 128820.4.99
(Cus 2756 of 99)

To the Under Secretary.

Although, as stated by the
accountant General, there is no
account objection to the allowance
being granted to the Ranger (for,
article 181 of the C. S. R. provides for
the payment of local allowance
to ~~the~~ an officer in charge of the
current duties of an office) it is a
question for consideration whether the
Boards' recommendation ^{should} ~~may~~ be
accepted in view of the fact that the
officer to whom the grant of the
Wynad allowance was recommended
by this Government to the Govt of
India and by that Govt to the
Secretary of State was "the District
Forest officer for the time being of
North Malabar". In the present case
the Ranger was only in charge of
the District Forest office.

Orders are solicited.

8/9.5.99

Secy

Submitted that the Secy, N
State ^{only} sanctioned a local allow.
The mles of the C. S. R. govern

please see letters in f. o 953
13.11.97

the application of the
sanctioned grant. The
Bd seems it is submitted
right in holding that
the working incumbent
should get the local
allowance & the A.G.
certifies that there is
no account objection.
Submitted that the
Govt may approve &
order accordingly.

13/IV/88

Secretary's query on C.O. 2756/99-

Board's Ref. No. 128 Forest D. 20.4.99

If the Ranger was in
charge & he discharge
all the duties of a
D.F.O.?

S.P.

To Under Secretary.

With reference to the
above query of the Secretary
it is submitted as follows.

It would appear that
a Ranger placed in charge
of a District Forest Office
with out at the same time
being gazetted as District
Forest Officer, cannot exercise
the powers conferred upon, or
~~the~~ discharge the duties re-
quired of, a District Forest
Officer by any of the pro-
visions of the Forest Act
or the rules framed thereunder.

please see for instance sections 20, 21, 44, 45 and 49 of the Forest Act and portions marked in pencil at pp. 114, 120 and 130 of the Forest Manual. It is regretted that no further or more definite information is available in the Office here on the subject of the Secretary's query; if so desired, the Madras Office will be written to for further information. Attention is in the present connection invited to Section 220 of the Madras Forest Code, under which a District Forest Officer is in the position of an assistant to the Collector in forest matters and is entirely subordinate to the Collector's authority.

P.E.
17/5/99

Levy
~~Chatter~~

Shd the Bd be

asked to report whether any considerable portion of the work had to await the Fireman's return owing to the circumstance that the Ranger was not formally cascaded as D.F.O.? 11/20/98

x at p. 15, 16, 23 + 24 of the Forest Manual (put up).

x The Ranger was confirmed in the 4th grade
- pay Rs 80 on 1-4-98 - vide item
E marked with blue chalk at p. 12-13
of Forest Officers' list for Feby. 1899.

Secretary's further queries on C.O. 2756 of 99.

"Early

- (1) Does the Ranger draw "a Malabar local allowance?"
 - (2) Are there any similar cases where a Ranger has "got a charge allowance?"
- (Intro) by S.F.

To Under Secy.

- (1) As the Ranger's pay at the time he acted as D.F.O. was over Rs 50, he could not have under the ruling ~~contained~~ contained in G.O. No. 1099 of 27.10.92 drawn a Malabar local allowance. The Board recently recommended the extension of the concession of Wynad local allowance to forest Subordinates on a monthly salary exceeding Rs. 50; but the Govt. has sent back the Board's recommendation for revision - vide G.O. No. 4835-d of 12.9.98.
- (2) With reference to the

7

second query ^{above} attention is
solicited to go. no. 609 D
7-2-98 in which the Govt.
declined to accept the Board's
proposal to grant charge
allowance to Ranger placed
in charge of District Forest
Offices. It will be seen that
in the same order the Govt.
declined to sanction the
grant of charge allowance
to Ranger Maduranayagam
Pillai who had ~~been~~ held
temporary charge of the
District Forest Office of South
Arcot in addition to his own
duties. The note under the
go. referred to gives a precis
of the previous correspondence
on the subject. Since the
issue of the order referred to,
there has not been any
application before Govt.
for the grant of charge
allowance to a Ranger
placed in temporary charge
of a District Forest Office.

P.C.
20.5.99 See the case of Maduranayagam
Pillai may clearly be distinguished
as he was in charge for 6 weeks

only; there is no provision
in the rules of the C.S.R.
for the grant of charge
allowance to Ranger; &
such grant wd entail
add expense to the
State. But in this
case Ranger Rana Rao
was in charge for 3 months,
he must, I submit, have
done more than keep
the ~~at~~ current work
going; there is no
account objection to his
getting the local office;
no extra expense
will be occasioned to
the State if he does
get it; & there seems
no reason having regard
to the nature of the office
why an officer on leave
shd draw it.

W.L.
20.5.98

H.L.
It is certainly the
cheapest way of rewarding
the Ranger for the extra work

C. 21/5
22/5/96

4
He must have had when in
charge of the D.F.O's office, to
give him the local allowance
under Art. 181 of the C.S.R.
the pay is apparently per-
missible with the sanction
of Govt, even if the officer
placed in charge were not
competent to perform the
whole ^{the} duties of the office. A
Ranger is legally incompetent
to discharge all the duties
of a D.F.O..

The Orders quoted in
the office notes above show that
Govt has declined to acknowledge
the grant of a charge all^o to
a Ranger, so that it does
not seem quite consistent
with principle that where
there is a local all^o available
he should be remunerated in
that indirect manner.

Further the I. of State
fixing the local all^o at Rs 500
is clearly in view that the
man to draw it would be an
officer of the standing of a D.F.O.

7
G.O. 27/10/92 no
1099 R (clip D)

and not a mere Ranger
Rs 50. The relation between
pay & the local all^o is abso-
lutely disproportionate.

A local allowance is
in the special ~~passed~~ consideration
of the "additional cost of living"
" & clothing in an unhealthy
"locality" & it is never in-
tended that it should be drawn
by any officers except those
"whose salaries are insufficient
to meet the increased cost".
Accordingly it was settled by
the Govt. just quoted that no
Ranger whose pay is above
Rs 50 a month should get the
Malabar local all^o.

Art. 181 ^{C.S.R.} recognizes that
as a general rule a local
all^o does not pass to
an officer who is merely
placed in charge of the current
duties of an office, for any
departure from this rule for
special reasons requires the
"special orders of the Govt."

On principle therefore

I think the ~~Range~~ Ranger's claim
tho? he disallowed. But if
Govt. chooses to pass it the
A.G. will make no objection.
I cannot find any authority
for splitting a local all^y
as the Board w^d do.

There is force in what
the Sec. says, but
I would certainly
let the Ranger have
the local allowance &
accept the B's remuneration
H.W. - 31-5-99-

(I think it is a mistake
to put a subordinate of Ranger
standing in charge of a D.F.O's
office for so long a period as
3 months. It w^d be better
in such cases to put the
asst. J.A. where no senior
officer is available competent
to discharge the work of a D.F.O.
In these such cases all the
duties of wh. an of a D.F.O. can
do must fall on the J.A.
himself, so that the Ranger
only becomes an extra
hand)

This would not do in the
case of the North Malabar
Front charge mostly above
ghats and from 70 to 100
miles distant from Calicut.
H.W. - 31-5-99-

J.H. 207579
Under Secretary.
Please see the draft on docket.
J.H. 207579

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

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

CURRENT

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

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